

Council Caucus Room  
November 28, 2011 5:30 p.m.

**A meeting of Guelph City Council.**

Present: Mayor Farbridge, Councillors Bell, Burcher, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Van Hellemond and Wettstein

Absent: Councillor Burcher and Piper

Staff Present: Ms. A. Pappert, Chief Administrative Officer; Mr. M. Amorosi, Executive Director of Human Resources & Legal Services; Mr. D. McCaughan, Executive Director of Operations & Transit; Ms. C. Clack, Interim Executive Director of Community & Social Services; Ms. S. Aram, Acting City Treasurer; and Ms. T. Agnello, Acting City Clerk

1. Moved by Councillor Kovach  
Seconded by Councillor Hofland

THAT the Council of the City of Guelph now hold a meeting that is closed to the public with respect to:

**Guelph City Council as Shareholder of the Guelph Junction Railway**

**Guelph Junction Railway – 5 Year Business Plan**

S. 239 (2) (g) a matter in respect of which a Council, Board, Committee or other body may hold a closed meeting under another Act.

**Guelph City Council as Committee of the Whole**

**Citizen Appointments to the Economic Development Advisory Committee**

S. 239 (2) (b) personal matters about identifiable individuals

**Citizen Appointments to the Guelph Police Services Board**

S. 239 (2) (b) personal matters about identifiable individuals

**Elizabeth Street Storm System – Proposed Offer to Sell – 292 Elizabeth Street**

S. 239 (2)(c) a proposed or pending acquisition or disposition of land by the municipality or local board

**Citizen Appointments to the Transit Advisory Committee**

S. 239 (2) (b) personal matters about identifiable individuals

**Citizen Appointments to the Guelph Public Library Board**

S. 239 (2) (b) personal matters about identifiable individuals

**Labour Negotiations - CUPE**

S. 239 (2) (d) labour relations or employee negotiations

Carried

The meeting adjourned at 5:31 o'clock p.m.

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Mayor

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Acting Clerk

Council Caucus Room  
November 28, 2011 5:32 p.m.

**A meeting of Guelph City Council closed to the public.**

Present: Mayor Farbridge, Councillors Bell, Burcher, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper (arrived at 5:50), Van Hellemond and Wettstein

Absent: Councillor Burcher

Staff Present: Ms. A. Pappert, Chief Administrative Officer; Mr. M. Amorosi, Executive Director of Human Resources & Legal Services; Mr. D. McCaughan, Executive Director of Operations & Transit; Ms. C. Clack, Interim Executive Director of Community & Social Services; Ms. S. Aram, Acting City Treasurer; and Ms. T. Agnello, Acting City Clerk

**DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT**

There were no declarations.

**A matter in respect of which a Council, Board, Committee or other Body may hold a closed meeting under another Act.**

Mr. T. Sagaskie

- 1. Moved by Councillor Laidlaw  
Seconded by Councillor Dennis  
THAT the five year business plan of the Guelph Junction Railway Board of Directors, be received for information.

Carried

**S. 239 (2) (b) personal matters about identifiable individuals**

- 2. Moved by Councillor Kovach  
Seconded by Councillor Laidlaw  
THAT staff be given direction with respect to citizen appointments to the Economic Development Advisory Committee.

- 3. Moved in Amendment by Councillor Kovach  
Seconded by Councillor Laidlaw  
THAT staff be given direction with respect to citizen appointments to the Economic Development Advisory Committee.

Carried

REPORT

- 4. Moved by Councillor Kovach  
Seconded by Councillor Laidlaw  
THAT staff be given direction with respect to citizen appointments to the Economic Development Advisory Committee.

Carried

**S. 239 (2) (b) personal matters about identifiable individuals**

REPORT

- 5. Moved by Councillor Hofland  
Seconded by Councillor Wettstein  
THAT staff be given direction with respect to the citizen appointment to the Guelph Police Services Board.

Carried

**S. 239 (2)(c) a proposed or pending acquisition or disposition of land by the municipality or local board**

Mr. M. Amorosi  
Ms. D. Jaques

6. Moved by Councillor Hofland  
Seconded by Councillor Wettstein  
THAT the report of the Manager of Realty Services entitled "Elizabeth Street Storm System – Proposed Offer to Sell – 292 Elizabeth Street" dated November 14, 2011, be received for information.

