



**Minutes of Guelph City Council
Held in the Council Chambers, Guelph City Hall on
Monday, July 29, 2013 at 5:30 p.m.**

Attendance

Council: Mayor Farbridge
Councillor Bell
Councillor Dennis
Councillor Findlay
Councillor Guthrie

Councillor Hofland
Councillor Laidlaw
Councillor Piper
Councillor Van Hellemond
Councillor Wettstein

Absent: Councillor Burcher
Councillor Kovach

Staff: Ms. A. Pappert, Chief Administrative Officer
Mr. M. Amorosi, Executive Director, Corporate & Human Resources
Ms. Colleen Clack, Interim Executive Director, Community & Social Services
Mr. A. Horsman, Executive Director, Finance & Enterprise
Mr. D. McCaughan, Executive Director, Operations, Transit & Emergency Services
Mr. T. Salter, General Manager, Planning Services
Mr. S. Worsfold, Deputy City Solicitor
Mr. D. Mast, Associate Solicitor
Mr. D. Belanger, Water Supply Program Manager
Mr. R. Kellar, General Manager, Public Works
Mr. D. Godwalt, General Manager, Human Resources
Ms L. McIntyre, Manager Compensation/Benefits/HRIS
Ms. F. Tranquilli-Nardini, Manager, Labour Relations, Health & Safety
Mr. S. Armstrong, General Manager Emergency Services/Fire Chief
Ms. S. Kirkwood Manager Development Planning
Mr. B. Labelle, City Clerk
Ms. D. Black, Council Committee Coordinator

Also

Present: Mr. P. Pickfield, Solicitor

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

Mayor Farbridge called the meeting to order.

Authority to Resolve into a Closed Meeting of Council

1. Moved by Councillor Hofland
Seconded by Councillor Piper

That the Council of the City of Guelph now hold a meeting that is closed to the public, pursuant to Section 239 (2) (b), (c), (d), (e) and (f) of the *Municipal Act* with respect to personal matters about an identifiable individual, proposed or pending acquisition or disposition of land, labour relations or employee negotiations, litigation or potential litigation, and advice that is subject to solicitor-client privilege.

CARRIED

Closed Meeting (5:31 p.m.)

Disclosure of Pecuniary Interest and General Nature Thereof

Councillor Findlay disclosed a pecuniary interest with respect to C.2013.12 OPA 43 (45 Yarmouth Street/Ayerswood) – OMB Hearing because he owns a business in the vicinity. He left the room during discussion and did not vote on the matter.

The following matters were considered:

C.2013.11 Litigation or Potential Litigation

C.2013.12 OPA 43 (45 Yarmouth Street/Ayerswood) – OMB Hearing

C.2013.13 City Land Encroachment By-law

C.2013.14 Labour Relations or Employee Negotiations

C.2013.15 Report of the Community & Social Services Committee – Citizen Appointments to the Community Wellbeing Grant Allocation Panel

C.2013.16 Report of the Planning, Building, Engineering and Environment Committee – Citizen Appointments to the Water Supply Master Plan Community Liaison Committee

C.2013.17 Personal Matters about an Identifiable Individual

Rise from Closed Meeting (6:55 p.m.)

Council recessed.

Open Meeting (7:00 p.m.)

Mayor Farbridge called the meeting to order.

The Mayor offered condolences to the family, friends and colleagues of Rick Henry, City Engineer/General Manager of Engineering Services who passed away July 28, 2013.

Disclosure of Pecuniary Interest and General Nature Thereof

There were no disclosures.

Confirmation of Minutes

1. Moved by Councillor Laidlaw
Seconded by Councillor Piper

That the Open and Closed minutes of the Council Meetings held on June 24 and July 8, 2013 be confirmed as recorded and without being read.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)
VOTING AGAINST: (0)

CARRIED

Consent Reports

Community & Social Services Committee Sixth Consent Report

The following items were extracted:

CSS-2013.19 2013-2018 Youth Strategy Implementation Plan

Balance of Community & Social Services Committee Consent Items

Councillor Dennis presented the balance of the Community & Social Services Committee Sixth Consent Report.

2. Moved by Councillor Dennis
Seconded by Councillor Laidlaw

CSS-2013.21 Outstanding Motions of the Community & Social Services Committee

1. That the report, dated July 16 2013, regarding outstanding resolutions of the Community and Social Services Committee, be received.
2. That the following resolution, previously passed by the Community and Social Services Committee of Council, be eliminated from staff work plans and from the outstanding resolutions list, based on reasons provided.

23-Jun-08; "THAT the location of heritage festivals, particularly related to Festival Italiano, be referred to the Emergency Services, Community Services & Operations Committee for review."

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)
VOTING AGAINST: (0)

CARRIED

Corporate Administration, Finance & Enterprise Committee Sixth Consent Report

The following items were extracted:

CAFE-2013.24 2013 Efficiency Target Progress Update

CAFE-2013.26 2014 Capital Budget Framework

CAFE-2013.27 Outstanding CAFE Committee Motions for the Finance & Enterprise Service Area

Balance of Corporate Administration, Finance & Enterprise Committee Consent Items

Councillor Hofland presented the balance of the Corporate Administration, Finance & Enterprise Committee Sixth Consent Report.

3. Moved by Councillor Hofland
Seconded by Councillor Laidlaw

That the balance of the July 29, 2013 Corporate Administration, Finance & Enterprise Committee Sixth Consent Report as identified below, be adopted:

CAFE-2013.25 Budget Monitoring Policy

1. That the FIN-13-29 Budget Monitoring Policy dated July 15, 2013, be received.
2. That the Budget Monitoring Policy, attached as Appendix 1 to report FIN-13-29, be approved and adopted through by-law.

