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An appealing attractive city

AGENDA

GUELPH CITY COUNCIL

March 20, 2006 - 6:30 p.m.

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

- O Canada
- Silent Prayer
- Disclosure of Pecuniary Interest
- Confirmation of Minutes – March 6, 2006 (Councillor Laidlaw)
“THAT the minutes of the Council meeting held March 6, 2006 and the minutes of the Council meeting held in Committee of the Whole on March 6, 2006 be confirmed as recorded and without being read.”

REGULAR MEETING

DELEGATIONS

Resolution (Councillor Moziar)

“THAT persons desiring to address Council be permitted to do so at this time.”
Delegations are limited to a maximum of five (5) minutes.

We have received no requests on matters on the agenda at the time of printing.

COMMITTEE OF THE WHOLE

Resolution – Councillor Schnurr

“THAT Council now go into Committee of the Whole to consider reports and correspondence.”

CONSENT AGENDA

- A) Reports from Administrative Staff
- B) Items for Direction of Council
- C) Items for Information of Council

Resolution to adopt the Consent Agenda.

Resolution:- Committee rise with leave to sit again (Councillor Baily)

“THAT the Committee rise with leave to sit again.”

Resolution:- proceedings in Committee of the Whole (Councillor Billings)

“THAT the action taken in Committee of the Whole in considering reports and correspondence, be confirmed by this Council.”

SPECIAL RESOLUTIONS

BY-LAWS

Resolution:- First and Second Reading of By-laws. (Councillor Birtwistle)

Verbal Resolution:- Council go into Committee of the Whole to consider the by-laws.

NOTE: When all by-laws have been considered, a member of Council should move “THAT the Committee rise and report the by-laws passed in Committee without amendment (or as amended).

Resolution:- Third Reading of By-laws. (Councillor Burcher)

QUESTIONS

MAYOR’S ANNOUNCEMENTS

NOTICE OF MOTION

ADJOURNMENT

Council Committee Room B
March 6, 2006 5:00 p.m.

A meeting of Guelph City Council.

Present: Mayor Quarrie, Councillors Billings, Birtwistle, Downer, Furfaro, Kovach, Laidlaw, Moziar and Schnurr.

Absent: Councillors Baily, Burcher, Ferraro, Hamtak

Staff Present: Dr. J. Laird, Acting CAO and Director of Environmental Services; Mr. G. Stahlmann, Director of Community Services; Mr. D. Kennedy, Director of Finance/ City Treasurer; Ms. L.E. Payne, Director of Corporate Services/City Solicitor; Mr. J. Riddell, Director of Planning & Development Services; Chief Shawn Armstrong, Director of Emergency Services; Mrs. L.A. Giles, City Clerk/Manager of Council Administrative Services; and, Ms. T. Agnello, Deputy Clerk

1. Moved by Councillor Kovach
Seconded by Councillor Birtwistle

THAT the Council of the City of Guelph now hold a meeting that is closed to the public, pursuant to Section 239 (2) (e) and (f) of the Municipal Act, with respect to:

- litigation or potential litigation;
- Advice that is subject to Solicitor-client privilege.

Carried

The meeting adjourned at 5:01 o'clock p.m.

.....
Mayor

.....
Clerk

Council Committee Room B
March 6, 2006 5:02 p.m.

A meeting of Guelph City Council meeting in Committee of the Whole.

Present: Mayor Quarrie, Councillors Baily (arrived 6:07 p.m.), Billings, Birtwistle, Downer, Ferraro, Furfaro, Hamtak, Kovach, Laidlaw, Moziar and Schnurr.

Absent: Councillor Burcher

Staff Present: Dr. J. Laird, Acting CAO and Director of Environmental Services; Mr. G. Stahlmann, Director of Community Services; Mr. D. Kennedy, Director of Finance/ City Treasurer; Ms. L.E. Payne, Director of Corporate Services/City Solicitor; Mr. J. Riddell, Director of Planning & Development Services; Chief Shawn Armstrong, Director of Emergency Services; Ms. S. Smith, Associate Solicitor Mr. R., French, Manager of Transit Services; Mrs. L.A. Giles, City Clerk/Manager of Council Administrative Services; and, Ms. T. Agnello, Deputy Clerk

DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT

There were no declarations of pecuniary interest.

1. Moved by Councillor Birtwistle
Seconded by Councillor Billings
THAT Peter Pickfield be permitted to address Council in Committee.

Carried

2. Moved by Councillor Kovach
Seconded by Councillor Downer
THAT the verbal report of Mr. P. Pickfield be received.

Carried

Ms. L.E. Payne
Mr. G. Stahlmann

3. Moved by Councillor Birtwistle
Seconded by Councillor Ferraro
THAT the Legal Department's Litigation Status report dated February 27, 2006 be received.

Carried

Ms. L. E. Payne
Mr. G. Stahlmann

4. Moved by Councillor Birtwistle
Seconded by Councillor Hamtak
THAT staff be given direction with regard to a matter of potential litigation.

