



COUNCIL MEETING AGENDA

Tuesday, August 23, 2016

7:00 P.M.

COUNCIL CHAMBERS – CIVIC SQUARE

**1. COMMITTEE-OF-THE-WHOLE (IN-CAMERA) (5:05 p.m.)
(See yellow tab)**

- Personal matters about an identifiable individual, including municipal or local board employees;
 - *Staff Appointment.*
- Receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
 - *Welland Recreational Canal Corporation Governance.*
- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
 - *Cordage Green discussion.*
- Proposed or pending acquisition or disposition of land by the municipality or local board;
 - *Request for Expressions of Interest - Redevelopment of the Downtown Node and Northern Reach of the Welland Recreation Waterway Lands.*
 - *Proposal to Stop Up, Close, Declare Surplus, and acceptance for an offer to City-owned unopened Road Allowances between Lots 259 B.F. and 259 and between Lots 259 B.F. and 260 B.F., east of Colbeck Drive and south of Webber Road (located within 490 Colbeck Drive).*
 - *General Electric (GE) Gateway Incentive Program.*
 - *Proposal to declare surplus and acceptance of an offer of City-owned lands at the north-east corner of Sauer Avenue and Hildred Street.*
 - *Central Fire Hall.*

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 ADOPTION OF MINUTES

Regular Council Meeting of July 19, 2016 and Special Council Meeting of August 10, 2016 (*Previously Distributed*).



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- 3.5 CALL UPON THE ACTING 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
 - 4.2 DELEGATION(S) (maximum 5/10/5 policy)

16-28 Joe March, Partnership Manager, SmartSAVER re: Canada Learning Bond.
 - 4.3 AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS

05-50
16-15 Nora Reid and Christian Venditti, Members, Central Fire Hall Sub-Committee re: update on the Central Fire Hall.
(Background information included in Council Members Agenda).

16-37 Councillor Fokkens, Chair, Water/Wastewater Ad Hoc Committee - meeting of July 27, 2016.
 - 4.4 LEGISLATED PUBLIC HEARINGS/MEETINGS - Nil
 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)

(Councillor Letourneau)

16-22 WHEREAS the City of Welland has been designated officially bilingual by the Province.

AND WHEREAS the French language and culture are an important fixture in the city, demonstrated by its 6 (six) francophone schools, health centre, employment center, 2 (two) financial institutions and a large catholic parish;

AND WHEREAS the City of Welland took the initiative to change the street signs to bilingual signs in French Town.

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND changes the stop signs to bilingual signs in the French Town area to match the existing street signs in this area. French Town being bordered by Main Street, Crowland Avenue, Hagar Street and the railway line to the west. This change would require some 23 signs. Bilingual stop signs can be found all over the north in the bilingual speaking communities. This would enhance the unique French section we have here in Welland. We should take advantage of this unique quality of our French Heritage.

(Councillor Letourneau)

16-108 WHEREAS in the past, the Canada Day Celebrations were held at Memorial Park, and 2016 saw the event being held at Merritt Park.

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND should reinstate the celebration to Memorial Park for a more family type atmosphere.

(Councillor Petrachenko)

16-102 WHEREAS Niagara Region Policy Plan, Chapter 2, Growing the Economy, states the Region has a role in tourism;

AND WHEREAS Section 2.a, tourism, supports the Wine Route, Twenty Valley, and the Greater Niagara Circle Route, the Great Lakes Water Front Trail and the Trans Canada Trail;

AND WHEREAS the Niagara Region Council has passed a motion April 28, 2016 at the regular meeting referring to staff the issue of closing the Tourism Information Centre and/or developing a new operation plan that stated: "THAT staff be authorized to terminate lease arrangements with Timwen Partnership at the Grimsby Gateway Centre to close at the end of the third quarter subject to a staff report to Council outlining a review; THAT the review consider feedback from the Tourism Summit; THAT the report outline a new operation plan seeking financial support from the Ontario Ministry of Tourism and the Tourism Partnership of Niagara; THAT a new lease agreement be negotiated with the landlord; THAT Staff be directed to develop a new operations plan for the Grimsby Gateway Centre."



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NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND:

- 1) Supports in principle the concept of a Niagara Tourism Information Centre at the existing Casablanca / QEW Interchange;
- 2) Supports in principle that Niagara Region develop a new operation plan and a new lease agreement to support a Niagara Tourism information kiosk at the Grimsby Gateway Centre;
- 3) Supports the direction that Niagara Region develop a regional tourism strategy around the 5 Trail/Scenic Drives Tourism Strategy that will assist in bringing visitors to the 12 municipalities in Niagara;
- 4) Support staff participation in a Regional Tourism Summit;
- 5) Supports further investigation and asks staff to develop a city-wide tourism strategy with all its partners and that this align with the region's strategy.