CAFE-2013.29 Outstanding CAFE Committee Motions

1. That the report, dated July 15, 2013, regarding outstanding motions of the Corporate, Administration, Finance & Enterprise Committee, be received.
2. That the following motions, previously passed by the Corporate, Administration, Finance & Enterprise Committee of Council, be eliminated from staff work plans and from the outstanding motion list, based on reasons provided:

05/12/2012; "Councillor Furfaro's motion be referred to Committee for a broad discussion around the management of FTEs and gapping. (Councillor Furfaro's motion – implement a hiring adjustment for 2013 as an effective means of reducing operating costs, and this hiring adjustment will operate on the principle of attrition, namely not replacing individuals choosing to retire)"

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)

VOTING AGAINST: (0)

CARRIED

Governance Committee Second Consent Report

The following items were extracted:

GOV-2013.8 2014 Municipal Election: Methods of Voting

Balance of Governance Committee Consent Items

Mayor Farbridge presented the balance of the Governance Committee Second Consent Report.

4. Moved by Councillor Findlay
Seconded by Councillor Dennis

That the balance of the July 29, 2013 Governance Committee Second Consent Report as identified below, be adopted:

GOV-2013.9 CAO Performance Appraisal Committee Terms of Reference and Process Protocol

1. That the CAO Performance Appraisal Process Terms of Reference and Process Protocol be approved.
2. That the Performance Appraisal Committee be struck as an Ad Hoc Committee of Council to meet in accordance with the Terms of Reference provided as part of the July 16, 2013 report entitled "CAO Performance Appraisal Committee Terms of Reference and Process Protocol.

GOV-2013.10 Delegation of Authority for Operational Applications, Contracts and Agreements

1. That the Report 'Delegation of Authority for Contract and Agreements' dated, July 16, 2013 be received.
2. That the Delegation of Authority for Operational Applications, Contracts and Agreements Schedule "Z" be amended under Delegates by deleting the last bullet and replacing it with the following: "A person who is appointed as Acting Executive Director by the CAO or by an Executive Director from time to time to act in their stead."
3. That Council approve an amendment to the Delegated Authority By-law for approving applications, contracts and agreements under the jurisdiction of the City of Guelph to Chief Administrative Officer and to the positions of Executive Directors of Operations, Transit & Emergency Services, Community and Social Services, Corporate and Human Resources, Finance and Enterprise and Planning, Building, Engineering and Environment.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)

VOTING AGAINST: (0)

CARRIED

Operations, Transit & Emergency Services Committee Fourth Consent Report

The following items were extracted:

OTES-2013.20 Costco Wholesale Corporation – Noise Exemption Request

Balance of Operations, Transit & Emergency Services Committee Consent Items

Councillor Findlay presented the balance of the Operations, Transit & Emergency Services Committee Fourth Consent Report.

5. Moved by Councillor Findlay
Seconded by Councillor Van Hellemond

That the balance of the July 29, 2013 Operations, Transit & Emergency Services Committee Fourth Consent Report as identified below, be adopted:

OTES-2013.13 Land Ambulance Response Time Performance Plan for 2014

1. That OTES Report #OTES071327 "Land Ambulance Response Time Performance Plan for 2014, dated July 9, 2013, be received.
2. That the Response Time Performance Plan (RTTP) for 2014 be set as recommended in report #OTES071327.
3. That staff provide the Operations Transit and Emergency Services Committee with data analysis demonstrating the pattern of calls for service and patient transfers for Land Ambulance Service in Guelph including mapping of the distribution of calls in Guelph and the overlap of deployment with Police and Fire.
4. That staff report back with a strategy to reduce Land Ambulance Service calls for service as an integrated part of their approach to addressing response times.

OTES-2013.14 Ambulance Base in Drayton

1. That the Operations, Transit & Emergency Services Committee Report OTES071321 regarding Ambulance Base in Drayton be received.
2. That the Mayor and Clerk be authorized to execute an agreement as outlined in the Operations, Transit & Emergency Services Report OTES071321 between the City of Guelph and the Township of Mapleton for an ambulance base facility in the Village of Drayton, subject to the form and content of the agreement being satisfactory to the City Solicitor and the Executive Director of Operations, Transit and Emergency Services.

OTES-2013.15 Open Air Burning – Residential/Commercial Fire Pits and Related Fuel Burning Appliances

1. That the Operations, Transit & Emergency Services Committee Report #OTES071325 regarding open air burning dated July 9, 2013, Bylaw be received.
2. That no action be taken to relax current open air burning regulations.
3. That Chief Armstrong direct his staff to develop and deliver to the public, guidelines and direction associated with "fire safety" in backyards.

OTES-2013.18 Restorative Alternatives Program Pilot

1. That the Operations, Transit & Emergency Services Staff Report OTES071324 Restorative Alternatives Program Pilot dated July 9, 2013, be received.
2. That, staff of the Bylaw Compliance, Security and Licensing Department be directed to participate in the Restorative Alternatives Program Pilot as described in the Operations, Transit & Emergency Services Staff Report OTES071324 dated July 9, 2013.

