



COUNCIL MEETING AGENDA

*Tuesday, December 5, 2017
7:00 P.M.*

COUNCIL CHAMBERS – CIVIC SQUARE

- 1. COMMITTEE-OF-THE-WHOLE (IN-CAMERA) (6:30 p.m.)
(See yellow tab)**
 - Personal matters about an identifiable individual, including municipal or local board employees.
 - *Committee Appointments for the following Committee:
Welland Active Transportation Advisory Committee.*
 - *Non-Union staff.*

- 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 November 21, 2017 (*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)**



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4. ORAL REPORTS AND DELEGATIONS

4.1 PRESENTATION(S)

07-144 Dan Degazio, Director of Economic Development and Mike Melinyshyn, Chair, Welland Development Commission re: 2017 Economic Development Office Activities.

(Background information included in Council members agenda)

4.2 DELEGATION(S) (maximum 5/10/5 policy)

17-22 Thomas Newburgh re: parking heavy vehicles on city streets.

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

09-104 Councillor P. Chiochio, Chair, Audit Review Committee re: meeting of November 28, 2017.

17-4 Councillor Mastroianni, Chair, Budget Review Committee re: meetings of November 20 and November 27, 2017.

16-61 Councillor Grimaldi, Chair, Human Resources Committee re: meeting of November 23, 2017.

17-47 Councillor DiMarco, Chair, Nominating Committee re: meeting of December 5, 2017.

4.4 LEGISLATED PUBLIC HEARINGS/MEETINGS

17-4 Public Meeting pursuant to Section 357/358 of the *Municipal Act, 2001* regarding Tax Write-Offs.
(See Report FIN-2017-33, pages 106 to 108)

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 P. Chiochio)

06-84 WHEREAS there is a need for a hospice facility in South Niagara.
NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF WELLAND work with Hospice Niagara who will engage Healthcare Partners who need to look for a free standing Residential Hospice and Palliative Care Centre of Excellence.

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 5th day of December, 2017. Ref. No. 17-1

10. ADJOURNMENT



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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 – 3 2. Budget Review Committee Reports to Council - November 20, 2017 and November 27, 2017

4 3. General Committee Report to Council - November 28, 2017

**5 – 25 F&ES-2017-04 Chief, Fire and Emergency Services, B. Kennedy – City of Welland
Emergency Response Plan 2017. Ref. No. 17-15
(See By-law 1)**

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND approves the new City of Welland Emergency Response Plan 2017; and further
THAT Welland City Council amends Schedule A in the By-law 2004-153.

**26 – 28 TRAF-017-08 Acting Gen. Mgr., Infrastructure & Development Services/City
Remove from Engineer, E.Nickel – Update to Traffic and Parking By-law 89-2000.
Block Ref. No. 17-22 (See By-law 2)**

RECOMMENDATION:

THAT THE GENERAL COMMITTEE THAT receives for information REPORT TRAF-2017-08 Update to Traffic and Parking By-law 89-2000; and further
THAT the General Committee directs the City Clerk to amend Traffic and Parking By-law 89-2000 as follows:

DELETE the following from PART I - DEFINITIONS:

“heavy vehicle” means any commercial motor vehicle having an unloaded vehicle weight in excess of four thousand five hundred (4,500) kilograms (9,925 lbs), but does not include ambulances, fire apparatus, vehicles owned by or operated for the



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City of Welland, Regional Municipality of Niagara, the Ministry of Transportation (Ontario);

ADD the following to PART I – DEFINITIONS:

“heavy vehicle” means any commercial motor vehicle having an unloaded vehicle weight in excess of four thousand five hundred (4,500) kilograms (9,925 lbs).

DELETE the following from Section 10.7 – Exemptions – Municipal Vehicles:

10.7.2 Vehicles operated by or on behalf of the Regional Municipality of Niagara and any area municipality while on official business, provided appropriate identification is displayed in the front window of the drivers side dashboard;

ADD the following to Section 10.7 – Exemptions – Municipal Vehicles:

10.7.2 Vehicles operated by or on behalf of the Regional Municipality of Niagara and any area municipality while attending official meetings, provided appropriate identification is displayed in the front window of the driver’s side dashboard.

