

**Minutes of Committee of the Whole Meeting
Held in the Council Chambers, Guelph City Hall on
May 1, 2017 at 1:32 p.m.**

Attendance

Council: Mayor Guthrie
Councillor P. Allt
Councillor B. Bell
Councillor C. Billings
Councillor C. Downer
Councillor D. Gibson
Councillor J. Gordon
Councillor J. Hofland
Councillor M. MacKinnon
Councillor M. Salisbury
Councillor A. Van Hellemond
Councillor K. Wettstein

Absent: Councillor L. Piper

Staff: Mr. D. Thomson, Chief Administrative Officer
Mr. A. MacDonald, Acting Deputy CAO, Public Services
Ms. C. Clack, Interim Deputy CAO, Corporate Services
Mr. S. Stewart, Deputy CAO, Infrastructure, Development and Enterprise
Mr. T. Salter, General Manager, Planning, Urban Design and Building Services
Mr. R. Reynen, Chief Building Official
Ms. K. Dedman, General Manager / City Engineer, Engineering and Capital Infrastructure Services
Mr. D. Godwaldt, General Manager, Human Resources
Ms. T. Baker, General Manager / City Treasurer, Finance
Mr. D. Godfrey, General Manager, Operations
Mr. J. Aitkens, Deputy City Solicitor
Mr. A. McILveen, Manager, Transportation Services
Ms. S. Kirkwood, Manager, Development Planning
Mr. T. Myles, Program Manager, Termite Control
Mr. A. Van Eck, Program Manager, Inspections
Mr. R. Templeton, Landscape Planner
Mr. S. O'Brien, City Clerk
Mr. D. McMahon, Council Committee Coordinator

Call to Order (1:32 p.m.)

Mayor Guthrie called the meeting to order.

Authority to Move into Closed Meeting

1. Moved by Councillor Hofland
Seconded by Councillor Gibson

That the Council of the City of Guelph now hold a meeting that is closed to the public, pursuant to Section 239 (2) (f), of the Municipal Act with respect to advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Carried

Closed Meeting (1:34 p.m.)

Open Meeting (2:04 p.m.)

Closed Meeting Summary

The following matters were considered:

C-COW-GOV-2017.01 Council Briefing – Public Libraries Act
Information was received from staff.

Disclosure of Pecuniary Interest and General Nature Thereof

There were no disclosures.

Presentations

Shawn Marsh, President, Guelph and District Home Builders Associations, presented the Guelph and District Home Builders 30 Year Membership Award to Rob Reynen, Chief Building Official.

Councillor Gibson acknowledged Adrian van Eck, Program Manager, Inspections on his graduation from the Association of Municipal Clerks and Treasurers of Ontario's Executive Diploma in Municipal Management.

Consent Agenda – Infrastructure, Development and Enterprise

The following items were extracted:

COW-IDE-2017.20	Elementary School Speed Zone - Update
COW-IDE-2017.21	Municipal Property and Building Commemorative Naming Annual Report
COW-IDE-2017.22	2017 Development Priorities Plan Summary

Consent Agenda – Governance

The following items were extracted:

COW-GOV-2017.01	CAO Performance Development Plan (PDP) Process
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Consent Agenda - Corporate Services

The following items were extracted:

COW-CS-2017.07	2016 Year-End Capital Variance Report
COW-CS-2017.06	2016 Operating Variance Report and Surplus and Deficit Allocation

Consent Agenda - Public Services

The following items were extracted:

COW-PS-2017.05 **Refugee Support Program Review**
COW-PS-2017.04 **Business License Fees 2017**

Balance of Remaining Consent Items

COW-IDE-2017.23 **Federation of Canadian Municipalities – Climate and Asset Management Network Application**

2. Moved by Councillor Hofland
 Seconded by Councillor Billings

That Council support the City of Guelph's application to participate in the Federation of Canadian Municipalities – Climate and Asset Management Network.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (12)

Voting Against: (0)

Carried

Items for Discussion – Corporate Services

Councillor MacKinnon assumed the Chair.

COW-CS-2017.05 **Six Month Committee of the Whole Recap**

Stephen O'Brien, City Clerk, presented the Six Month Committee of the Whole Recap.

The following delegate spoke to this item:
Hugh Whiteley

It was requested that the clauses be voted on separately.

3. Moved by Billings
 Seconded by Hofland

1. That Guelph City Council Committee of the Whole governance structure remain in place.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (12)

Voting Against: (0)

Carried

3. That the remuneration for the Service Area Chairs be discontinued.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (12)

Voting Against: (0)

Carried

4. That staff conduct a calendar year review of the Committee of the Whole governance structure and report back in Q2 2018.

