

Council Chambers
February 20, 2006

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

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

Staff Present: Mr. L. Kotseff, Chief Administrative Officer; Chief S. Armstrong, Director of Emergency Services; Dr. J. Laird, Commissioner of Environment & Transportation; Mr. G. Stahlmann, Commissioner of Community Services; Ms. P. Blais, Director of Human Resources; Mr. D.A. Kennedy, Director of Finance; Mr. D. McCaughan, Director of Operations; Ms. L.E. Payne, City Solicitor; Mr. J. Riddell, Director of Planning & Development Services; Mrs. L.A. Giles, City Clerk/Manager of Council Administrative Services; and Ms. J. Sweeney, Council Committee Co-ordinator

DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT

Councillor Burcher declared a possible pecuniary interest with regards to the proposed demolition of 94 Maple Street because she owns property in the vicinity of the subject property and did not discuss or vote on the matter.

1. Moved by Councillor Hamtak
Seconded by Councillor Baily

THAT the minutes of the Council meeting held on February 6, 2006 and the minutes of the Council meetings held in Committee of the Whole on January 30 and February 6, 2006 be confirmed as recorded and without being read.

Carried

2. Moved by Councillor Kovach
Seconded by Councillor Downer

THAT persons wishing to address Council be permitted to do so at this time.

Carried

REGULAR MEETING

DELEGATIONS

Proposed Demolition of a Detached Dwelling known municipally as 94 Maple Street

Robin-Lee Norris was present on behalf of the applicant with respect to the request to demolish the residence at 94 Maple Street. She provided clarification on the condition of the structure and advised that it is not habitable. She further suggested that the property is not of architectural or historical significance. She further suggested that the City is going beyond their authority by imposing conditions on what is to be constructed on the property. She advised that the City has the Zoning By-law, Official Plan and the Building Code which regulates what can be constructed on the property. She requested that the demolition permit be granted.

3. Moved by Councillor Downer
Seconded by Councillor Billings

THAT the application to demolish the detached dwelling known municipally as 94 Maple Street, be denied at this time.

A recorded vote was requested, which resulted as follows:

VOTING IN FAVOUR: Councillors Billings, Downer, Kovach, Laidlaw, Schnurr and Mayor Quarrie (6)

VOTING AGAINST: Councillors Baily, Birtwistle, Ferraro, Furfaro, Hamtak and Moziar (6)

The motion was lost on a tied vote.

4. Moved by Councillor Furfaro
Seconded by Councillor Birtwistle

THAT the application to demolish the detached dwelling known municipally as 94 Maple Street, be approved.

Mr. J. Riddell
Mr. B. Poole

A recorded vote was requested, which resulted as follows:

VOTING IN FAVOUR: Councillors Baily, Birtwistle, Ferraro, Furfaro, Hamtak, Moziar and Mayor Quarrie (7)

VOTING AGAINST: Councillors Billings, Downer, Kovach, Laidlaw and Schnurr (5)

The motion was carried.

5. Moved by Councillor Laidlaw
Seconded by Councillor Burcher

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

Carried

Councillor Kovach presented the FIRST REPORT of the Finance, Administration & Community Services Committee Report

Telephone Infrastructure Renewal

6. Moved by Councillor Kovach
Seconded by Councillor Burcher

Ms. L.E. Payne
Mr. G. Dupuis
Mr. D.A. Kennedy

THAT the ITOC division initiate a project to replace the existing telephone infrastructure and that funds from the Equipment/Vehicle Replacement Reserve be used for the upfront purchase and that savings identified in this report be directed to the Equipment Reserve, and that the telephone infrastructure be incorporated into the 2007 Equipment/Vehicle Replacement Budget forecast and that this project proceed on based on pre-budget approval.

Carried

Guelph Twinning Committee

7. Moved by Councillor Kovach
Seconded by Councillor Burcher

Mr. J. Riddell
Mr. P. Cartwright
Mrs. L.A. Giles

THAT the Guelph Twinning Committee consist of the revised composition as presented in the report from Planning & Development Services, dated February 15, 2006;

AND THAT meetings of the Guelph Twinning Committee continue to be convene on an as need basis.