Carried

Councillor Laidlaw withdrew a matter subject to litigation/potential litigation/ advice subject to solicitor client-privilege.

Dr. J. L. Laird
Mr. D.A. Kennedy
Ms. L. E. Payne

5. Moved by Councillor Downer
Seconded by Councillor Kovach
THAT staff be given direction with regard to a matter of potential litigation.

A recorded vote was requested, which resulted as follows:

VOTING IN FAVOUR: Councillors Baily, Billings, Birtwistle, Downer, Ferraro, Hamtak, Kovach, Laidlaw, Moziar, Schnurr and Mayor Quarrie (11).

VOTING AGAINST: Councillor Furfaro, (1)

The motion was carried.

Items to be ratified at a Public meeting

REPORT

THAT staff are authorized to retain an odour consultant at a maximum cost of \$50,000 to peer review the recommendations of the City's consultant, RWDI, prior to completing any final arrangements for the implementation of the pilot project;

AND THAT City staff be authorized to contract for a pilot project, subject to the outcome of the peer review, that provides for the installation of an odour scrubber at a maximum cost of \$200,000 ("pilot project") provided that the MOE agrees to cooperate with the City in the implementation of this pilot project;

AND THAT the MOE will be requested to issue any appropriate order including a modification to the certificate of approval for the Facility that implements this cooperative approach, and staff and the City's consultants shall be authorized to negotiate appropriate terms or conditions for this proposed order.

The meeting adjourned at 6:10 o'clock p.m.

.....
Mayor

.....
Clerk

Council Chambers
March 6, 2006

Council reconvened in formal session at 6:30 p.m.

Present: Mayor Quarrie, Councillors Baily, Billings, Birtwistle, Downer, Ferraro, Furfaro, Hamtak, Kovach, Laidlaw, Moziar and Schnurr.

Absent: Councillor Burcher

Staff Present: Dr. J. Laird, Acting CAO/Director of Environmental Services; Chief S. Armstrong, Director of Emergency Services; Mr. Peter Cartwright, Manager of Economic Development; Mr. D.A. Kennedy, Director of Finance/City Treasurer; Mr. D. McCaughan, Director of Operations; Ms. L.E. Payne, Director of Corporate Services/City Solicitor; Mr. J. Riddell, Director of Planning & Development Services; ; Mr. G. Stahlmann, Director of Community Services; Ms. T. Agnello, Deputy City Clerk; and Ms. N. Marino, Assistant Council Committee Co-ordinator

DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT

There was no declaration of pecuniary interest.

1. Moved by Councillor Birtwistle
Seconded by Councillor Downer

THAT the minutes of the Council meetings held on February 13 and 20, 2006 and the minutes of the Council meeting held in Committee of the Whole on February 13, 20 and 24, 2006 be confirmed as recorded and without being read.

Carried

REGULAR MEETING

DELEGATIONS

There were no requests for delegations to appear before Council

COMMITTEE OF THE WHOLE

2. Moved by Councillor Downer
Seconded by Councillor Kovach

THAT Council now go into the Committee of the Whole to consider reports and correspondence.

Carried

CONSENT AGENDA

3. Moved by Councillor Kovach
Seconded by Councillor Schnurr

THAT the March 6, 2006 Consent Agenda as identified below, be adopted:

- a) **131 Harvard Road: Upcoming Ontario Municipal Board Hearing**

THAT City Council authorizes appropriate City staff to attend the March 23, 2006 Ontario Municipal Board hearing to support the

Mr. J. Ridell
Ms. L.E. Payne

decision of the Committee of Adjustment for Application A-118/05 which refused a proposed variance for maximum driveway width at 131 Harvard Road.

Carried

4. Moved by Councillor Ferraro
Seconded by Councillor Billings
THAT the Committee rise with leave to sit again.

Carried

5. Moved by Councillor Furfaro
Seconded by Councillor Moziar
THAT the action taken in Committee of the Whole in considering reports and correspondence, be confirmed by this Council.

Carried

BY-LAWS

6. Moved by Councillor Hamtak
Seconded by Councillor Baily
THAT leave be now granted to introduce and read a first and second time By-laws Numbered (2006)-17951 to (2006)-17964, inclusive.

Carried

The By-laws were read a first and second time at 6:38 o'clock p.m.

Council went into Committee of the Whole on By-laws Numbers (2006)-17951 to (2006)-17964, inclusive.

Mayor Quarrie in the Chair.

At 6:39 o'clock p.m., the Committee rose and reported By-laws Numbered (2006)-17951 to (2006)-17964, inclusive, passed in Committee without amendment.

