



CITY OF Welland

MINUTES OF THE OCTOBER 17, 2023 COUNCIL MEETING CIVIC SQUARE, COUNCIL CHAMBERS 60 EAST MAIN STREET

Council met in Committee-of-the-Whole closed to the public at 6:34 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. Chiocchio, B. Fokkens, B. Green (7:00 p.m.), M.A. Grimaldi, J. Lee (virtual and again at 10:14 p.m.), D. McLeod, A. Moote, C. Richard, S. Setaram, G. Speck (7:00 p.m.), and L. Van Vliet.

Members of Staff and Others Present:

Interim Chief Administrative Officer/Director of Infrastructure Services, SM. Millar
City Clerk, T. Stephens
Interim Director of Finance/Chief Finance Officer/Treasurer, E. Pankoff
Fire Chief & Community Emergency Management Coordinator, A. Eckhart
Director of Planning and Development Services, G. Munday
Director of Community Services, R. Axiak
City Solicitor, C. Woodsford (7:00 p.m.)
Manager of economic Development, L. DeChellis
Manager of Facility Operations & Development, F. Pearson (7:00 p.m. - 10:26 p.m.)
Infrastructure & Asset manager, M. Main
Manager of Human Resources, A. Daisley (7:00 p.m.)
Manager of Fleet, Equipment & Purchasing, A. Beres (7:00 p.m. - 8:00 p.m.)
Revenue Service Manager, M. Lostracco (7:06 p.m. - 9:25 p.m.)
Manager of Parks and Open Spaces, D. Steven (7:45 p.m. - 10:26 p.m.)
Manager, Traffic/Parking/Bylaws, A. Khan (9:30 p.m.)

2023 - 448**23-25**

Moved by McLeod and Richard

THAT THE COUNCIL OF THE CITY OF WELLAND meet, with the Mayor as Chair, in Committee-of-the-Whole closed to the public at 6:34 p.m. to consider:

- personal matters about an identifiable individual, including municipal or local board employees.
 - *Citizen appointments to the Welland Hospital Task Force Committee.*

CARRIED**2023 - 449****23-25**

Moved by McLeod and Mootie

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:43 p.m. with report.

CARRIED**THE FOLLOWING ITEM WERE DELETED:**

PUBLIC MEETING PURSUANT TO CITY OF WELLAND BY-LAW 2013-127 - Public Meeting to Increase Permit Fees under Section 7 of the Building Code Act.

Pages 47 and 48 of the agenda as they were incorrectly attached.

LEGISLATED PUBLIC HEARINGS PURSUANT TO THE PLANNING ACT

Councillor Speck presided as Chair of the Public Hearing:

23-129 Complete applications have been made by Culture Developments Inc. on behalf of 1000421434 Ontario Inc. for the lands Part Township Lot 230 Reference Plan 59R766; Part 5, Part Township Lot 230, and Municipally known as 91, 103, and 109 Quaker Road. The applications include application for Zoning By-law Amendment (2023- 06) to rezone the lands from Residential Low Density - RL1 to Residential Medium Density – RM, and application for Official Plan Amendment (OPA No. 46) to redesignate the lands from Low Density Residential to Medium Density Residential. The intention of these applications is to permit a townhouse development. Concurrent application for Draft Plan of Vacant Land Condominium Approval (26CD-14-23004) has been submitted.

Grant Munday confirmed that the statutory requirements for public hearing had been met, summarized the purpose of the hearing and reviewed the Planning Division Report.

Craig DeVries, Culture Developments Inc., 440 Queen Street, Niagara Falls, ON L2E 2L3 and Michael Sullivan, Landpro Planning Solution, 403-110 James St., St. Catharines, ON L2R 7E8 on behalf of the applicant.

In support of the application:

- No one spoke to the application.

There being no persons present to speak in support of the application, the Chair asked for those opposing the application.

In opposition of the application:

- No one spoke to the application.

There being no persons present to speak in opposition to the application, the hearing was concluded.

PRESENTATION:

23-130 Julien Bell, GM BluePlan addressed Council regarding David Street Outlet Stormwater Master Plan.

DELEGATION:

23-28 Kristina Picton, Representative, Welland Food Drive addressed Council regarding the Annual Welland Food Drive Event on November 4, 2023.

PUBLIC MEETING PURSUANT TO SECTIONS 357/358 OF THE MUNICIPAL ACT, 2001 - TAX WRITE-OFFS

- No one spoke.

