



COUNCIL MEETING AGENDA

**Tuesday, November 18, 2014
7:00 P.M.
COUNCIL CHAMBERS – CIVIC SQUARE**

- 1. COMMITTEE-OF-THE-WHOLE (IN-CAMERA) (6:10 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
 - Receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

- 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 October 7, 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 DELEGATIONS (maximum 5/10/5 policy)

06-156 Barry Lutzer, owner, Niagara Pet Corner and Dr. Campbell, Veterinarian re: Regulating the sale of dogs, cats and rabbits at retail stores.

06-156 John Greer, Executive Director, Welland & District Humane Society re: Regulating the sale of dogs, cats and rabbits at retail stores.
(Background information included in Council Member's Agenda).

06-156 Keith Burgess, PIJAC Canada re: Regulating the sale of dogs, cats and rabbits at retail stores.

06-156 Kasey Dunn, founder, Jenny Storey and Angela Cowan, The Social Petwork re: Banning the sale of pets in stores.
(Background information included in Council Member's Agenda).

4.3 AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORT(S) - Nil

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

7.2 Notices of Motion (previously submitted for discussion)

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



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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 18th day of November, 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

Referred from the Council Meeting of October 7, 2014:

- 1 - 31** **P&B-2014-58** Gen. Mgr., Integrated Services, J. Loveys Smith - Application for Official Plan Amendment and Application for Zoning By-law Amendment - Julie Zenovia Maliskevich and Edward Luska for lands at 142 and 144A Thorold Road - Part Township Lot 241 and Part Township Lot 241, being Parts 2 and 3 on Plan 59R-3923 (File OPA and 2014-04). Ref. No. 14-102/14 102Z (See By-laws 1 & 2)

2. COMMITTEE AND STAFF REPORTS

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

2. Staff Reports

- 32 - 64** **TRAF-2014-13** Gen. Mgr., Infrastructure Services/City Engineer, S. Iannello re: Remove From Block Regulating the sale of cats, dogs and rabbits. Ref. No. 06-156 (See By-laws 3 & 4)
- 65 - 68** **TRAF-2014-14** Gen. Mgr., Infrastructure Services/City Engineer, S. Iannello re: Update to Traffic and Parking By-law 89-2000. Ref. No. 14-22 (See By-law 5)
- 69 - 70** **TRANS-2014-10** Gen. Mgr., Corporate Services/Treasurer, S. Zorbas re: Supply and install one (1) new fuel dispenser and remove the existing fuel dispenser at the Transit Facility. Ref. No. 14-13 (See By-law 6)
- 71 - 73** **TRANS-2014-11** Gen. Mgr., Corporate Services/Treasurer, S. Zorbas re: Purchase of one (1) large accessible bus. Ref. No. 14-13 (See By-law 7)



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| 74 - 78 | <u>P&B-2014-60</u> | Gen. Mgr., Integrated Services, J. Loveys Smith re: Request for Part Lot Control Exemption - 10, 20, 29, 30, 38, 39, 45, 46, 54 and 55 Coyle Court, Blocks 1, 8 and 9, Plan 59M-404, Rinaldi Homes (Niagara) Inc. (Coyle Creek Estates - Phase 6 - File 26T-14-13001). Ref. No. 06-131 (See By-law 8) |
| 79 - 82 | <u>P&B-2014-62</u> | Gen. Mgr., Integrated Services, J. Loveys Smith re: Deeming By-Law - Blocks 34 and 35, Plan 59M-286 - north side of St. Lawrence Drive and related to condition of consent for File B011/2014WELL. Ref. No. 14-110 (See By-law 9) |
| 83 - 84 | <u>R&C-2014-10</u> | Gen. Mgr., Integrated Services, J. Loveys Smith re: Naming of the Sculpture Park located adjacent to the Welland Community Wellness Complex. (See By-law 10) Ref. No. 14-19 |
| 85 - 114 | <u>FIN-2014-19</u> | Gen. Mgr., Corporate Services/Treasurer, S. Zorbas re: Municipal Performance Measurement Program for the Year 2013. Ref. No. 14-4 |
| 115 | <u>HR-2014-04</u> | Gen. Mgr., Human Resources and Legislative Services, R. Mantesso re: 2013 Annual General Report. Ref. No. 14-61 |
| 116 - 117 | <u>HR-2014-05</u> | Gen. Mgr., Human Resources and Legislative Services, R. Mantesso re: GiantFM Advertising Campaign "Voice of Welland". Ref. No. 14-111 |
| 118 - 122 | <u>F&ES-2014-04</u> | Chief, Fire and Emergency Services, D. Prevost re: Award of Contract, Fire Tanker Apparatus. Ref. No. 14-15 (See By-law 11) |