SPECIAL RESOLUTION

7. Moved by Councillor Downer
Seconded by Councillor Kovach
THAT staff are authorized to retain an odour consultant at a Mr. maximum cost of \$50,000 to peer review the recommendations of the City's consultant, RWDI, prior to completing any final arrangements for the implementation of the pilot project;

AND THAT City staff be authorized to contract for a pilot project, subject to the outcome of the peer review, that provides for the installation of an odour scrubber at a maximum cost of \$200,000

Dr. J. L. Laird
D.A. Kennedy
Ms. L.E. Payne

("pilot project") provided that the MOE agrees to cooperate with the City in the implementation of this pilot project;

AND THAT the MOE will be requested to issue any appropriate order including a modification to the certificate of approval for the Facility that implements this cooperative approach, and staff and the City's consultants shall be authorized to negotiate appropriate terms or conditions for this proposed order.

A recorded vote was requested, which resulted as follows:

VOTING IN FAVOUR: Councillors Baily, Billings, Birtwistle, Downer, Ferraro, Hamtak, Kovach, Laidlaw, Moziar, Schnurr and Mayor Quarrie (11)

VOTING AGAINST: Councillor Furfaro (1)

The motion was carried.

BY-LAWS (continued)

8. Moved by Councillor Kovach
Seconded by Councillor Downer
THAT By-laws Numbered (2006)-17951 to (2006)-17964, inclusive, be read a third time and passed.

Carried

The By-laws were read a third time and passed at 6:40 o'clock p.m.

QUESTIONS

In response to a question by Councillor Birtwistle, the Director of Corporate Services/City Solicitor advised that staff will report back with regards to winter snow removal at the Zehr's location on Imperial Road and the applicability of the Noise By-law.

In response to questions by Councillor Kovach, the Director of Environmental Services advised that staff will report to the Planning, Environment & Transportation Committee on the consolidation of utility services on right-of-ways.

Councillor Laidlaw apologized to Astrid Clos in regards to comments made at the last City Council meeting.

MAYOR'S ANNOUNCEMENTS

The Mayor introduced and welcomed Nancy Marino to the City of Guelph as Assistant Council Committee Coordinator.

NOTICE OF MOTION

Councillor Laidlaw advised that she will be presenting a motion at a future meeting with respect to the City's by-law relating to property at the intersection of Woodlawn Road and Woolwich Street.

ADJOURNMENT

The meeting adjourned at 6:45 o'clock p.m.

Minutes read and confirmed March 20, 2006.

.....
Mayor

.....
Deputy Clerk

CONSENT AGENDA

March 20, 2006

Her Worship the Mayor
and
Members of Guelph City Council.

SUMMARY OF REPORTS:

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

A Reports from Administrative Staff

REPORT	DIRECTION
<p>A-1) REPLACEMENT OF FOUR CONVENTIONAL BUSES AND EXPANSION OF TWO CONVENTIONAL BUSES BY EXTENDING CITY OF GUELPH CONTRACT NO. 01-004 FOR THE SUPPLY OF NEW FULL SIZE LOW FLOOR TRANSIT BUSES.</p> <p>THAT contract 01-004 for the supply of Low Floor Transit Buses be extended for its final year, as per the contract terms, to Nova Bus Corporation, for an additional six buses at the reduced quoted unit price of \$404,063 excluding tax.</p>	Approve
<p>A-2) COUNCIL AUTHORIZATION OF AGREEMENTS FOR ONTARIO SMALL TOWN AND RURAL (OSTAR) FUNDING OF CONSOLIDATED CERTIFICATE OF APPROVAL (CC OF A) COMPLIANCE</p> <p>THAT Council authorize the Mayor and Clerk to execute an agreement with the Province of Ontario for the Ontario Small Town and Rural Infrastructure grant funding for completion of various water system upgrades required under the Guelph Waterworks Consolidated Certificate of Approval;</p> <p>AND THAT Council grants approval for the Mayor and Clerk to execute all further agreements with OSTAR for grants for Consolidated Certificate of Approval Compliance, subject to the satisfaction of the Director of Environmental Services and the City Solicitor.</p>	Approve
<p>A-3) TENDER AWARD FOR MANDATORY TREATMENT UPGRADE TO THE F.M. WOODS PUMPING STATION</p> <p>THAT City of Guelph Contract No. 05-124B, be awarded to John Hayman & Sons Company Limited of London Ontario, in the total amount of \$6,666,000</p>	Approve

(excluding GST) for treatment upgrades to the F.M. Woods Pumping Station as required in the Provincial Consolidated Certificate of Approval for Guelph Waterworks.

A-4) **COUNCIL AUTHORIZATION OF AGREEMENTS FOR ONTARIO MINISTRY OF ENVIRONMENT (MOE) FUNDING OF SOURCE PROTECTION PROGRAM (SPP)**

Approve

THAT Council authorize the execution of two agreements with the Province of Ontario for the Ontario Groundwater Studies Grant Program and Inlands Intake Protection Zone Study Grant Program for completion of various source water protection programs;

AND THAT Council grants approval for the Mayor and Clerk to execute all further agreements for grants under the Source Water Protection Program, subject to the satisfaction of the Director of Environmental Services and the City Solicitor.

