



## **COUNCIL MEETING AGENDA**

**Tuesday, July 15, 2014  
7:00 P.M.**

**COUNCIL CHAMBERS – CIVIC SQUARE**

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- 1. COMMITTEE-OF-THE-WHOLE (IN-CAMERA) (6:05 p.m.)  
(See yellow tab)**
  - Proposed or pending acquisition or disposition of land by the municipality or local board;
  - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and
  - Personal matters about an identifiable individual, including municipal or local board employees.
  
- 2. ARISE FROM COMMITTEE-OF-THE-WHOLE (IN-CAMERA) (6:45 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 ADOPTION OF MINUTES**

Regular Council Meeting of June 17, 2014 and Special Council Meeting of June 24, 2014 *(Previously Distributed)*.
  - 3.5 CALL UPON THE CITY CLERK TO REVIEW COMMITTEE-OF-THE-WHOLE ITEMS (IN-CAMERA) TO BE ADDED TO BLOCK**
  - 3.6 DISCLOSURES OF INTEREST**
  - 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**
  - 4.1 PRESENTATION(S) – Nil**



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### **4.2 LEGISLATED PUBLIC HEARINGS PURSUANT TO THE PLANNING ACT**

**14-85** Completed applications have been made by QUARTEK GROUP INC. on behalf of NIAGARA REGIONAL MORTGAGE SERVICES INC. AND GARY NEUMANN to amend the City of Welland Official Plan by changing the designation from LOW DENSITY RESIDENTIAL TO COMMUNITY COMMERCIAL CORRIDOR and to rezone the lands at 152 Hellems Avenue and 131 Young Street (southeast corner of Hellems Avenue and Young Street) from the existing RM3 - Multiple Dwelling - Third Density Zone By-law 2667 to a Site Specific C1 Zone By-law 2667. The purpose of the Amendment is to permit the existing building to be used for a business office, day care facility, respite care and residential uses; to recognize the existing front yard of 2.8 metres, the existing north side yard of 1.7 metres and a planting strip of 1.7 metres along the north side lot line and 2.8 metres along the front lot line.

**(See Staff Report P&B-2014-32, pages 21 to 48)**

### **4.3 DELEGATION(S) (maximum 5/10/5 policy)**

**10-122** Dan Fortier re: Welland 1812 Bicentennial Committee receiving the “Condotta-Merrett Award”.

**14-28** Carmen D’Angelo, CAO/Secretary Treasurer, Niagara Peninsula Conservation Authority re: Niagara Peninsula Conservation Authority Strategic Plan.

### **4.4 AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS**

**10-108** Councillor Petrachenko, Facilities Management Review Team (FMRT) Report.

**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**



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### **7.2 Notices of Motion (previously submitted for discussion)**

**(Councillors Larouche and Wright)**

- 14-90** THAT THE COUNCIL OF THE CITY OF WELLAND requests that staff investigate an appropriate recognition, on a permanent basis, of the contribution that Rosie Smith made to Welland, in accordance with the City's Municipal Naming/Renaming Policy SER-008-0006; and further  
THAT Welland City Council directs staff to include consideration of naming a feature of St. George's Park, such as the pool, in her honour; and further  
THAT Welland City Council waives the Municipal Naming/Renaming Policy waiting period requirement for the commemoration; and further  
THAT Welland City Council requests that staff prepare a report with recommendations for this recognition, to Council by the fall of 2014.

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

## **8. CORPORATION REPORTS**

### **8.1 Councillor Activities Report**

### **8.2 Mayor's Report**

### **8.3 City Manager's Report**

## **9. CONFIRMATORY BY-LAW**

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 15<sup>th</sup> day of July, 2014. Ref. No. 14-1

