

# CITY COUNCIL AGENDA

Consolidated as of October 25, 2013



**Council Chambers, Guelph City Hall, 1 Carden Street**

**DATE October 28, 2013 – 7:00 p.m.**

Please turn off or place on non-audible all cell phones, PDAs, Blackberrys and pagers during the meeting.

**O Canada  
Silent Prayer  
Disclosure of Pecuniary Interest and General Nature Thereof**

## **PRESENTATION**

- a) City of Guelph Medals presented to the following members of the Guelph Novice 1 Gators Fast Pitch team in recognition of winning the gold medal at the Canadian Championship U14 Girls Fast Pitch Jamboree:  
Emily Abernethy, Emily Hill, Taylor Hill, Bryanna Kressler, Taylor Philips, Dianne Priamo, Kael Prickett, Mikiella Russell, Sadie Scapinello, Allie Shaw, Dakota Urban, Head Coach Mike Shaw and Coaches Larry Priamo, Todd Abernethy and Emilie Priamo
- b) Presentation of the 2013 Impact Award from the Community Indicators Consortium to Barbara Powell, General Manager of Community Engagement & Social Services, in recognition of the City of Guelph's Community Wellbeing Initiative.
- c) Ann Pappert, CAO Progress Report

## **CONFIRMATION OF MINUTES** (Councillor Hofland)

*"THAT the minutes of the Council Meetings held September 30, October 1, and 7, 2013 and the minutes of the Closed Meetings of Council held September 30 and October 7, 2013 be confirmed as recorded and without being read."*

## **CONSENT REPORTS/AGENDA – ITEMS TO BE EXTRACTED**

*The following resolutions have been prepared to facilitate Council's consideration of the various matters and are suggested for consideration. If Council wishes to address a specific report in isolation of the Consent Reports/Agenda, please identify the item. The item will be extracted and dealt with separately. The balance of the Consent Reports/Agenda will be approved in one resolution.*

## **Consent Reports/Agenda from:**

<b>Community &amp; Social Services Committee</b>			
<b>Item</b>	<b>City Presentation</b>	<b>Delegations</b>	<b>To be Extracted</b>
CSS-2013.28 Corporate Accessibility Policy and Multi-Year Accessibility Plan			

Adoption of balance of Community & Social Services Committee Eighth Consent Report - Councillor Dennis, Chair

<b>Corporate Administration, Finance &amp; Enterprise Committee</b>			
<b>Item</b>	<b>City Presentation</b>	<b>Delegations</b>	<b>To be Extracted</b>
CAFE-2013.35 Downtown Entertainment District: Safe Semester Update			

Adoption of balance of Corporate Administration, Finance & Enterprise Committee Eighth Consent Report - Councillor Hofland, Chair

<b>Operations, Transit &amp; Emergency Services Committee</b>			
<b>Item</b>	<b>City Presentation</b>	<b>Delegations</b>	<b>To be Extracted</b>
OTES-2013.25 Public Works Yard Expansion - Update			

Adoption of balance of Operations, Transit & Emergency Services Committee Sixth Consent Report - Councillor Findlay, Chair

<b>Planning &amp; Building, Engineering and Environment Committee</b>			
<b>Item</b>	<b>City Presentation</b>	<b>Delegations</b>	<b>To be Extracted</b>
PBEE-2013.32 Outside Water Use By-law Review – Findings and Recommended Revisions			
PBEE-2013.33 Brownfield Tax Increment Based Grant Application – 139 Morris Street			
PBEE-2013.34 Brownfield CIP Program Applications – 35 & 40 Silvercreek Parkway South			

PBEE-2013.35 Brownfield Tax Increment Based Grant Application – 84 & 86 Wyndham Street South, and 68A, 68B and 72 York Road			
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Adoption of balance of Planning & Building, Engineering and Environment  
Committee Eighth Consent Report - Councillor Piper, Chair

<b>Council Consent Agenda</b>			
<b>Item</b>	<b>City Presentation</b>	<b>Delegations</b>	<b>To be Extracted</b>
CON-2013.32 2014 Council and Committee Meeting Schedule			
CON-2013.35 Municipal Support for Local Renewable Energy Projects: Ontario Power Authority (OPA) Feed-In-Tariff 3.0			

