



**MINUTES OF THE  
JUNE 21, 2022 COUNCIL MEETING  
CIVIC SQUARE, COUNCIL CHAMBERS  
60 EAST MAIN STREET**

Council met in Committee-of-the-Whole closed to the public at 6:47 p.m. and in open session at 7:00 p.m. on the above date.

His Worship Mayor Frank Campion in the Chair.

**Members Present:**

Councillors J. Chiochio (in person), T. DiMarco (7:32 p.m.), B. Fokkens, B. Green, M.A. Grimaldi, J. Larouche, J. Mastroianni, D. McLeod (7:00 p.m. in person), A. Moote (7:00 p.m. in person), C. Richard, G. Speck (in person), and L. Van Vliet (in person).

**Members of Staff and Others Present:**

Chief Administrative Officer, S. Zorbas

City Clerk, T. Stephens

Director of Finance/CFO/Treasurer, S. Fairweather

Fire Chief & Community Emergency Management Coordinator, A. Eckhart (until 10:30 p.m.)

Director of Infrastructure Services, SM. Millar

Director of Planning and Development Services, G. Munday

Director of Community Services, R. Axiak

Transit Manager, E. Zahra (7:00 p.m.)

Manager of Economic Development, L. DeChellis (6:47 p.m. - 6:53 p.m.)

**2022 - 233**

**22-25**

Moved by Richard and Mastroianni

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:47 p.m. to consider:

- Proposed or pending acquisition or disposition of land by the municipality or local board;
  - 457 East Main Street.

**CARRIED**

**2022 - 234**

**22-25**

Moved by Van Vliet and Mastroianni

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:53 p.m. without report.

**CARRIED**

**DELEGATIONS**

**22-28**

Barb Fournier, Chair and Barry Johnston Vice-Chair, Eastdale Alumni addressed Council regarding Thanking City of Welland for their support in the upcoming 10th Annual fundraising golf tournament and to promote the events of the 60th reunion of Welland Eastdale High School.

**AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS**

**04-47**

Julianne Brunet, Chief Executive Officer and Melanie Gross-Kerho, Chair, Welland Public Library Board addressed Council regarding an update on its activities.

**2022 - 235**

**22-1**

Moved by McLeod and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of June 7, 2022, as circulated.

**CARRIED**

**2022 - 236**

**02-160**

Moved by Fokkens and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND waives the rules to move up the Notice of Motions to after delegations.

**LOST  
2/3 MAJORITY REQUIRED**

**2022 - 237**

**04-47**

Moved by McLeod and Mastroianni

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Julianne Brunet, Chief Executive Officer and Melanie Gross-Kerho, Chair, Welland Public Library Board regarding an update on its activities.

**CARRIED**

**2022 - 238**

**06-75**

Moved by Moote and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND approves the Development Charges Policy for Section 26.1 and 26.2 of the Development Charges Act, as attached in Appendix I; and further THAT Welland City Council authorizes Staff to prepare the necessary By-law.

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**06-75** Moved by Larouche and Moote  
THAT Welland City Council amends the sections to reflect effective June 21, 2022 if approved tonight.

**YEAS:** Larouche, Green, Speck, Chiocchio, McLeod, DiMarco, Richard, Grimaldi, Mastroianni, Fokkens, Moote, Van Vliet and Mayor Campion.

**NAYS:** None.

**CARRIED**

**2022 - 239**

**19-22** Moved by Larouche and Chiocchio  
THAT THE COUNCIL OF THE CITY OF WELLAND receives Report TRAF-2022-32 Prohibiting Dogs at Large Events.

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**19-22** Moved by DiMarco and Richard  
THAT Welland City Council refers back to staff Report TRAF-2022-32 Prohibiting Dogs at Large Events.

**CARRIED**

**2022 - 240**

**21-147** Moved by Grimaldi and Chiocchio  
THAT THE COUNCIL OF THE CITY OF WELLAND approve the continuation of the Special Event Application Review Team (S.E.A.R.T) process as described in this report and to include Municipal Significance by the Alcohol and Gaming Commission of Ontario (AGCO) to be delegated to the Director of Community Services through the City Clerk; and further  
THAT Welland City Council approve the continuation of Ticketed and Gated Events as part of the overall event programming at Merritt Park Amphitheatre subject to S.E.A.R.T review, as described in this report; and further  
THAT Welland City Council approve the continued rental of the Amphitheatre by the approved Council rates and fees at Merritt Park without any restrictions on types of uses subject to the S.E.A.R.T process review.

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**21-147** Moved by Chiocchio and Speck  
THAT Welland City Council refers back to staff Report CS-2022-22: Festival and Events Strategy Review.