## **10. ADJOURNMENT**



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### **AGENDA BLOCK**

**1. BUSINESS ARISING FROM MINUTES, PREVIOUS MEETINGS AND OTHER ITEMS REFERRED FROM COUNCIL FOR DISCUSSION - Nil**

**2. COMMITTEE AND STAFF REPORTS**

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

**2. Staff Reports**

- 1 - 2**                    **ENG-2014-24**    Gen. Mgr., Infrastructure Services/City Engineer, S. Iannello re: Supply and Delivery of one (1) New Three Quarter (3/4) Ton Crew Cab Pick-Up Truck with 8' Box, 4 X 4 with a "Fleetside" Type Body. Ref. No. 14-46 (See By-law 1)
- 3 - 7**                    **ENG-2014-25**    Gen. Mgr., Infrastructure Services/City Engineer, S. Iannello re: Tender Award - Churchill Avenue Road Reconstruction, Plymouth Road Watermain and Road Reconstruction, and Hagar and Young Streets Overlay Ref. No. 14-55 (See By-law 2)
- 8 - 12**                  **ENG-2014-26**    Gen. Mgr., Infrastructure Services/City Engineer, S. Iannello re: Tender Award - Canal Bank Road Reconstruction, Shaw Street Entrance and Regatta Drive Resurfacing. Ref. No. 09-75 (See By-law 3)
- 13 - 15**                **HR-2014-02**      Gen. Mgr., Human Resources & Legislative Services, R. Mantesso re: Christmas and New Year Closure of City Hall Operations 2015-2016. Ref. No. 14-33
- 16 - 18**                **CM-2014-02**      City Manager, C. Stirtzinger re: Hydro Dividend Additional. Ref. No. 99-43
- 19 - 20**                **FIN-2014-14**      Acting Gen. Mgr., Corporate Services/Treasurer, S. Zorbas re: Waste Management and Collections for Multi-Residential Condominium Properties. Ref. No. 14-84 (See By-law 4)



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- 21 - 48**                    **P&B-2014-32**    Gen. Mgr., Integrated Services, J. Loveys Smith re: Application for Official Plan Amendment and Application for Zoning By-law Amendment - Niagara Regional Mortgage Services Inc. and Gary Neumann for Lands at 152 Hellems Avenue and 131 Young Street Part Blocks V and Z, Plan 1649, NP564 (File OPA and 2013-04). Ref. No. 14-85 (See By-laws 5 & 6)
- Remove From Block**
- 49 - 51**                    **P&B-2014-33**    Gen. Mgr., Integrated Services, J. Loveys Smith re: Request for Part Lot Control Exemption - Lots 1 to 14 (inclusive) and Blocks 15 and 16 Registered Plan 59M-378 - Shipview Court Estates Subdivision (File 26T-14-06005). Ref. No. 06-148 (See By-law 7)
- 52 - 59**                    **P&B-2014-34**    Gen. Mgr., Integrated Services, J. Loveys Smith re: Downtown and Health and Wellness Cluster Community Improvement Plan. Ref. No. 10-76
- 60 - 66**                    **R&C-2014-05**    Gen. Mgr., Integrated Services, J. Loveys Smith re: Redevelopment of Additional Market Square Property. Ref. No. 14-19

### 3. NEW BUSINESS

- 67**                    1. Memo from Christine Raby, City Clerk re: Change of Date - August Council Meeting. Ref. No. 14-29

**RECOMMENDATION:**

THAT THE COUNCIL OF THE CITY OF WELLAND authorizes a change of date for the August 2014 meeting of Welland City Council, in accordance with section 10.8 of Procedural By-law No. 2013-126 from Tuesday, August 12 to Monday, August 11, 2014.

- 68 - 80**                    2. Signed petition by residents of the Highlands and the Masters at Hunters Pointe re: insufficient water pressure. Ref. No. 14-87

**RECOMMENDATION:**

THAT THE COUNCIL OF THE CITY OF WELLAND receives the petition from the residents of the Highlands and the Masters at Hunters Pointe regarding insufficient water pressure and refers the matter to staff for study and report to Council.



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- 81 – 84      3. Cathie Best, Interim Regional Clerk, Region of Niagara re: Report PDS 18-2014: Statutory Public Meeting Information Report - Regional Official Plan Amendment 5 (ROPA 5) - Source Water Protection Policies. Ref. No. 14-86  
***(A complete copy of Report PDS 18-2014 including the Appendices can be found electronically at:***  
<http://www.niagararegion.ca/council/Council%20Documents/PDS%2018-2014.pdf>).

