



**MINUTES OF**  
**SPECIAL COUNCIL MEETING, MAY 8, 2018**  
**CIVIC SQUARE, COUNCIL CHAMBERS**  
**60 EAST MAIN STREET**

Council met in Committee-of-the-Whole closed to the public at 6:20 p.m. and in open session at 6:37 p.m. on the above date.

His Worship Mayor Frank Campion in the Chair.

**Members Present:**

Councillors M. Belcastro, M. Carl (6:51 p.m.), J. Chiochio, P. Chiochio, T. DiMarco, B. Fokkens, M.A. Grimaldi, J. Larouche (6:28 p.m.), C. Richard and L. Van Vliet.

**Members of Staff and Others Present:**

Chief Administrative Officer, G. Long  
Acting City Clerk, C. Radice  
Acting Deputy Clerk, C. Viger (6:37 p.m.)  
Chief, Fire & Emergency Services, B. Kennedy  
General Manager, Corporate Services, Chief Financial Officer/Treasurer, S. Zorbas  
General Manager, Human Resources and Legislative Services, R. Mantesso  
Manager, Engineering Services, C. Anders (6:37 p.m.)  
Senior By-Law Enforcement Officer, J. Cronshaw (6:37 p.m.)  
Planning Supervisor, R. Larocque (6:37 p.m.)

**2018-164****18-25** Moved by Grimaldi 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 6:20 p.m.to consider:

- Personal matters about an identifiable individual, including municipal or local board employees.

**CARRIED****2018-165****18-25** Moved by Van Vliet and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND arise from its closed Committee-of-the-Whole meeting at 6:31 p.m. without report.

**CARRIED****THE FOLLOWING ITEM WAS ADDED:**

**18-36** Richard Dalton, Manager, Recreation & Culture re: Report R&C-2018-05; Municipal Concussion Policy.

**2018-166****13-50** Moved by Larouche and Van Vliet (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence dated April 12, 2018 from the Niagara Central Airport Commission regarding the first quarter update on its activities and developments at the Niagara Central Dorothy Rungeling Airport.

**CARRIED****2018-167****13-50** Moved by Larouche and Van Vliet (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information Report CAO 2018-05: Niagara Central Dorothy Rungeling Airport - Update on Ad Hoc Committee Activities; and further THAT Welland City Council approves the Common Position Resolution in Appendix II of this report.

**CARRIED****2018-168****13-50** Moved by Larouche and Van Vliet (in block)

Whereas the Regional Municipality of Niagara at its Regional Council meeting on September 22, 2016 approved the following motion and direction to staff;

"Regional Council Motion: September 22, 2016.

That Correspondence Item PWC-C 22-2016, dated September 6, 2016, being a memorandum from R. Walton, Regional Clerk, respecting Recommendations from the Transportation Steering Committee meeting held on July 26, 2016 for Consideration, BE RECEIVED and the following recommendations BE APPROVED:

1. That Niagara Region SUPPORT IN PRINCIPLE adopting sole responsibility for operations and governance of Niagara District Airport (NDA) and Niagara Central Dorothy Rungeling Airport (NCDRA);
2. That, subject to completion of a phase 2 environmental assessment paid for by the current owners/operators, Regional staff BE AUTHORIZED to initiate detailed negotiations with the current funding partners of both the NDA and the NCDRA to transition responsibility to Niagara Region;
3. That a transition plan BE DEVELOPED with the current funding partners, including transitional funding and budget implications for ongoing operations and capital requirements during the transition period for inclusion in the Regional budget deliberations, and a proposal for a new governance structure satisfactory to Regional Council;
4. That a report BE PRESENTED to the Transportation Steering Committee summarizing the outcome of these negotiations and the transition plan prior to final approval by Regional Council; and
5. That notification of the Council-approved motions related to NDA and NCDRA BE PRESENTED to the twelve local municipalities, the Niagara District Airport Commission, the Niagara Central Dorothy Rungeling Airport Commission and Transport Canada.

