

The "FORTY FIFTH MEETING" (SPECIAL) of the Port Colborne City Council was held at the Municipal Offices, 66 Charlotte Street, Port Colborne on Monday, December 17, 2012 commencing at approximately 6:35 p.m.

ATTENDANCE:

Mayor Vance Badawey presided with the following members in attendance:

COUNCILLORS:

D. Elliott	W. Steele
A. Desmarais	Y. Doucet
F. Danch	B. Kenny
R. Bodner	B. Butters

STAFF:

R. Heil, Chief Administrative Officer
A. Molenaar, Deputy City Clerk
R. Hanson, Director of Engineering & Operations
P. Senese, Director of Community & Corporate Services
H. Hakim, Manager of Community Services
S. Thompson, General Manager & Director, Economic Development, Tourism & Marketing
L. Merritt, Chief Building Official

Also in attendance were interested citizens and members of the news media.

CALL MEETING TO ORDER – MAYOR VANCE BADAWEY

1. CONFIRMATION OF THE AGENDA

No. 331 Moved by Councillor W. Steele
Seconded by Councillor R. Bodner

That the Agenda dated December 17, 2012 be confirmed as circulated.
CARRIED.

2. DISCLOSURES OF INTEREST

Councillor Danch declared an indirect pecuniary interest with regard to Item 3 Clear Sky Energy Inc. / Sam Young Electric Limited Re Request for Council Support to construct and operate a 120-150 kilowatt, rooftop mounted solar system at 658 Main Street West, as the applicant is a customer of his business. Councillor Danch refrained from discussing or voting on this item.

3. ITEMS FOR DISCUSSION

1. Community and Corporate Services, Community Services Division Report No. 2012-36, Subject: Operation of Westside Arena and Transition into the Vale Health and Wellness Centre

No. 332 Moved by Councillor W. Steele
Seconded by Councillor R. Bodner

That the Council of the City of Port Colborne, subject to an Occupancy Permit being issued by the Chief Building Official, approves of Option 1. Continue to operate Westside Arena only until February 17, 2013 and not open the Vale Health and Wellness Centre and its two rinks until full occupancy is ready by all tenants (coinciding with the Community Celebration Opening of the new Vale Health and Wellness Centre on February 16, 2013 and

SportsFest weekend events February 15 to 17, 2013). This option ensures that all aspects of the facility are complete from an operational perspective, and has the least impact on staffing and customer service (5 C's).

CARRIED

2. **Memorandum from the Chief Administrative Officer, dated December 6, 2012, concerning the Municipal Infrastructure Investment Initiative Capital Program**

No. 333 Moved by Councillor B. Kenny
Seconded by Councillor A. Desmarais

That the Council of The Corporation of the City of Port Colborne approve the submission of the Expression of Interest as being factually accurate and declare that the Lakeshore Road Watermain project is a priority for public health and safety reasons and;

That the City of Port Colborne is committed to developing a comprehensive Asset Management Plan that includes all of the information and analysis described in the "Building Together: Guide for Municipal Asset Management Plans" by December 31, 2013.

CARRIED

3. **ClearSky Energy Inc. / Sam Young Electric Limited Re Request for Council Support to Construct and Operate a 120-150 Kilowatt, Rooftop Mounted Solar System at 658 Main Street West**

No. 334 Moved by Councillor W. Steele
Seconded by Councillor B. Butters

WHEREAS the Applicant proposes to construct and operate a 120-150 kilowatt, rooftop mounted solar system (the "project") to be located on the existing commercial building located at 658 Main Street West (the "Lands") in the City of Port Colborne under the Province's FIT Program;

AND WHEREAS the Applicant has requested that the Council of The Corporation of the City of Port Colborne indicate by resolution Council's support for the construction and operation of the Project on the Lands;

AND WHEREAS, pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of local municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF PORT COLBORNE RESOLVES AS FOLLOWS:

The Council of the Corporation of the City of Port Colborne supports the construction and operation of the Project on the Lands;

This resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be used for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

4. CONFIRMATORY BY-LAW

No. 335 Moved by Councillor Y. Doucet
Seconded by Councillor A. Desmarais

That the following by-law be read a first, second and third time and passed:

- 5893/14712 Being a By-law to Adopt, Ratify and Confirm the Proceedings of the Council of the Corporation of the City of Port Colborne at its Special Meeting of Council of December 17, 2012

CARRIED.

5. COUNCIL IN CLOSED SESSION – 7:27 P.M.

No. 336 Moved by Councillor D. Elliott
Seconded by Councillor Y. Doucet

That Council proceed in closed session in order to address the following matter(s):

- (a) Confidential verbal report from the General Manager and Director, Economic Development, Tourism and Marketing concerning the potential sale of City owned land, pursuant to the Municipal Act, 2001, Subsection 239(2)(c), a proposed or pending acquisition or disposition of land by the municipality or local board.
- (b) Confidential verbal report from the General Manager and Director, Economic Development, Tourism and Marketing concerning the potential sale of City owned land, pursuant to the Municipal Act, 2001, Subsection 239(2)(c), a proposed or pending acquisition or disposition of land by the municipality or local board

CARRIED.

No. 337 Moved by Councillor W. Steele
Seconded by Councillor A. Desmarais

That Council do now rise from closed session without report at approximately 7:49 p.m.

CARRIED.

14. DISCLOSURES OF INTEREST ARISING FROM CLOSED SESSION

Nil.

15. MOTIONS ARISING FROM CLOSED SESSION

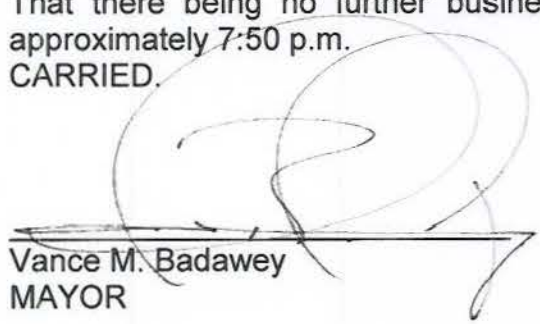
Nil.

16. ADJOURN

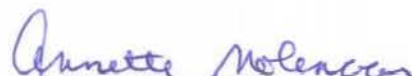
No. 338 Moved by Councillor W. Steele
Seconded by Councillor B. Butters

That there being no further business, the Council meeting be adjourned at approximately 7:50 p.m.

CARRIED.



Vance M. Badawey
MAYOR



Annette Molenaar
DEPUTY CITY CLERK