Adoption of balance of the Council Consent Agenda – Councillor

**ITEMS EXTRACTED FROM COMMITTEES OF COUNCIL REPORTS  
AND COUNCIL CONSENT AGENDA** (Chairs to present the extracted  
items)

*Once extracted items are identified, they will be dealt with in the following order:*

- 1) *delegations (may include presentations)*
- 2) *staff presentations only*
- 3) *all others.*

Reports from:

- Community & Social Services Committee – Councillor Dennis
- Corporate Administration, Finance & Enterprise Committee– Councillor Hofland
- Operations, Transit & Emergency Services Committee – Councillor Findlay
- Planning & Building, Engineering and Environment Committee– Councillor Piper
- Council Consent – Mayor Farbridge

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## SPECIAL RESOLUTIONS

- a) Councillor Guthrie's Notice of Motion for which notice was given July 29, 2013:

That the following resolution be referred to the Governance Committee for consideration:

That staff be directed to review all policies and procedures relating to the Integrity Commissioner position, and establish an evaluation procedure for reviewing the Integrity Commissioner's performance.

## BY-LAWS

Resolution – Adoption of By-laws (Councillor Kovach)

***"THAT By-law Numbers (2013)-19645 to (2013)-19648, inclusive, are hereby passed."***

By-law Number (2013)-19647 A by-law to authorize the execution of a Transfer Release and Abandonment of an Easement with respect to road widening Block 6, 61M189 and Mussen Street, 61M189, City of Guelph.	To authorize the execution of a Transfer Release and Abandonment of Easement.
By-law Number (2013)-19648 A by-law to confirm proceedings of meetings of Council. (October 1, 7, 24 and 28, 2013)	To confirm the proceedings of meetings of City Council held October 1, 7, 24 and 28, 2013.

## MAYOR'S ANNOUNCEMENTS

*Please provide any announcements, to the Mayor in writing, by 12 noon on the day of the Council meeting.*

## NOTICE OF MOTION

## ADJOURNMENT

TO **Guelph City Council**

SERVICE AREA Finance and Enterprise  
Community Energy

DATE October 28, 2013

**SUBJECT** **Municipal Support for Local Renewable Energy  
Projects: Ontario Power Authority (OPA) Feed-In-  
Tariff 3.0**

REPORT NUMBER FIN-CE-13-03

## SUMMARY

**History:** On September 24, 2012, Council received a report requesting Municipal Support for Local Renewable Energy under the OPA Feed-In-Tariff 2.0. Council approved the report's recommendations. The OPA has issued a call for submissions under the next round of the Feed-In-Tariff Program – typically referred to as FIT 3.0.

**Purpose of Report:** To seek Council's approval of a Blanket Support Resolution (Attachment #1) in support of proposed construction and operation of renewable energy projects within the City of Guelph that are seeking approval from the Ontario Power Authority's Feed-In-Tariff (FIT) program.

**Council Action:** With Council's support, renewable energy projects that contribute to the goals of the Community Energy Initiative will receive priority points in their applications to the Ontario Power Authority's Feed-In-Tariff Program. All Guelph-based renewable energy projects that are seeking support under the blanket approval will be required to be in full compliance with the FIT 3.0 rules.

## RECOMMENDATION

**WHEREAS** the Province's FIT Program encourages the construction and operation of rooftop solar photovoltaic, groundmount solar photovoltaic and bioenergy generation projects (the "Projects");

**AND WHEREAS** one or more Projects may be constructed and operated in the City of Guelph;

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**AND WHEREAS**, pursuant to the FIT Rules, Version 3.0, Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in these Applicants being offered a FIT Contract prior to other Persons applying for FIT Contracts;

**NOW THEREFORE BE IT RESOLVED:**

**THAT** Report FIN-CE-13-03 be received and;

**THAT** Council of the City of Guelph supports without reservation the construction and operation of the Projects anywhere in the City of Guelph and;

**THAT** Council direct the City Clerk to sign the attached "Prescribed Form/Template: Municipal Council Blanket Support Resolution" (Attachment #1) and;

**THAT** Council direct the Corporate Manager, Community Energy to provide a completed and signed "Prescribed Form/Template: Municipal Council Blanket Support Resolution" (Attachment #1) to applicants requesting same for the purposes of submissions to the Ontario Power Authorities Feed-In-Tariff 3.0 Program.