OTES-2013.19 Business Licence By-law Amendment – Driving Instructor Licensing

1. That the Operations, Transit & Emergency Services Report OTES071323 Business Licence By-law Amendment – Driver Instructor Licensing dated July 9, 2013 be received.
2. That the amendments to Business Licence By-law (2009)-18855 with respect to Driving Instructors as contained in Operations, Transit & Emergency Services Committee Report OTES071323 dated July 9, 2013 be approved.
3. That after one year of implementation of the amendments to the Business Licence By-law (2009)-18855 with respect to Driving Instructors as contained in Operations, Transit & Emergency Services Committee Report OTES071323 dated July 9, 2013 has lapsed, staff be directed to engage the public, representatives of the driving instructor industry and examiners from the local Drive Test Centre and identify the effectiveness of the licensing regime.

OTES-2013.21 Hamilton Tiger Cats 2013 Mutual Service Agreement

1. That the Operations, Transit & Emergency Services Committee Report #OTES071328 2013 Hamilton Tiger-Cats Mutual Services Agreement be received.
2. That the Mayor and City Clerk be authorized to sign the Mutual Services Agreement with the Hamilton Tiger-Cats satisfactory to the Executive Director of Operations, Transit & Emergency Services or his or her designate and the City Solicitor or his or her designate.

OTES-2013.22 Guelph Storm 2013/2014 Mutual Service Agreement

1. That the Operations & Transit Committee Report #OTES071329 Guelph Storm Mutual Services Agreement 2013/2014 be received.
2. That the Mayor and City Clerk be authorized to sign the Mutual Services Agreement with the Guelph Storm satisfactory to the Executive Director of Operations, Transit & Emergency Services or his or her designate and the City Solicitor or his or her designate.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)

VOTING AGAINST: (0)

CARRIED

Planning & Building, Engineering and Environment Committee Sixth Consent Report

The following items were extracted:

PBEE-2013.25 Integrated Operational Review of Planning, Building, Engineering and Enterprise Services – Phase 3 – Implementation Plan & Performance Measurement Framework

PBEE-2013.26 Rental Housing Licensing Cost-Benefit Analysis

Integrity Commissioner

Mayor Farbridge provided information regarding the Code of Conduct and the role of the Integrity Commissioner.

The following item was extracted:

IC-2013.2 Complaints About a Councillor Received by the Integrity Commissioner

Council Consent Agenda

The following item was extracted:

CON-2013.19 1750 Gordon Street – Application for Site Plan Approval for Phase 2 of a Mixed Use Commercial Development (File SP13C003) Ward 6

Balance of Council Consent Items

6. Moved by Councillor Findlay
 Seconded by Councillor Dennis

That the balance of the July 29, 2013 Consent Agenda as identified below, be adopted:

CON-2013.18 Proposed Demolition of 17 Clive Avenue, Ward 2

1. That Report 13-36 regarding an application for Site Plan Approval submitted by GSP Group Inc. on behalf of Loblaw Properties proposing the second phase of a mixed use commercial development of the lands municipally known as 1750 Gordon Street, and legally described as Part of Block 64, Plan 61M-65, from Planning, Building, Engineering and Environment dated July 29, 2013, be received.
2. That the site plan application submitted by GSP Group Inc. on behalf of Loblaw Properties Limited proposing the second phase of a mixed use commercial development of the lands municipally known as 1750 Gordon Street, and legally described as Part of Block 64, Plan 61M-65, be conditionally approved, subject to resolving the technical and design issues set out in Attachment 2 of Planning, Building, Engineering and Environment Report 13-36, dated July 29, 2013 to the satisfaction of the General Manager of Planning Services.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)

VOTING AGAINST: (0)

CARRIED

Planning Public Meeting

Mayor Farbridge announced that in accordance with *The Planning Act*, Council is now in a public meeting for the purpose of informing the public of various planning matters. The Mayor asked if there were any delegations in attendance with respect to the planning matters listed on the agenda.

151 Cityview Drive North – Proposed Zoning By-law Amendment (File ZC1302) – Ward 1

Mr. C. DeVriendt, Senior Development Planner, provided a summary of the application. He noted that the applicant is requesting a zone change from Urban Reserve to a residential - single detached residential zone to be able permit a one-storey, single detached home. He also noted that the applicant intends to build a one storey, single detached home with a front yard setback consistent with the existing homes on the east side of Cityview Drive.

Mr. Jason DaMaren, on behalf of the applicant, indicated that Mr. DeVriendt covered the issues and he was available to answer any questions.

7. Moved by Councillor Dennis
Seconded by Councillor Piper

That Report 13-39 regarding a Zoning By-law Amendment application by Bill and Franca DaMaren to permit the development of a single detached dwelling at the property municipally known as 151 Cityview Drive North and legally described as Lot 19, Registered Plan 462, City of Guelph, from Planning, Building, Engineering and Environment dated July 29, 2013, be received.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)

VOTING AGAINST: (0)

CARRIED

50 Stone Road East – Proposed Official Plan Amendment and Zoning By-law Amendment (File: OP1301/ZC1304) – Ward 5

Mr. C. DeVriendt, Senior Development Planner, noted that the applicant was requesting an Official Plan amendment to redesignate the property from "Major Institutional" to "General Residential" which would permit a maximum net density of 100 units per hectare. The zone change requested modification to the current I.2 – Institutional Zone to a Specialized R.1B Residential Zone to permit 19 single detached dwelling units with exemptions to permit a minimum front yard of 4.5 meters to front wall of habitable space; minimum exterior side yard of 3 metres adjacent to private streets, a minimum rear yard of 5 meters or 20% of the lot depth whichever is less and that the front yard be considered the exterior side yard for the purposes of fencing within residential zones. He also noted a future severance application to sever from the University will also be required and a new municipal address will be assigned if the severance application is successful.