Carried

Foot Care Clinic at the Evergreen Seniors Centre

8. Moved by Councillor Kovach
Seconded by Councillor Burcher

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

THAT an agreement between the Corporation of the City of Guelph and Registered Practical Nurse, Kim Wiatr, for the provision of Foot Care Services for the residents of the City of Guelph and Wellington County at a clinic located at the Evergreen Seniors Centre Health Room, be approved.

Carried

2006 Canadian Junior Baseball Championships

9. Moved by Councillor Kovach
Seconded by Councillor Burcher

Mr. D. McCaughan
Mr. J. Kivell
Mr. J. Riddell
Mr. B. Poole
Mr. G.W. Stahlmann
Chief R. Davis

THAT an exemption from the Noise By-law (2000)-16366, during the 2006 Canadian Junior Baseball Championships, until 12:00 midnight from August 23rd to 28th, 2006 be approved;

AND THAT an application for a special occasion's permit to serve alcohol, during the 2006 Canadian Junior Baseball Championships, from 12:00 noon until 11:00 p.m. daily from August 23rd to 28th, 2006, be approved;

AND THAT the use of a maximum of three lights for overnight security before, during and after the 2006 Canadian Junior Baseball Championships from August 19th to 30th, 2006, be approved;

AND THAT an exemption from the Parks By-law (2003)-17224, regulating parking in parks, during the 2006 Canadian Junior Baseball Championships, from August 23rd to 28th, 2006 to allow for reserved parking areas to be delineated within the South End Community Park, be approved;

AND THAT pending approval of these resolutions, notices to residents will occur in June of 2006 using City advertising media.

Carried

2006 Midget Girls Canadian Fast Pitch Championships

10. Moved by Councillor Kovach
Seconded by Councillor Burcher

Mr. D. McCaughan
Mr. J. Kivell
Mr. J. Riddell
Mr. B. Poole
Mr. G.W. Stahlmann
Chief R. Davis

THAT an exemption from the Noise By-law (2000)-16366, during the 2006 Midget Girls Canadian Fast Pitch Championships, until 12:00 midnight from August 6th to 13th, 2006, be approved;

AND THAT an application for a special occasion's permit to serve alcohol, during the 2006 Midget Girls Canadian Fast Pitch Championships, from 12:00 noon until 11:00 p.m. daily from August 6th to 13th, 2006, be approved;

AND THAT the use of a maximum of three lights for overnight security before, during and after the 2006 Midget Girls Canadian Fast Pitch Championships from August 2nd to 14th, 2006 be approved;

AND THAT an exemption from the Parks By-law (2003)-17224, regulating parking in parks, during the 2006 Midget Girls Canadian Fast Pitch Championships, from August 6th to 13th, 2006 to allow for reserved parking areas to be delineated within Exhibition Park, be approved;

AND THAT an exemption from the Traffic By-law (2002)-17017 as amended, to prohibit vehicle parking on the East side of Exhibition Street and to permit vehicle parking on the West side of Exhibition Park during the 2006 Midget Girls Canadian Fast Pitch Championships, from August 6th to 13th, 2006, be approved;

AND THAT pending approval of these resolutions, a notice to residents will occur in June of 2006 using City advertising media.

Carried

Guelph Sports & Entertainment Centre Cable Service Agreement

Mr. G.W. Stahlmann
Mr. D.A. Kennedy
Ms. L.E. Payne

11. Moved by Councillor Kovach
Seconded by Councillor Burcher
THAT the agreement between the City of Guelph and Rogers Cable Communications Inc. for the provision of cable services at the Guelph Sports and Entertainment Centre for a ten year term, be approved;

AND THAT the Mayor and Clerk be authorized to sign the required agreements.

A recorded vote was requested, which resulted as follows:

VOTING IN FAVOUR: Councillors Baily, Billings, Birtwistle, Burcher, Downer, Ferraro, Furfaro, Hamtak, Kovach, Laidlaw, Schnurr and Mayor Quarrie (12)

VOTING AGAINST: Councillor Moziar (1)

The motion was carried.