(Councillor DiMarco)

16-22 WHEREAS Welland City staff is responsible for conducting and reviewing traffic operations within the City of Welland;

AND WHEREAS staff make recommendations and provide information to Council for consideration of erecting stop signs around the City of Welland when warranted.

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND requests that all future installation of stop sign requests be referred to staff, for a staff report to be prepared, and then submitted to Council for consideration.

(Councillor McLeod)

99-99 WHEREAS costs information relative to the Welland Recreational Canal Corporation (WRCC) governance models has been requested by the public, in order to make an informed decision on its selection of governance models;

AND WHEREAS members of the public have requested further public input meetings in order to fully understand the implications of changing models;

AND WHEREAS the members of the WRCC Interim Board have a fiduciary duty to uphold on behalf of its shareholder, the City of Welland and it is unclear as to whether or not legal, governance and operational costs have been fully evaluated;

AND WHEREAS the costs of the proposed governance models and their ensuing operational costs has not been shared with, analyzed or evaluated by the Council of the City of Welland;

AND WHEREAS the Council of the City of Welland has a fiduciary duty to the taxpayer, and any decisions to be considered by the Council of the City of Welland need to consider the impact on the taxpayer.

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND only considers changing governance models once it fully understands



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the legal, governance and operational cost impacts and discloses them to the public.

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 Chief Administrative Officer'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 23rd day of August, 2016. Ref. No. 16-1

10. ADJOURNMENT



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AGENDA BLOCK

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

Deferred from the June 21, 2016 Council Meeting:

**1 - 33
Remove From
Block**

CAO-2016-08

Chief Administrative Officer, G. Long - Central Fire Hall.
Ref. No. 05-50/16-15

2. COMMITTEE AND STAFF REPORTS

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

2. Staff Reports

34 - 96

WRCC-2016-01

Chief Administrative Officer, G. Long - WRCC Management & Governance. Ref. No. 99-99

97 - 102

P&B-2016-50

Gen. Mgr., Infrastructure and Development Services/City Engineer, S. Iannello - Amendments to the *Planning Act*. Ref. No. 16-103

103 - 106

P&B-2016-51

Gen. Mgr., Infrastructure and Development Services/City Engineer, S. Iannello - Request for Extension to Draft Plan Approval - Dain City Subdivision - Dain City Developments, north side of Forks Road, east of Canal Bank Street (File: 26T-14-06002).
Ref. No. 06-126

107 - 129

P&B-2016-52

Gen. Mgr., Infrastructure and Development Services/City Engineer, S. Iannello - Semi-Annual Subdivision Status Report - June 30, 2016. Ref. No. 16-107

130 - 133

P&B-2016-54

Gen. Mgr., Infrastructure and Development Services/City Engineer, S. Iannello - Lay Out, Establish and Name the 0.3 Metre Reserves - Blocks 37 and 39, Plan 59M-286, Days Avenue, Towpath Village Extension Subdivision (File 26T-14-01001). Ref. No. 16-105
(See By-law 1)



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| 134 - 185 | <u>P&B-2016-55</u> | Gen. Mgr., Infrastructure and Development Services/City Engineer, S. Iannello - Application for Red-Line Revision of a Draft Plan of Subdivision (File 26T-14-20001) (Draper's Creek Estates Subdivision (Phase 3) (formerly Gillmora Estates) Application for Draft Plan of Condominium (File 26CD-14-16002) Zoning By-law Amendment Application (File No. 2014-04) Baiocco Construction Corp. for the lands on the east side of Clare Avenue, south of Lynbrook Lane. Ref. No. 01-42 |
| 186 - 223 | <u>P&B-2016-58</u> | Gen. Mgr., Infrastructure and Development Services/City Engineer, S. Iannello - Application for Tax Increment Based Grant Program - City of Welland Niagara Gateway Economic Zone and Centre Community Improvement Plan - General Electric Canada Property Inc. 287 Silverthorn Street, 242, 246, 250 Buchner Road. Ref. No. 10-76/16-87 (See By-law 2) |
| 224 - 261 | <u>ENG-2016-29</u> | Gen. Mgr., Infrastructure and Development Services/City Engineer, S. Iannello - Sewer and Drainage Works By-law. Ref. No. 16-104 (See By-law 3) |
| 262 - 265 | <u>ENG-2016-30</u> | Gen. Mgr., Infrastructure and Development Services/City Engineer, S. Iannello - Endicott Terrace and Springhead Gardens Watermain Replacement. Ref. No. 16-96 (See By-law 4) |
| 266 - 269 | <u>ENG-2016-31</u> | Gen. Mgr., Infrastructure and Development Services/City Engineer, S. Iannello - Market Square Concrete Replacement and New Commemorative Space. Ref. No. 16-19 (See By-law 5) |
| 270 - 271 | <u>R&C-2016-05</u> | Gen. Mgr., Corporate Services/Chief Financial Officer, S. Zorbas - Installation of a Basketball Court at Glenwood Park in Dain City. Ref. No. 16-19 |
| 272 | <u>CLK-2016-05</u> | Gen. Mgr., Human Resources and Legislative Services - R. Mantesso - Lottery License. Ref. No. 16-3 |