A-5) **CITY OF GUELPH CONTRACT NO. 06-001 WATSON RD. TRANSIT GARAGE AND ADMINISTRATION OFFICE ADDITION**

Approve

THAT Council approve awarding the contract for the construction of the Watson Rd. Transit Garage and Administration Office Addition to Kiwi-Newton Construction Ltd., of Guelph in the total tendered amount of \$2,232,209.00 exclusive of GST, inclusive of PST, all as per the terms of City of Guelph Contract No. 06-001;

AND THAT the Mayor and Clerk be authorized to sign the necessary documentation.

B ITEMS FOR DIRECTION OF COUNCIL

C ITEMS FOR INFORMATION OF COUNCIL

attach.



Report: A-1

FINANCE

TO: Council

DATE: 2006/03/20

SUBJECT: REPLACEMENT OF FOUR CONVENTIONAL BUSES AND EXPANSION OF TWO CONVENTIONAL BUSES BY EXTENDING CITY OF GUELPH CONTRACT NO. 01-004 FOR THE SUPPLY OF NEW FULL SIZE LOW FLOOR TRANSIT BUSES.

RECOMMENDATION:

THAT contract 01-004 for the supply of Low Floor Transit Buses be extended for its final year, as per the contract terms, to Nova Bus Corporation, for an additional six buses at the reduced quoted unit price of \$404,063 excluding tax.

SUMMARY:

Four buses are scheduled for replacement as per the Council approved 2006 vehicle/equipment replacement budget. An additional two expansion buses were approved by Council as part of the 2006 capital budget. This is the final year the City's contract with Nova Bus Corporation can be extended prior to retendering.

BACKGROUND:

Tenders for contract 01-004 were received from three of the major bus builders in 2001. The award at that time was made to Nova Bus Corporation. Included in the contract was a clause allowing the City to extend the contract to the recommended supplier for up to five additional years.

REPORT:

Council has already approved the purchase of six conventional buses in 2006. According to the Purchasing By-law, additional approval is required due to the dollar value of this purchase. Staff are recommending extending the contract to Nova Bus for the following reasons:

- 1) Nova had the lowest tender price in 2001 (\$434,322) and the current quoted price (\$404,063) is less than the 2001 price. This reduction in cost has occurred while the quality of bus has improved.
- 2) Nova buses have proven to be operationally reliable.
- 3) If the City orders from Nova, it will have these six buses in summer/fall 2006. There are no guarantees of delivery timing if the City had to tender from a different supplier.

CORPORATE STRATEGIC PLAN:

4.4 Ensure the accessibility and safety of facilities, services and programs in Guelph.

FINANCIAL IMPLICATIONS:

Funding for four replacement budgets will come from the Vehicle/Equipment Replacement Reserve (725-0701).

Funding for the two expansion buses will come from the Capital Budget (TR0011).

DEPARTMENTAL CONSULTATION/CONCURRENCE:

N/A

COMMUNICATIONS:

N/A

ATTACHMENTS:

Attachment 1: Funding Summary

Prepared By:
Ryan Hagey
Asset Management Coordinator
837-5604 x 2336
ryan.hagey@guelph.ca

Recommended By:
David Kennedy, C.A.
Director of Finance
837-5610
david.kennedy@guelph.ca

Approved for Presentation:
Larry Kotseff
Chief Administrative Officer

Funding Summary

Project Scope: Purchase 4 Replacement & 2 Expansion Low Floor Buses
 Accounts: 725-0701 & TR0011
 Prepared by: Ryan Hagey
 Date: March 6, 2006

Purpose: 4 Replacment Buses Account: 725-0701	Total Forecasted Amount	Total Number Approved	Individual Price Quoted	Total Number Quoted	Total Amount Quoted	Forecasted Surplus/ (Deficit)
Low Floor Transit Bus Nova Bus Corporation PST (8%)	1,900,400	4	404,063	4	1,616,252 129,300	
Total	1,900,400	4		4	1,745,552	154,848

NOTES: Buses are to be delivered in summer/fall 2006.
 Surplus will remain in Equipment/Vehicle Replacement Reserve to offset future unanticipated expenditures or to reduce future contributions from the operating budget.

Purpose: 2 Expansion Buses Account: TR0011	Total Forecasted Amount	Total Number Approved	Individual Price Quoted	Total Number Quoted	Total Amount Quoted	Forecasted Surplus/ (Deficit)
Low Floor Transit Bus Nova Bus Corporation PST (8%)	950,200	2	404,063	2	808,126 64,650	
Total	950,200	2		2	872,776	77,424

NOTES: Buses are to be delivered in summer/fall 2006.
 Surplus will remain in Provincial Gas Tax Reserve to be used for other eligible projects.



Report: A-2

ENVIRONMENTAL SERVICES

TO: Council

DATE: March 20, 2006

SUBJECT: Council Authorization of Agreements for Ontario Small Town and Rural (OSTAR) Funding of Consolidated Certificate of Approval (CC of A) Compliance

RECOMMENDATION:

“THAT Council authorize the Mayor and Clerk to execute an agreement with the Province of Ontario for the Ontario Small Town and Rural Infrastructure grant funding for completion of various water system upgrades required under the Guelph Waterworks Consolidated Certificate of Approval;

AND THAT Council grants approval for the Mayor and Clerk to execute all further agreements with OSTAR for grants for Consolidated Certificate of Approval Compliance, subject to the satisfaction of the Director of Environmental Services and the City Solicitor.”

