

COUNCIL MEETING AGENDA

**Tuesday, August 17, 2004
7:00 P.M.
COUNCIL CHAMBERS - CITY HALL**

1. **COMMITTEE-OF-THE-WHOLE (IN CAMERA) (5:30 p.m.)
(See yellow tab)**
2. **ARISE FROM COMMITTEE-OF-THE-WHOLE (IN CAMERA) (7:00 p.m.)**
3. **OPEN COUNCIL MEETING (7:00 p.m.)**
 - 3.1 **NATIONAL ANTHEM**
 - 3.2 **OPENING REMARKS**
 - 3.3 **ADDITIONS/DELETIONS TO AGENDA**
 - 3.4 **DISCLOSURE OF INTEREST**
 - 3.5 **ADOPTION OF MINUTES**

Regular Council Meeting of July 20, 2004.
(Previously Distributed)
 - 3.6 **CALL UPON THE CLERK TO REVIEW AGENDA INDEX FOR COUNCIL TO DETERMINE ITEMS TO BE REMOVED FROM BLOCK FOR DISCUSSION IN COMMITTEE OF THE WHOLE (OPEN) (See pink tab)**
4. **ORAL REPORTS AND DELEGATIONS**
 - 4.1 **REGIONAL COUNCIL REPORT**
 - 4.2 **ACCESSIBILITY ADVISORY COMMITTEE REPORT**



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4.3 PRESENTATION:

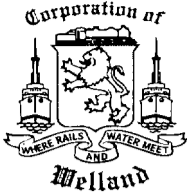
Presentation of T-Shirts by Keith A. Levere, Parade Chair, Welland Rose Festival in appreciation of Council's support during the Welland Rose Festival.

4.4 STATUTORY PUBLIC HEARING PURSUANT TO THE PLANNING ACT.

- 04-1 152 An application has been made by PHIL FISHER & ASSOCIATES LTD. on behalf of LARRY CREIGHTON to rezone Part Lot 11, Concession 5, former Township of Crowland, being Part 22 on 59R-7377 located on the north side of Buchner Road, west of unopened Matthews Road from the existing RA – Rural Agricultural District By-law 1538 to a Site Specific – RA to permit the development of an undersized lot for residential purposes. The Applicant requires an amendment to the Lot Area requirement of the By-law from 1.2 hectares to 4,047 square metres. The Official Plan designation is AGRICULTURAL (A).

4.5 DELEGATIONS:

- 04-4 James Brennan, CA Principal, Assurance and Business Advisory, of Grant Thornton – Consolidated financial report for the year ended December 31, 2003 and audit concluding memorandum.
[Consolidated Financial Report and Audit Concluding Memorandum included with Council Members' Agenda Packages].
- 04-32 Joe Krar, 175 Anniversary of the founding of the First Welland Canal.
[Background Information included in Council Members' Agenda Packages].
- 02-87 Bob Steele, Project Coordinator, Water & Wastewater Services Division, The Regional Municipality of Niagara – Niagara Water Quality Protection Strategy (NWQPS).



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- 99-1 3** Pat and Bev Ciolfi, 215 Doan's Ridge Road – Cooks Mills Development Area.
(Background Information included in Council Members' Agenda Packages).

**5. COMMITTEE OF THE WHOLE (OPEN)
(to discuss items removed from Agenda Block)**

6. BY-LAWS

BY-LAWS MAY BE VIEWED AT THE CLERK'S DEPARTMENT PRIOR TO THE MEETING IF DESIRED.

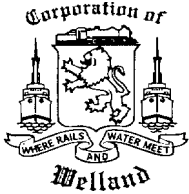
- 04-4** A By-law to amend By-law 2004-67, being a By-law to establish tax ratios and tax rates and to levy taxes for the year 2004.
- 04-4** A By-law to provide for the final 2004 Tax Levy, to provide for the payment of taxes against multi-residential, commercial, industrial and large industrial classes and to provide for penalty and interest.
- 96-48** A By-law to establish Development Charges for the City of Welland for designated services in accordance with the Development Charges Act, 1997.
- 98-82** A By-law to accept the proposal from Bell Canada in partnership with Mitel for the communications solution for the new Civic Square Complex and Off-Site Locations.
- 98-82
99-99** A By-law to authorize the entering into an agreement with Carruthers Shaw & Partners Limited Architects for consulting services for the design and inspection of the canal lands landscaping, canal plaza and parking lot behind the new Civic Square Complex.
- 03-88** A By-law to authorize the entering into an agreement with Ellis Engineering Inc. to provide a Feasibility Study for replacement of the Drapers Creek culvert on Colbeck Drive.