Amendment

4. Moved by Councillor Hofland
Seconded by Councillor Allt

That the following phrase: "and that a community engagement process be completed" be added to the end of clause 4.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, Salisbury, Van Hellemond and Wettstein (11)

Voting Against: Councillor MacKinnon (1)

Carried

Main Motion as Amended

5. Moved by Billings
Seconded by Hofland

That staff conduct a calendar year review of the Committee of the Whole governance structure and report back in Q2 2018 **and that a community engagement process be completed.**

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, Salisbury, Van Hellemond and Wettstein (11)

Voting Against: Councillor MacKinnon (1)

Carried

6. Moved by Councillor Allt
Seconded by Councillor Salisbury

That the Committee of the Whole meeting process be amended by changing the Chair's position to consist of the Mayor for the remainder of this term.

Voting in Favour: Councillors Allt, Billings, Hofland, Gordon and Salisbury (5)

Voting Against: Mayor Guthrie, Councillors Bell, Downer, Gibson, MacKinnon, Van Hellemond and Wettstein (7)

Defeated

Items for Discussion – Infrastructure, Development and Enterprise

Councillor Gibson assumed the Chair.

COW-IDE-2017.24 Termite Control Program 2016 Annual Report

Tim Myles, Program Manager, Termite Control, presented the Termite Control Program 2016 Annual Report.

7. Moved by Councillor Billings
Seconded by Councillor Bell

That report 17-48 dated May 1, 2017 entitled "Termite Control Program 2016 Annual Report" be received.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (12)

Voting Against: (0)

Carried

Councillor Van Hellemond left the meeting at 3:53 p.m.

Council recessed at 3:53 p.m. and reconvened at 4:01 p.m.

COW-IDE-2017.25 2016 Building Permit Revenue and Expenditures, Building Stabilization Reserve Fund, Annual Setting of Building Permit Fees and Building By-law Amendments

Rob Reynen, Chief Building Official, presented the 2016 Building Permit Revenue and Expenditures, Building Stabilization Reserve Fund, Annual Setting of Building Permit Fees and Building By-law Amendments report.

8. Moved by Mayor Guthrie
Seconded by Councillor Bell

1. That Council approve the recommended building permit fees, included as Attachment 2, report IDE 17-45 titled "2016 Building Permit Revenue and Expenditures, Building Stabilization Reserve Fund, Annual Setting of Building Permit Fees and Building By-law Amendments" dated May 1, 2017, effective June 1, 2017.
2. That the Amending By-law, included as Attachment 3, report IDE 17-45 titled "2016 Building Permit Revenue and Expenditures, Building Stabilization Reserve Fund, Annual Setting of Building Permit Fees and Building By-law Amendments" dated May 1, 2017, be enacted to amend the Building By-law.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Salisbury and Wettstein (11)

Voting Against: (0)

Carried

Councillor Van Hellemond returned to the meeting at 4:41 p.m.

COW-IDE-2017.20 Elementary School Speed Zone – Update

9. Moved by Councillor MacKinnon
Seconded by Councillor Hofland
1. That all existing 30 km/h School Speed Zones be converted to 40 km/h speed zones.
 2. That the 40 km/h School Speed Zones by time of day on arterial classified roads be extended to include roadways with 3000 annual average daily traffic.
 3. That additional School Speed Zones be implemented based upon a number of factors such as fencing location, property line separation, location of school entrances, location of sidewalks and other mitigating factors that are present.
 4. That Traffic Bylaw (2002) 17017 be amended to reflect the changes in speed limits and the additional new School Speed Zones as identified in Report IDE 17-60.
 5. That Council request the Ontario Ministry of Transportation to amend Regulation 615 section 5 of the Highway Traffic Act to permit text tab signs indicating times and days when the reduced speeds in school zones are in effect.

Amendment

10. Moved by Councillor Salisbury
Seconded by Councillor Allt

That clause one be referred until after Bill 65 is passed by the Provincial Legislature.

Voting in Favour: Councillors Allt and Salisbury (2)

Voting Against: Mayor Guthrie, Councillors Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Van Hellemond and Wettstein (10)

Defeated

Main Motion

It was requested that clause one be voted on separately.