Councillor Birtwistle presented the THIRD REPORT of the Planning, Environment & Transportation Committee.

Sign By-law Variance for Enterprise Rent-A-Car at 56 Gordon Street

Mr. J. Riddell
Mr. B. Poole

12. Moved by Councillor Birtwistle
Seconded by Councillor Baily
THAT the request for a variance from the Sign By-law for Registered Plan 8, Part Lot 143, known as 65 Gordon Street (see Schedule A location map), to permit a freestanding sign with a 0 metre setback, for Enterprise Rent-A-Car at 56 Gordon Street, be refused.

Carried

Guelph Growth Management Plan – February 2006 Update

13. Moved by Councillor Birtwistle
Seconded by Councillor Baily
THAT the Planning and Building Services Department report dated February 13th, 2006 on the Guelph Growth Management Plan be received;

AND THAT as per the project's Terms of Reference, City Council appoint Councillor Baily and Councillor Schnurr to sit on the Advisory Committee;

AND THAT the University of Guelph be added as a representative

organization to the Advisory Committee membership.

Council requested that these clauses be voted on separately.

Mr. J. Riddell

14. Moved by Councillor Birtwistle

Seconded by Councillor Baily

THAT the Planning and Building Services Department report dated February 13th, 2006 on the Guelph Growth Management Plan be received.

Carried

15. Moved by Councillor Birtwistle

Seconded by Councillor Baily

THAT as per the project's Terms of Reference, City Council appoint Councillor Baily and Councillor Schnurr to sit on the Advisory Committee.

15. Moved in Amendment by Councillor Kovach

Seconded by Councillor Downer

THAT the Council representation to the Guelph Growth Management Plan Advisory Committee be increased by one Councillor;

AND THAT Councillor Burcher be appointed to the Advisory Committee.

A recorded vote was requested, which resulted as follows:

VOTING IN FAVOUR: Councillors Birtwistle, Burcher, Downer, Kovach, Laidlaw and Mayor Quarrie (6)

VOTING AGAINST: Councillors Baily, Billings, Ferraro, Furfaro, Hamtak, Moziar and Schnurr (7)

The motion was defeated.

Mr. J. Riddell

Mrs. L.A. Giles

16. Moved by Councillor Birtwistle

Seconded by Councillor Baily

THAT as per the project's Terms of Reference, City Council appoint Councillor Baily and Councillor Schnurr to sit on the Advisory Committee.

A recorded vote was requested, which resulted as follows:

VOTING IN FAVOUR: Councillors Baily, Billings, Birtwistle, Ferraro, Furfaro, Hamtak, Moziar, Schnurr and Mayor Quarrie (9)

VOTING AGAINST: Councillors Burcher, Downer, Kovach and Laidlaw (4)

The motion was carried.

Mr. J. Riddell
Mrs. L.A. Giles

17. Moved by Councillor Birtwistle
Seconded by Councillor Baily
THAT the University of Guelph be added as a representative organization to the Advisory Committee membership.

Carried

Mr. J. Riddell
Mrs. L.A. Giles

18. Moved by Councillor Kovach
Seconded by Councillor Laidlaw
THAT a representative from the Wellington-Dufferin-Guelph Health Unit be appointed to the Guelph Growth Management Plan Advisory Committee.

A recorded vote was requested, which resulted as follows:

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

VOTING AGAINST: Councillors Furfaro and Schnurr (2)

The motion was carried.

CONSENT AGENDA

19. Moved by Councillor Kovach
Seconded by Councillor Birtwistle
THAT the balance of the February 20, 2006 Consent Agenda as identified below, be adopted:

a) **Agreement with Ontario Geologic Survey**

Dr. J.L. Laird
Ms. L.E. Payne

THAT the Mayor and Clerk be authorized to enter into an agreement between the City of Guelph and the Ontario Geologic Survey to conduct research on the bedrock formations in and around the City, subject to the satisfaction of the City Solicitor.

Carried

20. Moved by Councillor Moziar
Seconded by Councillor Ferraro
THAT the Committee rise with leave to sit again.

Carried

21. Moved by Councillor Schnurr
Seconded by Councillor Hamtak
THAT the action taken in Committee of the Whole in considering reports and correspondence, be confirmed by this Council.

