



**MINUTES OF THE
MAY 31, 2022 SPECIAL COUNCIL MEETING
CIVIC SQUARE, COUNCIL CHAMBERS
60 EAST MAIN STREET**

Council met in Committee-of-the-Whole closed to the public at 6:48 p.m. and in open session at 7:00 p.m. and again in Committee-of-the-Whole at 9:18 p.m. and again in open session at 9:36 p.m. on the above date.

His Worship Mayor Frank Campion in the Chair.

Members Present:

Councillors J. Chiochio, T. DiMarco, B. Fokkens, B. Green, M.A. Grimaldi, J. Mastroianni, (6:50 p.m.)
D. McLeod (in person), A. Moote (in person), C. Richard, G. Speck (6:50 p.m.), and L. Van Vliet (until
7:35 p.m. and again at 7:49 p.m. until 8:22 p.m.)

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
Director of Infrastructure Services, SM. Millar (7:00 p.m.)
Director of Planning and Development Services, G. Munday
Director of Community Services, R. Axiak
Manager of Economic Development, L. DeChellis (until 6:51 p.m.)

2022 - 199

22-25

Moved by Fokkens and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:48 p.m. to consider:

- proposed or pending acquisition or disposition of land by the municipality or local board;
 - Seeley Street Update.

CARRIED

2022 - 200

22-25

Moved by Richard and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:51 p.m. without report.

CARRIED

2022 - 201

99-43

Moved by Mastroianni and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND, as Sole Shareholder of Welland Hydro-Electric Holding Corp., requests and accepts excess funds of \$1,000,000 by way of a dividend from Welland Hydro-Electric Holding Corp.

CARRIED

2022 - 202

02-160

Moved by Grimaldi and Speck

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report CLK-2022-08: Refer and Defer Motions.

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02-160

Moved by DiMarco and

THAT Welland City Council defers Report CLK-2022-08: Refer and Defer Motions to new the Council.

NOT PUT

**FOLLOWING THE NOT PUT MOTION, THE MAIN MOTION WAS
PUT IN ITS ORIGINAL FORM AND**

CARRIED

2022 - 203

11-108

Moved by Green and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report P&B-2022-25 being a quarterly summary report of approved Community Improvement Plan Incentive Applications between January 1, 2022 and March 31, 2022.

CARRIED

2022 - 204

13-117

Moved by McLeod and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND approves the award to Tim Welch Consulting Inc. to create an Affordable Housing Community Improvement Plan; and further

THAT Welland City Council directs the City Clerk to prepare all the necessary and appropriate By-laws to enter into an agreement with Tim Welch Consulting Inc.

CARRIED

2022 - 205

13-117

Moved by McLeod and Mastroianni

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Councillor Moote and Councillor Van Vliet to the Affordable Housing Advisory Committee for the term May 31, 2022 to November 14, 2022.

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13-117 Moved by Chiocchio and DiMarco
THAT Welland City Council defers the appointments to the Affordable Housing Advisory Committee for the term May 31, 2022 to November 14, 2022 to the new term of Council.

LOST

**FOLLOWING THE LOST VOTE ON THE MOTION TO DEFER, THE
MAIN MOTION WAS PUT IN ITS ORIGINAL FORM AND**

CARRIED

2022 - 213

22-10 Moved by Van Vliet and McLeod (in block)
THAT THE COUNCIL OF THE CITY OF WELLAND appoints Brian Simmons as an alternate member to the Committee of Adjustment for the term May 31, 2022 to June 30, 2023.