...continued...

**13-50...cont'd.**

The Regional Chair declared the vote, Carried"

And whereas The Welland-Port Colborne Airport Act was assented to on May 7, 2006 and this act contains the following applicable section;

Under Schedule B section 2 subsection 2 (b)

That the Commission shall not sell or otherwise dispose of the said airport Provided however, that the Commission may in its sole discretion sell, lease or otherwise dispose of the buildings on the said airport as the Commission may consider advisable and for sole benefit of the Commission,

And further under Schedule b subsection 2 ©

That the Commission shall not use or permit to be used the said airport for purposes other than airport purposes and shall maintain and operate said airport as a public airport.

And whereas Schedule A of The Welland-Port Colborne Airport Act provides the following clauses governing the ongoing activities of the Commission as follows:

And whereas pursuant to the provisions of the Municipal Act R.S.O. 1970 chapter 284, section 352, paragraph 9, bylaws may be passed for the establishment, operation, maintenance of air harbours or landing grounds, together with such other rights and powers as are contained therein;

And whereas section 254 of the Municipal A, R.S.O 1970 chapter 284 provides for the passing of by-laws by a municipality for entering into and performing any agreement with any other Council for fulfilling, executing and completing at their joint expense and for their joint benefit, any undertaking or work within the jurisdiction of the Council,

And whereas the Niagara Region is currently considering the longer-term opportunities to grow the economic impacts of these airports as Regionally managed and operated airports;

And whereas the Regional Municipality of Niagara (Niagara Region) has two municipally supported and funded airports, the Niagara District Airport and the Niagara Central Dorothy Rungeling Airport;

And whereas the Niagara Central Dorothy Rungeling Airport has completed the terms of section 2, notably, "That, subject to completion of a phase 2 environmental assessment paid for by the current owners/operators, Regional staff BE AUTHORIZED to initiate detailed negotiations with the current funding partners of both the NDA and the NCDRA to transition responsibility to Niagara Region;

And whereas there must be formal discussions between stakeholder municipalities and Niagara Region, THEREFORE, WE RESOLVE that representatives of the NDA and NCDRA stakeholder municipalities and the Region of Niagara commence formal discussions to finalize the assumption of the management/operational responsibilities of the NDA and NCDRA,

And by all stakeholder municipalities of NCDRA adopting this resolution, the stakeholder municipalities of the NCDRA approve the formal discussions with the Region of Niagara and the NDA to see both airports managed and operated as Regional airport facilities and that the, Framework for the Memorandum of Understanding attached to this motion be the basis of NCDRA stakeholder municipalities terms of reference for these discussions.

**CARRIED**

**2018-169**

**17-76** Moved by Van Vliet and Belcastro

WHEREAS the City of Welland staff have been live streaming Welland City Council meetings.

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to start to live stream General Committee meetings.

**CARRIED**

**2018-170**

**18-13** Moved by Van Vliet and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Matt Robinson, Director, GO Implementation Office regarding the Niagara Transit Operating Agreement.

**CARRIED**

**2018-171**

**18-13** Moved by Van Vliet and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND approves the Niagara Region Transit 2018 Service Agreement between Niagara Region and the City of Welland, the City of Niagara Falls, and the St. Catharines Transit Commission; and further

THAT Welland City Council directs the City Clerk to prepare all necessary and appropriate By-laws to enter into this agreement.

**CARRIED**

**2018-172****18-68**

Moved by Larouche and Richard

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Liz MacDonald and Brian Harvey regarding the Petition to build outdoor dedicated pickleball courts.

**CARRIED****2018-173****18-68**

Moved by Carl and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information and refers the petition to staff for a report back to General Committee regarding new outdoor pickleball courts.

**CARRIED****2018-174****18-68**

Moved by Fokkens and Larouche

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the letter sent by the Chair of Welland Community Wellness Complex Advisory Committee in support of the initiative to develop outdoor pickleball courts in the City of Welland.

