



COUNCIL MEETING AGENDA

**Tuesday, May 19, 2009
7:00 P.M.**

COUNCIL CHAMBERS – CIVIC SQUARE

- 1. COMMITTEE-OF-THE-WHOLE (IN CAMERA) (5:50 p.m.)
(See yellow tab)**
 - Proposed or pending acquisition or disposition of land by the municipality or local board matter,
 - Security of property matter;
 - Litigation or potential litigation including matters before administration tribunals, affecting the municipality or local board;
 - Matters in respect of which a Council, board, committee or other board has authorized a meeting to be closed under another Act (MFIPPA).

- 2. ARISE FROM COMMITTEE-OF-THE-WHOLE (IN CAMERA) (6:55 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 DISCLOSURES OF INTEREST**
 - 3.5 ADOPTION OF MINUTES**

Regular Council Meetings of April 28, 2009, May 5, 2009, and
Special Council Meeting of May 12, 2009
(Previously Distributed)
 - 3.6 CALL UPON THE CITY CLERK TO REVIEW COMMITTEE OF THE
WHOLE ITEMS TO BE ADDED TO BLOCK**
 - 3.7 COUNCILLORS TO DETERMINE AGENDA ITEMS AND
BY-LAWS TO BE REMOVED FROM BLOCK FOR
DISCUSSION IN COMMITTEE OF THE WHOLE (OPEN)
(See pink tab)**



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4. ORAL REPORTS AND DELEGATIONS

4.1 PRESENTATION(S)

COMMUNITY INVOLVEMENT RECOGNITION

Roy Timms, Timbro Group of Companies.

Gregg Cousins, Vice-President and General Manager of MMFX Steel of Canada Inc.

Mayor Goulbourné to present plaques to the following members of the Welland Warriors in recognition of winning Gold at the Ontario Basketball Association Championship: **Coaches:** Mike Fitzgerald and JC Malltais. **Players:** Kelvyn Brannigan, Matthew Conte, Nicolas DeCicco, Will Fitzgerald, Justin Gauthier, Troy Larouche, Craig Maltais, Cam Macpherson, Michael Ross, Michael Santoro and Jason Wu.

4.2 DELEGATIONS (maximum 5/10/5 policy):

04-47 Janet Booth, Secretary/CEO, Welland Public Library re: update on activities.

08-147 Melissa Heil re: sidewalk issue on Regatta Drive.

4.3 PUBLIC HEARINGS PURSUANT TO THE PLANNING ACT.

09-102

09-102Z Applications have been made by DILLON CONSULTING LIMITED on behalf of 2090572 ONTARIO INC. for approval of a Draft Plan of Subdivision and to rezone Part of Lots 18 and 19, Concession 1, former Township of Crowland, now in the City of Welland, more particularly described as Parts 1 and 2, Plan 59R-10855 for lands on the west side of the Welland By-pass Canal, north of Aaron and Galloway Trails and south of the Welland River from the existing H-R3-X8 and H-OS3-X2 and H-OS3-X3 Zones By-law 2667 to a Site Specific RM4 Zones By-law 2667. The purpose of the Amendment is to permit the development of a Plan of Subdivision composed of single-detached dwellings, townhouse units, a four (4) storey apartment building, parks, an open space area and a walkway. Site specific Zones addressing provisions such as lot area, lot frontage, yard setbacks and building height are proposed to implement the Plan of Subdivision. The Official Plan designation is RESIDENTIAL AND OPEN SPACE.

(See Staff Report PDS-2009-33 pages 2 to 6).



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4.4 AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORT(S)

Nominating Committee – meeting of May 19, 2009

Audit Review Committee – meeting of May 12, 2009

(Background information provided in Council Members' Agenda)

- Memorandum and Terms of Reference **(See Pages 43 to 44)**
- Grant Thornton Report to Council – Initial Communication on Audit Planning **(See Pages 45 to 76)**
- Year to Date Report – 4th Quarter **(See Pages 76 to 154)**

Welland Recreational Canal Corporation

(Background information provided in Council Members' Agenda)

- Report WRCC SR-2009-04 **(See Pages 155 to 158)**
- Report WRCC SR-2009-06 **(See Pages 159 to 163)**
- Report WRCC SR-2009-07 **(See Pages 164 to 165)**

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

6. BY-LAWS (SEE AGENDA INDEX)

7. NOTICES OF MOTION

7.1 Councillor matters discussed with staff for reporting purposes.

7.2 Notices of Motion (previously submitted for discussion)

(Councillor Larouche)

09-2 THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to investigate a process for street vendors to be included in the proposed licensing by-law.