CARRIED

2022 - 206

22-14 Moved by DiMarco and Chiocchio
1. THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report CLK-2022-10: 2022-2026 Welland City Council Remuneration Recommendations; and
2. THAT the annual salary for the position of Mayor be increased to \$82,069.00, effective January 1, 2023; and
3. THAT the annual salary for the position of City Councillor be increased to \$29,462.00, effective January 1, 2023; and
4. THAT all benefits for the position of Mayor and City Councillor continue to be aligned with the Non-Union employee group; and
5. THAT By-law 2001-01 regarding participation in the OMERS pension plan remain in effect; and
6. THAT compensation adjustments for the Mayor and Members of Council be equal to the Non-Union employee group economic increases, effective January 1st of each year, beginning in 2024; and
7. THAT the Corporate Services Chair and Integrated Services Chair continue to receive an honorarium in the amount of \$2,137.00; and
8. THAT the Vice Mayor continue to receive an honorarium in the amount of \$4,274.00 annually; and
9. THAT Councillors appointed to committees receive a per diem of \$75.00 per day, as compensation for attending committee meetings of the committees as identified in this report; and further
10. THAT future Council remuneration reviews are conducted by a review during the last year of the sitting Council's term of office.

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22-14 Moved by Green and McLeod
THAT Welland City Council defers Report CLK-2022-10: 2022-2026 Welland City Council Remuneration Recommendations to the next term of Council in December.

YEAS: Green, Chiocchio, McLeod, DiMarco, Richard, Mastroianni, Moote and Mayor Campion.

NAYS: Speck, Grimaldi and Fokkens.

CARRIED

2022 - 206

22-15 Moved by Green and Mastroianni
THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the Fire Chief to purchase a 110' Platform Aerial truck for the value of \$1,565,280 plus tax and a Pumper truck for \$897,920 plus tax, from Commercial Emergency Equipment Co.; and
THAT Council directs staff to prepare the necessary By-law and documents to execute the purchase; and further
THAT Council authorizes the Mayor and Clerk to execute all documents as required.

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

NAYS: None.

CARRIED

2022 - 207

22-43 Moved by McLeod and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information staff Report CLK-2022-09: Lame Duck Provisions; and

THAT the City Clerk be directed to prepare the necessary By-law prior to Nomination Day (August 19, 2022) delegating authority to the Chief Administrative Officer (CAO) and Chief Financial Officer (CFO) from August 19, 2022 to the earliest of November 15, 2022 or when quorum of members of the newly elected Council swear their Declaration of Office, as outlined:

1. The CAO and CFO be delegated authority as the financial signing authority for expenditures, outside the current budget, exceeding \$50,000;
2. That the CAO and CFO be delegated the authority to execute an Agreement of Purchase and Sale pertaining to the disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal for the acquisition of property;
3. That the CAO and CFO will report to Council if the delegation of authority is exercised under the proposed By-law; and further

THAT the By-law shall come into force and effect only in the event that less than seventy-five percent (75%) of the current Members of Council will be returning to sit on the new Council after Nomination Day of the 2022 Municipal Election as determined by the City Clerk.

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22-43 Moved by DiMarco and

THAT Welland City Council refers back to staff Report CLK-2022-09: Restricted Acts Provisions of the Municipal Act, Section 275 (Lame Duck).

NOT PUT

22-43 Moved by Fokkens and Speck

THAT Welland City Council amends by adding "but not exceeding \$250,000" to No.2 of the motion.

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

NAYS: McLeod, Grimaldi, Moote and Mayor Campion.

CARRIED

**FOLLOWING THE NOT PUT MOTION AND AMENDING MOTION,
THE MAIN MOTION WAS PUT AS AMENDED AND**

YEAS: Green, Chiocchio, McLeod, Richard, Grimaldi, Mastroianni, Fokkens, Moote and Mayor Campion.

NAYS: Speck and DiMarco.

CARRIED

2022 - 208

22-100 Moved by Green and Chiocchio

1. THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to enter into a contract with R.V. Anderson Associates Limited for the completion of a Transportation Master Plan at a cost of \$253,790.00 (excluding HST); and further

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 - 209

22-101 Moved by Fokkens and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND approves the entering into a Storm Sewer and Groundwater Management System Agreement with St. Lawrence Seaway Management Corporation (SLSMC) and Queensville Development Inc. Inc. with respect to residential Plan of Subdivision(s) (Fusion Homes) located east of the Kingsway and the Recreational Canal and west of the Welland Shipping Canal; and further

THAT Welland City Council authorizes the Mayor and Clerk to execute any necessary documents associated with the agreement.