4. Staff Reports

29 – 105	<u>FIN-2017-32</u>	Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer, S.Zorbas – Year to Date Report – 2017 3 rd Quarter. Ref. No. 17-4
106 – 108 Remove from Block	<u>FIN-2017-33</u>	Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer, S.Zorbas – Application for Tax Write-Offs – Sections 357/358. Ref. No. 17-4
109 – 110	<u>FIN-2017-34</u>	Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer, S.Zorbas – Temporary Borrowing – 2018. Ref. No. 17-4 (See By-law 3)
111 – 116	<u>FIN-2017-35</u>	Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer, S.Zorbas – Municipal Act Regulation 284/09 and Public Sector Accounting. Ref. No. 17-4
117 – 127	<u>FIN-2017-36</u>	Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer, S.Zorbas – 2018 Concert Series. Ref. No. 17-19 (See By-law 4)
128 – 191	<u>P&B-2017-60</u>	Acting Gen. Mgr., Infrastructure and Development Services, City Engineer, E. Nickel – Application for a Draft Plan of Subdivision (File No. 26T-14-17004) for lands on the east side of Aqueduct Street, south side of Hilda Street, Part of Township Lot 239, in the geographic Township of Thorold, now in the City of Welland, known municipally as 396 Aqueduct Street. Ref. No. 17-107
192 – 196	<u>ENG-2017-41</u>	Acting Gen. Mgr., Infrastructure and Development Services, City Engineer, E. Nickel – Assumption of Forest Creek Estates and Brookhaven Estates Subdivision Developments. Ref. No. 03-55/13-73 (See By-law 5)



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ENG-2017-42

Acting Gen. Mgr., Infrastructure and Development Services, City Engineer, E. Nickel – Assumption of Tetherwood Subdivision Phase 2 Development. Ref. No. 02-130 (See By-law 6)

200 – 204

R&C-2017-12

Gen. Mgr., Corporate Services, Chief Financial Officer/Treasurer, S.Zorbas – 2018 Canoe Polo World Championship Budget. Ref. No. 09-75 (See By-law 7)

3. NEW BUSINESS

205 - 206

1. Bill Mauro, Minister of Municipal Affairs and Kevin Flynn, Minister of Labour re: Fair Workplaces, Better Jobs Act (Bill 148). Ref. No. 17-117

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information and supports the Fair Workplaces, Better Jobs Act (Bill 148).

207 - 216

2. Paul Dubé, Ombudsman of Ontario re: Ombudsman Report. Ref. No.02-160

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the Ombudsman Report Investigation into a closed meeting held by the City of Welland, November 2017.

217 - 219

3. Steve Kostyk, Vice President, Niagara Region Musicians Association re: Niagara Region Musicians Association Tariff of Minimum Fees. Ref. No. 05-141

RECOMMENDATION:

THAT THE COUNCIL OF THE CITY OF WELLAND receives for information the email dated November 28, 2017 from Steve Kostyk, Vice President, Niagara Region Musicians Association regarding Tariff of Minimum Fees.

4. BY-LAWS

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

1. A By-Law to adopt an Emergency Management Program and Emergency Response Plan; and to amend By-Law 2004-153. Ref. No.17-15 (See Report F&ES-2017-04)
2. A By-law to amend By-law 89-2000, being a By-law regulating Traffic and Parking within the City of Welland. Ref. No. 17-22 (See Report TRAF 2017-08)



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3. A By-law authorizing the Temporary Borrowing of up to \$9,000,000 to meet Current and Capital Expenditures for Year 2018. Ref. No. 17-4
(See Report FIN-2017-34)
4. A By-Law to accept the proposal by The Downtown Business Improvement Area Board to produce and manage the 2018 Concert Series (Concerts On The Canal) Ref. No. 17-19
(See Report FIN-2017-36)
5. A By-Law to assume Forest Creek Estates Subdivision Plan 59M-410 and Brookhaven Estates Subdivision Plan 59M-355. Ref. No. 03-55/13-73
(See Report ENG-2017-41)
6. A By-Law to assume Tetherwood Subdivision Plan 59M-360 (Phase 2).
Ref. No. 02-130
(See Report ENG-2017-42)
7. A By-Law to authorize entering into agreement with Canoe Kayak Canada for the 2018 Canoe Polo World Championships. Ref. No.09-75
(See Report R&C-2017-12)
8. A By-law to authorize entering into contract with O'Hara Trucking & Excavating Inc. for the Municipal Services Improvements at Dorothy Street, Evan Street, River Road and Margery Road. Ref. No. 17-104
9. A By-law to authorize amending the contract with Cantec Security Services Inc., for uniformed guard and patrol services. Ref. No. 12-109