Staff confirmed that the Township of Puslinch receives all applications within 1 kilometre of the municipal boundary. Staff advised that due to the property being surrounded by natural features, there is nothing that could be developed around the property. Staff were requested to address the feasibility of three stream collection of waste in order to identify impacts on the wetlands and wildlife on the surrounding area.

Ms. Krista Walkey, Stantec, on behalf of University of Guelph and Reid's Heritage Homes, indicated that the proponent is requesting 19 units on a private road with the setbacks to the Torrance Creek to be maintained. She noted that Reid's Heritage Homes was short listed by the Ministry of Natural Resources and Owens Corning to build net zero homes and they plan to

utilize sustainable design practices and opportunities in doing so. It was stated that a future severance is proposed including condominiums due to the small lot sizes and to allow for restrictions to be established in order to protect the wetlands. Ms. Walkey mentioned that the reports had already been submitted to the City and advised they will work with the GRCA moving forward.

In response to questions, Ms. Walkey confirmed that left turns onto Victoria Road will be permitted and the applicant will work with staff regarding sight lines and street naming.

Mr. Lyle McNair, Guelph resident, questioned the zoning designation of the lots due to their size and why the front of the building is not put back further to meet parking requirements.

Staff were requested to report back on issues regarding waste management, snow removal, street lighting and property lighting that respects the natural habitat, location of the front of the development, egress and access for emergency vehicles as well as daily traffic, and ensuring the condominium roads are built to City standards.

8. Moved by Councillor Piper
Seconded by Councillor Wettstein

That Report 13-38 regarding an Official Plan Amendment and Zoning By-law Amendment application by Stantec Consulting Ltd. on behalf of the University of Guelph to permit the development of 19 single detached dwelling units fronting on a private condominium road at the property municipally known as 50 Stone Road East and legally described as Part of Lot 2, Concession 8, (formerly Puslinch Township), City of Guelph, County of Wellington, from Planning, Building, Engineering and Environment dated July 29, 2013, be received.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)

VOTING AGAINST: (0)

CARRIED

The Mayor noted that the Planning Act portion of the meeting is completed.

Extracted Items

Delegations

CSS-2013.19 Youth Strategy Implementation Plan

Ms. Anna Nguyen, Guelph Youth Council member, referenced the proposed Youth Strategy Implementation Plan noting that it allows youth to connect to others in the community. She noted that the involvement of youth allows better connects younger people with the community and facilitates further engagement.

Ms. Amy Greatorex, Guelph Youth Council member, noted that the Youth Council has provided her with an opportunity to be able to plan and put into action events and activities such as music works/stage works and multicultural festival. She advised that it provided her with an opportunity to have a voice, develop confidence, increase skills and feel included and respected

within the community. She requested the City adopt the Youth Strategy Implementation Plan and elevate resources offered to youth within the City.

9. Moved by Councillor Dennis
Seconded by Councillor Van Hellemond

1. That Council approve the Year One Implementation Plan of the 2013 – 2018 Guelph Youth Strategy.
2. That Council direct staff to report back in Q3 2014 on the Year One Implementation Plan of the 2013 – 2018 Guelph Youth Strategy specifically reporting on key performance indicators and outcomes as well as notable progress, achievements and resource requirements.
3. That Council direct staff to present an annual Youth Strategy Implementation Plan in Q3 of each year of the five year plan.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)
VOTING AGAINST: (0)

CARRIED

CAFE-2013.26 2014 Capital Budget Framework

Mr. Scott Doern, Ken Danby Parent Council Chair, requested additional capital funding for crossing guards at Watson Parkway and Grange Road noting that there is also a need to reduce speed limits on Watson Parkway, erect fluorescent signage to indicate a school zone and, erect half lights at Watson Parkway and Fleming Road. He referenced a petition regarding the signal lights and also requested sidewalks from Fleming Road to the East End Library.

In response to questions from Members of Council, Mr. Doern noted that the City should adequately provide compensation for crossing guard positions as it is a matter of community safety.

Ms. Yvette Teadrick, Guelph Coalition of Active Transportation, inquired why a multi-use path along Woodlawn Road had not yet been constructed. She noted that it would provide benefits to stakeholders, assist with meeting social goals and would meet the requirements to support alternative methods of active transportation. She suggested that it may require more than amount currently allocated and requested that it be increased to \$500,000.

Council discussed the process with which items in the capital budget are ranked and reconciled with respect to requests that are put forward and in relation to the operating budget.

10. Moved by Councillor Hofland
Seconded by Councillor Laidlaw

1. That the Corporate Administration, Finance and Enterprise Services Committee receive FIN-13-30 Capital Framework report.
2. That no changes be made to the Capital Priority Model Criteria used in the development of the 2014 Capital Budget.

3. That the current framework reflects the appropriate role and participation of Council and management in the Capital Budget process.
4. That the Capital Budget be integrated with the Corporate Strategic Plan starting in the 2015 planning process.
5. That correspondence received with respect to active transportation capital budget funding requests be referred to the October 1st capital budget meeting.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)

VOTING AGAINST: (0)

CARRIED

GOV-2013.8 2014 Municipal Election: Methods of Voting

Mr. Labelle, City Clerk, provided comments regarding the potential use of internet voting in the 2014 election noting that the program would not be a pilot, but instead a complementary channel designed to enhance the accessibility of voting. He noted that the security of the voting system is the highest priority and that staff would ensure legislative and procedural requirements are met through the procurement process and by conducting a full scale audited test.