**YEAS:** Speck, Chiocchio, DiMarco, Richard, Mastroianni and Fokkens.

**NAYS:** Larouche, Green, McLeod, Grimaldi, Moote, Van Vliet and Mayor Campion.

**LOST**

**FOLLOWING THE LOST VOTE ON THE MOTION TO REFER,  
THE MAIN MOTION WAS DIVIDED INTO 4 SEPARATE MOTIONS  
AS FOLLOWS:**

**21-147** Moved by Grimaldi and Chiocchio  
THAT THE COUNCIL OF THE CITY OF WELLAND approves the continuation of the Special Event Application Review Team (S.E.A.R.T) process as described in this report.

**YEAS:** Larouche, Green, Speck, Chiocchio, McLeod, DiMarco, Richard, Grimaldi, Mastroianni, Fokkens, Moote, Van Vliet and Mayor Campion.

**NAYS:** None.

**CARRIED**

**21-147** Moved by Grimaldi and Chiocchio  
 THAT Welland City Council approves that the Municipal significance designation under the Alcohol and Gaming Commission of Ontario (AGCO) be delegated to the Director of Community Services through the City Clerk.

**YEAS:** Larouche, McLeod, Grimaldi, Mastroianni, Moote, Van Vliet and Mayor Campion.

**NAYS:** Green, Speck, Chiocchio, DiMarco, Richard and Fokkens.

**CARRIED**

**21-147** Moved by Grimaldi and Chiocchio  
 THAT Welland City Council approve the continuation of Ticketed and Gated Events as part of the overall event programming at Merritt Park Amphitheatre subject to S.E.A.R.T review, as described in ReportCS-2022-22.

**YEAS:** Larouche, Green, Speck, McLeod, DiMarco, Grimaldi, Mastroianni, Moote, Van Vliet and Mayor Campion.

**NAYS:** Chiocchio, Richard and Fokkens.

**CARRIED**

**21-147** Moved by Grimaldi and Chiocchio  
 THAT Welland City Council approves the continued rental of the Amphitheatre by the approved Council rates and fees at Merritt Park without any restrictions on types of uses subject to the S.E.A.R.T process review.

**YEAS:** Larouche, Green, Speck, McLeod, DiMarco, Grimaldi, Mastroianni, Moote, Van Vliet and Mayor Campion.

**NAYS:** Chiocchio, Richard and Fokkens.

**CARRIED**

**2022 - 241**

**22-13** Moved by Van Vliet and Mastroianni  
 THAT THE COUNCIL OF THE CITY OF WELLAND cancels the RFP21-21 award, previously approved by council to Stantec Architecture Ltd.; and further  
 THAT Welland City Council approves the potential transfer/reassignment of the Transit Facility expansion /renovation to the new Niagara Transit Commission; and further  
 THAT Welland City Council authorizes the assignment of the ICIP agreement to the NTC conditional upon the Province agreeing to the action; and further  
 THAT Welland City Council directs staff to make an application to the Province requesting its consent to assign the ICIP Agreement to NTC.

**CARRIED**

**2022 - 242**

**22-15** Moved by McLeod and Larouche  
 THAT THE COUNCIL OF THE CITY OF WELLAND cancels the purchase of 884 Prince Charles Drive from the Niagara Region, and further  
 THAT THE COUNCIL OF THE CITY OF WELLAND approve the reallocation of funding as outlined in the financial consideration.

**CARRIED**

**2022 - 243****22-20**

Moved by McLeod and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND approves by resolution the designation of Municipal Significance as per AGCO requirements to support the application of an AGCO Special Occasions Permit for a Public Events by the Welland Downtown Business Improvement Area for the 2022 concert series on June 24, 2022, July 8, 22 and 29, 2022 and August 12 and 26, 2022.; and further

That Welland City Council delegates in accordance with its Delegations of Power Policy, the authority to the City Clerk, or designate, to issue a letter of municipal significance to the Honest Lawyer to obtain such permits through the AGCO.

**CARRIED****2022 - 244****22-22**

Moved by McLeod and Van Vliet

WHEREAS Prince Charles Drive (PCD) continues to see increases in volume between Thorold and Fitch; and

WHEREAS a mixture of residential and institutional destinations continue to develop in this stretch of PCD; and

WHEREAS the resulting number of vehicles decreasing speed to reach there destination and/or vehicles increasing their speed to merge into traffic, continues to grow; and

WHEREAS Wilson Rd traffic, Royal Rose Place, Prince Charles Medical Centre, Village on Price Charles Sub-division, a new planned subdivision and the Fitch St. Plaza have entrances and exits onto PCD; and further

WHEREAS residents, users of the medical centre and transit users have expressed concerns regarding the common entrance and exit onto PCD.