SUMMARY:

Guelph Waterworks' current CC of A mandates the completion of various water system upgrades to ensure treatment compliance with provincial water regulations. Guelph has qualified for financial assistance for these upgrades under the provincial and federal OSTAR grant program. To receive funding, Council must execute an agreement with the provincial and federal governments under the OSTAR program.

BACKGROUND:

The Ontario Ministry of the Environment (MOE) mandates the treatment level required by municipal water systems through the issuance of CC of A's. At the beginning of 2005, Guelph's CC of A mandated four remaining facility upgrades and two additional studies; eleven upgrade projects and five studies have been completed to date at an overall cost of approximately \$9.5 million. Remaining projects require \$11.5 million in approved funding between 2006 and 2008 to meet mandatory completion deadlines.

In 2004, staff received confirmation that the mandatory water upgrades and studies completed and pending would receive federal and provincial funding totaling \$11.4 million under the OSTAR program. The Waterworks approved capital budget and forecast has been adjusted to incorporate the above confirmed and expected grant funding.

REPORT:

To initiate the processing of claims, staff is recommending that Council execute an agreement with province under the OSTAR program. To ensure that future OSTAR agreement revisions can be executed in a timely way, staff also recommends that a by-law be passed giving the Mayor and Clerk the ability to authorize these agreements on behalf of Council.

CORPORATE STRATEGIC PLAN:

This water treatment upgrades funded under the OSTAR program fulfill the Environmental Services objective of meeting regulatory requirements; they also support the Council strategic directions of sustaining our built infrastructure and implementing leading-edge environmental technologies.

FINANCIAL IMPLICATIONS:

See background section.

DEPARTMENTAL CONSULTATION/CONCURRENCE:

The Environmental Services Department is working with the Finance and Corporate Services Departments to ensure OSTAR funding is secured. Legal Services has reviewed the required Agreement as prepared by the Province.

COMMUNICATIONS:

Not applicable.

ATTACHMENTS:

Not applicable.

Prepared By:
Peter L. Busatto, B.A.
Manager of Waterworks

Recommended by:
David Kennedy
Director of Finance

Recommended By:
Janet L. Laird, Ph.D.
Director of Environmental Services

Approved for Presentation:
for: Larry Kotseff
Chief Administrative Officer



ENVIRONMENTAL SERVICES

TO: Council

DATE: March 20, 2006

SUBJECT: Tender Award for Mandatory Treatment Upgrade
to the F.M. Woods Pumping Station

RECOMMENDATION:

"THAT City of Guelph Contract No. 05-124B, be awarded to John Hayman & Sons Company Limited. of London Ontario, in the total amount of \$6,666,000 (excluding GST) for treatment upgrades to the F.M. Woods Pumping Station as required in the Provincial Consolidated Certificate of Approval for Guelph Waterworks."

SUMMARY:

Guelph Waterworks' current Provincial Consolidated Certificate of Approval mandates the installation of treatment upgrades at F.M. Woods Pumping Station to ensure groundwater under the direct influence (GUDI) of surface water provided by this facility is disinfected to provincial standards. Staff have tendered the project in accordance with the City's purchasing by-law and recommend the award of construction tender to John Hayman and Sons of London.

BACKGROUND:

A provincially mandated source water characterization study has identified several of the water sources at the Arkell Spring Ground and Carter water supplies as GUDI with effective in-situ filtration. This source water designation requires the provision of enhanced disinfection under Ontario Drinking Water Regulation (O. Reg.) 170/03.

A subsequent Environmental Assessment (EA) identified the preferred alternative for providing enhanced disinfection to be construction of a new 260 m² ultraviolet treatment facility at F.M. Woods Pumping Station to treat the flow from all water supplies from both the Arkell Spring Ground and Carter wells.

In addition to the above treatment upgrades, the City is proactively undertaking further upgrades to maintain the reliability and security of the F.M. Woods Station, which manages approximately 60% of the City's water supply, including:

- Reservoir roof rehabilitation work;
- Flow control and routing upgrades;
- Normal and stand-by power upgrades;
- Chlorination system control enhancements; and

- Access road and security enhancements.

REPORT:

Tenders were opened in public on Thursday, January 26, 2006 at 2:30 p.m. with pricing as follows:

John Hayman & Sons., London	\$6,666,000
Stone Town, St. Mary's.....	\$6,975,000
Maple, Mississauga	\$7,397,585
North American, Morriston	\$7,652,930

At the public opening the bids were announced with John Hayman & Sons of London being low bid. After review of the submissions and confirmation of detailed pricing the above figures are considered correct. City staff and our consultants have reviewed the submissions and the low bid submitted by John Hayman & Sons meets all the requirements of the contract documents. Therefore, staff recommends that the contract be awarded to John Hayman & Sons Company Limited.