Dr. Nicole Goodman, Research Consultant, indicated that the Guelph public opinion survey demonstrated that internet voting, if made available in 2014, would be the preferred method of voting for Guelph electors. With respect to increased voter participation, she noted that more practical data is required, but did submit that results to date had demonstrated a modest but positive increase, especially from those who have not voted before, or would otherwise need assistance or a proxy. She noted nearly 100 municipalities in Ontario would likely be offering internet voting in some capacity in the next election.

Council posed various questions regarding the overall security of the system specifically expressing concern regarding voter impersonation and fraud in general.

Mr. Gaelen Fick, Local Central Student Association, noted that university students would be in support of internet voting and that they have successfully used the method to support various school elections. He suggested that it would be a way for the City to eliminate barriers to voting which may encourage more students to participate.

Ms. Dominique Sacco, Student Union representative, referenced her involvement with student engagement noting that the proposal demonstrated a commitment to engage the students. She also commented that the City needs to explore new strategies to engage students earlier on in the process noting that the Student Union was willing to work in partnership with the City to this end.

Council discussed various matters including potential ways to better interface with students and traditional non-voters, specifics regarding an internet voting system and how the identity of online voters could be validated, a process to register potential online voters, the way in which security credentials are disseminated, security measures which would be established to deter fraud from occurring, and communication strategies for the election.

11. Moved by Councillor Hofland
Seconded by Councillor Laidlaw

1. That a By-law be approved to support the use of vote scanners/tabulators in the 2014 Municipal Election.
2. That a By-law be approved to support the use of Internet voting in the 2014 Municipal Election as a complementary voting channel for the advance voting period.

There was a request to vote on the items separately.

12. Moved by Councillor Hofland
Seconded by Councillor Laidlaw

That a By-law be approved to support the use of vote scanners/tabulators in the 2014 Municipal Election.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)

VOTING AGAINST: (0)

CARRIED

13. Moved by Councillor Hofland
Seconded by Councillor Laidlaw

That a By-law be approved to support the use of Internet voting in the 2014 Municipal Election as a complementary voting channel for the advance voting period.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Furfaro, Guthrie, Hofland, Laidlaw, Piper, and Wettstein (7)

VOTING AGAINST: Councillors Bell, Dennis, Findlay, and Van Hellemond (4)

CARRIED

PBEE-2013.26 Rental Housing Licensing Cost-Benefit Analysis

Mr. Tony Peteranac was not present.

Mr. John Gruzleski, President, Old University Neighbourhood Association, noted that licensing shared rental housing would complement current by-laws. He suggested that the majority of complaints submitted to date related to absentee landlords and that a licensing program may improve the way with which they manage their properties. He also suggested that the tenants, university, students, non-compliant landlords, other neighbourhood residents, tenancy groups, groups protected by the Human Rights Code, or the poor have not yet had a full opportunity to provide input on the matter. He referenced his support for the staff recommendation noting that a final by-law must incorporate input from all affected parties.

Ms. Donna Marx was not present.

Mr. Stephen Foti, Guelph resident, noted objection to a shared rental housing licensing program indicating that a decision should be vetted by an independent source. He suggested

that an independent economic impact study be conducted to investigate all direct and indirect impacts. He referenced a lack of a response from the University of Guelph. He referenced the City of Waterloo requirements and suggested that they are an incentive for non-compliant landlords to get out of the market or operate underground.

Mr. Martin Ford was not present.

Ms. Pam Munghen, Student Help & Advocacy Centre Coordinator, Central Student Association, University of Guelph, noted that a licensing by-law could have a positive impact on the safety for tenants and would make landlords maintain a common acceptable standard. She also noted that it could impact rental prices and that further examination of the same would need to occur. She also posed questions regarding enforcement of the by-law, sanctions available for those in non-compliance, the fee structure and inspection process as well as how it would be communicated.

Ms. Cynthia Bragg, resident and landlord, noted that landlord occupied property should be differentiated from absentee landlord properties. She noted the added expense of a licence fee could force some landlords to raise the rent to compensate which may negatively impact groups like students and individuals on social support or fixed incomes. Ms. Bragg suggested that the current City by-laws and regulation were sufficient.

Mr. Lyle McNair, resident and landlord, expressed concerns regarding the assessment work completed to date and suggested that there were no baselines established in order to support the review. He suggested that further data be made available regarding the number of units which were in compliance under the current regulatory regime. Mr. McNair also suggested that a licensing program needs to be reconciled with legislative prohibitions within the *Landlord Tenant Act* vis-à-vis entering a premises in order to conduct an inspection.

Main Motion

14. Moved by Councillor Piper
Seconded by Councillor Wettstein
 1. That Report 13-32 from Planning, Building, Engineering and Environment regarding the Rental Housing Licensing Cost-Benefit Analysis report dated July 15, 2013 be received.
 2. That staff be authorized to proceed with public consultation on the proposed licensing directions and cost-benefit analysis to guide the development of a rental housing licensing program.

Referral

15. Moved by Councillor Bell
Seconded by Councillor Guthrie

That the Shared Rental Housing Cost Benefit Analysis be referred back to staff to reconsider the level of regulation and redefine the scope.

