



**Minutes of Guelph City Council
Held in the Council Chambers, Guelph City Hall on
Monday, February 23, 2015 at 5:30 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 Hofland
Councillor M. MacKinnon
Councillor L. Piper (*arrived at 5:35 p.m.*)
Councillor M. Salisbury
Councillor A. Van Hellemond
Councillor K. Wettstein

Staff: Ms. A. Pappert, CAO
Mr. M. Amorosi, Deputy CAO of Corporate Services
Mr. A. Horsman, Deputy CAO of Infrastructure, Development & Enterprise
Mr. D. Thomson, Deputy CAO of Public Services
Ms. D. Jaques, General Manager, Realty Services/City Solicitor
Mr. D. Godwaldt, General Manager, Human Resources
Ms. F. Tranquilli-Nardini, Manager, Staffing & Workforce Planning
Ms. L. MacIntyre, Manager Compensation/Benefits/HRIS
Ms. C. Clack, General Manager, Culture & Tourism
Mr. S. Armstrong, General Manager, Emergency Services/Fire Chief
Ms. K. Gray, Business Performance Specialist
Mr. S. O'Brien, City Clerk
Ms. D. Black, Council Committee Coordinator

Call to Order (5:30 p.m.)

Mayor Guthrie called the meeting to order.

Authority to Resolve into a Closed Meeting of Council

1. Moved by Councillor Bell
Seconded by Councillor Allt

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

CARRIED

Closed Meeting (5:31 p.m.)

Disclosure of Pecuniary Interest and General Nature Thereof

There were no disclosures.

The following matters were considered:

C.2015.5 Report of the Public Services Committee – Guelph Storm License Agreement

C.2015.6 Labour Relations or Employee Negotiations

C.2015.7 Labour Relations or Employee Negotiations

Rise and recess from Closed Meeting (6:52 p.m.)

Council recessed.

Open Meeting (7:00 p.m.)

Mayor Guthrie called the meeting to order.

Disclosure of Pecuniary Interest and General Nature Thereof

There were no disclosures.

Confirmation of Minutes

1. Moved by Councillor Billings
Seconded by Councillor Bell
 1. That the minutes of the Council Meetings held December 8 and 15, 2015 and January 19, 21, 26 and 28, 2015 and the minutes of the Closed Meeting of Council held January 26, 2015 be confirmed as recorded and without being read.
 2. That the minutes of the Striking Committee and the Closed minutes of the Striking Committee held December 8, 2015 be confirmed as recorded and without being read.
 3. That the closed minutes of Council meeting as the Shareholder of Guelph Junction Railway and Guelph Municipal Holdings Inc. held December 15, 2015 be confirmed as recorded and without being read.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

VOTING AGAINST: (0)

CARRIED

Consent Reports

Audit Committee First Consent Report

Balance of Audit Committee Consent Items

Councillor Wettstein presented the balance of the Audit Committee First Consent Report.

2. Moved by Councillor Wettstein
Seconded by Councillor Allt

That the balance of the February 23, 2015 Audit Committee First Consent Report as identified below, be adopted:

AUD-2015.2 2015 Audit Committee Work Plan

That Report CS-2015-08 2015 Audit Committee Work Plan, be approved.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

VOTING AGAINST: (0)

CARRIED

Infrastructure, Development & Enterprise Committee First Consent Report

Balance of Infrastructure, Development & Enterprise Committee Consent Items

Councillor Bell presented the balance of the Infrastructure, Development & Enterprise Committee First Consent Report.

3. Moved by Councillor Bell
Seconded by Councillor Salisbury

That the balance of the February 23, 2015 Infrastructure, Development & Enterprise Committee First Consent Report as identified below, be adopted:

IDE-2015.1 Sign By-law Variances – 5 Gordon Street

1. That the report from Infrastructure, Development and Enterprise dated February 3, 2015 regarding sign by-law variances for 5 Gordon Street, be received.
2. That the request for variances from the Sign By-law for 5 Gordon Street to permit six signs (poles with banners perpendicular to the building face) to project 0.63 metres over the public road allowance and range from a height of 1.4m to 2.37m above the ground surface, be approved.

