



## **COUNCIL MEETING AGENDA**

*Tuesday, December 20, 2016*

*7:00 P.M.*

**COUNCIL CHAMBERS – CIVIC SQUARE**

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**1. COMMITTEE-OF-THE-WHOLE (IN-CAMERA) (5:35 p.m.)  
(See yellow tab)**

- Personal Matters about an identifiable individual, including municipal or local board employees.
  - *Committee Appointments for the Property Standards/dog Control Appeal.*
- Proposed or pending acquisition or disposition of land by the municipality or local board.
  - *Youngs Sportsplex update.*
  - *Tax sale update.*
- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.
  - *Legal update.*
  - *City Insurance Renewal.*

**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 December 6, 2016 and Special Council Meeting of December 13, 2016 (*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)**



## **COUNCIL MEETING AGENDA – Page 2**

*Tuesday, December 20, 2016*

*7:00 P.M.*

**COUNCIL CHAMBERS – CIVIC SQUARE**

---

### **4. ORAL REPORTS AND DELEGATIONS**

**4.1 PRESENTATION(S) - Nil**

**4.2 DELEGATIONS (maximum 5/10/5 policy) - Nil**

**4.3 AGENCIES, BOARDS, COMMISSIONS AND COMMITTEES REPORTS**

**09-104** Councillor Carl, Chair, Audit Review Committee - meeting of December 5, 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**

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

**(Councillor Van Vliet)**

**16-43** THAT THE COUNCIL OF THE CITY OF WELLAND requests the Premier of Ontario reconsiders the Election Modernization Changes, and further THAT Welland City Council requests a copy of this resolution be submitted to all area municipalities, Associations of Municipalities Ontario (AMO), and Federation of Canadian Municipalities (FCM).

**(Councillor Van Vliet)**

**16-4** THAT THE COUNCIL OF THE CITY OF WELLAND establishes a deadline of January 1, 2018 for Welland City Council to approve the 2018 Tax Supported Operating and Capital Budgets; 2018-2026 Capital Forecast; 2018 Water and Wastewater Operating and Capital Budgets; and 2018 - 2026 Water/Wastewater Capital Forecast.



## **COUNCIL MEETING AGENDA – Page 3**

*Tuesday, December 20, 2016*

*7:00 P.M.*

**COUNCIL CHAMBERS – CIVIC SQUARE**

---

### **(Councillor DiMarco)**

**04-48** THAT THE COUNCIL OF THE CITY OF WELLAND rescinds the motion passed on September 21, 2010 approving Report CM-2010-10, a motion dedicating revenues generated by the Atlas Landfill Site Remediation Project to “a Sports and Culture Infrastructure Capital Reserve Fund”.

### **(Councillor DiMarco)**

**04-48** THAT THE COUNCIL OF THE CITY OF WELLAND directs all new revenues derived from the lease and royalty payments from the Atlas Landfill Site Remediation Project be committed to the cities sidewalks and roadways.

### **(Mayor Campion)**

**16-129** THAT THE COUNCIL OF THE CITY OF WELLAND requests Premier Kathleen Wynne direct the appropriate Ontario Provincial body to determine and fund the action required to determine if any inappropriate or illegal activity has occurred at the Niagara Peninsula Conservation Authority (NPCA); and  
THAT the required actions could include, but are not limited to, a forensic audit, value-for-money audit, or Ontario Provincial Police (OPP) investigation; and further  
THAT all municipalities within the NPCA catchment area, local MPPs, NPCA Board, be advised by the Province, what actions the Province proposes to take, reasoning, and cost to the Provincial taxpayer.

### **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 20<sup>th</sup> day of December, 2016. Ref. No. 16-1

## **10. ADJOURNMENT**



## **COUNCIL MEETING AGENDA INDEX**

*Tuesday, December 20, 2016*  
*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)**

**2. Staff Reports**

- |                |                               |                                                                                                                                                                                                                                                                                                                                     |
|----------------|-------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>1 - 2</b>   | <b><u>CAO-2016-12</u></b>     | Chief Administrative Officer, G. Long - WRCC update.<br>Ref. No. 99-99.                                                                                                                                                                                                                                                             |
| <b>3 - 5</b>   | <b><u>HR-2016-03</u></b>      | Gen. Mgr., Human Resources & Legislative Services, R. Mantesso -<br>2017 Insurance Program and Risk Management Program.<br>Ref. No. 16-45                                                                                                                                                                                           |
| <b>6 - 7</b>   | <b><u>TRAF-2016-13</u></b>    | Gen. Mgr., Infrastructure and Development Services/City Engineer,<br>S. Iannello - Update to Traffic and Parking By-law 89-2000.<br>Ref. No. 16-22 (See By-law 1)                                                                                                                                                                   |
| <b>8 - 29</b>  | <b><u>P&amp;B-2016-76</u></b> | Gen. Mgr., Infrastructure and Development Services/City Engineer,<br>S. Iannello - Application for Zoning By-law Amendment (File No.<br>2016-07) Ena and Johannes Boersema for lands on the east side of<br>South Pelham Road, south of Gaiser Road, municipally known as<br>150 South Pelham Road. Ref. No. 16-123Z (See By-law 2) |
| <b>30 - 32</b> | <b><u>ENG-2016-36</u></b>     | Gen. Mgr., Infrastructure and Development Services/City Engineer,<br>S. Iannello - City of Welland Wastewater Model Award.<br>Ref. No. 16-37 (See By-law 3)                                                                                                                                                                         |
| <b>33 - 35</b> | <b><u>ENG-2016-37</u></b>     | Gen. Mgr., Infrastructure and Development Services/City Engineer,<br>S. Iannello - Balsam Area Storm Water Management Pond<br>Oversizing. Ref. No. 16-131                                                                                                                                                                           |