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3. NEW BUSINESS

- 273 - 276** 1. Richard Rybiak, Chair, Niagara Central Airport Commission re: Second quarter of 2016 update on its activities and developments at the Niagara Central Dorothy Rungeling Airport. Ref. No. 13-50

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence dated July 15, 2016 from the Niagara Central Airport Commission regarding the second quarter of 2016 update on its activities and developments at the Niagara Central Dorothy Rungeling Airport.

- 277 - 283** 2. Ralph Walton, Regional Clerk, Niagara Region re: Report CSD 35-2016: 2016 Claw Back Percentages and Municipal Tax Adjustments. Ref. No. 16-4

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated July 25, 2016 regarding Report CDS 35-2016: 2016 Claw Back Percentages and Municipal Tax Adjustments.

- 284 - 288** 3. Ralph Walton, Regional Clerk, Niagara Region re: Appointment of Niagara Resident to the Senate of Canada: Minute Item 13.2, CL 12-2016, July 21, 2016. Ref. No. 16-98

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information and supports the request from the Region of Niagara dated July 25, 2016 regarding an Appointment of Niagara Resident to the Senate of Canada: Minute Item 13.2, CL 12-2016, July 21, 2016.

- 289 - 290** 4. Louise Logan, President & CEO, Parachute re: Preventing Injuries. Saving Lives - Request to declare the week of October 16th - 22nd, 2016 as “National Teen Driver Safety Week”. Ref. No. 16-6

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND declares the week of October 16th - 22nd, 2016 as “National Teen Driver Safety Week” in the City of Welland as requested by Parachute.



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- 291** 5. Terry Lynne Finley, Member, Fetal Alcohol Syndrome Disability - Request to declare September 9, 2016 as National Fetal Alcohol Syndrome Day. Ref. No. 16-6

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND declares September 9, 2016 as “National Fetal Alcohol Syndrome Day” in the City of Welland as requested by Fetal Alcohol Spectrum Disorder Ontario.

- 292 - 303** 6. Ross Peever, President & CEO, Welland Hydro Energy Services Corp. - Appointment of secondary person from the City of Welland to the Joint Venture Management Committee. Ref. No. 12-114

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND appoints the Director of Economic Development as its second member to the Joint Venture Management Committee as recommend by the Joint Venture Management Committee.

BY-LAWS

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

1. A By-law to Lay Out, Establish and Name Blocks 37 and 39, Plan 59M-286 being a 0.3 metre Reserve for the City of Welland as part of Days Avenue. Ref. No. 16-105
(See Report P&B-2016-54)
2. A By-law to authorize execution of an agreement for Tax Increment Grant Program (Community Improvement Plan) for 287 Silverthorn Street, 242, 246, 250 Buchner Road. Ref. No. 10-76/16-87
(See Report P&B-2016-58)
3. A By-law to regulate management of a system of sewer works and drainage works in the City of Welland. Ref. No. 16-104
(See Report ENG-2016-29)
4. A By-law to accept the tender and to enter into contract with Vic Vatrt Contracting Ltd. for the Endicott Terrace and Springhead Gardens Watermain Replacement. Ref. No. 16-96
(See Report ENG-2016-30)



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5. A By-law to accept the tender and to enter into contract with 1526957 Ontario Limited O/A CTC Contracting for the Market Square concrete replacement and new commemorative space 2016. Ref. No. 16-19
(See Report ENG-2016-31)
6. A By-law to authorize extension of the term of the lease agreement with the Welland Historical Museum Board of Management for 140 King Street. Ref. No. 04-91
7. A By-law to amend By-law 2013-82, being a By-law to authorize signing authority to certain persons on behalf of the City. Ref. No. 16-4
8. A By-law to authorize an amending agreement with Marzim Holdings Ltd. for use of the concession booths within the Welland Arena and Jack Ballantyne Arena; and to amend By-law 2011-94. Ref. No. 16-19
9. A By-law to authorize an amending agreement with Marzim Holdings Ltd. for use of the Welland Main Arena Lounge; and to amend By-law 2012-29. Ref. No. 16-19
10. A By-law to amend By-law 2016-71, being a By-law to grant licenses of occupation to Vesna Bazgaloska-Murgoski for the provision of food services at the Welland Market Square and the Welland Sports Complex. Ref. No. 07-107/16-19
11. A By-law to authorize an amending agreement with Welland Minor Hockey Association; and to amend By-law 2011-155. Ref. No. 16-19