IDE-2015.2 Sign By-law Variances – 80 Stone Road West

1. That the report from Infrastructure, Development and Enterprise dated February 3, 2015 regarding sign by-law variances for 80 Stone Road West, be received.
2. That the request for variances from the Sign By-law for 80 Stone Road West to permit one (1) sign with an area of 15.15m² to be located on the second storey of a building face fronting a public road allowance, be approved.
3. That the request for variances from the Sign By-law for 80 Stone Road West to permit two (2) signs, each with an area of 15.15m² to be located on the second storey of a building face and fronting an adjacent property, be approved.

IDE-2015.3 Sign By-law Variances – 400 Speedvale Avenue East

1. That the report from Infrastructure, Development and Enterprise dated February 3, 2015 regarding sign by-law variances for 400 Speedvale Avenue East, be received.
2. That the request for variances from the Sign By-law for 400 Speedvale Avenue East to permit one (1) sign on the second storey of the building face with an area of 3.5m², be approved.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

VOTING AGAINST: (0)

CARRIED

Public Services Committee First Consent Report

Balance of Public Services Committee Consent Items

Councillor Downer presented the balance of the Public Services Committee First Consent Report.

4. Moved by Councillor Downer
Seconded by Councillor Billings

That the balance of the February 23, 2015 Public Services Committee First Consent Report as identified below, be adopted:

PS-2015.1 Emergency Response Plan and Emergency Management Program

1. That the Public Services Report # PS-15-02 "Emergency Response Plan and Emergency Management Program" dated February 2, 2015, be received.
2. That the bylaw adopting the 2015 Emergency Response Plan and Emergency Management Program be approved, **as amended, to add the term "Fire Chief" wherever the term "General Manager of Emergency Services" appears within the document.**

PS-2015.2 Revised Tourism Advisory Committee Terms of Reference

1. That the Public Services Report # PS-15-04 "Revised Tourism Advisory Committee Terms of Reference" dated February 2, 2015, be received.
2. That the revised terms of reference for the Tourism Advisory Committee, be approved.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

VOTING AGAINST: (0)

CARRIED

Council Consent Agenda

Balance of Council Consent Items

5. Moved by Councillor Hofland
Seconded by Councillor Billings

That balance of the February 23, 2015 Consent Agenda as identified below, be adopted:

CON-2015.6 Proposed Demolition of 23 Aberdeen Street, Ward 3

1. That Report 15-14 regarding the proposed demolition of one (1) single detached dwelling at 23 Aberdeen Street, legally described as Plan 29, Part Lot 5, City of Guelph, from Infrastructure, Development and Enterprise dated February 23, 2015, be received.
2. That the proposed demolition of one (1) detached dwelling at 23 Aberdeen Street be approved.
3. That the applicant be requested to erect protective fencing one (1) metre from the dripline of any existing trees on the property or on adjacent properties which can be preserved as identified on the approved Tree Protection Plan prior to commencement of demolition and maintain fencing during demolition and construction of new dwelling.
4. That the applicant be requested to contact the General Manager of Solid Waste Resources, within Infrastructure, Development and Enterprise regarding options for the salvage or recycling of all demolition materials.

CON-2015.7 Proposed Demolition of 1405 Gordon Street, Ward 6

1. That Report 15-15 regarding the proposed demolition of one (1) single detached dwelling at 1405 Gordon Street, legally described as Puslinch Concession 7, Part Lot 7, Registered Plan 61R10352, Part 1, City of Guelph, from Infrastructure, Development and Enterprise dated February 23, 2015, be received.
2. That the proposed demolition of one (1) detached dwelling at 1405 Gordon Street, be approved.
3. That the applicant be requested to erect protective fencing at one (1) metre from the dripline of any existing trees on the property or on adjacent properties which may be impacted by demolition activities.
4. That the applicant be requested to contact the General Manager of Solid Waste Resources, within Infrastructure, Development & Enterprise regarding options for the salvage or recycling of all demolition materials.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

VOTING AGAINST: (0)

CARRIED

Council Internal Audit First Consent

The following items were extracted:

- IA-2015.1 Print Room Audit Report**
IA-2015.2 Print Room Audit Management Response

Extracted Items

IA-2015.1 Print Room Audit Report

Ms. Katherine Gray, Business Performance Specialist, provided a brief overview of the print room audit. She clarified the use of standard market quotes used within audits.

