



COUNCIL MEETING AGENDA

**Tuesday, December 15, 2015
7:00 P.M.
COUNCIL CHAMBERS – CIVIC SQUARE**

**1. COMMITTEE-OF-THE-WHOLE (IN-CAMERA) (5:15 p.m.)
(See yellow tab)**

- Receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and
 - *Youngs Sportsplex update.*
- Personal matters about an identifiable individual, including municipal or local board employees.
 - *Workplace Fatality.*
 - *Memorandum re: Appointment of member to the Property Standards Committee/Dog Control Appeal Committee.*
 - *Update on City Manager Recruitment.*
 - *Update on personnel matter.*
 - *Welland Recreational Canal Corporation update.*
 - *Appointment of Welland Recreational Canal Corporation Board members.*
- Proposed or pending acquisition or disposition of land by the municipality or local board.
 - *Rice Road lease renewal update.*
- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.
 - *Toronto 2015 Pan Am/Parapan Games update.*

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

Special Council Meetings of November 24 and December 8, 2015 and Regular Council Meeting of December 1, 2015 (*Previously Distributed*)

3.5 CALL UPON THE ACTING CITY CLERK TO REVIEW COMMITTEE-OF-THE-WHOLE ITEMS (IN-CAMERA) TO BE ADDED TO BLOCK



COUNCIL MEETING AGENDA – Page 2

Tuesday, December 15, 2015

7:00 P.M.

COUNCIL CHAMBERS – CIVIC SQUARE

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) - Nil

4.3 AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS

15-37 Councillor Fokkens, Chair, Water/Wastewater Ad Hoc Committee - meeting of December 2, 2015.

09-104 Councillor Mastroianni, Chair, Audit Review Committee - meeting of December 1, 2015.

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)

(Councillor Petrachenko)

04-47 WHEREAS public libraries provide residents with a community space where they can freely access a wide variety of information in both print and digital format;
AND WHEREAS municipal governments are key funders of public libraries, appoint public library boards and work in partnership with public library boards to deliver library services that are responsive to community needs;
AND WHEREAS electronic books (e-books) are becoming an increasingly preferred medium for library users to access content and information;



COUNCIL MEETING AGENDA – Page 3

Tuesday, December 15, 2015

7:00 P.M.

COUNCIL CHAMBERS – CIVIC SQUARE

AND WHEREAS major multi-national publishers are charging public libraries significantly higher costs to purchase e-books for their collections than they charge customers;

AND WHEREAS imposing unreasonably high costs on public libraries to purchase e-books is not an appropriate solution to the publishing industry's concerns regarding the evolution of digital technology, including piracy.

THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND requests the Minister of Tourism, Culture and Sport work with the federal and the other provincial and territorial governments to find a solution that will allow public libraries to purchase e-books from publishers at a fair and reasonable price; and further

THAT a copy of this resolution be sent to the Federation of Canadian Municipalities (FCM) and the Association of Municipalities of Ontario (AMO).

(Councillor McLeod)

99-99 WHEREAS the Welland Recreational Canal Corporation is a significant asset of the City of Welland;

AND WHEREAS the Welland Recreational Canal Corporation is in the process of executing its current 2014 - 2018 Master Plan;

AND WHEREAS the Welland Recreational Canal Corporation cares for the lands responsible for delivering key community benefits which support an active lifestyle;

AND WHEREAS the Welland Recreational Canal Corporation is the main driving force of Welland's Sports Tourism Strategy;

AND WHEREAS the Welland Recreational Canal Corporation has six vacant, public at large director positions on its board of directors;

AND WHEREAS the Welland Recreational Canal Corporation does not currently have a managing Executive Director.

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND recognizes the importance of engaging Welland's community in attracting high caliber board members and an Executive Director; and further

THAT staff prepare a report outlining key attributes of prospective board members; and further

THAT staff outline the best public application process to maximize community engagement, attract quality applicants and provide a proposed timetable.

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



COUNCIL MEETING AGENDA – Page 4

Tuesday, December 15, 2015
7:00 P.M.
COUNCIL CHAMBERS – CIVIC SQUARE

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 15th day of December, 2015. Ref. No. 15-1

10. ADJOURNMENT



COUNCIL MEETING AGENDA INDEX

**Tuesday, December 15, 2015
7:00 P.M.
COUNCIL CHAMBERS – CIVIC SQUARE**

Page No.

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)

1 - 18 2. General Committee Report to Council - meeting of December 8, 2015.