CORPORATE STRATEGIC PLAN:

This water treatment upgrade fulfills the Environmental Services objective of meeting regulatory requirements; it also supports the Council strategic directions of sustaining our built infrastructure and implementing leading-edge environmental technologies.

FINANCIAL IMPLICATIONS:

Funds are to be provided from five (5) approved Water Works Capital Project Accounts – WW0014, WW0017, WW0033, WW0054, and WW0059 – as per the attached funding summary. Accounts WW0054 and WW0059 are almost two-thirds subsidized for mandatory upgrades under the Province of Ontario Small Town and Rural Infrastructure Program (OSTAR). Accounts WW0014 and WW0033 are funded from Waterworks reserves only and cover the costs of non-mandatory work that has been included in the tender. Account WW0017 is partly funded from Development Charges and covers the costs of new, non-mandatory reservoir upgrades that have been included in the tender.

DEPARTMENTAL CONSULTATION/CONCURRENCE:


The following City Departments have participated and commented on the project: Corporate Services, Community Services, Planning and Development Services, and Finance.

COMMUNICATIONS:

As part of the EA for this project, project information and open house information was advertised in the local media and on the City's web site. Two open houses were also conducted.

ATTACHMENTS:
Funding Summary.

PLB*lgm
(File: 16.161.153)



Prepared By:
Peter L. Busatto, B.A.
Manager of Waterworks

Recommended by:
David Kennedy
Director of Finance

Recommended By:
Janet L. Laird, Ph.D.
Director of Environmental Services

Approved for Presentation:
Larry Kotseff
Chief Administrative Officer

Budget and Financing Schedule

JDE Project number: WW0014, WW0017, WW0033, WW0054, WW0059
 Contract number: 05-124B
 Project name: ***Woods Mandatory Ultraviolet Treatment Upgrade***
 Prepared by: Peter Busatto
 Date: March 6, 2006

	Total Cost	External Financing			Internal Financing		
		Subsidy	Dev't Charges	Developer/ Other	Current Revenues	Waterworks Reserves	Debt
<u>A. Budget Approval</u>							
WW0014: Woods Chloring Building Upgrade	400,000	0	0	0	275,000	125,000	0
WW0017: Woods Reservoir Upgrade	3,575,000	0	3,425,000	0	0	150,000	0
WW0033: Water Facility Upgrades and Studies	6,009,000	0	0	0	1,598,000	4,411,000	0
WW0054: Water Regulation Disinfection Upgrades	11,603,000	7,202,000	0	0	0	4,401,000	0
WW0059: Water Regulation Treatment Upgrades	5,694,000	3,230,000	0	0	0	2,464,000	0
Budget Approval	27,281,000	10,432,000	3,425,000	0	1,873,000	11,551,000	0
<u>B. Budget Requirement</u>							
Contract No. 05-124B John Hayman & Sons (incl GST)	7,132,620						
less: Developer Share	0						
City Share	7,132,620	3,599,217	100,782	0	375,949	3,056,672	0
less: GST Rebate	(466,620)	(235,463)	(6,593)	0	(24,595)	(199,969)	0
plus: WW0014 - Expenditures to Date - Woods Chlorine Building Upgrade	200,712	0	0	0	137,990	62,723	0
plus: WW0017 - Expenditures to Date - Woods Reservoir Upgrade	3,476,686	0	3,330,811	0	0	145,875	0
plus: WW0033 - Expenditures to Date - Water Facility Upgrades and Studies	2,354,678	0	0	0	626,190	1,728,488	0
plus: WW0033 Funds Remaining - Water Facility Upgrades and Studies	2,848,322	0	0	0	757,467	2,090,855	0
plus: WW0054 - Expenditures to Date - Water Regulation Disinfection Upgrades	4,942,607	3,067,884	0	0	0	1,874,723	0
plus: WW0054 Funds Remaining - Water Regulation Disinfection Upgrades	2,760,393	1,713,380	0	0	0	1,047,013	0
plus: WW0059 - Expenditures to Date - Water Regulation Treatment Upgrades	1,287,735	730,485	0	0	0	557,250	0
plus: WW0059 Funds Remaining - Water Regulation Treatment Upgrades	2,743,867	1,556,496	0	0	0	1,187,371	0
TOTAL BUDGET REQUIREMENT	27,281,000	10,432,000	3,425,000	0	1,873,000	11,551,000	0
<u>C. Surplus / (Deficit)</u>							
	0						
<u>D. Revised project budget</u>							
	27,281,000	10,432,000	3,425,000	0	1,873,000	11,551,000	0



ENVIRONMENTAL SERVICES

TO: Council

DATE: March 20, 2006

**SUBJECT: COUNCIL AUTHORIZATION OF AGREEMENTS FOR ONTARIO
MINISTRY OF ENVIRONMENT (MOE) FUNDING OF SOURCE PROTECTION
PROGRAM (SPP)**

RECOMMENDATION:

"THAT Council authorize the execution of two agreements with the Province of Ontario for the Ontario Groundwater Studies Grant Program and Inlands Intake Protection Zone Study Grant Program for completion of various source water protection programs;

AND THAT Council grants approval for the Mayor and Clerk to execute all further agreements for grants under the Source Water Protection Program, subject to the satisfaction of the Director of Environmental Services and the City Solicitor."