**RECOMMENDATION:**

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated June 20, 2014 regarding Report PD 18-2014: Statutory Public Meeting Information Report - Regional Official Plan Amendment 5 (ROPA 5) - Source Water Protection Policies.

- 85 - 102      4. Ontario Municipal Board, Order of the Board re: Appeals related to lands located on Primeway Drive in Welland. Ref. No. 07-135Z

**RECOMMENDATION:**

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the Order of the Ontario Municipal Board dated June 24, 2014, with respect to the Appeals filed regarding the City's Proposed New Official Plan and Proposed Official Plan Amendment for properties municipally known as 102, 69 and 165 Primeway Drive.

- 103 - 111      5. Cathie Best, Interim Regional Clerk, Niagara Region re: Report PDS 24-2014: Niagara Water Strategy 2014 Review and Update Report. Ref. No. 14-88  
***(A complete copy of Report PDS 24-2014 including the Appendix can be found electronically at:***  
<http://www.niagararegion.ca/council/Council%20Documents/PDS%2024-2014.pdf>

**RECOMMENDATION:**

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated July 7, 2014 regarding Report PDS 24-2014: Niagara Water Strategy 2014 Review and Update Report.

- 112 - 119      6. Cathie Best, Interim Regional Clerk, Niagara Region re: Report PDS 26-2014: Development Application Activity Report - First Quarter of 2014. Ref. No. 14-89

**RECOMMENDATION:**

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated July 7, 2014 regarding Report PDS 26-2014: Development Application Activity Report - First Quarter of 2014.



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- 120 - 127**     7. Cathie Best, Interim Regional Clerk, Niagara Region re: Report CSD 47-2014: Corporate Services Committee Report 10-2014, Wednesday, June 25, 2014. Ref. No. 14-37

**RECOMMENDATION:**

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated July 4, 2014 regarding Report CSD 47-2014: Corporate Services Committee Report 10-2014, Wednesday, June 25, 2014.

**4. BY-LAWS**

**MAY BE VIEWED IN THE CLERK'S DIVISION PRIOR TO THE MEETING IF DESIRED.**

1. A By-law to authorize purchase of one new three-quarter ton crew cab pick-up truck. Ref. No. 14-46
2. A By-law to accept the tender and to enter into contract with Brennan Paving Limited for Churchill Avenue Road Reconstruction, Plymouth Road Watermain and Road Reconstruction, and Hagar and Young Streets Overlay. Ref. No. 14-55
3. A By-law to accept the tender and to enter into contract with Rankin Construction Inc. for Canal Bank Road Reconstruction, Shaw Street Entrance and Regatta Drive Resurfacing and Canal Trail Resurfacing. Ref. No. 09-75
4. A By-law to authorize entering into an Agreement with the Regional Municipality of Niagara for Waste Management and Collections for Multi-Residential Condominium Properties. Ref. No. 14-84
5. A By-law to amend City of Welland Zoning By-law 2667 (Niagara Regional Mortgage Services Inc. and Gary Neumann - File 2014-04) 152 Hellems Avenue and 131 Young Street. Ref. No. 14-85
6. A By-law to authorize the adoption of Official Plan Amendment No. 6. Ref. No. 14-85
7. A By-law to exempt certain lands from Part-Lot Control - located east of Vanier Drive, north of Lincoln Street, City of Welland (Lots 1 to 14, inclusive, and Blocks 15 and 16, Plan 59M-378) and to repeal by-law 2009-155. Ref. No. 06-148



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8. A By-law to authorize the entering into a collective agreement with the Steelworkers Local 1-1000 (I.W.A. Council) representing all Volunteer Firefighters for the Corporation of the City of Welland effective January 1, 2014 to December 31, 2016. Ref. No. 14-15
9. A By-law to provide for reduced hours of voting in institutions and retirement homes. Ref. No. 14-43
10. A By-law to appoint By-law Enforcement Officers of the Corporation of the City of Welland and to repeal By-law 2013-135. Ref. No. 14-22