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- 03-100** A By-law to authorize the entering into a contract with Robert Martin
04-120 Engineering Inc. to provide engineering services for the Summit Avenue Area Watermain Replacement Phase 2 and Fitch Street Watermain Replacement Phase 1.
- 03-114** A By-law to authorize conveyance of that portion of Trufal Avenue lying between Broadway and St. George Street.
- 04-15** A By-law to authorize the entering into a contract with JMC Transportation
04-19 Group to provide engineering services for parking lot rehabilitation at the Welland Arena and the Prince Charles Fire Hall Station No. 2.
- 04-26** A By-law to accept the tender and to enter into contract with Serianni Construction Ltd. for the Sidewalk Repair and Replacement Program 2004 and Utility Cut Related Concrete Reinstatement.
- 04-46** A By-law to authorize the purchase of vehicles and equipment as per the 2004 Fleet Replacement Program.
- 04-104** A By-law to accept the tender and to enter into a contract with Hard-Rock Construction Inc. for the Roadways Resurfacing Program 2004.
- 04-105** A By-law to accept the tender and to enter into a contract with Chemaqua for Water Treatment and Preventative Maintenance for boilers and towers.
- 04-117** A By-law to authorize the entering into an agreement with Ecoplans Limited to provide a Salt Management Plan Study.
- 94-102** A By-law to provide for the supply and delivery of water and to provide for
97-35 the maintenance and management of waterworks and the imposition and collection of water rates.
- 04-1** 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 August., 2004.



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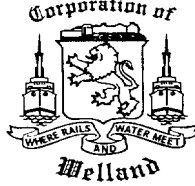
7. NOTICES OF MOTION

- 7.1 Notices of Motion (previously submitted for discussion)
NIL**
- 7.2 Notices of Motion (for introduction)**
- 7.3 Councillor issues discussed with staff and not yet resolved.**

8. CORPORATION REPORTS

- 8.1 Councillor Activities Report**
- 8.2 Mayor's Report**
- 8.3 City Manager's Report**

9. ADJOURNMENT



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AGENDA BLOCK

**1. BUSINESS ARISING FROM MINUTES, PREVIOUS MEETINGS
AND OTHER ITEMS REFERRED FROM COUNCIL**

A ITEMS REFERRED BACK TO STAFF:

93-132 That the presentation to General Committee on February 24th, 2004 by Ronald M. Hobgen regarding Dog By-law 10715 be again referred to staff for report to Council.

01-2 That staff be again directed to review the City's current Business Licensing By-law.

01-1 54 That the Licensing By-law from West Lincoln regarding the sexual exploitation of children and the devastating effects of pornography on society be again referred to staff for review.

**B ITEMS REFERRED FROM PREVIOUS MEETINGS OF JUNE 15, 2004 AND
JULY 20, 2004 FOR FURTHER REPORT:**

02-1 0 That Council recommends that the Niagara Regional Government pursue lobbying the Provincial Government to investigate corporate initiatives in taking responsibility for their recyclable projects such as pop cans, wine and liquor bottles. Other provinces such as Nova Scotia, Quebec and British Columbia have their liquor control agencies cooperate in the recycling program by implementing a deposit fee upon purchasing their goods; and
That the Region also investigates the possibility of a partnership with Corporate Ontario in creating possibilities for revenue generating opportunities; and further
That the Region initiates discussions with AMO (Association of Municipalities of Ontario) in hopes that they may create a provincial mandate for change.



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97-49 Development of Family Physician Turn-Key Clinic in Welland.
(WPRC to report).

