



COUNCIL MEETING AGENDA

Tuesday, July 24, 2018

6:00 P.M.

COUNCIL CHAMBERS – CIVIC SQUARE

- 1. COMMITTEE-OF-THE-WHOLE (IN-CAMERA) (5:30 p.m.)
(See yellow tab)**
 - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board:
 - *129 Hagar Street.*
 - *Elite Urban – Construction WIFC.*

- 2. ARISE FROM COMMITTEE-OF-THE-WHOLE (IN-CAMERA) (5:55 p.m.)**

- 3. OPEN COUNCIL MEETING (6:00 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 19, 2018 and Special Council Meeting of June 26, 2018 (*Previously Distributed*)
 - 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)**



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4. ORAL REPORTS AND DELEGATIONS

4.1 PRESENTATIONS

18-13 Dave Stuart, Transit Manager re: Welland Transit Route Changes.

18-19 Richard Dalton, Manager of Recreation & Culture and Steve Zorbas, General Manager, Corporate Services/Chief Financial Officer/ Treasurer re: Welland Arenas Complex – Revised Business Plan.

4.2 DELEGATIONS (maximum 5/10/5 policy)

06-156 Vincent Librock, OWREB certified wildlife custodian/operator of a sanctuary for exotics and pet store re: City's exotic animals By-law.
(Background information included in Council members packages)

18-83 Mohamad Aljumaily, resident, City of St. Catharines, re: Petition – Holding Elected Officials to a Higher Standard.

4.3 AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORT - Nil

4.4 LEGISLATED PUBLIC HEARINGS PURSUANT TO THE *PLANNING ACT*

11-108

11-108Z Complete applications have been made by UPPER CANADA CONSULTANTS on behalf of 1650672 ONTARIO LIMITED to amend the City of Welland Official Plan and to rezone lands legally described as Lots 37, 38, 54, 55, and 56 and Blocks 74 and 78 on Plan 59M-440, City of Welland, municipally known as 152, 162, 334, 374, 386, and an unaddressed parcel on Viger Drive, to rezone the lands from RL2 - Residential Low Density 2 and O2 - Community Open Space to Special Exception RL2. The Special Exceptions are requested to allow: a reduced front yard setback of 3.0 metres; to delete the maximum lot coverage provisions for all units; and to delete the minimum lot area for a single detached dwelling. These requests have been made to allow for the development of the property with a mix of single, semi-detached, and townhouse dwellings.

(See Report P&B-2018-43 pages 91 to 108)

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

8. CORPORATION REPORTS

- 8.1 Mayor's Report**
- 8.2 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 24th day of July, 2018. Ref. No. 18-1

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 November 7, 2017 Council Meeting

1 – 36

**Remove From
Block**

R&C-2018-07

Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer,
S. Zorbas – Welland Arenas Complex – Revised Business Plan.
Ref. No. 18-19

2. COMMITTEE AND STAFF REPORTS

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

2. Budget Review Committee Report to Council - Nil

3. Audit Review Committee Report to Council – Nil

4. General Committee Report to Council – Nil

5. Staff Reports

37 – 39

CAO-2018-06

Chief Administrative Officer, G. Long – Servicing Strategy – New
River Road and Downs Road Industrial Park. Ref. No. 18-36

40 – 41

CAO-2018-07

Chief Administrative Officer, G. Long – Canal Redevelopment
Strategy and Action Plan – New Recreation Hub. Ref. No. 99-99

42 – 43

FIN-2018-15

Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer,
S. Zorbas – Supply and Delivery of One New Utility Tractor with
Front-End Loader. Ref. No. 18-46 (See By-law 1)

44 – 46

**Remove From
Block**

TRANS-2018-07

Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer,
S. Zorbas – Transit Service Revisions. Ref. No. 18-13



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ENG-2018-23

Gen. Mgr., Infrastructure and Development Services/City Engineer, E. Nickel – Crack Sealing 2018. Ref. No. 18-72 (See By-law 2)

51 – 53

TRAF-2018-14

Gen. Mgr., Infrastructure and Development Services/City Engineer, E. Nickel – Business Licensing for Adult Entertainment. Ref. No. 05-90/18-2 (See By-law 3)

54 – 90

P&B-2018-42

Gen. Mgr., Infrastructure and Development Services/City Engineer, E. Nickel – Application for Official Plan Amendment (OPA 17) and Zoning By-Law Amendment (File No. 2018-02) Niagara Planning Group for lands on the east side of Beatrice Street, west of Alberta Street, south of Devon Street, at the end of Chaffey Street, more specifically described as Part of Barber Street (Closed), Part of Chaffey Street (Closed), all of Lots 216 to 223, all of Lots 232 to 258, all of Lots 266 to 275 on Plan 937, shown as Parts 1 and 2 on Plan 59R-16073, in the City of Welland, municipally known as 309 Chaffey Street. Ref. No. 18-57/18-57Z (See By-laws 4 & 5)

91 – 108

Remove From
Block

P&B-2018-43

Gen. Mgr., Infrastructure and Development Services/City Engineer, E. Nickel – Application for Official Plan Amendment (OPA 18), Zoning By-Law Amendment (File No. 2018-04) and Plan of Vacant Land Condominium (File No. 26CD-14-18005) Upper Canada Consultants for lands on the east side of Viger Drive, west of the Welland Shipping Canal and north and west of Memorial Park, more specifically described as Lots 37, 38, 54, 55, 56, Block 74 and 78 on Plan 59M-440, in the City of Welland, municipally known as 152, 162, 334, 374, 386 and an unaddressed parcel on Viger Drive. Ref. No. 11-108/11-108Z