5. Moved by Councillor Wettstein
 Seconded by Councillor Van Hellemond

That the Print Room Audit report CAO-A-1410 dated February 23, 2015 titled "Print Room Audit Report" be received.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

VOTING AGAINST: (0)

CARRIED

IA-2015.2 Print Room Audit Management Response

Mr. Stephen O'Brien, City Clerk, noted that management agrees with the recommendations set out in the audit report. He addressed items number four and five which relate to the number of copies of agendas to be distributed and the correlation with overtime hours. He noted staff will work to reduce the volume of colour copies and are working with Information Technology regarding electronic agendas. He advised there is a full meeting management review project being conducted and staff will report back on their findings and recommendations which may include further enhancements to the agenda process.

6. Moved by Councillor Wettstein
 Seconded by Councillor Van Hellemond

That the February 23, 2015 report titled "Print Room Audit Management Response" (CS-2015.18) be received.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

VOTING AGAINST: (0)

CARRIED

Special Resolutions

- a) Councillor Allt presented his motion for which notice was given February 9, 2015.

8. Moved by Councillor Allt
Seconded by Councillor Gordon

That the following motion be referred to the Infrastructure, Development & Enterprise Committee for their consideration and report back to Council:

1. That the City of Guelph affirm its support for the reinstatement of the long form census.
2. That this resolution be forwarded to the Federation of Canadian Municipalities (FCM), the Association of Municipalities of Ontario (AMO), the Large Urban Mayors Caucus of Ontario (LUMCO) and the Minister of Industry.

Councillor Allt provided his rationale for the motion and noted he believes the long form census is a vital tool for planning and business.

There was discussion regarding which committee would be best suited to address the motion.

First Amendment

9. Moved by Councillor Piper
Seconded by Councillor Bell

That the motion regarding the reinstatement of the long form census be referred to the Corporate Services Committee for their consideration and reporting back to Council.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

VOTING AGAINST: (0)

CARRIED

Discussion ensued regarding whether the City should refer motions to FCM, AMO and LUMCO.

Ms. Susan Watson, city resident, supports the reinstatement of the long form census. She believes it will provide accurate data for businesses and municipalities to make sound decisions. She believes that privacy issues are minimal and the census should be mandatory again.

Main Motion as Amended

10. Moved by Councillor Allt
Seconded by Councillor Gordon

That the following motion be referred to the **Corporate Services Committee** for their consideration and report back to Council:

1. That the City of Guelph affirm its support for the reinstatement of the long form census.

2. That this resolution be forwarded to the Federation of Canadian Municipalities (FCM), the Association of Municipalities of Ontario (AMO), the Large Urban Mayors Caucus of Ontario (LUMCO) and the Minister of Industry.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gordon, Hofland, MacKinnon, Piper, Salisbury and Van Hellemond (11)

VOTING AGAINST: Councillors Gibson and Wettstein (2)

CARRIED

- b) Councillor Van Hellemond presented his motion for which notice was given February 9, 2015.

9. Moved by Councillor Van Hellemond
Seconded by Councillor MacKinnon

That Council reconsider the motion of December 15, 2014 to refer the Trail Master Plan, encompassing the redevelopment of the GRCA property around the Hanlon Creek to include new trail sections and the underpass at the new Speedvale Avenue bridge over the Speed River, and consideration of funding assistance from FCM's "Green Municipal Fund" to this regard, to the Public Services Committee for consideration.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Billings, Gibson, Salisbury and Van Hellemond (7)

VOTING AGAINST: Councillors Downer, Gordon, Hofland, MacKinnon, Piper and Wettstein (6)

CARRIED

10. Moved by Councillor Van Hellemond
Seconded by Councillor MacKinnon

That the Trail Master Plan encompassing the redevelopment of the GRCA property around the Hanlon Creek to include new trail sections and the underpass at the new Speedvale Avenue bridge over the Speed River, and consideration of funding assistance from FCM's "Green Municipal Fund" to this regard, be referred to the Public Services Committee for consideration.