Carried

**S. 239 (2) (b) personal matters about identifiable individuals**

REPORT

7. Moved by Councillor Findlay  
Seconded by Councillor Bell  
THAT staff be given direction with respect to the citizen appointments to the Transit Advisory Committee.

Carried

**S. 239 (2) (b) personal matters about identifiable individuals**

REPORT

8. Moved by Councillor Kovach  
Seconded by Councillor Findlay  
THAT staff be given direction with respect to the citizen appointments to the Guelph Public Library Board.

Carried

**S. 239 (2) (d) labour relations or employee negotiations**

Mr. M. Amorosi

9. Moved by Councillor Kovach  
Seconded by Councillor Guthrie  
THAT staff be given direction with respect to employee negotiations.

Carried

Mr. M. Amorosi

10. Moved by Councillor Piper  
Seconded by Councillor Hofland  
THAT staff be given direction with respect to employee negotiations.

Carried

The meeting adjourned at 6:50 o'clock p.m.

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Mayor

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Acting Clerk

Council Chambers  
November 28, 2011

**Council reconvened in formal session at 7:00 p.m.**

Present: Mayor Farbridge, Councillors Bell, Burcher, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond and Wettstein

Absent: Councillor Burcher

Staff Present: Ms. A. Pappert, Chief Administrative Officer; Mr. M. Amorosi, Executive Director of Human Resources & Legal Services; Dr. J. Laird, Executive Director of Planning, Engineering & Environmental Services; Mr. D. McCaughan, Executive Director of Operations & Transit; Ms. C. Clack, Interim Executive Director of Community & Social Services; Ms. S. Aram, Acting City Treasurer; and Ms. T. Agnello, Acting City Clerk and Ms. J. Sweeney, Council Committee Co-ordinator

**DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT**

There was no declaration of pecuniary interest.

**PRESENTATIONS**

The Mayor presented Bev Dietrich, Curator, Guelph Museums with the 2011 Ontario Museum Association Award of Excellence for Lifetime Achievement.

Libby Walker, Co-President of the Guelph Historical Society in recognition of their 50<sup>th</sup> anniversary, presented members of Council with a copy of their book "Guelph Perspectives on A Century of Change 1900-2000" and a booklet on the history of the Loretto Convent.

1. Moved by Councillor Findlay  
Seconded by Councillor Bell

THAT the minutes of the Council meetings held on October 18, 19 and 24, November 2, 7 and 17, 2011 and the minutes of the Council meetings held in Committee of the Whole on October 24, November 2 and 7, 2011 be confirmed as recorded and without being read.

VOTING IN FAVOUR: Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (12)

VOTING AGAINST: (0)

Carried

**Councillor Laidlaw presented the Community & Social Services Committee Ninth Consent Report.**

2. Moved by Councillor Laidlaw  
Seconded by Councillor Guthrie

THAT the November 28, 2011 Community & Social Services Committee Ninth Consent Report as identified below, be adopted:

- a) **Overview of Ontario Works / Housing / Child Care Services**

Ms. C. Clack

THAT the County of Wellington be advised that the City of Guelph is interested in being an active participant in the development of the 10 year Housing and Homelessness Plan required under the New Housing Services Act.

- b) **Guelph-Wellington Food Charter**

Ms. C. Clack

THAT the Guelph-Wellington Food Charter again be received;

AND THAT the City of Guelph endorse the principles and key priorities, and sign the Guelph-Wellington Food Charter;

AND THAT the City of Guelph uphold the Guelph-Wellington Food Charter as a document to guide dialogue and engagement for future policy decisions and strategic activities as they relate to food security and sustainable food systems.

VOTING IN FAVOUR: Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (12)

VOTING AGAINST: (0)

Carried

The following item was extracted from the Corporate Administration, Finance & Emergency Services Committee Ninth Consent Report to be voted on separately:

- CAFES-1 Diversity Strategy

**Councillor Hofland presented the balance of the Corporate Administration, Finance & Emergency Services Committee Ninth Consent Report.**

3. Moved by Councillor Hofland  
Seconded by Councillor Dennis

THAT the balance of the November 28, 2011 Corporate Administration, Finance & Emergency Services Committee Ninth Consent Report as identified below, be adopted:

**a) Proposed Sale of Land to Guelph Junction Railway Company**

Mr. M. Amorosi  
Ms. D. Jaques  
Mr. T. Sagaskie

THAT the Mayor and Clerk be authorized to execute all documents required to transfer ownership of the City lands currently used for railway purposes between Norwich Street East and the northwest industrial area to Guelph Junction Railway Company.