11. Moved by Councillor MacKinnon
Seconded by Councillor Hofland

1. That all existing 30 km/h School Speed Zones be converted to 40 km/h speed zones.

Voting in Favour: Councillor MacKinnon (1)

Voting Against: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, Salisbury, Van Hellemond and Wettstein (11)

Defeated

2. That the 40 km/h School Speed Zones by time of day on arterial classified roads be extended to include roadways with 3000 annual average daily traffic.
3. That additional School Speed Zones be implemented based upon a number of factors such as fencing location, property line separation, location of school entrances, location of sidewalks and other mitigating factors that are present.
4. That Traffic Bylaw (2002) 17017 be amended to reflect the changes in speed limits and the additional new School Speed Zones as identified in Report IDE 17-60.
5. That Council request the Ontario Ministry of Transportation to amend Regulation 615 section 5 of the Highway Traffic Act to permit text tab signs indicating times and days when the reduced speeds in school zones are in effect.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (12)

Voting Against: (0)

Carried

COW-IDE-2017.21 Municipal Property and Building Commemorative Naming Annual Report

12. Moved by Councillor Bell
Seconded by Councillor Downer

1. That Report IDE 17-56, from Infrastructure, Development and Enterprise titled "Municipal Property and Building Commemorative Naming Annual Report" be approved.
2. That the names and recommendations proposed by the Naming Committee listed in ATT-1 be approved.
3. That Council provide endorsement to the Naming Committee regarding future proposals to name non-City owned assets (GRCA lands).

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (12)

Voting Against: (0)

Carried

COW-IDE-2017.22 2017 Development Priorities Plan Summary

13. Moved by Councillor Bell
Seconded by Councillor Mayor Guthrie

That Council approve a 2017 target for the draft approval of 286 housing units and the registration of 885 housing units within plans of subdivision in accordance with the 2017 Development Priorities Plan.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (12)

Voting Against: (0)

Carried

Council recessed at 5:15 p.m. and reconvened at 5:45 p.m.

Consent Agenda – Governance

Mayor Guthrie assumed the Chair.

Councillor Gordon left the meeting at 5:58 p.m.

COW-GOV-2017.01 CAO Performance Development Plan (PDP) Process

14. Moved by Councillor Downer
Seconded by Councillor Hofland

1. That the CAO Performance Development Plan process previously under the Governance Committee now be brought to Council through Committee of the Whole.
2. That the revised CAO Performance Development Plan Terms of Reference (Attachment 1) of report titled CAO Performance Development Plan (PDP) Process dated Monday, May 1, 2017, be approved.
3. That the CAO Performance Evaluation Process Summary (Attachment 2) of report titled CAO Performance Development Plan (PDP) Process dated Monday, May 1, 2017, be approved.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (11)

Voting Against: (0)

Carried

15. Moved by Councillor Hofland
Seconded by Councillor Allt

That Council hire an outside consultant to conduct / assist with the CAO PDP process.

Voting in Favour: Mayor Guthrie, Councillors Allt, Hofland and Salisbury (4)

Voting Against: Councillors Bell, Billings, Downer, Gibson, MacKinnon, Van Hellemond and Wettstein (7)

Defeated

Review and Discussion Regarding Notices of Motion

16. Moved by Councillor Hofland
Seconded by Councillor Wettstein

That staff be directed to research and / or review best practices for notices of motion and report back on potential options for a policy.

Voting in Favour: Mayor Guthrie, Councillors Allt, Downer, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (8)

Voting Against: Councillors Bell, Billings and Gibson (3)

Carried

Consent Agenda – Corporate Services

Councillor MacKinnon assumed the Chair.

COW-CS-2017.06 2016 Operating Variance Report and Surplus and Deficit Allocation

17. Moved by Mayor Guthrie
Seconded by Councillor Hofland

1. That the Tax Supported surplus of \$3,079,939 be allocated to reserves; 150-Infrastructure Renewal reserve, and 180-Tax Rate Stabilization reserve as follows:

Infrastructure Renewal reserve (150)	\$76,300
Tax Rate Stabilization reserve (180)	\$3,003,639
Total allocation	\$3,079,939

2. That the Water surplus of \$180,467 be allocated to reserve 181-Water Rate Stabilization reserve.
3. That the Wastewater surplus of \$840,098 be allocated to reserve 153-Wastewater Capital reserve.
4. That the Court Services surplus of \$484,958 be allocated to reserve 211-POA Contingency and 120-POA Capital as follows:
- | | |
|-----------------------|------------------|
| POA Contingency (211) | \$242,479 |
| POA Capital (120) | <u>\$242,479</u> |
| Total allocation | \$484,958 |

Amendment

18. Moved by Mayor Guthrie
Seconded by Councillor Gibson

That clause one be amended by allocating \$1,000,000 to the Tax Rate Stabilization reserve and allocating the remainder to the Infrastructure Renewal reserve as follows:

1. That the Tax Supported surplus of \$3,079,939 be allocated to reserves; 150-Infrastructure Renewal reserve, and 180-Tax Rate Stabilization reserve as follows:

Infrastructure Renewal reserve (150)	\$2,079,939
Tax Rate Stabilization reserve (180)	\$1,000,000
Total allocation	\$3,079,939

Authority to Move into a Closed Meeting Regarding the Potential Acquisition of Land in Downtown Guelph

19. Moved by Councillor Salisbury
Seconded by Councillor Gibson

That the Council of the City of Guelph now hold a meeting that is closed to the public, pursuant to Section 239 (2) (c), of the Municipal Act with respect to a proposed or pending acquisition or disposition of land by the municipality or local board.