3. Staff Reports

19 - 22 FIN-2015-27 Gen. Mgr., Corporate Services/Treasurer, S. Zorbas - High Water Leak Adjustment Policy - Water and Wastewater. Ref. No. 15-37

23 - 27 FIN-2015-33 Gen. Mgr., Corporate Services/Treasurer, S. Zorbas - Revised Policy - Sale of City-Owned Land and the Stopping Up and Closing of Highways. Ref. No. 03-110

28 - 105 FIN-2015-36 Gen. Mgr., Corporate Services/Treasurer, S. Zorbas - Year to Date Report - 2015 3rd Quarter. Ref. No. 15-4

106 - 107 FIN-2015-38 Gen. Mgr., Corporate Services/Treasurer, S. Zorbas - Water Meter Inspection Fee - Water and Wastewater. Ref. No. 15-37

108 - 111 R&C-2015-11 Gen. Mgr., Corporate Services/Treasurer, S. Zorbas - Ontario After School Program Request for Waiving-of-Fees. Ref. No. 13-106

**112 - 117 TRAF-2015-15 Gen. Mgr., Infrastructure Services/City Engineer, S. Iannello - Update to Traffic and Parking By-law 89-2000. Ref. No. 15-22
(See By-law 1)**

**118 - 122 TRAF-2015-16 Gen. Mgr., Infrastructure Services/City Engineer, S. Iannello - Update to Administrative Penalty By-law 2014-64. Ref. No. 15-22
(See By-law 2)**



COUNCIL MEETING AGENDA INDEX – Page 2

Tuesday, December 15, 2015

7:00 P.M.

COUNCIL CHAMBERS – CIVIC SQUARE

Page No.

- 119 - 131** **ENG-2015-39** Gen. Mgr., Infrastructure Services/City Engineer, S. Iannello - Glenwood Park Splash Pad Contract Award. Ref. No. 15-19 (See By-law 3)
- 132 - 134** **ENG-2015-40** Gen. Mgr., Infrastructure Services/City Engineer, S. Iannello - Welland Market Square Posts Repair. Ref. No. 15-19 (See By-law 4)
- 135 - 136** **ENG-2015-41** Gen. Mgr., Infrastructure Services/City Engineer, S. Iannello - Arena Foreman Position. Ref. No. 15-24
- 137 - 138** **P&B-2015-59** Gen. Mgr., Infrastructure Services/City Engineer, S. Iannello - Public Open House for Non-Rooftop Solar Project Proposals under the Feed-In Tariff (FIT 4) Program at 950 East Main Street and 108 Thorold Road. Ref. No. 12-114
- 139 - 146** **CLK-2015-11** Gen. Mgr., Human Resources and Legislative Services, R. Mantesso - Advisory Committee Structure Review. Ref. No. 15-55

3. NEW BUSINESS

- 147 - 148** 1. Rosalie A. Evans, Solicitor-Clerk, Municipality of Neebing re: Consultation on the Police Services Act. Ref. No. 15-112

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Municipality of Neebing dated October 9, 2015 regarding Consultation on the Police Services Act.

- 149 - 174** 2. Ralph Walton, Regional Clerk, Niagara Region re: Report CSD 76-2015: 2016 Budget - Water & Wastewater Rate Setting & Requisition. Ref. No. 15-37

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Regional Municipality of Niagara dated November 20, 2015 regarding Report CSD 76-2015: 2016 Budget - Water & Wastewater Rate Setting & Requisition.



COUNCIL MEETING AGENDA INDEX – Page 3

Tuesday, December 15, 2015

7:00 P.M.

COUNCIL CHAMBERS – CIVIC SQUARE

Page No.

- 175 - 188** 3. Ellen Balmain, CEO, Niagara Regional Housing re: NRH 2015 3rd Quarterly 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 23, 2015 regarding the NRH 2015 3rd Quarterly Report to Council.

- 189** 4. Tammy Maroudas, Territory Manager, Niagara Canadian Blood Services re: request to declare the month of December as “Wrap It Up Red Holiday Campaign”. Ref. No. 15-6

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND declares the month of December as “Wrap It Up Red Holiday Campaign” in the City of Welland as requested by the Niagara Canadian Blood Services.

- 190 - 199** 5. Ralph Walton, Regional Clerk, Niagara Region re: Report PDS 44-2015: Agreement for Port Robinson Servicing, City of Thorold. Ref. No. 15-111

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Regional Municipality of Niagara dated December 7, 2015 regarding Report CSD44-2015: Agreement for Port Robinson Servicing, City of Thorold.

4. BY-LAWS

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

1. A By-law to amend By-law 89-2000, being a By-law regulating traffic and parking within the City of Welland (Schedules I, V and XXXIV). Ref. No. 15-22
(See Report TRAF-2015-15)
2. A By-law to amend Administrative Penalty By-law 2014-64. Ref. No. 15-22
(See Report TRAF-2015-16)
3. A By-law to authorize the acceptance of a proposal from A.B.C. Recreation Ltd. for new splash pad and amenities at Glenwood Park. Ref. No. 15-19
(See Report ENG-2015-39)



COUNCIL MEETING AGENDA INDEX – Page 4

Tuesday, December 15, 2015

7:00 P.M.

COUNCIL CHAMBERS – CIVIC SQUARE

Page No.

4. A By-law to authorize acceptance of tender from Scott Construction Niagara Inc. for Welland Market Square Posts Repair. Ref. No. 15-19
(See Report ENG-2015-40)
5. A By-law to authorize execution of an agreement with the City of St. Catharines to provide fire dispatching services for Welland Fire and Emergency Services for years 2016 and 2017. Ref. No. 15-15
6. A By-law to cancel a portion of Municipal and Regional Taxes for 381 Clare Avenue. Ref. No. 01-115
(See General Committee Report to Council for December 8, 2015 - Report P&B-2014-42)