VOTING IN FAVOUR: Councillors Bell, Guthrie and Van Hellemond (3)

VOTING AGAINST: Mayor Farbridge, Councillors Dennis, Findlay, Furfaro, Hofland, Laidlaw, Piper, and Wettstein (8)

DEFEATED

First Amendment

16. Moved by Councillor Wettstein
Seconded by Councillor Piper

That additional options be considered during the public consultation process for a rental housing licensing program utilizing a risk based approach.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)

VOTING AGAINST: (0)

CARRIED

Second Amendment

17. Moved by Councillor Furfaro
Seconded by Councillor Guthrie

That staff consider the establishment of a citizen's advisory committee within the shared rental housing public consultation process.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Piper, Van Hellemond and Wettstein (10)

VOTING AGAINST: Councillor Laidlaw (1)

CARRIED

Main Motion as Amended

18. Moved by Councillor Piper
Seconded by Councillor Wettstein

1. That Report 13-32 from Planning, Building, Engineering and Environment regarding the Rental Housing Licensing Cost-Benefit Analysis report dated July 15, 2013 be received.
2. That staff be authorized to proceed with public consultation on the proposed licensing directions and cost-benefit analysis to guide the development of a rental housing licensing program.
3. **That additional options be considered during the public consultation process for a rental housing licensing program utilizing a risk based approach.**
4. **That staff consider the establishment of a citizen's advisory committee within the shared rental housing public consultation process.**

VOTING IN FAVOUR: Mayor Farbridge, Councillors Dennis, Findlay, Furfaro, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (9)

VOTING AGAINST: Councillors Bell and Guthrie (2)

CARRIED

IC-2013.2 Complaints Against a Councillor Received by the Integrity Commissioner

Councillor Laidlaw left the room and did not vote on this matter. (10:10 p.m.)

In response to questions posed by Council, Mr. Swayze, Integrity Commissioner, referenced his report in relation to the reasons supporting an investigation, an anticipated timeline, cost and process to report the results. He responded to various questions by Members of Council with respect to the investigation process and the attendance of Councillors at tribunals such as the Committee of adjustment. Mr. Swayze noted that since the time of submitting his report he had received one other complaint with respect to the same investigation.

19. Moved by Councillor Dennis
 Seconded by Councillor Piper

1. That Council receive the report of the Integrity Commissioner dated July 29, 2013 providing information to Council on an enquiry to be conducted under the *Code of Conduct for Council and Local Boards*.
2. That the opinion of the Integrity Commissioner that the Code should limit Councillors in using their influence with adjudicative boards be referred to the Governance Committee for consideration and report back to Council.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Dennis, Findlay, Furfaro, Guthrie, Hofland, Piper, Van Hellemond and Wettstein (9)
VOTING AGAINST: Councillor Bell (1)

CARRIED

Councillor Laidlaw returned to the meeting. (10:29 p.m.)

20. Moved by Councillor Findlay
 Seconded by Karl Wettstein

That the procedural by-law be suspended to allow the Council meeting to be extended to no later than 11:59 p.m.

CARRIED

CON-2013.19 1750 Gordon Street – Application for Site Plan Approval for Site Plan Approval for Phase 2 of a Mixed Use Commercial Development (File SP13C003) – Ward 6

Mr. Michael Witmer, Planner/Site Plan Coordinator, responded to issues raised through comments received in respect to the application for site plan approval. He addressed truck access, parking, access/egress and traffic flow, sound barriers, building façade, the parking garage and reasons for another grocery store. He noted that staff would review bicycle and other transportation issues as well as the feasibility of utilizing the City's three stream garbage collection.

21. Moved by Councillor Dennis
 Seconded by Councillor Wettstein

1. That Report 13-36 regarding an application for Site Plan Approval submitted by GSP Group Inc. on behalf of Loblaw Properties proposing the second phase of a mixed use commercial development of the lands municipally known as 1750 Gordon Street, and legally described as Part of Block 64, Plan 61M-65, from Planning, Building, Engineering and Environment dated July 29, 2013, be received.
2. That the site plan application submitted by GSP Group Inc. on behalf of Loblaw Properties Limited proposing the second phase of a mixed use commercial development of the lands municipally known as 1750 Gordon Street, and legally described as Part of Block 64, Plan 61M-65, be conditionally approved, subject to resolving the technical and design issues set out in Attachment 2 of Planning, Building, Engineering and Environment Report 13-36, dated July 29, 2013 to the satisfaction of the General Manager of Planning Services.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (10)

VOTING AGAINST: Councillor Findlay (1)

CARRIED

CAFE-2013.24 2013 Efficiency Target Progress Update

22. Moved by Councillor Hofland
Seconded by Councillor Laidlaw

1. That FIN-13-31 2013 Efficiency Target Progress Update be received for information.
2. That new revenue not be included in the reporting on the 2013 Efficiency Target.
3. That staff include in their reporting on the 2013 Efficiency Target a summary of their approaches to engage employees in identifying opportunities for efficiency and continuous improvement.

First Amendment

23. Moved by Councillor Guthrie
Seconded by Councillor Furfaro

That any pre-scheduled RFPs not be included in the reporting of the 2013 efficiency targets.

Amendment to the Amendment

24. Moved by Councillor Piper
Seconded by Councillor Bell

That pre-scheduled RFPs, where the scope of the project and/or purchase has been altered in order to achieve savings, be included in efficiency target reporting.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Findlay, Furfaro, Guthrie, Laidlaw, Piper, Van Hellemond (8)

VOTING AGAINST: Councillors Dennis, Hofland and Wettstein (3)

CARRIED

First Amendment as Amended

25. Moved by Councillor Guthrie
Seconded by Councillor Furfaro

That any pre-scheduled RFPs not be included, with exception of those that have had their scope altered, in the reporting of the 2013 efficiency targets.