Carried

BY-LAWS

22. Moved by Councillor Baily
Seconded by Councillor Ferraro

THAT leave be now granted to introduce and read a first and second time By-laws Numbered (2005)-17945 to (2005)-17950, inclusive.

Carried

The By-laws were read a first and second time at 8:20 o'clock p.m.

Council went into Committee of the Whole on By-laws Numbers (2006)-17945 to (2006)-17950 inclusive.

Mayor Quarrie in the Chair.

At 8:21 o'clock p.m., the Committee rose and reported By-laws Numbered (2006)-17945 to (2005)-17950, inclusive, passed in Committee without amendment.

23. Moved by Councillor Billings
Seconded by Councillor Ferraro

THAT By-laws Numbered (2006)-17945 to (2006)-17950, inclusive, be read a third time and passed.

Carried

The By-laws were read a third time and passed at 8:22 o'clock p.m.

QUESTIONS

In response to questions by Councillor Billings, the Director of Environmental Services advised that staff will be providing notification of garbage drop off locations if the work stoppage continues past one week.

In response to questions by Councillor Billings, the Director of Community Services advised that people registered in recreation programs may get a refund or a credit for activities cancelled.

In response to questions by Councillor Billings, the Director of Finance/City Treasurer advised that Council could review the 2006 tax rate or use any surplus from the work stoppage to reduce the 2007 tax rate to reflect any savings realized as a result of the work stoppage.

In response to questions by Councillor Baily, the Mayor read a letter received from Peter Devries for the assistance received February 13, 2006 from Emergency Services.

In response to questions by Councillor Kovach, the Mayor provided an update relating to the Loretto Convent. She advised that she would contact the minister responsible for heritage to ascertain if the City could meet with them without the Diocese of Hamilton attending.

In response to questions by Councillor Kovach, Councillor Furfaro provided a status report on the citizen interviews for positions on the Guelph Junction Railway Company Directors.

In response to questions by Councillor Birtwistle, Councillor Furfaro advised that the Clerk's Office forwarded the applications received from interested citizens for positions on the Guelph Junction Railway Company Directors.

In response to questions by Councillor Birtwistle, the Director of Environmental Services advised that garbage drop off locations will be announced once the collection bins are in place. She further advised that no additional waste collection services will be provided for social housing or multi residential locations on City waste pickup routes.

In response to questions by Councillor Birtwistle, the City Clerk advised that the majority of the calls received on the public inquiry line relate to waste and recreation programs during the work stoppage.

In response to questions by Councillor Birtwistle, the Director of Planning & Development Services advised that consideration of posting public notices for proposed demolition permits will form part of the Planning Act review process, which will be coming forward to Council in the spring.

In response to questions by Councillor Laidlaw, the Mayor advised that the Diocese of Hamilton is waiting until all the feasibility studies have been completed by Guelph Museums with respect to the Loretto Convent.

In response to questions by Councillor Laidlaw, the Chief Administrative Officer provided an update on the work stoppage.

In response to questions by Councillor Moziar, the Director of Finance/City Treasurer advised that the preliminary draft figures he has received from the Province with respect to the education tax levy are similar in rate to previous years.

In response to questions by Councillor Hamtak, the Chief Administrative Officer advised that he is not aware if the Unions have taken the City's offer to their membership for a vote.

In response to questions by Councillor Furfaro, the Director of Finance advised that the City is not in a position to issue final tax bills until the Province has established the education tax levy.

MAYOR'S ANNOUNCEMENTS

The Mayor extended congratulations to the Canadian Women's Hockey Team which won a Gold Medal today at the Olympics.

NOTICE OF MOTION

Councillor Kovach advised that she will be presenting a motion at a future meeting with respect to the Loretto Convent.

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 8:42 o'clock p.m.

Minutes read and confirmed March 6, 2006.

.....
Mayor

.....
Clerk

Council Committee Room B
February 20, 2006 8:50 p.m.

A meeting of Guelph City Council.