There being no speakers, the public meeting was concluded.

AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORT(S)

23-4 Councillor Fokkens Chair, Budget Review Committee provided a verbal report on the Budget Review Committee meeting of October 2, 2023.

2023 - 450

23-1 Moved by Richard and Setaram

THAT THE COUNCIL OF THE CITY OF WELLAND hereby approves and adopts the minutes of the Regular Council Meeting of September 19, 2023, and Special Council Meeting of September 26, 2023, as circulated.

CARRIED

2023 - 451

02-160 Moved by Fokkens and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND waives the rules to move up Section 9.2.5 Councillor Fokkens Notice of Motion.

**CARRIED
2/3 MAJORITY**

2023 - 451

02-160 Moved by Fokkens and Richard

THAT THE COUNCIL OF THE CITY OF WELLAND respectfully asks the Mayor of Welland not to invoke the Strong Mayor powers and that the powers are delegated back to Council.

YEAS: Green, Speck, Chiocchio, Richard, Setaram and Fokkens.

NAYS: McLeod, Grimaldi, Moote and Van Vliet.

(Mayor Champion disclosed an interest in this matter, and did not take part in the consideration and discussion of same, and refrained from voting thereon, as he is Mayor of the City of Welland).

CARRIED

2023 - 452

22-69

Moved by Green and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND accepts the offer to purchase from 613284 Ontario Limited O/A Weed Man Niagara Falls Region for the city owned property located at 882 Schisler Road; and

That Welland City Council directs staff to prepare all the necessary documentation and By-laws relative to the transfer; and

That the Mayor and City Clerk be authorized to execute all the necessary documents relative to the transfer; and further

That Welland City Council directs staff to deposit the net proceed from the sale of these lands into the Economic Development Reserve Fund.

CARRIED

2023 - 453

22-95

Moved by Fokkens and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to deposit the proceeds from the sale of city owned lands commonly known as the Northern Reach into the Economic Development Reserve Fund.

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22-95

Moved by Fokkens and

THAT Welland City Council refers back to staff Report EDO-2023-17: Transfer of the Proceeds from the sale of city owned lands commonly known as the Northern Reach.

NOT PUT

22-95

Moved by Speck and Chiocchio

THAT Welland City Council refers back to staff Report EDO-2023-17: Transfer of the Proceeds from the sale of city owned lands commonly known as the Northern Reach.

YEAS: Lee, Green, Speck, Chiocchio, Setaram and Fokkens.

NAYS: McLeod, Richard, Grimaldi, Moote, Van Vliet and Mayor Campion.

LOST

FOLLOWING THE MOTION TO REFER, THE MAIN MOTION WAS PUT IN ITS ORIGINAL FORM

CARRIED

2023 - 454

23-4

Moved by Fokkens and Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the verbal report by Councillor Fokkens, Chair, Budget Review Committee regarding its meeting of October 2, 2023.

CARRIED

2023 - 455

23-4

Moved by Setaram and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND approves the write-off of taxes in the amount of \$42,432.27 as contained in Report FIN-2023-24 for the reduction or cancellation of taxes, pursuant to Sections 357 and 358 of *The Municipal Act, 2001*.

CARRIED

2023 - 456**23-4** Moved by McLeod and Moote (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to prepare a 2024 Tax Supported Operating Budget that targets an overall 2024 tax increase that minimizes the impact to taxpayers while maintaining 2023 service levels, to present Decision Units to support corporate strategic priorities that could not be accommodated within the Tax Supported Budget, to prepare a 2024 Tax Supported Capital Budget and 9 year forecast for 2025-2033 by Asset Category and that aligns with the Asset Management Plan; and further

THAT Welland City Council directs staff to prepare a 2024 Rate Supported Operating Budget, to present Decision Units to support corporate strategic priorities that could not be accommodated within the Rate Supported Budget, to prepare a 2024 Rate Supported Capital Budget and 9 year forecast for 2025-2033 by Asset Category that aligns with the Asset Management Plan; and further

THAT Welland City Council approves the exclusion of amortization and post-employment benefit expenses from the 2024 Budgets; and further

THAT Welland City Council approves the 2024 Budget Timetable and include a debriefing meeting within the first quarter of approving the 2024 Budget, attached as Appendix I to this memorandum; and further

THAT Welland City Council directs staff to provide both digital and hard copies during the 2024 Budget process, as recommended by the Budget Review Committee at its meeting of October 2, 2023.