109 – 111

P&B-2018-44

Gen. Mgr., Infrastructure and Development Services/City Engineer, E. Nickel – Community Improvement Plan Incentive Applications – Quarterly Summary Report for Second Quarter of 2018. Ref. No. 03-133/11-108

112 – 120

P&B-2018-45

Gen. Mgr., Infrastructure and Development Services/City Engineer, E. Nickel – Request for Redline Revision of Draft Plan of Subdivision and Request for Extension to Draft Plan Approval – Sparrow Meadows Plan of Subdivision Phase 7 – Lea Silvestri Investments, west side of South Pelham Road, north and south sides of Webber Road (File: 26T-14-14001). Ref. No. 14-100

121 – 124

CLK-2018-10

Gen. Mgr., Human Resources and Legislative Services, R. Mantesso – Advance Poll Dates and Voting Location. Ref. No. 18-43



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CLK-2018-11

Gen. Mgr., Human Resources and Legislative Services, R. Mantesso and Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer, S. Zorbas – Transit and Voting Day Locations. Ref. No. 18-13/18-43

130

CLK-2018-12

Gen. Mgr., Human Resources and Legislative Services, R. Mantesso – Lottery Licence. Ref. No. 18-3

3. NEW BUSINESS

131 – 133

Remove From Block

1. Ann-Marie Norio, Acting Regional Clerk, Region of Niagara re: Petition – Holding Elected Officials to a Higher Standard Minute Item 10.1.2 CL 8-2018. Ref. No. 18-83

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the correspondence from the Region of Niagara dated June 19, 2018 regarding Petition – Holding Elected Officials to a Higher Standard Minute Item 10.1.2 CL 8-2018 and refers the matter to staff for comment and response.

134 – 135

2. Ann-Marie Norio, Acting Regional Clerk, Region of Niagara re: Trade with the United States and Protecting Canadian Jobs Minute Item 14.1 CL 8-2018, June 14, 2018. Ref. No. 18-84

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information and endorses the correspondence from the Region of Niagara dated June 19, 2018 regarding Trade with the United States and Protecting Canadian Jobs Minute Item 14.1 CL 8-2018, June 14, 2018.

136 – 138

3. Craig Reid, Senior Policy Advisor, Association of Municipalities of Ontario re: AMO Stands with Canada and Ontario on NAFTA. Ref. No. 18-85

RECOMMENDATION:

WHEREAS, the North American Free Trade Agreement (NAFTA) governs nearly every aspect of Canada and the United States economic relationship including manufacturing, agriculture, resources industries, and services;
AND WHEREAS, about 80% of all of Ontario's exports go to the United States and Ontario is the top trading partner of half of all American States;
AND WHEREAS, even minor changes to the established trade relationship between Canada and the United States could have significant consequences for workers, consumers, and governments on both sides of the border;
AND WHEREAS, Canada's and Ontario's economic future and the continued well-being of communities and their local economies depend on free and fair trading relationships based in current future trade agreements.



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NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND and Ontario municipal governments, represented by the Association of Municipalities of Ontario (AMO), stand together with the Federal and Ontario governments in their efforts to protect Canadian jobs and local economies; and further THAT AMO will work with the Province of Ontario to support the interests of municipalities and communities affected by trade disputes and during ongoing trade agreement negotiations; and further THAT AMO will work with the Federation of Canadian Municipalities to ensure that Canada understands the municipal impacts affected by trade disputes and during ongoing trade agreement negotiations; and further THAT the Corporation of the City of Welland supports AMO's resolution.

- 139 – 140 4. Stephen Covey, Chief of Police Security Officer, CN re: Request to declare the week of September 23-29, 2018 as "Rail Safety Week". Ref. No. 18-6

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND declares the week of September 23-29, 2018 as "Rail Safety Week" in the City of Welland.

- 141 – 144 5. Richard Rybiak, Chair, Niagara Central Airport Commission re: Second quarter 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 13, 2018 from the Niagara Central Airport Commission regarding the second quarter update on its activities and developments at the Niagara Central Dorothy Rungeling Airport.

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 Utility Tractor with Front-End Loader from Premier Equipment Ltd.. Ref. No. 18-46
(See Report FIN-2018-15)
2. A By-law to authorize entering into contract with 788893 Ontario Limited O/A Niagara Crack Sealing for the Roadway Crack Sealing Program 2018. Ref. No.18-72
(See Report ENG-2018-23)



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3. A By-Law to delegate to the Regional Municipality of Niagara the power to licence, regulate and govern Adult Entertainment Establishments, Owners and Operators of Adult Entertainment Establishments, and Entertainers at Adult Entertainment Establishments; and to repeal By-law 2006-2. Ref. No. 05-90/18-2
(See Report TRAF-2018-14)
4. A By-law to authorize the adoption of Official Plan Amendment No. 17. Ref. No.18-57
(See Report P&B-2018-42)
5. A By-law to amend City of Welland Zoning By-law 2017-117 (GDC Developments Inc. – File 2018-02) 309 Chaffey Street. Ref. No. 18-57Z
(See Report P&B-2018-42)
6. A By-law to re-establish the Niagara Compliance Audit Committee for the City of Welland and to repeal By-law 2010-115. Ref. No. 18-43
(See Report CLK-2018-09 went to the June 19, 2018 Council Meeting)
7. A By-law to appoint a Vice-Mayor for the period from August 1, 2018 to November 30, 2018. Ref. No. 18-12
8. A By-law to repeal By-law 2018-45, being a By-law to authorize financing to Welland Hydro Energy Services of Joint Venture Feed-In-Tariff 5.0 (FIT) Solar Project. Ref. No. 99-43/12-114