Note:

The MOE agreement states that the Recipient shall acknowledge the support of the Ministry in any announcement relating to the Project using the following statement: "This project has received funding support from the Ontario Ministry of the Environment. Such support does not indicate endorsement by the Ministry of the contents of this material."

Furthermore the Agreement states, "The Recipient shall not publicly announce receiving the Funds or anything to do with this agreement until the earlier of April 30, 2006 or until otherwise notified by the Ministry."

As notified on March 6, 2006, to receive funding Council must execute an agreement with the provincial government by March 29, 2006.

SUMMARY:

The City of Guelph (City), in partnership with the Grand River Conservation Authority (GRCA), has applied to and received funding from the Ministry of Environment (MOE) to support technical studies under the Groundwater Studies Grant Program and the Inlands Intake Protection Zone Study Grant Program.

The City of Guelph, as the lead agency in the application, operates a municipal residential drinking water system as defined under the Safe Drinking Water Act (SDWA) and therefore is eligible for funding under this grant program. To receive funding, Council must execute an agreement with the provincial government by March 29, 2006. The selection of consultants to perform the work programs will follow signing of the agreement.

BACKGROUND:

The Ontario Ministry of the Environment (MOE) is implementing source water protections programs under the impending Clean Water Act. The current grant programs are intended to provide funding to municipalities for additional background studies, vulnerability assessments and threats inventory and issues evaluations. The grant funding covers groundwater studies such as for the City's municipal water supply wells and surface water intake protection zones such as for the City's Eramosa River Recharge System.

The MOE requested funding applications in early January and the City submitted its application proposal on January 31, 2006. The City applied for funding under the Groundwater Studies Grant Program and the Inland Intake Protection Zone Study Grant Program. Notice of acceptance of the City's proposal was received on March 6, 2006, as well as notification of the March 29, 2006 deadline for execution of the Agreement.

REPORT:

To initiate the studies, staff is recommending that Council execute an agreement with Province under the Source Protection Program. To ensure that future SPP agreement or revisions can be executed in a timely way, staff also recommends that a by-law be passed giving the Mayor and Clerk the ability to authorize these agreements on behalf of Council.

CORPORATE STRATEGIC PLAN:

This Source Protection Program funding will help to fulfill the Strategic Plan goal to be strong environmental stewards and to manage growth in a balanced sustainable manner and to fulfill the Environmental Services Objectives to increase understanding of the value of environmental stewardship and to meet or better the regulatory requirements that govern our industry.

FINANCIAL IMPLICATIONS:

The City will receive funding of \$117,800 under the Groundwater Study Program and \$95,700 under the Inland Protection Zone Study Grant Program.

DEPARTMENTAL CONSULTATION/CONCURRENCE:

The Environmental Services Department is working with the Finance and Legal Departments to ensure SPP funding is secured.

COMMUNICATIONS:

Not applicable.

ATTACHMENTS:

Not applicable

Prepared By:
Dave Belanger
Water Supply Program Manager

Recommended By:
David Kennedy
Director of Finance

Recommended By:
Janet Laird
Director of Environmental Services

Approved for Presentation:
Larry Kotseff
Chief Administrative Officer



CORPORATE SERVICES

TO: Council

DATE: March 20, 2006

SUBJECT: CITY OF GUELPH CONTRACT NO. 06-001 WATSON RD. TRANSIT GARAGE AND ADMINISTRATION OFFICE ADDITION

RECOMMENDATION:

That Council approve awarding the contract for the construction of the Watson Rd. Transit Garage and Administration Office Addition to Kiwi-Newton Construction Ltd., of Guelph in the total tender amount of \$2,232,209.00 exclusive of GST, inclusive of PST, all as per the terms of City of Guelph Contract No. 06-001; and

That the Mayor and Clerk be authorized to sign the necessary documentation.

BACKGROUND:

City of Guelph Contract No. 06-001 for the construction of the expansion to the bus storage facility at 170 Watson Rd. Transit Garage and the transit Administration Office Addition that closed on Thursday March 2, 2006 at 2:30 p.m. with the following results:

- Kiwi-Newton Construction	\$2,232,209.00
- Tambro Construction	\$2,234,000.00
- Devlan Construction	\$2,262,430.00
- Gateman Milloy Inc.	\$2,336,640.00
- Canning Contracting Ltd.	\$2,428,500.00
- T.R. Hinan Construction Ltd.	\$2,471,000.00

(Prices shown exclusive of GST at 7% and inclusive of PST at 8%)

Staff and the City's architect have reviewed the submissions and recommend acceptance of the low bid submitted by Kiwi-Newton Construction Ltd. of Guelph.