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND requests that the Region of Niagara install traffic lights at the common entrance in front of 555 PCD to manage and reduce the risk of traffic related problems.

**CARRIED****2022 - 245****22-28**

Moved by Chiocchio and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Barb Fournier, Chair and Barry Johnston Vice-Chair, Eastdale Alumni regarding Thanking City of Welland for their support in the upcoming 10th Annual Fundraising Golf Tournament and to promote the events of the 60th Reunion of Welland Eastdale High School.

**CARRIED****2022 - 246****22-54**

Moved by McLeod and Larouche (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND consents the request to designate the site of the development at 154 Riverside Drive as a Class 4 acoustic area in accordance with Publication NPC-300.

**CARRIED****2022 - 247****22-83**

Moved by Green and McLeod

1. THAT THE COUNCIL OF THE CITY OF WELLAND accepts the tender of Kada Group Inc. in the amount of \$3,838,743.90 (plus HST) being the lowest received for the 2021 Infrastructure Renewals tender; and

2. THAT Council approves the allocation of funding as outlined in this report; and

3. THAT Council directs staff to prepare the necessary by-law and documents to execute the project; and further

4. THAT Council authorizes the Mayor and Clerk to execute all necessary documents to execute the project.

**CARRIED**

**2022 - 248****22-103** Moved by Richard and Speck

1. THAT THE COUNCIL OF THE CITY OF WELLAND accepts the tender of Brennan Paving Limited in the amount of \$3,981,000.00 (plus HST) being the lowest bid received for the 2022 Road Reconstruction 2 project; and
2. THAT Council approves the allocation of funding as outlined in this report; and
3. THAT Council directs staff to prepare the necessary by-law and documents to execute the project; and further
4. THAT Council authorizes the Mayor and Clerk to execute all necessary documents to execute the project.

**CARRIED****2022 - 249****22-112** Moved by Fokkens and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report CLK-2022-11; Green Advisory Committee; and  
 THAT Welland City Council approves the establishment of a Green Advisory Committee; and  
 THAT Welland City Council approves the Terms of Reference as attached as "Appendix I"; and further  
 THAT Welland City Council directs the City Clerk to begin recruitment for the Green Advisory Committee.

**CARRIED****2022 - 250****22-113** Moved by Fokkens and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND approves the exemption request by Upper Canada Consultants on behalf of Centennial Homes (Niagara) Inc. for its Application for Condominium Approval of sixty-two (62) condominium units located at 160 - 168 Quaker Road in accordance with Section 9 (7) of the Condominium Act, Chapter 4, 1998, as amended; and further  
 THAT staff be authorized to prepare any necessary By-laws.

**CARRIED****2022 - 251****22-114** Moved by McLeod and Larouche (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND accepts the Welland Hydro proposal to purchase the lands on the south-west corner of Moyer Road and Carl Road, Concession 2, Part Lot 13, Parts 41-57 on Plan 59R-7332 (see attached Appendix I) for a sum of \$150,000.00; and  
 THAT Welland City Council authorizes the Mayor and Clerk to sign any documents required to complete the sale of these lands; and  
 THAT Welland City Council authorizes Staff to prepare the necessary By-law(s).

**CARRIED****2022 - 252****22-115** Moved by DiMarco and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND approves the exemption request by Millar, Alexander Barristers & Solicitors on behalf of 5025299 Ontario Inc. (Zeina Homes) for its Application for Condominium Approval of sixteen (16) condominium units located at 144A Thorold Road in accordance with Section 9 (7) of the Condominium Act, Chapter 4, 1998, as amended; and further  
 That Staff be authorized to prepare any necessary By-laws.

**CARRIED****2022 - 253****22-116** Moved by McLeod and Larouche (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Town of West Lincoln dated May 25, 2022 regarding Grimsby Regional Airport.

**CARRIED**

**2022 - 254****22-117** Moved by McLeod and Van Vliet

1. THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to enter into a contract with ASI Marine for the completion of the Welland River Aqueduct Siphon Cleaning project at a cost of \$1,095,609.00 (excluding HST); and
2. THAT Council directs staff to prepare the necessary By-law, documents and agreements for the contracts; and further
3. THAT Council authorizes the Mayor and Clerk to execute all necessary documents and agreements for the contracts.

**CARRIED****2022 - 255****22-118** Moved by Fokkens and McLeod

1. THAT THE COUNCIL OF THE CITY OF WELLAND direct staff to enter into a contract with Kerry. T. Howe Engineering limited for the completion of Detailed Design and Construction Services for the Dain City Redundancy and Security of Water Supply project at a cost of \$172,695.00 (excluding HST); and
2. THAT Council directs staff to prepare the necessary by-law, documents and agreements for the contracts; and further
3. THAT Council authorizes the Mayor and Clerk to execute all necessary documents and agreements for the contracts.