CARRIED**2023 - 457****23-15** Moved by McLeod and Moote (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the purchase of portable radios and related equipment from Five-9 Solutions Inc., for a total cost of \$187,628.59 including HST as quoted through the competitive bid process.

CARRIED**2023 - 458****23-19** Moved by McLeod and Moote (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND accepts the tender of Nadelec Contracting Inc. at the tendered price of \$231,500 plus HST for the supply and installation of the Plymouth Park Ball Diamond Sports Field Lighting Renewal project; and further

THAT Welland City Council directs staff to prepare all necessary By-laws and documents to enter into an agreement with Nadelec Contracting Inc. to be signed by the Mayor and City Clerk to carry out construction.

CARRIED**2023 - 459****23-28** Moved by Speck and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Kristina Picton, Representative, Welland Food Drive Council regarding the Annual Welland Food Drive Event on November 4, 2023.

CARRIED**2023 - 460****23-46** Moved by McLeod and Moote (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes the purchase of one (1) complete, Bucher V65T Vacuum type street sweeper from Nexgen Municipal Inc.; and further

THAT Welland City Council authorizes purchasing to issue a Purchase Order to secure the described equipment in accordance with the City's standard contractual terms and conditions.

CARRIED

2023 - 461**23-105**

Moved by Chiocchio and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND approves the award to Tektum Consulting Group for the provision of the development of a Preventative Maintenance Program, as detailed in RFP23-17; and THAT Welland City Council approves the balance of the funding through the Capital Surplus Reserve Fund; and further

THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into a contract with Tektum Consulting Group.

CARRIED**2023 - 462****23-128**

Moved by McLeod and Moote

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information and endorses the correspondence from the Region of Niagara dated September 21, 2023 regarding Motion - Recommendations from the Renfrew County Inquest and Declaration of Intimate Partner Violence as an Epidemic and Declaration of Intimate Partner Violence as an Epidemic.

CARRIED**2023 - 463****23-129**

Moved by Van Vliet and McLeod

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report P&B 2023-51 regarding applications for Official Plan Amendment (OPA No. 46), Zoning By-law Amendment (2023-06), and Draft Plan of Vacant Land Condominium (26CD-14-23004) for lands on the south side of Quaker Road, west of Niagara Street, and east of St. Lawrence Drive, municipally known as 91, 103, 109 Quaker Road.

(Councillor Moote disclosed an interest in this matter, and did not take part in the consideration and discussion of same, and refrained from voting thereon, as his employer is a consultant to the applicant).

CARRIED**2023 - 464****23-130**

Moved by Richard and Van Vliet

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Julien Bell, GM BluePlan regarding the David Street Outlet Stormwater Master Plan.

CARRIED**2023 - 465****23-130**

Moved by Moote and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the Report ENG 2023-31: David Street Outlet Stormwater Master Plan – Council Presentation.

CARRIED**BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE (IN-CAMERA)****2023 - 466****08-143**

Moved by McLeod and Moote (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND appoints Aprill Jeffs, Cathy Connor, Nancy Dmytro Bilboe, Nancy Garner and Lee Ramage to the Welland Hospital Task force Committee for the term of October 17, 2023 to November 14, 2026.

CARRIED

BY-LAWS

Moved by McLeod and Grimaldi

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.

23-19

BYL 2023 - 143

A By-law to authorize entering into contract with Nadelec Contracting Inc. for the supply and installation of the Plymouth Park Ball Diamond Sports Field Lighting Renewal Project.

23-105

BYL 2023 - 144

A By-law to authorize entering into contract with Tektum Consulting Group Inc. for the provision of the Development of a Preventative Maintenance Program.

22-69

BYL 2023 - 145

A By-law to authorize acceptance of an offer to purchase from 613284 Ontario Limited O/A Weed Man Niagara Falls Region to purchase city owned land located at 882 Schisler Road.

CARRIED

Moved by McLeod and Moote (in block)

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.

23-55

BYL 2023 - 146

A By-law to repeal By-law 2023-31, being a By-law to authorize entering a Facility Lease Agreement with the Notre Dame Rowing Club.

CARRIED

Moved by McLeod and Moote

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.

23-1

BYL 2023 - 147

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 17th day of October, 2023.

CARRIED

Council adjourned at 10:51 p.m.