REPORT:

CORPORATE STRATEGIC PLAN:

Part of the Strategic Transit Initiatives to Enhance Community Wellness.

FINANCIAL IMPLICATIONS: See attached funding summary TR0004 TR0009 and TR0014.

DEPARTMENTAL CONSULTATION/CONCURRENCE:

Community Services, Gus Stahlmann; Operations and Fleet Services, Derek McCaughan

COMMUNICATIONS:

ATTACHMENTS: Funding Summary

Prepared By:
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Approved for Presentation:
Larry Kotseff
Chief Administrative Officer

- BYLAWS -

- March 20, 2006 -

By-law Number (2006)-17965

A by-law to authorize the execution of an agreement between Totten Sims Hubicki Associates and The Corporation of the City of Guelph. (engineering services relating to York Road Environmental Assessment)

A by-law to authorize the execution of an agreement for engineering services related to York Road Environmental Assessment.

By-law Number (2006)-17966

A by-law to authorize the execution of an agreement between Terracon Underground Ltd. and The Corporation of the City of Guelph. (Contract No. 2-0603 for the servicing and road construction of Westminister Woods East Subdivision, Phase 2)

A by-law to authorize the execution of Contract No. 2-0603 for the servicing and road construction of Westminister Woods East Subdivision, Phase 2.

By-law Number (2006)-17967

A by-law to provide for the temporary closure of streets during the servicing and road construction of Westminister Woods East Subdivision. (Contract No. 2-0603) (Goodwin Drive east of it existing terminus, Tolton Drive, Hall Avenue, Wilkie Street, Dominion Drive, Duck Lane and Ray Crescent within the subdivision limits)

A by-law to provide for the temporary closure of Goodwin Drive east of it existing terminus, Tolton Drive, Hall Avenue, Wilkie Street, Dominion Drive, Duck Lane and Ray Crescent within the subdivision limits.

By-law Number (2006)-17968

A by-law to authorize the execution of a Partial Release of Development Covenants and Restrictions with respect to Part of Lot 7, Registered Plan 687, designated as Part 1, Reference Plan 61R-7596. (1 Rutherford Court)

A by-law to authorize the execution of a partial release of development covenants and restrictions.

By-law Number (2006)-17969

A by-law to authorize the execution of a Partial Release of Development Covenants and Restrictions with respect to Part of Lot 7, Registered Plan 687, designated as Parts 2 and 3, Reference Plan 61R-7596. (1 Rutherford Court)

A by-law to authorize the execution of a partial release of development covenants and restrictions.

By-law Number (2006)-17970

A by-law to amend By-law Number (1995)-14864, as amended, known as the Zoning By-

A by-law to amend the Zoning By-law as approved by Council.

law for the City of Guelph as it affects property known municipally as 170 Southgate Drive. (legally described as Part Lot 31, Plan 680, being Part 1 on Reference Plan 61R-9657)

By-law Number (2006)-17971

A by-law to authorize the execution of an Amending Subdivision Agreement between Carson Reid Homes Ltd. and the Corporation of the City of Guelph. (Lots 11 to 59 inclusive and Lots 64 to 76 inclusive, Plan 61M107) (Valleyhaven Phase 3)

A by-law to authorize the execution of an Amending Subdivision Agreement for Valleyhaven Phase 3.

By-law Number (2006)-17972

A by-law to authorize the execution of an agreement between Gartner Lee Limited and the Corporation of the City of Guelph. (providing additional groundwater supply investigations relating to the Arkell Class EA)

A by-law to authorize the execution of an agreement for providing additional groundwater supply investigations relating to the Arkell Class EA.

By-law Number (2006)-17973

A by-law to amend the Official Plan for the Corporation of the City of Guelph as it affects property known municipally as 1750 Gordon Street South. (Official Plan Amendment #30) (Westminister Market) (File OP0401/ZC0402)

A by-law to amend the Official Plan as approved by Council.

By-law Number (2006)-17974

A by-law to amend By-law Number (1995)-14864, as amended, known as the Zoning By-law for the City of Guelph as it affects property known municipally as 1750 Gordon Street South (Westminister Market) (Files OP0401/ZC0402)

A by-law to amend the Zoning By-law as approved by Council.

By-law Number (2006)-17975

A by-law to amend By-law Number (1995)-14864, as amended, known as the Zoning By-law for the City of Guelph as it affects property known municipally as 165 Dunlop Drive. (legally described as Part Lot 3, Concession 2, Division C, designated as Parts 1, 2, 3, 4, 5, 6, 7, 8 and 9 on Reference Plan 61R-8107 and Parts 1, 2, 3, 4 and 5 on Reference Plan 61R-8838)

A by-law to amend the Zoning By-law as approved by Council.

By-law Number (2006)-17976

A by-law to amend the Official Plan for the Corporation of the City of Guelph (Official Plan Amendment #29 – Commercial Policy Review)

A by-law to amend the Official Plan as approved by Council.