VOTING IN FAVOUR: Councillors Bell, Furfaro and Guthrie (3)

VOTING AGAINST: Mayor Farbridge, Councillors Dennis, Hofland, Findlay, Laidlaw, Piper, Van Hellemond and Wettstein (8)

DEFEATED

Main Motion as Amended

26. Moved by Councillor Hofland
Seconded by Councillor Laidlaw

1. That FIN-13-31 2013 Efficiency Target Progress Update be received for information.
2. That new revenue not be included in the reporting on the 2013 Efficiency Target.
3. That staff include in their reporting on the 2013 Efficiency Target a summary of their approaches to engage employees in identifying opportunities for efficiency and continuous improvement.
4. **That pre-scheduled RFPs, where the scope of the project and/or purchase has been altered in order to achieve savings, be included in efficiency target reporting.**

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, and Wettstein (10)

VOTING AGAINST: Councillor Van Hellemond (1)

CARRIED

CAFE-2014.27 Outstanding CAFE Committee Motions for the Finance & Enterprise Service Area

Staff will bring forward the report regarding the summary of costs and benefits associated with the late night downtown bars as listed on the Outstanding Items for the Corporate Administration, Finance and Enterprise Committee to their September committee meeting.

27. Moved by Councillor Hofland
Seconded by Councillor Furfaro

1. That report FIN-13-28 dated July 15, 2013, regarding outstanding motions of the Corporate Administration, Finance & Enterprise Committee, be received.

2. THAT the following motions, previously passed by the Corporate Administration, Finance & Enterprise Committee of Council, be eliminated from staff work plans and from the outstanding motion list, based on reasons provided.

04/07/2011; "THAT Councillor Furfaro's Notice of Motion which was passed by Council July 4, 2011, be received and referred to staff;

THAT staff develop and provide options to Council for promoting the Market Square area, the options to include potential programs, initiatives and partnerships with our neighbours, and that the program use \$175,000 as a guideline budget limit; AND THAT this request be referred to the CAFES Committee with a direction that staff bring these options back for review by Council in Sept. 2011 taking into consideration: differentiation and weighting of businesses; if the funding can be found in the current budget; highlighting if any of the delays that were beyond the City's control."

03/03/2011; "THAT the matter of the budget format and process be referred to the CAFES Committee for consideration."

09/08/2010; "THAT the request from St. Joseph's Health Centre Foundation for a \$1.2 million contribution to their capital campaign be referred to the 2011 budget process; AND THAT staff prepare a report prior to the budget deliberations outlining the history of health care funding in the City and previous capital campaign contributions the City had made."

15/06/2009; "THAT staff be directed to report back to FACS with a response to the request from Westminster Square Ltd. to waive development charges for the medical clinic in Westminster Woods (33 Farley)."

05/11/2008; "THAT the request from the Guelph & District Labour Council with respect to adopting a procurement policy with respect to Buy Canadian – Build Communities", be received; AND THAT the correspondence be referred to staff to consider in conjunction with the procurement procedures review."

05/12/2007; "THAT staff be directed to develop a policy addressing requests from community organizations for relief from development costs."

03/10/2007; "THAT staff report back to FACS with a strategy on how to address health related capital funding needs proactively."

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)

VOTING AGAINST: (0)

CARRIED

OTES-2013.20 Costco Wholesale Corporation – Noise Exemption Request

28. Moved by Councillor Findlay
Seconded by Councillor Van Hellemond

1. That the Operations, Transit & Emergency Services Committee Report OTES071326 dated, July 9, 2013, regarding Costco Wholesale Corporation be received.
2. That as described in the Operations, Transit & Emergency Services Committee Report OTES071326 dated, July 9, 2013, an exemption be granted from Schedule "A" of the Noise Control Bylaw (2000)-16366, as amended, to permit construction equipment and vehicle noise associated with the Costco Wholesale Corporation construction project located at 19 Elmira Road South within the City of Guelph between August 1, 2013 and October 20, 2013 from 7:00 a.m. to 9:00 p.m. Mondays to Friday.

Councillor Guthrie noted that he was in receipt of a request from Costco and the construction supervisor for a further noise exemption.

First Amendment

29. Moved by Councillor Guthrie
Seconded by Councillor Furfaro

That an exemption be granted from Schedule "A" of the Noise Control Bylaw (2000)-16366, as amended, to permit construction equipment and vehicle noise associated with the Costco Wholesale Corporation construction project at 19 Elmira Road South to commence Saturdays at 7:00 a.m. instead of 9:00 a.m. between August 1, 2013 and October 27, 2013.

That an exemption be granted from Schedule "A" of the Noise Control Bylaw (2000)-16366, as amended, to permit construction equipment and vehicle noise associated with the Costco Wholesale Corporation construction project at 19 Elmira Road South on Sundays from 9:00 a.m. to 6:00 p.m. between August 3rd until October 27, 2013.

It was requested that the motions be voted on separately.

30. Moved by Councillor Guthrie
Seconded by Councillor Furfaro

That an exemption be granted from Schedule "A" of the Noise Control Bylaw (2000)-16366, as amended, to permit construction equipment and vehicle noise associated with the Costco Wholesale Corporation construction project at 19 Elmira Road South to commence Saturdays at 7:00 a.m. instead of 9:00 a.m. between August 3, 2013 and October 27, 2013.

VOTING IN FAVOUR: Councillors Bell, Findlay, Guthrie, Laidlaw, Van Hellemond and Wettstein (6)

VOTING AGAINST: Mayor Farbridge, Councillors Dennis, Furfaro, Hofland, and Piper (5)

CARRIED

31. Moved by Councillor Guthrie
Seconded by Councillor Furfaro

That an exemption be granted from Schedule "A" of the Noise Control Bylaw (2000)-16366, as amended, to permit construction equipment and vehicle noise associated with the Costco Wholesale Corporation construction project at 19 Elmira Road South on Sundays from 9:00 a.m. to 6:00 p.m. between August 3rd until October 27, 2013.

