



COUNCIL MEETING AGENDA

Tuesday, October 6, 2009

7:00 P.M.

COUNCIL CHAMBERS – CIVIC SQUARE

1. **COMMITTEE-OF-THE-WHOLE (IN CAMERA) (6:00 p.m.)**
(See yellow tab)
 - Litigation or potential litigation including matters before administrative tribunals, affecting the municipality or local board;
 - Personal matter about an identifiable individual, including municipal or local board employees;
 - Consideration of a request under the *Municipal Freedom of Information and Protection of Privacy Act*.

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**

Special Council Meeting of September 8, 2009 and
Regular Council Meeting of September 15, 2009
(Previously Distributed)
 - 3.6 **CALL UPON THE CITY CLERK TO REVIEW COMMITTEE OF THE WHOLE ITEMS (IN CAMERA) 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)

4. **ORAL REPORTS AND DELEGATIONS**



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4.1 PRESENTATIONS

Presentation of plaque by Barry Sharpe to Lynda Lemon in recognition of winning Gold at the World Duathlon Championship.

Cheri Busch and John Dunn, Fire Prevention Officers, Welland Fire & Emergency Services re: Knowfire – a Fire Prevention & Safety education program targeting student housing.

4.2 DELEGATION(S) (maximum 5/10/5 policy):

08-143 Fiona McMurrin and Dr. T. M. Abraham, The Health Care Working Group of the South Niagara Chapter, Council of Canadians re: update on the Niagara Health System's Implementation of the Hospital Improvement Plan.

09-11 Sue White, Scouts Canada re: Annual Apple Day.

09-28 Monique Finley, 2009 City-Wide Food Drive.

4.3 LEGISLATED PUBLIC HEARINGS/MEETINGS

4.3.1 09-4 Public Meeting pursuant to Section 357 of the *Municipal Act, 2001* regarding Tax Write-Offs
(See Report FIN-2009-14, Pages 4 to 25)

4.4 AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS

04-47 Stephens Hanns, Manager of Public Service and Daniella Liebrechts, Children & Youth Services coordinator re: Ontario Public Library Week.

09-111 Human Resources Committee – meeting of September 24, 2009

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

6. BY-LAWS (SEE AGENDA INDEX)



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7. NOTICES OF MOTION

7.1 Councillor matters discussed with staff for reporting purposes.

7.2 Notices of Motion (previously submitted for discussion)

(Councillor Alakas)

99-152 Whereas landlords in many cases absentee landlords have begun to convert homes in residential and established neighbourhoods for the purpose of student rental housing.
And whereas many of these rental units are in traditional family neighbourhoods resulting in concerns over property values, neighbourhood impacts and safety,
And whereas demand for student housing in Welland neighbourhoods near the college continues to grow creating friction between permanent residents and students living in family homes converted to student housing,
And whereas recent changes to the Ontario Municipal Act appear to grant powers to municipalities allowing the right to license such properties,
And Whereas other municipalities in the Province of Ontario where demand for student housing placed pressures on their community similar to Welland imposed by-laws regulating student housing,
And Whereas the City of Hamilton facing similar concerns investigated implementing a by-law to protect neighbourhoods near Mohawk College and McMaster University,
Therefore be it resolved THAT THE COUNCIL OF THE CITY OF WELLAND directs staff to consult with the City of Hamilton and other like communities, Niagara College landlords, and residents in the immediate area of the College; and further
THAT Welland City Council directs staff to prepare a report for Council's consideration regarding the feasibility of a by-law that would balance the interests of permanent residents, landlords, students and Niagara College; and further
THAT Welland City Council requests that the report from staff, when addressing the consideration of a new rental by-law, includes limiting the number of bedrooms in student houses, and the regulation of noise, maintenance, and parking.