3. NEW BUSINESS

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| 123 - 126 | 1. | Brian McMullan, Mayor, City of St. Catharines re: GO Rail expansion to Niagara. Ref. No. 14-13 |
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RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the City of St. Catharines dated October 15, 2014 regarding the GO Rail expansion to Niagara.



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- 127 - 129** 2. D.H. Rapelje, Chair, Welland Senior Citizens Advisory Committee re: Proposed Bill C-356, An Act Respecting a National Strategy for Dementia. Ref. No. 06-84

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Welland Senior Citizens Advisory Committee dated October 6, 2014 regarding the proposed Bill C-356, An Act Respecting a National Strategy for Dementia.

- 130 - 131** 3. D.H. Rapelje, Chair, Welland Senior Citizens Advisory Committee re: Foyer Richelieu application for 2 additional bed licences. Ref. No. 06-84

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Welland Senior Citizens Advisory Committee dated October 7, 2014 regarding Foyer Richelieu's application for 2 additional bed licences.

- 132 - 135** 4. Maryellen MacLellan, General Manager, Niagara Regional Housing re: NRH 2014 3rd Quarter Report to Council. Ref. No. 10-130

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from Niagara Regional Housing (NRH) received November 5, 2014 regarding the NRH 2014 3rd Quarter Report.

- 136** 5. Memo from Christine Raby, City Clerk re: Extension of Citizen Appointments to Committees of Council. Ref. No. 14-10

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND extends the term of citizen appointments to Committees of Council beyond November 30, 2014 with said appointments continuing until such time as new members are appointed by Council.

- 137 - 156** 6. Memo from Christine Raby, City Clerk re: Ombudsman Report. Ref. No. 14-10

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the Ombudsman Report received on Monday, November 10, 2014, and refers the Report to staff for report back to Council on implementation of the Ombudsman's recommendations.



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4. BY-LAWS

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

1. A By-law to authorize the adoption of Official Plan Amendment No. 8.
Ref. No. 14-102
2. A By-law to amend City of Welland Zoning By-law 2667 (Julie Zenovia Maliskevich and Edward Luska – File 2014-04) 142 Thorold Road and 144A Thorold Road.
Ref. No. 14-102Z
3. A By-law to amend Business Licensing By-law 2011-173. Ref. No. 14-2
4. A By-law to amend By-law 2006-193, being a By-law to establish and regulate fees and charges for various services or activities and use of property as provided by the municipality; and to repeal By-law 2014-44. Ref. No. 14-38
5. A By-law to amend By-law 89-2000, being a By-law regulating Traffic and Parking within the City of Welland (Schedules “XXXIV” and “XXXV”). Ref. No. 14-22
6. A By-law to authorize acceptance of tender from Castle Mechanical for the supply and installation of a fuel dispenser and removal of the existing dispenser at transit facility.
Ref. No. 14-13
7. A By-law to authorize purchase of one large accessible transit bus. Ref. No. 14-13
8. A By-law to exempt certain lands from Part-Lot Control - 10, 20, 29, 30, 38, 39, 45, 46, 54 and 55 Coyle Court, in the Coyle Creek Estates Phase 6 Subdivision (Blocks 1, 8 and 9, Plan 59M-404), City of Welland. Ref. No. 06-131
9. A By-law to designate Blocks 34 and 35 Plan 59M-268 to be deemed not to be within a registered plan of subdivision. Ref. No. 14-110
10. A By-law to name the Sculpture Park adjacent to the Welland Community Wellness Complex to Rod Dowling Sculpture Park. Ref. No. 14-19
11. A By-law to authorize the purchase of one Fire Tanker Apparatus from Arnprior Fire Trucks Corp. Ref. No. 14-15