**THAT** The Corporate Manager, Community Energy be directed to report to Council on a regular basis the activity related to requests for the "Prescribed Form/Template: Municipal Council Blanket Support Resolution" and;

**THAT** the Municipal Council Blanket Support Resolution remain in effect for one year from the date of adoption.

**BACKGROUND**

Council endorsed the Guelph Community Energy Plan, now the Community Energy Initiative (CEI), in April 2007. Among its goals is a number of targets related to local renewable energy generation.

**"Within fifteen years, at least a quarter of Guelph's total energy requirement will be competitively sourced from locally created renewable resources."**

"Renewable" energy sources, in the context of the CEI and the Ontario Power Authority's Municipal Council Blanket Support Resolution, means rooftop solar photovoltaic, groundmount solar photovoltaic and bioenergy generation.

At the time of the CEI endorsement, it was expected that renewable energy activities would start evolving sometime in the second half of the 15 year timeframe as market conditions became favourable to the development of projects.

However, in May 2009, the Province of Ontario passed Bill 150, The Green Energy and Economy Act, to expand renewable energy generation, encourage energy conservation and promote the creation of clean energy jobs.

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In September, 2009, as directed by the Ontario Minister of Energy, the Ontario Power Authority announced the Feed-In-Tariff Program that provided fixed pricing for electricity generated by renewable sources.

The Province continues to manage their Feed-In-Tariff program under three categories of solar photovoltaic system capacity. 1. Micro-FIT (under 10 kW), 2. FIT (10 kW to 500 kW) and 3. Large FIT (500 kW to 10 MW). This report is focused on the second category – FIT (10 kW to 500 kW).

Application windows for Large FIT projects are expected in the near future. The application process for residential projects (Micro-FIT), under 10 kW in size, remains relatively unaffected.

The program has recently announced its third call for applications in the FIT category – FIT 3.0 – since the Program's inception. The "window" for FIT 3.0 opens on November 4, 2013.

It is difficult to accurately identify the total capacity of solar projects in the 10 kW to 500 kW range that have been in development across the community since the inception of the OPA FIT Program. Staff has estimated that it is in the 20 MW range. However, to date very few projects have been approved for construction. Although a great number of applications from across the community have not been approved in previous rounds of the FIT Program, most remain eligible for resubmission under FIT 3.0.

The City itself has been pursuing the development of solar photovoltaic systems on city facilities since the beginning of the Feed-In-Tariff Program. With support from Envida Community Energy, the affiliate company to Guelph Hydro Inc., the City has submitted applications to the Ontario Power Authority for solar energy systems to both the FIT 1.0 and 2.0 call for applications. To date, none have been approved. For FIT 3.0, the City is expecting to submit up to 11 projects totaling approximately 2 MW in total capacity.

Since the inception of the Feed-In-Tariff Program, the City, in cooperation with other municipal stakeholders, has advocated strongly for more favourable consideration of project applications from municipal corporations. FIT 3.0 has acknowledged this by allocating a "set-aside" of over 40 MW of system capacity for municipal-led projects.

As in FIT 2.0, FIT 3.0 continues to allow for applicants to gain an advantage, under a points system, by receiving Council support resolutions from municipalities. The City of Guelph retains the opportunity to give Guelph-based projects that support the goals of the Community Energy Initiative, an advantage in a competitive application process.

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## **REPORT**

Applicant to the Ontario Power Authority's FIT 3.0 Program are not required to seek municipal approval in any way.

The attached "Prescribed Form/Template: Municipal Council Blanket Support Resolution" (Attachment #1) is provided by the Ontario Power Authority. Municipalities who pass a resolution that reflects the wording in the Form/Template can provide a copy of the Form/Template to Feed-In-Tariff Program applicants who are seeking an approvals advantage in a competitive, points-based application process managed by the Ontario Power Authority.