(Councillor Alexander)

09-28 THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to report on the issues and opportunities of participating in the Niagara Peninsula Conservation Authority "Simply Tree-Mendous" Challenge, its impact on the Parks, Recreation and Culture Master Plan, and other related plans.

7.3 Call for Notices of Motion (for introduction at the meeting)



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- 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 FOR DISCUSSION**

Remove from Block

08-147

Request to delete sidewalks – east side of Regatta Drive – Regatta Subdivision, Plan 59M-247 (File 26T-14-93009).

(Background information included in Council Members' Agenda See pages 166 to 172)

A vote to reconsider Council's decision of March 10, 2009 with respect to this matter was passed unanimously by Council on April 21, 2009.

Original Recommendation contained in Report PDS-2009-19:

THAT THE COUNCIL OF THE CITY OF WELLAND denies the request by residents on Regatta Drive to delete sidewalks on the east side of Regatta Drive.

2. **COMMITTEE AND STAFF REPORTS**

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

1

2. **General Committee Report of May 12, 2009.**

3. **Staff Reports**

2

09-102

09-102Z

Remove from Block

Gen. Mgr., Planning and Development Services, D. Thorpe – Application for approval of Draft Plan of Subdivision (File 26T-14-09001) and application for Zoning By-law Amendment (File 2009-07) 2090572 Ontario Inc., part of Lots 18 and 19, concession 1, former Township of Crowland, now in the City of Welland, being Parts 1 and 2, Plan 59R-10855, west of the Welland By-Pass Canal, east of Lochness Golf Course, north of Aaron and Galloway Trails, south of the Welland River (North Village). **(Report PDS-2009-33)**



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- 7 **09-103** Gen. Mgr., Planning and Development Services, D. Thorpe – Request by Vince Policella Jr. for City to install concrete curb and gutter, concrete sidewalk driveway apron and asphalt milling – 158 Green Pointe Drive. **(Report PDS-2009-34)**
- 14 **09-82** Acting Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, L. Ventresca – Wallace Avenue Watermain Replacement “An Investing in Ontario Project”. **(Report ENG-2009-17)**
- 17 **05-118** Acting Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, L. Ventresca – 2009 Conservation Program Purchase of Rain Barrels. **(Report ENG-2009-16)**
- 20 **09-78** Acting Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, L. Ventresca - Award of tender – Supply and Application of Road Traffic Paint and Pavement Markings – 2009. **(Report TRAF-2009-10)**
- 24 **09-98** Acting Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, L. Ventresca – Tender – Supply and Application of Road Surface Treatment Materials. **(Report ENG-2009-13)**
- 27 **09-22** Acting Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, L. Ventresca - Administration Update – Traffic and Parking Operations. **(Report TRAF-2009-11)**
- 30 **09-22** Acting Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, L. Ventresca – Kingsway and Forks Road – Flashing Beacons. **(Report TRAF-2009-12)**

3. **NEW BUSINESS**

- 32 **09-3** Neil DeKoning, Treasurer, Niagara Chapter, Huntington Society of Canada re: requesting to sell raffle tickets in the City of Welland.

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND grants Permission to the Huntington Society of Canada to sell lottery tickets in the City of Welland under authority of Lottery License M 607227 subject to the receipt of a \$25.00 administration fee for processing this request.



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4. BY-LAWS

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

- 09-4** A By-law to establish tax rations and tax rates and to levy taxes for the year 2009.
- 01-35** A By-law to repeal By-law 2009-51, being a By-law to amend the Agreement with the Ministry of Transportation for the HWY 406 and Woodlawn Road Interchange.
- 09-13** A By-law to authorize the entering into a Governance Agreement for the joint procurement of transit buses for years 2009 and 2010.
- 09-22** A By-law to amend definitions of By-law 89-2000, being a By-law regulating traffic and parking within the City of Welland.
- 09-22** A By-law to appoint Traffic Enforcement Officers of the Corporation of the City of Welland to enforce the provisions of Traffic and Parking By-law 89-2000 at Seaway Mall; and to repeal By-law 2009-58.
- 09-99** A By-law to authorize the retention of AECOM to provide engineering consulting services for the design of roadway and drainage works on Thorold Road.
- 09-1** 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 19th day of May, 2009.