



## **GENERAL COMMITTEE/COUNCIL AGENDA**

*Tuesday, December 9, 2008*

*7:00 P.M.*

**COUNCIL CHAMBERS – CIVIC SQUARE**

**Meeting Number G.C. 2008 - 13**

**PURSUANT TO BY-LAW 2007-178, THE PROCEDURAL BY-LAW OF COUNCIL, COUNCIL WILL MEET AT THE CONCLUSION OF THE GENERAL COMMITTEE AND MAY RATIFY ALL OR PART OF THE RECOMMENDATIONS AND BY-LAWS RELATED THERETO OF THE GENERAL COMMITTEE AT THAT TIME.**

**Barbara Gallaccio,  
City Clerk**

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- 1. COMMITTEE-OF-THE-WHOLE (IN CAMERA) (6:30 p.m.)  
(See yellow tab)**
  
  - 2. ARISE FROM COMMITTEE-OF-THE-WHOLE**
  
  - 3. OPEN GENERAL COMMITTEE MEETING (7:00 p.m.)**
    - 3.1 CALL TO ORDER**
    - 3.2 ADDITIONS/DELETIONS TO AGENDA**
    - 3.3 DISCLOSURE OF INTEREST**
    - 3.4 ADOPTION OF MINUTES**

General Committee Meeting of November 25, 2008.  
*(Previously Distributed)*
    - 3.5 ITEMS TO BE REMOVED FROM BLOCK FOR DISCUSSION IN COMMITTEE OF THE WHOLE (OPEN) (See blue tab)**



## GENERAL COMMITTEE/COUNCIL AGENDA -- Page 2

Tuesday, December 9, 2008  
COUNCIL CHAMBERS – CIVIC SQUARE

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### 4. ORAL REPORTS AND DELEGATIONS

(Staff reports relating to delegations to be brought forward)

#### 4.1 DELEGATIONS (MAXIMUM 5/10/5 RULE)

**08-28** John Armstrong, Vice President, Integrated Public Affairs, OEB Enterprise regarding the proposed Ports Niagara project. **(See Letter, Page 1)**  
***(Background information will be distributed at meeting)***

#### 4.2 LEGISLATED PUBLIC HEARINGS/MEETINGS

(Recess General Committee meeting to convene Special Council Meeting)

##### 4.2.1 STATUTORY PUBLIC HEARING PURSUANT TO THE PLANNING ACT.

(A) **08-160Z** A complete application has been made by JOHN VAN DER VELDT on behalf of THE WELLAND OPTIMIST CLUB to rezone Lot 55 and Part of Lot 54, Plan 579 for lands at 38 Patterson Avenue from the existing RM3 – Multiple Dwelling – Third Density Zone By-law 2667 to a Site Specific RM3 Zone By-law 2667. The purpose of the Amendment is to permit a fraternal organization on the subject lands and to recognize an existing front yard setback of 5.5 metres and the existing 5 metre wide access. The Official Plan designation is RESIDENTIAL (R).  
**(See Staff Report PDS-2008-74, Pages 68 to 76)**

##### 4.2.2 **03-38** **03-40** **09-4**

Public Meeting pursuant to City of Welland Notice By-law 2007-181 and pursuant to Section 7 (6) of the Building Code Act regarding User Fees and Building Permit Fees.  
**(See Report FIN-2008-15, Pages 89 to 129)**

4.2.3 **08-4** Public Meeting pursuant to Section 357 of the *Municipal Act, 2001* regarding Tax Write-Offs  
**(See Report FIN-2008-17, Pages 130 to 132)**

(Recess Special Council Meeting to reconvene General Committee Meeting)



## GENERAL COMMITTEE/COUNCIL AGENDA -- Page 3

*Tuesday, December 9, 2008*  
**COUNCIL CHAMBERS – CIVIC SQUARE**

**Meeting Number G.C. 2008 - 13**

---

- 4.3 BOARDS, AGENCIES, COMMISSIONS REPORT(S)**
  - 4.3.1 08-4 Budget Review Committee Report to Council - Meeting of December 9, 2008.**
  - 4.3.2 08-4 City Manager Report – Year To Date Budget Performance to end of September 2008 as recommended by the Audit Review Committee.  
(See Report CM-2008-09, Pages 2 to 67)**
- 5. COMMITTEE OF THE WHOLE (OPEN)  
(to discuss items removed from Agenda Block)**
- 6. ADJOURN GENERAL COMMITTEE AND CALL TO ORDER COUNCIL MEETING.**
  - 6.1 RATIFY ACTIONS OF GENERAL COMMITTEE**
    - 6.1(a) Councillors to identify items to be removed from ratification block.**
  - 6.2 BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE (IN CAMERA)**
  - 6.3 RESOLUTIONS OF SPECIAL COUNCIL MEETING NOTICE**
  - 6.4 BY-LAWS (SEE COUNCIL AGENDA INDEX)**
- 7. OUTSTANDING ITEMS REFERRED TO COMMITTEE  
( Information Only )**
- 8. CORPORATION REPORTS**
  - 8.1 Mayor’s Report**
  - 8.2 City Manager’s Report**
- 9. ADJOURNMENT**