The Rules to the FIT 3.0 Program are rigorous in their ensuring appropriate development of renewable energy projects, particularly in an urban environment. Projects that are on, or abut, residential property are not allowed. Projects that are on industrial employment lands are not allowed. Also projects on provincially-defined Agricultural Land, Levels 1, 2 or 3 (as is the case in some of the City's Urban Reserve lands) are not allowed.

There are some differences between the FIT 2.0 rules and the FIT 3.0 rules. However, the differences mainly relate to domestic project content and the aforementioned allocation of system capacity for municipalities. As in the FIT 2.0 Program, staff is confident that the FIT 3.0 rules remain rigorous in ensuring appropriate renewable energy development.

The risk of the City inadvertently supporting, and providing a program advantage, to renewable energy projects that are inappropriate remains extremely low.

Under the FIT 3.0 rules, ground-mounted solar energy projects require an additional formal confirmation from the City of the proposed ground-based solar project site's zoning status, along with an opinion of a registered Land Use Planner. In such cases, the Corporate Manager, Community Energy will liaise with the City's Chief Building Official and General Manager of Planning and Building Services to complete the required forms.

Through this mechanism of formally indicating municipal support for renewable energy projects across the community, the City of Guelph has a significant opportunity to accelerate progress toward the renewable energy goals of the Community Energy Initiative.

## **CORPORATE STRATEGIC PLAN**

### **Innovation in Local Government**

- Build an adaptive environment for government innovation to ensure fiscal and service sustainability.

### **City Building**

- Be economically viable, resilient, diverse and attractive for business.



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- Strengthen citizen and stakeholder engagement and communications.

## **FINANCIAL IMPLICATIONS**

N/A

## **DEPARTMENTAL CONSULTATION**

Community Energy  
Legal and Realty Services  
City Clerk's Office  
Planning Services

## **COMMUNICATIONS**

N/A

## **ATTACHMENTS**

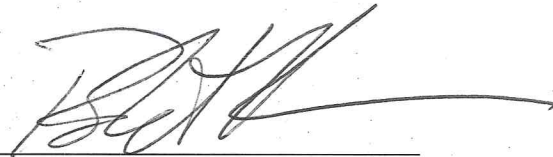
Attachment 1: "Prescribed Form/Template: Municipal Council Blanket Support Resolution"



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**Recommended By:**

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**Prepared By:**

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**TEMPLATE: MUNICIPAL COUNCIL BLANKET SUPPORT RESOLUTION**

(Section 5.1(g)(i) of the FIT Rules, Version 3.0)

OPARP/f-FIT-011r2

Resolution NO: \_\_\_\_\_

Date: \_\_\_\_\_

**[WHEREAS]** capitalized terms not defined herein have the meanings ascribed to them in the FIT Rules, Version 3.0.

**[AND WHEREAS]** the Province's FIT Program encourages the construction and operation of

\_\_\_\_\_ insert renewable fuel (e.g., rooftop solar PV, ground mount solar PV, biogas) \_\_\_\_\_ generation projects (the "Projects");

**[AND WHEREAS]** one or more Projects may be constructed and operated in \_\_\_\_\_ insert the name of the Local Municipality \_\_\_\_\_ ;

**[AND WHEREAS]**, pursuant to the FIT Rules, Version 3.0, Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in these Applicants being offered a FIT Contract prior to other Persons applying for FIT Contracts;

**[NOW THEREFORE BE IT RESOLVED THAT]:**

Council of the \_\_\_\_\_ insert the name of the Local Municipality \_\_\_\_\_ supports the construction and operation of the Projects anywhere in \_\_\_\_\_ insert the name of the Local Municipality \_\_\_\_\_ .

This resolution's sole purpose is to enable the participants in the FIT Program to receive Priority Points under the FIT Program and may not be used for the purpose of any other form of municipal approval in relation to the Application or Projects or any other purpose.

This resolution shall expire twelve (12) months after its adoption by Council.

\_\_\_\_\_  
Title:

\_\_\_\_\_  
Title:

*(signature lines for elected representatives.)*

FIT reference number: \_\_\_\_\_  
*(The reference number must be inserted by the Applicant in order for the resolution to comply with the FIT rules, even where Local Municipal letterhead is used. This is not to be inserted by the Local Municipality.)*