**b) Proposed Offer to Purchase – City Land at North East Corner Division Street and Exhibition Street**

Mr. M. Amorosi  
Ms. D. Jaques  
Ms. S. Aram

THAT the Mayor and Clerk be authorized to execute an Offer to Purchase and Agreement of Purchase and Sale from Salman Shafique and Arfan Shafique for the property legally described as Part of Lot 44, Plan 172, City of Guelph, designated as Part 2 on 61R11684.

**c) City Owned Property at 65 Delhi Street – Former Delhi Community Centre**

Mr. M. Amorosi  
Ms. D. Jaques

THAT staff be directed to proceed as outlined in the report of the Manager of Realty Services – City Owned Property at 65 Delhi Street – Former Delhi Community Centre, dated November 14, 2011.

**d) Residential Sprinklers – Community Awareness Initiative**

Mr. S. Armstrong

THAT the report dated November 14<sup>th</sup>, 2011 with respect to Emergency Services support of residential sprinklers and the importance of sprinklers and smoke alarms be received;

AND THAT staff research communities with existing residential sprinkler programs and report back to the committee in the second quarter of 2012;

AND THAT Council authorizes staff to develop a formal partnership with The Co-operators to educate and enhance awareness on the benefits of sprinkler systems in residential occupancies for Guelph and Canada.

**e) Elizabeth Street Storm System Proposed Offer to Sell – 292 Elizabeth Street**

Mr. M. Amorosi  
Ms. D. Jaques  
Dr. J. Laird  
Ms. S. Aram

THAT the Mayor and Clerk be authorized to execute an Offer to Sell and Agreement of Purchase and Sale between the City and Giovanna Rossi for the property municipally known as 292 Elizabeth Street, Guelph for stormwater management purposes and as outlined in the Closed Meeting report of the Manager of Realty Services dated November 14, 2011.

**f) Projected Operating Variance Report 2011**

Ms. S. Aram

THAT the Projected Operating Variance Report for 2011 dated November 14, 2011, be received for information;

AND THAT staff be directed to develop a draft rolling calendar for the January 2012 meeting of Corporate Administration, Finance & Emergency Services Committee for the purpose of providing a tool for the Committee to track and meet its Council-delegated responsibilities;

AND THAT staff bring forward a policy regarding variance reporting.

VOTING IN FAVOUR: Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (12)

VOTING AGAINST: (0)

Carried

**Councillor Findlay presented the Operations & Transit Committee Ninth Consent Report.**

4. Moved by Councillor Findlay  
Seconded by Councillor Bell

THAT the November 28, 2011 Operations & Transit Committee Ninth Consent Report as identified below, be adopted:



a) **Service Fact Sheet: Horticultural Displays for Community Beautification; and Property Demarcation Policy Service Review**

Mr. D. McCaughan  
Ms. B. Boisvert

THAT the Operations & Transit Committee Report OT111160 `Service Fact Sheet: Horticultural Displays for Community Beautification and Property Demarcation Policy Service Review dated November 21, 2011 be received;

AND THAT a Service Review be conducted on the Property Demarcation Policy and related implementation practices.

b) **Land Use Agreement – St. Joseph’s Health Centre**

Mr. D. McCaughan  
Ms. D. Jaques

THAT the Operations & Transit Committee Report OT111158 `Land Use Agreement – St. Joseph’s Health Centre’ dated November 21, 2011, be received;

AND THAT the Mayor and City Clerk be authorized to sign a Land Use Agreement with the St. Joseph’s Health Centre satisfactory to the Executive Director of Operations & Transit (or the designate) and the City Solicitor (or designate).