**CARRIED****2018-175****18-68**

Moved by J. Chiocchio and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to explore the possibilities of building new Pickleball Courts on city under-utilized lands and report back with costs and any funding opportunities through grants and that a petition of over 200 signatures be part of that report.

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**18-68**

Moved by Carl and J. Chiocchio

THAT THE COUNCIL OF THE CITY OF WELLAND removes on city under-utilized lands in the main motion.

**CARRIED****2018-176****18-68**

Moved by J. Chiocchio and Grimaldi

THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to explore the possibilities of building new Pickleball Courts and report back with costs and any funding opportunities through grants and that a petition of over 200 signatures be part of that report.

**YEAS:** Councillors Richard, P. Chiocchio, Grimaldi, Fokkens, Van Vliet, Mayor Campion, Larouche, Belcastro, Carl, J. Chiocchio and DiMarco.

**NAYS:** None.

**UNANIMOUSLY CARRIED****2018-177****18-69**

Moved by Grimaldi and Fokkens

WHEREAS the Region and City have a joint obligation to provide/distribute safe drinking water to residents;

AND WHEREAS it is necessary to bleed dead end water pipes to ensure chlorination levels are maintained;

AND WHEREAS this procedure adds to our unbilled water consumption which increases cost.

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND direct staff to work with the Regional Municipality of Niagara to identify other means of ensuring water quality and chlorination levels and their associated costs so Council can consider these alternatives during budget discussions.

**CARRIED**

**2018-178****18-73** Moved by Fokkens and Larouche

WHEREAS the Regionally owned and operated Dain City Pumping Station has a known capacity;  
 AND WHEREAS the secondary tank at the Regionally owned and operated Dain City Pumping Station has a known capacity;

AND WHEREAS the increase of business and residential development have had an increase in sewer water flow in the Dain City area.

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to work with the Regional Municipality of Niagara to develop a short term procedure to reduce inflow infiltration within the Dain City Catchment Area; and further

THAT Welland City Council directs staff to develop a long term program together with the Regional Municipality of Niagara over the next 5 years to reduce inflow infiltration within the Dain City Catchment Area.

**CARRIED****2018-179****18-74** Moved by Carl and Richard

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the presentation by Wolfgang Guembel regarding the encroachment agreement at 10 Thorold Road.

**CARRIED****2018-180****18-74** Moved by Van Vliet and Richard

THAT THE COUNCIL OF THE CITY OF WELLAND agrees to enter into an Encroachment Agreement on the Douglas Avenue Road Allowance to the benefit of 10 Thorold Road to provide for a time frame of 25 years during which the City cannot access the right to termination; and further

THAT Welland City Council directs staff to prepare the necessary By-law and documentation as required.

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**18-74** Moved by Grimaldi and Fokkens

THAT THE COUNCIL OF THE CITY OF WELLAND refers Report P&B-2018-21: Request by Wolfgang and Barbara Guembel for an Encroachment Agreement – 10 Thorold Road back to staff for a report to a General Committee meeting.

**CARRIED****2018-181****18-77** Moved by Larouche and Van Vliet (in block)

THAT THE COUNCIL OF THE CITY OF WELLAND approves the Municipal Concussion Policy as detailed in Report R&C 2018-05.

**CARRIED****BY-LAWS**

Moved by Grimaldi and Larouche

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.

**2018-183****18-13**

BYL 2018 - 57

A By-law to authorize entering into a service agreement with the Regional Municipality of Niagara and area service providers (Niagara Falls and St. Catharines) for Niagara Region Transit Service 2018.

**CARRIED**

Moved by Larouche and Van Vliet

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.

**2018-184**

**18-1**

BYL 2018 - 58

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 8th day of May, 2018.

**CARRIED**

Council adjourned at 8:14 p.m.

These Minutes approved and adopted by Motion of Council this 15th day of May, 2018.

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**MAYOR**

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**ACTING CITY CLERK**