Ms. Yvette Tendick, President of Guelph Coalition for Active Transportation, stated that the earlier objection to the motion by councilors was more due to process than the actual recommendation. She noted that the GRCA property around the Hanlon Creek was originally in the Trail Master Plan and not included in the current trail due to an administrative oversight and the request regarding Speedvale Avenue is for consideration of an underpass. She addressed the administrative process and believes full consideration has not been given to the Speedvale underpass and Council needs to provide direction to staff to investigate further.

It was pointed out that the issue regarding the Hanlon Creek area was not an oversight, but a deliberate decision to wait until after the Niska bridge issue was resolved.

Mr. Evan Ferrari, a cyclist and cycling educator, noted that good cycling infrastructure needs to focus on safe road travel and offroad trails should not be at the expense of road

safety. He is supportive of the underpass if it will not preclude bike lanes on Speedvale Avenue.

Ms. Suzanne Gates, Executive Member, Guelph Hiking Trail Club and Evergreen Seniors Centre Walking Group, supports an underpass at Speedvale Avenue and support the reconsideration of both the Speedvale Avenue underpass and the redevelopment of the GRCA property around the Hanlon Creek. She stated that an underpass would be beneficial for many walkers and cyclists. She advised that the Hiking Trail Club is willing to work with the City and GRCA to accomplish the trail connections.

Discussion ensued regarding resources and capacity for a feasibility study, design construction and environmental assessment. It was noted that each area will require a different approach due to their current status. The issue was raised for the necessity to have the discussion at committee due to the numerous questions that staff cannot answer at this time.

The question was raised about the role of a notice of motion.

It was requested that the motion be separated out into three resolutions to differentiate between the two areas of the City and the funding assistance issue.

10. Moved by Councillor Piper
Seconded by Councillor Downer

That the Trail Master Plan be reconsidered to encompass the redevelopment of the GRCA property around the Hanlon Creek to include a new trail section be referred to the Public Services Committee for consideration.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Downer, Gibson, Salisbury and Van Hellemond (7)

VOTING AGAINST: Councillors Downer, Gordon, Hofland, MacKinnon, Piper and Wettstein (6)

CARRIED

11. Moved by Councillor Piper
Seconded by Councillor Downer

That the Trail Master Plan be reconsidered to include the underpass at the new Speedvale Avenue bridge over the Speed River be referred to the Public Services Committee for consideration.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Bell, Billings, Downer, Gibson, Gordon, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (11)

VOTING AGAINST: Councillors Allt and Hofland (2)

CARRIED

12. Moved by Councillor Piper
Seconded by Councillor Downer

That consideration of funding assistance from FCM's "Green Municipal Fund" for the Trail Master Plan encompassing the redevelopment of the GRCA property around the Hanlon Creek to include a new trail section and the underpass at the new Speedvale Avenue bridge over the Speed River, be referred to the Public Services Committee for consideration.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (12)

VOTING AGAINST: Councillor Hofland (1)

CARRIED

- c) Councillor Billings presented a motion for which notice was given by Mayor Guthrie on December 15, 2014.

Main Motion

13. Moved by Councillor Billings
Seconded by Councillor Bell

That the following be referred to the Corporate Services Committee:

That Recommendations be brought back to Council on:

1. Define rate of inflation and a recommended index.
2. Present options for a revised predictable formula and/or strategies aligned to achieve that rate of inflation.

Ms. Susan Watson, city resident, does not support tying tax increases to the rate of inflation because she believes it would be too restrictive and could lead to increased user fees or service cuts to achieve a balanced budget. She would rather see decisions made regarding whether increases are justified, reasonable, supported by sound data and information and whether they have followed a robust process. She addressed the tax deferral program and questioned whether the program is not needed, not known, or if the terms make it inaccessible.

Discussion ensued regarding the current guideline being used and the need to improve the budget process. Various issues were raised regarding the challenges the variables have on determining indices for inflation and a formula. Concerns were raised regarding tying indices to the rate of inflation or Consumer Price Index. The possibility of a budget workshop was suggested.