## **BY-LAWS**

**MAY BE VIEWED AT THE CLERK'S DEPARTMENT PRIOR TO THE MEETING IF DESIRED.**

### **THE FOLLOWING BY-LAWS RELATE TO:**

- **REPORTS PREVIOUSLY PRESENTED TO GENERAL COMMITTEE AND RECOMMENDED FOR ADOPTION BY COUNCIL**
- **PREVIOUS RESOLUTIONS OF COUNCIL**

#### **08-154**

BYL 2008 – 191

A By-law to authorize the acceptance of tender and the entering into a contract with Vic Vatr Contracting Ltd. to undertake the Catchbasin Re-direction Program 2008.

#### **08-160Z**

BYL 2008 – 192

A By-law to amend the City of Welland Zoning By-law 2667 (The Welland Optimist Club – File 2008-11) 38 Patterson Avenue.

#### **04-152**

BYL 2008 – 193

A By-law to authorize entering into an amending agreement with Welland Soccer Club.

#### **08-163**

BYL 2008 – 194

A By-law to authorize the acceptance of tender and the entering into a contract with Sewer Technologies Incorporated.

#### **08-157**

BYL 2008 – 195

A By-law to authorize the purchase of a Robotics Total Station (Survey Equipment).

#### **03-38**

#### **03-40**

BYL 2008 - 196

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 the use of property as provided by the Municipality.

#### **08-1**

BYL 2008 - 197

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 9<sup>th</sup> day of December, 2008.



## **GENERAL COMMITTEE MEETING AGENDA INDEX**

**Tuesday, December 9, 2008  
7:00 P.M.  
COUNCIL CHAMBERS – CIVIC SQUARE**

**Meeting Number G.C. 2008 – 13**

---

**Page No.**

### **AGENDA BLOCK**

**1. BUSINESS ARISING FROM MINUTES, PREVIOUS MEETINGS  
AND OTHER ITEMS REFERRED FROM COUNCIL FOR DISCUSSION**

**2. COMMITTEE AND STAFF REPORTS**

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

**2. Staff Reports**

**(A) COMMUNITY SERVICES**

#### **Planning and Development Services**

**68**

Remove from Block

**08-160Z** Gen. Mgr., Planning and Development Services D. Thorpe -  
Application for Zoning By-law Amendment – The Welland  
Optimist Club, 38 Patterson Avenue, east side of Patterson  
Avenue, north of East Main Street (File No. 2008-11).

**77**

**07-109** Gen. Mgr., Planning and Development Services D. Thorpe -  
The City of Welland-Commercial Strategy Study: Policy  
Directions Report by Dillon Consulting Ltd. and W. Scott  
Morgan and Associates Limited.



## **GENERAL COMMITTEE MEETING AGENDA INDEX – Page 2**

**Tuesday, December 9, 2008  
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**COUNCIL CHAMBERS – CIVIC SQUARE**

**Meeting Number G.C. 2008 - 13**

---

---

**Page No.**

**(B) CORPORATE SERVICES**

**Finance Division**

**89**

Remove From Block

**03-38**

**03-40**

Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri –  
City of Welland Services and User Fees.

**130**

Remove From Block

**08-4**

Gen. Mgr., Financial and Corp. Serv./Treasurer B. Silvestri –  
Application for Tax Write-Offs – Section 357.

**(C) OPERATIONAL SERVICES**

**Engineering, Public Works and Transportation Services**

**Engineering Division**

**133**

**08-163**

Gen. Mgr. Engineering, Public Works & Transp. Serv./City  
Engineer S. Iannello – Award of Contract for Windsor Street  
Area Sanitary Sewer Infiltration Abatement Work.

**137**

**06-154**

Gen. Mgr. Engineering, Public Works & Transp. Serv./City  
Engineer S. Iannello – Assumption of Subdivision  
Developments established prior to 1980.

**139**

**08-154**

Gen. Mgr. Engineering, Public Works & Transp. Serv./City  
Engineer S. Iannello – Tender Award – Catchbasin Re-  
Direction Program 2008.

**Traffic & Parking Division**

**142**

**08-22**

Gen. Mgr. Engineering, Public Works & Transp. Serv./City  
Engineer S. Iannello – Colborne Street; Lot #10 South Course  
and Lot #11 North Course as a Heavy Vehicle Parking Facility.

**3. NEW BUSINESS - Nil**