VOTING IN FAVOUR: Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (12)

VOTING AGAINST: (0)

Carried

**Consent Agenda**

5. Moved by Councillor Kovach  
Seconded by Councillor Findlay

THAT the November 28, 2011 Council Consent Agenda as identified below, be adopted:

a) **25 Ervin Crescent – Upcoming Ontario Municipal Board Hearing (A-74/11)**

Dr. J. Laird  
Mr. M. Amorosi  
Ms. D. Jaques

THAT Report 11-103 dated November 28, 2011 regarding an appeal from the Committee of Adjustment Decision A-74/11 refusing a minor variance to Interim Control By-law (2010)-19019 to permit the establishment of an accessory apartment at 25 Ervin Crescent, City of Guelph, from Planning & Building, Engineering and Environment be received;

AND THAT the City not be a party at any upcoming OMB proceedings regarding an appeal from the Committee of Adjustment's decision A-74/11 refusing a minor variance to Interim Control By-law Number (2010)-19019 to permit the establishment of a bachelor accessory apartment having a gross floor area of 62.4 m<sup>2</sup> at 25 Ervin Crescent.

**b) Amending Agreements – Wurth Canada Limited**

Mr. P. Cartwright  
Mr. M. Amorosi  
Ms. D. Jaques  
Ms. S. Aram

THAT the report dated November 28, 2011 from Economic Development & Tourism Services regarding Amending Agreements to a *Development Charge Early Payment Agreement* and an *Offer to Purchase/Agreement of Purchase and Sale* between the City of Guelph and Wurth Canada Limited, be received;

AND THAT the Mayor and Clerk be authorized to execute an *Amending Development Charge Early Payment Agreement* as well as an *Amending Offer to Purchase/Agreement of Purchase and Sale*, between the City of Guelph and Wurth Canada Limited, satisfactory to the General Manager of Economic Development & Tourism Services, the City Solicitor and the acting Chief Financial Officer, and as outlined in this report, for the lands described as all of Block 9, Registered Plan 61M-169 in the Hanlon Creek Business Park.

**B Items for Direction of Council**

**1) 2011 Sparkles in the Park – Firework Exemption Request**

Mr. P. Taylor  
Mr. S. Armstrong  
Chief R. Davis  
Mr. B. Stewart

THAT the request from the Rotary Club of Guelph to provide a fireworks display at Riverside Park on December 31, 2011, be approved subject to the Rotary Club of Guelph meeting the terms and conditions of Emergency Services;

AND THAT the Rotary Club of Guelph obtain liability insurance coverage in the amount of \$5,000,000 with the City of Guelph names as an additional insured party, and provide a certificate indicating such coverage, be submitted to the City of Guelph prior to the event;

AND THAT the City accepts no responsibility for any liability that arises out of granting this permission for use of City property and facilities;

AND THAT staff be directed to work with the event organizers to mitigate noise and address any potential

impacts relating to the natural habitat surrounding the site prior to discharging the fireworks.

VOTING IN FAVOUR: Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (12)

VOTING AGAINST: (0)

Carried

**Diversity Strategy**

The Executive Director of Corporate & Human Resources introduced the Diversity Strategy.

Dana Nixon, Manager of Staffing/Workforce Planning provided an overview of the Diversity Strategy. She highlighted the mission, guiding principles and goals and how the diversity strategy aligns with other City initiatives.

**Councillor Hofland presented Clause 1 that was extracted from the Corporate Administration, Finance & Emergency Services Committee Ninth Consent Report.**

6. Moved by Councillor Hofland  
Seconded by Councillor Dennis  
THAT the Diversity Strategy be approved.

Mr. M. Amorosi

VOTING IN FAVOUR: Councillors Bell, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (12)

VOTING AGAINST: (0)

Carried

**SPECIAL RESOLUTION**

11. Moved by Councillor Piper  
Seconded by Councillor Laidlaw  
THAT the matter of investigating Council's authority to require that all recyclable construction and demolition waste material in the City of Guelph be diverted from landfill be referred to the Planning & Building, Engineering and Environment Committee of Council.

Counc. Piper  
Dr. J. Laird

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

VOTING AGAINST: Councillor Guthrie (1)

Carried

**BY-LAWS**

8. Moved by Councillor Furfaro  
Seconded by Councillor Van Hellemond  
THAT By-laws Numbered (2011)-19295 to (2011)-19318,  
inclusive, are hereby passed.

VOTING IN FAVOUR: Councillors Bell, Dennis, Findlay,  
Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van  
Hellemond, Wettstein and Mayor Farbridge (12)

VOTING AGAINST: (0)

Carried

**ADJOURNMENT**

The meeting adjourned at 7:30 o'clock p.m.

Minutes read and confirmed December 19, 2011.

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Mayor

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Acting Clerk