**CARRIED****2022 - 256****22-121** Moved to Mastroianni and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND accepts for information the report ENG-2022-34 Riverside Drive (Prince Charles Drive - Lincoln Street) - Jurisdictional Transfer.

**CARRIED****2022 - 257****02-160** Moved by Speck and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND extends curfew until 11:30 p.m.

**LOST**  
**2/3 MAJORITY REQUIRED**

**BY-LAWS**

Moved by Van Vliet and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND having given due consideration to the following By-laws, as reproduced in this evening's Council Agenda, now read a first, second and third time and pass same, and authorize the Mayor and Clerk to sign and seal same.

**22-83**

BYL 2022 - 120

A By-law to authorize entering into contract with Kada Group Inc. for the 2021 Infrastructure Renewals Project.

**22-118**

BYL 2022 - 121

A By-law to authorize entering into contract with Kerry T. Howe Engineering Limited for the Dain City Redundancy and Security of Water Supply Project.

**22-117**

BYL 2022 - 122

A By-law to authorize entering into contract with ASI Marine for the completion of the Welland River Aqueduct Siphon Cleaning Project.

**22-103**

BYL 2022 - 123

A By-law to authorize entering into contract with Brennan Paving & Construction Ltd for the 2022 Road Reconstruction 2 Project.

**22-113**

BYL 2022 - 124

A By-law to authorize exemption from Condominium approval for lands described as Part of Lot 226, Geographic Township of Thorold, now in the City of Welland, Parts 1 and 2, Plan 59R-16883, municipally known as 160 - 168 Quaker Road.

**22-115**

BYL 2022 - 125

A By-law to authorize exemption from Condominium approval for lands described as part of Lot 241 Geographic Township of Thorold now in the City of Welland, Regional Municipality of Niagara, municipally known as 144A Thorold Road.

**06-75**

BYL 2022 - 126

A By-law to establish and adopt a Development Charge Policy for Sections 26.1 and 26.2 of The Development Charges Act.

**22-13**

BYL 2022 - 127

A By-law to repeal By-law 2022-87 being a By-law to authorize acceptance of proposal and to enter into contract with Stantec Architecture Ltd. for the provision of Professional Services for the new Welland Transit Facility.

**CARRIED**

Moved by Van Vliet and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND having given due consideration to the following By-laws, as reproduced in this evening's Council Agenda, now read a first, second and third time and pass same, and authorize the Mayor and Clerk to sign and seal same.

**22-114**

BYL 2022 - 128

A By-law to authorize acceptance of an offer to purchase from Welland Hydro for the sale of surplus lands located at the south-west corner of Moyer Road and Carl Road.

**22-120**

BYL 2022 - 129

A By-law to exempt certain lands from Part-Lot Control - Part 1 and Part 2 on Plan 59R17262, Part of Lots 40, 41, 42 and 43, Plan 813 (196-204 Kingsway), City of Welland, Regional Municipality of Niagara.

**22-121**

BYL 2022 - 130

A By-law to exempt certain lands from Part-Lot Control - Parts 1 to 12, inclusive, on Plan 59R-17272, Part of Block A - Plan 574, (66, 68, 70, 72 First Street) City of Welland, Regional Municipality of Niagara.

**22-22**

BYL 2022 - 131

A By-law to amend appointment By-laws 2018-48, 2018-49 and 2018-50.



**22-38**

BYL 2022 - 132

A By-law to amend By-law 2006-193, being a By-law to establish and regulate fees and charges for various services or activities and use of property as provided by the municipality.

**22-122**

BYL 2022 - 133

A By-law to exempt certain lands from Part-Lot Control – Parts1-6 on Plan 59R-17267, part of Block KK, Plan 564, Registered Plan 1649 (26-46 Bruce Street), City of Welland.

**CARRIED**

Moved by Van Vliet and Mastroianni

THAT THE COUNCIL OF THE CITY OF WELLAND having given due consideration to the following By-law, as reproduced in this evening's Council Agenda, now read a first, second and third time and pass same, and authorize the Mayor and Clerk to sign and seal same.

**22-1**

BYL 2022 - 134

A By-law to adopt, ratify and confirm proceedings of the Council of the Corporation of the City of Welland at its meeting held on the 21<sup>st</sup> day of June, 2022.

**CARRIED**

Council adjourned at 10:51 p.m.

These Minutes to be approved and adopted by Motion of Council this 19<sup>th</sup> day of July, 2022.

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**MAYOR**


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**CITY CLERK**