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(Councillor Campion)

08-143 Whereas the Local Health System Integration Act, 2006 includes in its preamble guiding principles for the legislation which includes:

The people of Ontario and their government,

(b) are committed to the promotion of the delivery of public health services by not-for-profit organizations

(c) acknowledge that a community's health needs and priorities are best developed by the community, health care providers and the people they serve;

(j) envision an integrated health system that delivers the health services that people need, now and in the future.

and where as the LHIN/NHS Hospital Improvement Plan appears not to reflect these 3 principles in that:

i) the closing of Emergency rooms in South Niagara are increasing emergency room visits at other hospital sites thereby straining resources. This will likely contribute to the ongoing practice of contracting emergency room personnel from the private sector.

ii) to date, the community and health care providers have not been adequately consulted and listened to in the HIP development process,

iii) The closing of emergency rooms and the removal, and proposed removal of health services from hospital sites in south Niagara including Port Colborne, Fort Erie and Welland does not create a health system that delivers the health services that people need, now and in the future.”

Now therefore be it resolved that the Council of the City of Welland request the Minister of Health and Long-Term Care and the Premier of Ontario to review the LHIN/NHS Hospital Improvement Plan to ensure it is compliant with the Local Health System Integration Act, 2006 and particularly those principles noted above and to take all necessary actions to maintain complete health services at the Welland site including: 24/7 Emergency Room, Maternity, Pediatric, Orthopedic and all other basic and specialized health services as available prior to the HIP in order to ensure the delivery of “health services that people need, now and in the future”

And further that this motion be distributed to all area municipalities requesting their support and to all local MP's and MPP's

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**
- 2. COMMITTEE AND STAFF REPORTS**

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

- 2. General Committee Report (NIL)**

- 3. Staff Reports**

1 – 3	<u>09-4</u>	Gen. Mgr., Financial & Corporate Services/Treasurer, B. Silvestri – Municipal Performance Measurement Program for the Year 2008. (FIN-2009-13)
4 – 25 Remove from Block	<u>09-4</u>	Gen. Mgr., Financial & Corporate Services/Treasurer, B. Silvestri – Application for Tax Write-Offs – Section 357. (FIN-2009-14)
26 – 29	<u>09-9</u>	Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, S. Iannello – Streetlights – Tanguay Hall. (TRAF-2009-21)
30 – 59	<u>06-156</u>	Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, S. Iannello – Contract – Welland Humane Society. (TRAF-2009-22)
60 – 61	<u>01-35</u>	Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, S. Iannello – Retainment of Dillon Consulting Ltd. Landscape Design of 406/East Main Street Roundabout. (TRAF-2009-23)
62 – 66	<u>09-139</u>	Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, S. Iannello – East Main Street and Hagar Street Sanitary of OAW Drainage Area Combined Sewer Separation 2009 Project) and East Main Street Watermain Replacement. (ENG-2009-42)



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09-73 Gen. Mgr., Engineering, Public Works & Transp. Serv./City Engineer, S. Iannello – Drinking Water Quality Management System Management Review. **(ENG-2009-43)**

70 – 73

09-156 Gen. Mgr., Planning and Development Services, D. Thorpe – 595 Ontario Road – Canadian Polish Society – request to remove restriction on property. **(PDS-2009-65)**

3. NEW BUSINESS

74 – 75

08-143 Carolyn J. Kett, Town Clerk, Town of Fort Erie re: Support of Moratorium Call by Ontario Medical Association to Halt Major Health Care Restructuring Decisions.

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND supports the resolution from the Town of Fort Erie regarding the Moratorium call by the Ontario Medical Association to halt major health care restructuring decisions.

4. BY-LAWS

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

09-139 A By-law to authorize the acceptance of tender and the entering into a contract with Condotta Construction Limited for the East Main Street and Hagar Street Sanitary Sewer Construction and Replacement (Part of OAW Drainage Area Combine Sewer Separation Project 2009) and East Main Street Watermain Replacement.

09-4 A By-law to adopt the revised 2009 Capital Budget to include the addition of a one million dollar debenture to match Federal and Provincial funding for Recreational Infrastructure Canada Program (RInC) projects at the Welland Arenas.

09-23 A By-law to appoint Derek Siciliano as a Weed Inspector for the City of Welland.

09-71 A By-law to authorize the adoption of Official Plan Amendment No. 134.



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- 09-71Z** A By-law to amend City of Welland Zoning By-law 2667(The Corporation of the City of Welland – File 2009-02) north side of McCormick Street, west of Welland Recreational Waterway.
- 01-35** A By-law to authorize the retention of Dillon Consulting Ltd. to provide landscaping of the Roundabout at Highway 406 and East Main Street.
- 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 6th day of October, 2009.