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

Staff Present: Mr. L. Kotseff, Chief Administrative Officer; Chief S. Armstrong, Director of Emergency Services; Dr. J. Laird, Commissioner of Environment & Transportation; Mr. G. Stahlmann, Commissioner of Community Services; Mr. A. Goldie, Manager of Recreation; Ms. P. Blais, Director of Human

Resources; Mr. G. Hunt, Manager Employee/ Employer Relations/Assistant Director of Human Resources; Mr. D.A. Kennedy, Director of Finance; Mr. B. Stewart, Manager of Strategic Sourcing and Procurement; Mr. D. McCaughan, Director of Operations; Ms. L.E. Payne, City Solicitor; Mr. J. Riddell, Director of Planning & Development Services; Mrs. L.A. Giles, City Clerk/Manager of Council Administrative Services; and Ms. J. Sweeney, Council Committee Co-ordinator

1. Moved by Councillor Baily
Seconded by Councillor Moziar

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) and (d) of the Municipal Act, with respect to:

- personal matters about identifiable individuals;
- proposed or pending acquisition or disposition of land;
- labour relations or employee negotiations.

Carried

The meeting adjourned at 8:51 o'clock p.m.

.....
Mayor

.....
Clerk

Council Committee Room B
February 20, 2006 8:52 p.m.

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

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

Staff Present: Mr. L. Kotseff, Chief Administrative Officer; Chief S. Armstrong, Director of Emergency Services; Dr. J. Laird, Commissioner of Environment & Transportation; Mr. G. Stahlmann, Commissioner of Community Services; Mr. A. Goldie, Manager of Recreation; Ms. P. Blais, Director of Human Resources; Mr. G. Hunt, Manager Employee/ Employer Relations/Assistant Director of Human Resources; Mr. D.A. Kennedy, Director of Finance; Mr. B. Stewart, Manager of Strategic Sourcing and Procurement; Mr. D. McCaughan, Director of Operations; Ms. L.E. Payne, City Solicitor; Mr. J. Riddell,

Director of Planning & Development Services; Mrs. L.A. Giles, City Clerk/Manager of Council Administrative Services; and Ms. J. Sweeney, Council Committee Co-ordinator

DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT

There were no declarations of pecuniary interest.

Chief S. Armstrong
Ms. L.E. Payne

1. Moved by Councillor Kovach
Seconded by Councillor Burcher
THAT staff be given direction with respect to a proposed or pending acquisition of land.

Carried

Mrs. L.A. Giles

2. Moved by Councillor Birtwistle
Seconded by Councillor Hamtak
THAT Doug Haines be appointed to Heritage Guelph for a term expiring November 2006;

AND THAT Jeremy Shute be appointed to the River Systems Advisory Committee for a term expiring November 2006;

AND THAT Khaleed Khalfan, Jennifer Lynes, David McAuley and Regg Struyk be appointed to the Green Plan Steering Committee for a term expiring November 2006.

Carried

3. Moved by Councillor Downer
Seconded by Councillor Laidlaw
THAT staff be given direction with respect to employee negotiations.

4. Moved by Councillor Hamtak
Seconded by Councillor Schnurr
THAT the matter with respect to employee negotiations be deferred.

A recorded vote was requested, which resulted as follows:

VOTING IN FAVOUR: Billings, Furfaro, Hamtak and Schnurr (4)

VOTING AGAINST: Baily, Birtwistle, Burcher, Downer, Ferraro, Kovach, Laidlaw, Moziar and Mayor Quarrie (9)

The motion was defeated.

5. Moved by Councillor Downer
Seconded by Councillor Laidlaw

Ms. P. Blais

THAT staff be given direction with respect to employee negotiations.

A recorded vote was requested, which resulted as follows:

VOTING IN FAVOUR: Councillors Baily, Birtwistle, Burcher, Downer, Ferraro, Kovach, Laidlaw and Mayor Quarrie (8)

VOTING AGAINST: Councillors Billings, Furfaro, Hamtak, Moziar and Schnurr (5)

The motion was carried.

The meeting adjourned at 10:25 o'clock p.m.

.....
Mayor

.....
Clerk