Carried

Closed Meeting (6:49 p.m.)

Open Meeting (6:57 p.m.)

Closed Meeting Summary

The following matters were considered:

Potential Acquisition of Land in Downtown Guelph
Information was received from staff.

Continuation of Debate on Amendment

20. Moved by Mayor Guthrie
Seconded by Councillor Gibson

That clause one be amended by allocating \$1,000,000 to the Tax Rate Stabilization reserve and allocating the remainder to the Infrastructure Renewal reserve as follows:

1. That the Tax Supported surplus of \$3,079,939 be allocated to reserves; 150-Infrastructure Renewal reserve, and 180-Tax Rate Stabilization reserve as follows:

Infrastructure Renewal reserve (150)	\$2,079,939
Tax Rate Stabilization reserve (180)	\$1,000,000
Total allocation	\$3,079,939

Voting in Favour: Mayor Guthrie, Councillors Bell, Billings, Downer, Gibson, MacKinnon and Van Hellemond (7)

Voting Against: Councillors Allt, Hofland, Salisbury and Wettstein (4)

Carried

Main Motion as Amended

21. Moved by Mayor Guthrie
Seconded by Councillor Hofland

1. That the Tax Supported surplus of \$3,079,939 be allocated to reserves; 150-Infrastructure Renewal reserve, and 180-Tax Rate Stabilization reserve as follows:

Infrastructure Renewal reserve (150)	\$2,079,939
Tax Rate Stabilization reserve (180)	\$1,000,000
Total allocation	\$3,079,939

2. That the Water surplus of \$180,467 be allocated to reserve 181-Water Rate Stabilization reserve.
3. That the Wastewater surplus of \$840,098 be allocated to reserve 153-Wastewater Capital reserve.
4. That the Court Services surplus of \$484,958 be allocated to reserve 211-POA Contingency and 120-POA Capital as follows:

POA Contingency (211)	\$242,479
POA Capital (120)	<u>\$242,479</u>
Total allocation	\$484,958

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (11)

Voting Against: (0)

Carried

COW-CS-2017.07 2016 Year-End Capital Variance Report

22. Moved by Mayor Guthrie
Seconded by Councillor Billings

That the transfer of \$690,918 from the Services Related to a Highway Development Charge Reserve Fund (314) to capital account RD0267 Laird Road & Hanlon Expressway Interchange to fund over budget costs resulting from the agreement with the Ministry of Transportation, be approved.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (11)

Voting Against: (0)

Carried

Consent Agenda – Public Services

Councillor Downer assumed the Chair

Councillor MacKinnon left at 7:26 p.m.

COW-PS-2017.04 Business License Fees 2017

23. Moved by Councillor Gibson
Seconded by Councillor Billings

That staff be directed to prepare the necessary amendments to Business Licence By-law (2009)-18855, as amended to incorporate the 2017 fees as identified in Report # PS-17-06 dated May 1, 2017.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Hofland, Salisbury, Van Hellemond and Wettstein (10)

Voting Against: (0)

Carried

Councillor MacKinnon returned to the meeting at 7:32 p.m.

COW-PS-2017.05 Refugee Support Program Review

24. Moved by Mayor Guthrie
Seconded by Councillor Gibson

That the Refugee Support Program be made a permanent program of the City of Guelph under the name "Welcome to Guelph Program" as outlined in Report # PS-1707 dated May 1, 2017.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (11)

Voting Against: (0)

Carried

Special Resolutions

Mayor Guthrie assumed the Chair.

CON-2017.10 City of Guelph and Guelph Public Library Governance – Mayor Guthrie’s Motion for Which Notice was Given on March 20, 2017

25. Moved by Councillor Downer
Seconded by Councillor MacKinnon

That in collaboration with the Guelph Public Library, the current governance structure between the City of Guelph and the Guelph Public Library be reviewed as per the Public Libraries Act and Municipal Act in order to create Terms of Reference for a joint staff working group for the development of capital projects and that this motion be forwarded to the Guelph Public Library Board.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (11)

Voting Against: (0)

Carried

Adjournment (7:56 p.m.)

26. Moved by Councillor Bell
Seconded by Councillor Van Hellemond

That the meeting be adjourned.

Carried

Minutes to be confirmed on May 23, 2017.

Mayor Guthrie

Stephen O'Brien - City Clerk