CARRIED

2202 - 210

22-102 Moved by Fokkens and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND stops up and closes a portion of the Delaware Avenue Road allowance, shown as Part 1 on Plan 59R-17253 (Appendix I); and

THAT Welland City Council declares surplus to the City's needs, lands on a portion of the unopened Delaware Avenue Road allowance shown as Part 1 on Plan 59R-17253 (Appendix I); and

THAT Welland City Council accepts the Region of Niagara proposal to purchase the lands for a sum of \$10,000.00; 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).

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22-102 Moved by McLeod and

THAT Welland City Council refers back to staff to the next Council meeting Report P&B-2022-31: Proposal to declare surplus, stop-up and sell city owned land – a portion of the unopened Delaware Avenue Road allowance.

NOT PUT

FOLLOWING THE REFERRAL MOTION, THE MAIN MOTION WAS PUT IN ITS ORIGINAL FORM AND

CARRIED

2022 - 211

02-160 Moved by Fokkens and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND suspend the rules for (three) 3 notice of motions.

**LOST
2/3 MAJORITY**

2022 - 212

02-160 Moved by DiMarco and Speck

THAT THE COUNCIL OF THE CITY OF WELLAND suspend the rules to allow Councillor DiMarco to present notice of motions at the end of this meeting for consideration at the June 7th Council Meeting.

YEAS: Green, Speck, Chiochio, DiMarco, Richard and Fokkens.

NAYS: McLeod, Grimaldi, Mastroianni, Van Vliet and Mayor Campion.

**LOST
2/3 MAJORITY**

2022 - 214**22-25**

Moved by McLeod 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 9:18 p.m. to consider:

- proposed or pending acquisition or disposition of land by the municipality or local board;
 - Niagara Region purchase of city owned lands.

CARRIED**2022 - 215****22-25**

Moved by Fokkens and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 9:36 p.m. without report.

CARRIED**BY-LAWS**

Moved by McLeod and Mastroianni

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.

13-117

BYL 2022 - 101

A By-law to authorize acceptance of proposal and to enter into contract with Tim Welch Consulting Inc. for consulting services to create an Affordable Housing Community Improvement Plan.

22-100

BYL 2022 - 102

A By-law to authorize entering into contract with R. V. Anderson Associates Limited to provide professional consulting services for the completion of a Transportation Master Plan.

22-43**BYL 2022 - 103**

A By-law to delegate certain authority to the Chief Administrative Officer and Chief Financial Officer during the restricted acts period.

YEAS: Green, Chiocchio, McLeod, Richard, Grimaldi, Mastroianni, Fokkens, Moote and Mayor Campion.

NAYS: Speck and DiMarco.

22-101

BYL 2022 - 104

A By-law to enter into a Storm Sewer and Groundwater Management System Agreement with St. Lawrence Seaway Management Corporation (SLSMC) and 2676903 Ontario Inc. for Fusion Homes Subdivision.

22-102

BYL 2022 - 105

A By-law to authorize the stopping-up and closing of a portion of the Delaware Avenue Road allowance.

22-102

BYL 2022 - 106

A By-law to authorize acceptance of an offer to purchase from the Region of Niagara for the sale of surplus land located on a portion of the unopened Delaware Avenue Road allowance.

22-15

BYL 2022-107

A By-law to authorize purchase of one new 110' Platform Aerial Truck and one new Pumper Truck from Commercial Emergency Equipment Company.

CARRIED

Moved by Van Vliet and McLeod (in block)

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.

22-110

BYL 2022 - 108

A By-law to exempt certain lands from Part-Lot Control - Part 1 and Part 2 on Plan 59R17258, Part of Lot 90, Registered Plans 549 and 550 (5 and 9 Cedar Street), City of Welland.

CARRIED

Moved by McLeod and Grimaldi

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 - 109

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 31st day of May, 2022.

CARRIED

Council adjourned at 9:57 p.m.

These Minutes to be approved and adopted by Motion of Council this 7th day of June, 2022.

MAYOR

CITY CLERK