04-15 Bill 52 an Act to amend the Fire Protection and Prevention Act to protect
the employment of volunteer firefighters.
(See Staff Report F&ES 2004-04-10 pages 78 to 79).

2. COMMITTEE AND STAFF REPORTS

1. Business Arising from Committee of the Whole (closed)

2. General Committee Report (nil)

3. Staff Reports

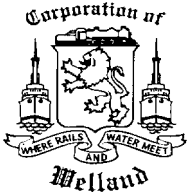
1 04-7 Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri-
Accounts Payable – July 14, 2004 to August 10, 2004.

4 04-4 Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri-
Final tax billing due dates for the Commercial, Industrial and
Large Industrial and Multi-Residential Tax Classes.

5 04-37 City Mgr., T. Fitzpatrick – Report from Ad Hoc Water and Sewer
Rate Review Committee.

10 04-37 Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri-
Ad Hoc Water and Sewer Rate Review Committee Report.
**(Background Information included in Council Members'
Agenda Packages).**

04-45 City Mgr., T. Fitzpatrick – July 30 and 31 Storm Update.
(to be distributed at Council Meeting).

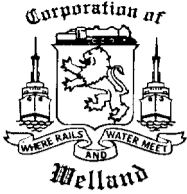


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14	04-20 04-21 Gen. Mgr. Parks and Recreation B. LaPlante – TOWN – 2004 04-119 Food Festival. <i>(Referred from the July 20, 2004 Regular Council Meeting).</i>
16	03-75 Gen. Mgr. Parks and Recreation B. LaPlante – 2007 World Corporate Dragon Boat Championships.
18	02-177 Gen. Mgr. Parks and Recreation B. LaPlante – Natural Gas Supplier – Five Year Contract.
21	04-124 Gen. Mgr. Engineering, Public Works & Transp. Serv. / City Engineer D. Shantz – Retention of an Engineering Consultant for the Universal Metering Program.
23	04-125 Gen. Mgr. Engineering, Public Works & Transp. Serv. / City Engineer D. Shantz – Oxford-Atlas-Wellington Sewer Separation Project with Niagara Region.
28	04-22 Gen. Mgr. Engineering, Public Works & Transp. Serv. / City Engineer D. Shantz – Traffic and Parking By-law 89-2000. <i>(Background Information included in Council Members' Agenda Packages).</i>
33	04-121 Gen. Mgr. Engineering, Public Works & Transp. Serv. / City Engineer D. Shantz – Award of Tender – Wilton Avenue Sanitary Sewer and Watermain Replacement from Lincoln Street to Maple Avenue.
35 Remove from Block	04-1 15Z Gen. Mgr. of Planning and Development Services D. Thorpe – Proposed amendment to Zoning By-law 1538 – Larry Creighton, north side Buchner Road, west side of unopened Matthews Road (File 2004-02).
48	04-92 Gen. Mgr. of Planning and Development Services D. Thorpe – Proposed new Sign By-law.



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| 83 | <u>04-20</u> | <p>Toni Eybel, Fundraising Director, Help A Child Smile - requesting Special Occasion Permit for a fundraising event scheduled at Auberge Richelieu on Saturday, September 4, 2004.</p> <p><u>Recommendation:</u>
That Welland City Council has no objection to the issuance of a Special Occasion Permit to Help A Child Smile for a fundraising event scheduled at Auberge Richelieu, River Road on Saturday, September 4, 2004; subject to the satisfactory completion of the Municipal Application for Community Festivals and Special Occasion Permits; and designates the event as municipally significant.</p> |
| 84 | <u>04-57</u> | <p>Report from Niagara-on-The-Lake - Greenbelt Task Force Discussion Paper, Toward a Golden Horseshoe Greenbelt – Bill 27 Greenbelt Protection Act.</p> <p><u>(Background information included in Council Members' Agenda Packages).</u></p> <p><u>Recommendation:</u>
That the report from Niagara-On-the-Lake regarding the Greenbelt Task Force Discussion Paper, Toward a Golden Horseshoe Greenbelt – Bill 27 Greenbelt Protection Act be referred to the Development Services staff for study and report.</p> |