VOTING IN FAVOUR: Councillor Guthrie (1)

VOTING AGAINST: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (10)

DEFEATED

Main Motion as Amended

31. Moved by Councillor Findlay
Seconded by Councillor Van Hellemond

1. That the Operations, Transit & Emergency Services Committee Report OTES071326 dated, July 9, 2013, regarding Costco Wholesale Corporation be received.
2. That as described in the Operations, Transit & Emergency Services Committee Report OTES071326 dated, July 9, 2013, an exemption be granted from Schedule "A" of the Noise Control Bylaw (2000)-16366, as amended, to permit construction equipment and vehicle noise associated with the Costco Wholesale Corporation construction project located at 19 Elmira Road South within the City of Guelph between August 1, 2013 and October 20, 2013 from 7:00 a.m. to 9:00 p.m. Mondays to Friday.
3. **That an exemption be granted from Schedule "A" of the Noise Control Bylaw (2000)-16366, as amended, to permit construction equipment and vehicle noise associated with the Costco Wholesale Corporation construction project at 19 Elmira Road South to commence Saturdays at 7:00 a.m. instead of 9:00 a.m. between August 3, 2013 and October 27, 2013.**

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (10)

VOTING AGAINST: Councillor Dennis (1)

CARRIED

PBEE-2013.25 Integrated Operational Review of Planning, Building, Engineering and Enterprise Services – Phase 3 – Implementation Plan & Performance Measurement Framework

32. Moved by Councillor Piper
Seconded by Councillor Dennis

1. That report number 13-33, titled "Integrated Operational Review of Planning, Building, Engineering and Enterprise Services – Phase 3 – Implementation Plan & Performance Measurement Framework" be received for information.

2. That the Integrated Operational Review of Planning, Building, Engineering and Enterprise Services – Phase 3 – Implementation Plan 2014 – 2016 budget estimate as presented in report number 13-33 Attachment 4 be referred to the annual Operating and Capital Budget Process.

First Amendment

33. Moved by Councillor Laidlaw
Seconded by Councillor Hofland

That the Finance Department report on the funding models throughout the continuum of the development approvals process as defined by the Integrated Operational Review during the 2014 budget process.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (10)

VOTING AGAINST: Councillor Bell (1)

CARRIED

34. Moved by Councillor Piper
Seconded by Councillor Dennis

Main Motion as Amended

1. That report number 13-33, titled "Integrated Operational Review of Planning, Building, Engineering and Enterprise Services – Phase 3 – Implementation Plan & Performance Measurement Framework" be received for information.
2. That the Integrated Operational Review of Planning, Building, Engineering and Enterprise Services – Phase 3 – Implementation Plan 2014 – 2016 budget estimate as presented in report number 13-33 Attachment 4 be referred to the annual Operating and Capital Budget Process.
3. **That the Finance Department report on the funding models throughout the continuum of the development approvals process as defined by the Integrated Operational Review during the 2014 budget process.**

VOTING IN FAVOUR: Mayor Farbridge, Councillors Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (10)

VOTING AGAINST: Councillor Bell (1)

CARRIED

By-laws

35. Moved by Councillor Piper
Seconded by Councillor Wettstein

That By-law Number (2013)-19604 and By-laws Numbered (2013)-19606 to (2013) - 19624, inclusive, are hereby passed.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)

VOTING AGAINST: (0)

CARRIED

By-law Number 19605

36. Moved by Councillor Wettstein
Seconded by Councillor Dennis

That feedback such as the issue of local delivery guidelines and enforcement flowing out of the "Heavy Truck" Definition change within the Traffic By-law, be referred to the Kortright Hills Neighbourhood Review to be included in the broader assessment of that community.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)

VOTING AGAINST: (0)

CARRIED

37. Moved by Councillor Wettstein
Seconded by Councillor Findlay

That By-law (2013)-19605 is hereby passed.

VOTING IN FAVOUR: Mayor Farbridge, Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Laidlaw, Piper, Van Hellemond and Wettstein (11)

VOTING AGAINST: (0)

CARRIED

Mayor's Announcements

The Mayor announced that Councillors Bell and Furfaro will be hosting a Ward One Town Hall meeting on Thursday, September 26th at 7:00 p.m. at the Italian Canadian Club at 135 Ferguson Street.

The Mayor announced that as part of the closed meeting, Council provided direction to staff for the upcoming union negotiations with the Amalgamated Transit Union (ATU). She noted that staff had been directed to negotiate a fair, reasonable and affordable contract with Transit employees – one that recognizes the belief that Transit employees should be compensated appropriately for the valued work they do, but also, one that recognizes the balance needed to ensure long term affordability for taxpayers.

Notice of Motion

Councillor Bell advised that he will be bringing forward a notice of motion to a subsequent meeting of Council in relation to Energy from Waste (EFW) procurement in 2014.

Councillor Bell advised that he will be bringing forward a notice of motion to a subsequent meeting of Council in relation to three stream garbage collection for condominiums.

Councillor Furfaro advised that he will be bringing forward a notice of motion to a subsequent meeting of Council in relation to the status of the IMICO property at 200 Beverley Street.

Adjournment (11:42 p.m.)

38. Moved by Councillor Findlay
Seconded by Councillor Dennis

That the meeting be adjourned.

CARRIED

Minutes to be confirmed on September 30, 2013.

Mayor Farbridge

City Clerk