## **COUNCIL MEETING AGENDA INDEX – Page 2**

**Tuesday, December 20, 2016**

**7:00 P.M.**

**COUNCIL CHAMBERS – CIVIC SQUARE**

---

---

**Page No.**

- 36 - 38**            **ENG-2016-38**    Gen. Mgr., Infrastructure and Development Services/City Engineer, S. Iannello - Assumption of Harvest Estates Subdivision Phase 2 Development. Ref. No. 01-43 (See By-law 4)
- 39 - 43**            **ENG-2016-39**    Gen. Mgr., Infrastructure and Development Services/City Engineer, S. Iannello - Assumption of the Highlands - The Masters and Block 150 Subdivision Development. Ref. No. 16-133 (See By-law 5)
- 44 - 109**           **FIN-2016-41**      Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer, S. Zorbas - Year to Date Report - 2016 3<sup>rd</sup> Quarter. Ref. No. 16-4
- 110 - 187**           **FIN-2016-42**      Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer, S. Zorbas - Capital Close Out Reports. Ref. No. 16-4
- 188 - 189**           **R&C-2016-12**     Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer, S. Zorbas - Development of a concept plan for future improvements to Memorial Park. Ref. No. 16-19
- 190 - 200**           **R&C-2016-14**     Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer, S. Zorbas - 2017 Merritt Park Amphitheatre summer Concert Series. Ref. No. 16-19

### **3. NEW BUSINESS**

- 201 - 202**           1. Dolores Bujold Wright, Chair, Welland Downtown Business Improvement Area (WDBIA) requesting approval of its proposed 2017 budget. Ref. No. 99-90/16-4

**RECOMMENDATION:**

THAT THE COUNCIL OF THE CITY OF WELLAND approves the 2017 budget from the Welland Downtown Business Improvement Area Board as recommended by their board in the amount of \$95,424.00; and further

THAT Welland City Council authorizes the General Manager, Corporate Services, Chief Financial Officer/Treasurer to make arrangements to levy an amount of \$95,424.00 against the business operations within the defined area on condition that the required financial statements are submitted to the satisfaction of the City Treasurer.

- 203 - 220**           2. Donna Woiceshyn, Interim Chief Executive Officer, Niagara Regional Housing (NRH) re: NRH 2016 3<sup>rd</sup> 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) dated November 18, 2016 regarding the NRH 2016 3<sup>rd</sup> Quarter report to Council.



## **COUNCIL MEETING AGENDA INDEX – Page 3**

*Tuesday, December 20, 2016*

*7:00 P.M.*

**COUNCIL CHAMBERS – CIVIC SQUARE**

---

### **Page No.**

- 221 - 223**     3. Lynn Dollin, President, Association of Municipalities Ontario (AMO) re: Federal Infrastructure Phase 2 Incrementality Resolution. Ref. No. 16-134

#### **RECOMMENDATION:**

THAT THE COUNCIL OF THE CITY OF WELLAND calls on the federal government to provide long-term, predictable, and formula-based funding in its Phase 2 programs for municipal governments; and further

THAT Welland City Council calls on the federal government to change incremental requirements in Phase 2 to recognize in Ontario that a municipal government asset management plan meets a municipal incremental infrastructure requirement.

#### **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 (Schedule V). Ref. No. 16-22  
(See Report TRAF-2016-13)
2. A By-law to amend City of Welland Zoning By-law 2667 (Ena Boersema and Johannes Boersema - File 2016-07) 150 South Pelham Road. Ref. No. 16-123Z  
(See Report P&B-2016-76)
3. A By-law to authorize entering into contract with GM Blueplan Engineering Limited to provide a Wastewater Model for the City of Welland. Ref. No. 16-37  
(See Report ENG-2016-36)
4. A By-law to assume Harvest Estates Subdivision Plan 69M-299 (Phase 2).  
Ref. No. 01-43  
(See Report ENG-2016-38)
5. A By-law to assume the Highlands - The Masters Subdivision Plan 59M-326 and Block 150 Subdivision Plan 59M-373. Ref. No. 16-133  
(See Report ENG-2016-39)
6. A By-law to amend Sign By-law 2005-21. Ref. No. 04-92  
(Report TRAF-2016-11 went to the Nov. 15 Council Meeting)
7. 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. Ref. No. 16-38



## **COUNCIL MEETING AGENDA INDEX – Page 4**

**Tuesday, December 20, 2016**

**7:00 P.M.**

**COUNCIL CHAMBERS – CIVIC SQUARE**

---

### **Page No.**

- 8.** A By-law to enter into a management and operating agreement with Global Spectra Facility Management Limited to manage the Youngs Sportsplex. Ref. No. 10-108
- 9.** A By-law to amend Zoning By-law 2667 upon the application of 2090572 Ontario Inc. to remove the holding symbol “H” from certain lands on the west side of the Welland By-Pass Canal, north of Kintyre and Turnberry Trails and south of the Welland River (File 2009-07). Ref. No. 09-102Z
- 10.** 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 of Welland with respect to banking. Ref. No. 16-4