First Amendment

14. Moved by Councillor Downer
Seconded by Councillor Gibson

That the following be referred to the Corporate Services Committee:

That recommendations be brought back to Council on:

- 1. Define indices for inflation and a recommended formula; and***
- 2. Present options for a revised predictable formula and/or strategies aligned to achieve the formula.***

Second Amendment

15. Moved by Councillor Salisbury
Seconded by Councillor Bell

That the following be referred to the Corporate Services Committee:

That recommendations be brought back to Council to define the appropriate indices and a recommended formula.

VOTING IN FAVOUR: Councillors Bell, Piper, Salisbury, and Wettstein (4)

VOTING AGAINST: Mayor Guthrie, Councillors Allt, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon and Van Hellemond (9)

DEFEATED

Clarification was given to staff regarding the work to be done resulting from the motion.

First Amendment Vote

14. Moved by Councillor Downer
Seconded by Councillor Gibson

That the following be referred to the Corporate Services Committee:

That recommendations be brought back to Council on:

- 1. Define indices for inflation and a recommended formula; and***
- 2. Present options for a revised predictable formula and/or strategies aligned to achieve the formula.***

VOTING IN FAVOUR: Mayor Guthrie, Councillors Bell, Billings, Downer, Gibson, MacKinnon, Piper and Van Hellemond (8)

VOTING AGAINST: Councillors Allt, Gordon, Hofland, Salisbury and Wettstein (5)

CARRIED

Main Motion as Amended

16. Moved by Councillor Billings
Seconded by Councillor Bell

That the following be referred to the Corporate Services Committee:

That recommendations be brought back to Council on:

- 1. Define indices for inflation and a recommended formula; and***
- 2. Present options for a revised predictable formula and/or strategies aligned to achieve the formula.***

VOTING IN FAVOUR: Mayor Guthrie, Councillors Bell, Billings, Downer, Gibson, MacKinnon, Piper and Van Hellemond (8)

VOTING AGAINST: Councillors Allt, Gordon, Hofland, Salisbury and Wettstein (5)

CARRIED

By-laws

Main Motion

17. Moved by Councillor Downer
Seconded by Councillor Gibson

That By-laws Numbered (2015) - 19863 to (2015) - 19868, inclusive, are hereby passed.

Deferral

Councillor Piper made inquiries whether Clause 1 of By-law Number (2015)-19864 was included as a result of public input or an administrative change and she requested the adoption of the by-law be deferred until her question can be addressed.

18. Moved by Councillor Piper
Seconded by Councillor Bell

That the passing of By-law (2015)-19864 be deferred.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

VOTING AGAINST: (0)

CARRIED

Main Motion as Amended

19. Moved by Councillor Downer
Seconded by Councillor Gibson

That By-laws Numbered (2015) – 19863 and By-laws (2015)-19865 to (2015) - 19868, inclusive, are hereby passed.

VOTING IN FAVOUR: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

VOTING AGAINST: (0)

CARRIED

Mayor's Announcements

During this evening's City Council meeting, Guelph Mayor Cam Guthrie issued the following statement:

"Earlier this evening, Council provided direction to staff with a mandate to commence collective bargaining with the Guelph Professional Firefighters' Association."

*Council was clear in its direction. We hope and expect to negotiate a contract that is fair to our employees whose work we value every day in helping to keep our community safe; a contract that is also fair, reasonable and affordable for our **citizens** and recognizes the City's capacity to pay.*

Council believes firefighters should be paid well for the work they do, and expects the negotiated settlement to be aligned to other City of Guelph union groups' settlements.

Staff will be reporting back to Council regarding the status of negotiations and recommended next steps at the June 22, 2015 council meeting."

Notice of Motion

Councillor Piper gave notice that she will be bringing forward a motion to a subsequent meeting regarding Essex Street parking to be referred to the Infrastructure, Development & Enterprise Committee.

Adjournment (10:43 p.m.)

20. Moved by Councillor Billings
Seconded by Councillor Allt

That the meeting be adjourned.

CARRIED

Minutes to be confirmed on March 23, 2015.

Mayor Guthrie

Stephen O'Brien - City Clerk