

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

A meeting of Guelph City Council.

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

Absent: Councillor Baily and Furfaro

Staff Present: Mr. L. Kotseff, Chief Administrative Officer; Mr. D.A. Kennedy, Director of Finance/City Treasurer; Dr. J. Laird, Director of Environmental Services; 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; Deputy Fire Chief L. Quan, Emergency Services; Mrs. L.A. Giles, City Clerk/Manager of Council Administrative Services; and Ms. J. Sweeney, Council Committee Co-ordinator

1. Moved by Councillor Birtwistle
Seconded by Councillor Burcher

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

- security of the property of the municipality or local board;
- litigation or potential litigation;
- matter in respect of which a Council, Board, Committee or other body may hold a closed meeting under another Act.

Carried

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

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Mayor

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Clerk

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

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

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

Absent: Councillor Baily

Staff Present: Mr. L. Kotseff, Chief Administrative Officer; Mr. D.A. Kennedy, Director of Finance/City Treasurer; Dr. J. Laird, Director of Environmental Services; 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; Deputy Fire Chief L. Quan, Emergency Services; Ms. T. Sinclair, Assistant City Solicitor; 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.

1. Moved by Councillor Birtwistle
Seconded by Councillor Burcher
THAT the delegation of Jasmine Urisk be heard.

Carried

Ms. Jasmine Urisk provided the Committee with information with respect to property.

The Director of Corporate Services/City Solicitor provided information on a litigation matter.

2. Moved by Councillor Moziar
Seconded by Councillor Billings
THAT Council hear the delegation of the City's Legal Counsel on a litigation matter.

Carried

The City's Legal Counsel provided information on a litigation matter.

3. Moved by Councillor Kovach
Seconded by Councillor Birtwistle
THAT staff be given direction with respect to a litigation matter.

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

Carried

4. Moved by Councillor Schnurr
Seconded by Councillor Hamtak
THAT staff be given direction with respect to potential litigation matters.

Dr. J.L. Laird
Councillors

A recorded vote was requested, which resulted as follows:

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

VOTING AGAINST: Councillor Birtwistle

The motion was carried.

The Director of Corporate Services/City Solicitor provided updates on litigation matters.

Ms. L.E. Payne 5. Moved by Councillor Ferraro
Seconded by Councillor Burcher
THAT the Litigation Status Report dated August 25, 2006, be received for information.

Carried

6. Moved by Councillor Furfaro
Seconded by Councillor Billings
THAT the delegations of Peter Barr and Tom Sagaskie be allowed to address Committee.

Carried

The Director of Finance provided information on a matter of security of property of the municipality.

Tom Sagaskie provided information on a matter of security of property of the municipality.

Mr. T. Sagaskie
Mr. D.A. Kennedy 7. Moved by Councillor Ferraro
Seconded by Councillor Furfaro
THAT the report with respect to a matter of security of property of the municipality be received.

Carried

The Mayor provided information on an identifiable individual in response to questions by Councillor Kovach.

The meeting adjourned at 6:35 o'clock p.m.

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Mayor

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Clerk

Council Chambers
September 5, 2006

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

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

Absent: Councillor Baily

Staff Present: Mr. L. Kotseff, Chief Administrative Officer; Ms. Pauline Blais, Director of Human Resources; Mr. D.A. Kennedy, Director of Finance/City Treasurer; Dr. J. Laird, Director of Environmental Services; 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; Deputy Fire Chief L. Quan, Emergency 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 was no declaration of pecuniary interest.

1. Moved by Councillor Ferraro
Seconded by Councillor Billings

THAT the minutes of the Council meeting held on August 21, 2006 and the minutes of the Council meeting held in Committee of the Whole on August 21, 2006 be confirmed as recorded and without being read.

Carried

2. Moved by Councillor Furfaro
Seconded by Councillor Moziar

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

Carried

REGULAR MEETING

DELEGATIONS

Guelph Junction Railway Company 2005 Audited Financial Statements

Tom Sagaskie, General Manager of the Guelph Junction Railway Company was present and provided information on the operations and activities of the company during 2005.

Mr. D.A. Kennedy
Mr. T. Sagaskie

3. Moved by Councillor Birtwistle
Seconded by Councillor Kovach
THAT the Guelph Junction Railway Company 2005 Audited Financial Statements be received for information and that the documents be part of the public record.

Carried

4. Moved by Councillor Hamtak
Seconded by Councillor Ferraro
THAT Council now go into the Committee of the Whole to consider reports and correspondence.

Carried

Councillor Schnurr presented the SECOND REPORT of the Council as a Committee of the Whole

AMO/OMERS Support Fund

Ms. P. Blais
Mr. D.A. Kennedy

5. Moved by Councillor Schnurr
Seconded by Councillor Furfaro
THAT an annual contribution to the Association of Municipalities of Ontario (AMO), OMERS Support Fund be approved in the following amounts:
2006 - \$1,621.01
2007 - \$4,741.22
2008 - \$5,359.64

Carried

CONSENT AGENDA

The following items #A-1 and A-2 were extracted from the Consent Agenda to be voted on separately.

1554646 Ontario Inc. – Hanlon Business Park

Mr. J. Riddell
Mr. P. Cartwright
Ms. L.E. Payne

6. Moved by Councillor Moziar
Seconded by Councillor Billings
THAT the Corporation of the City of Guelph enter into, and the Mayor and Clerk be authorized to sign a second Amending Agreement with 1554646 Ontario Inc. to waive the Start Construction date of July 31, 2006 and to maintain the Complete Construction date of December 31, 2007, as contained in the Development Covenants & Restrictions of the Agreement of Purchase and Sale dated April 10, 2003, for the lands described as

Part of Lot 1, Registered Plan 680 and designated as Parts 7, 8, 9, 10, 11 and 12 on Reference Plan 61R-9344; and as outlined in the report of the Director of Planning & Development Services dated September 5, 2006;

AND THAT the City Solicitor be directed to prepare the necessary Amending Agreement with all costs, including registration costs, to be borne by 1554646 Ontario Inc.

Carried

Fire Monitoring International Agreement

Chief S. Armstrong
Ms. L.E. Payne

7. Moved by Councillor Moziar
Seconded by Councillor Furfaro

THAT the Mayor and Clerk be authorized to execute on behalf of the Corporation of the City of Guelph an agreement between the City and Fire Monitoring Technologies International Inc., (FMTI).

Carried

8. Moved by Councillor Kovach
Seconded by Councillor Downer

THAT the Committee rise with leave to sit again.

Carried

9. Moved by Councillor Laidlaw
Seconded by Councillor Burcher

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

Carried

BY-LAWS

10. Moved by Councillor Moziar
Seconded by Councillor Furfaro

THAT leave be now granted to introduce and read a first and second time By-laws Numbered (2006)-18129 to (2006)-18132, inclusive.

Carried

The By-laws were read a first and second time at 6:56 o'clock p.m.

Council went into Committee of the Whole on By-laws Numbers (2006)-18129 to (2006)-18132, inclusive.

Mayor Quarrie in the Chair.

At 6:57 o'clock p.m., the Committee rose and reported By-laws Numbered (2006)-18129 to (2006)-18132, inclusive, passed in Committee without amendment.

11. Moved by Councillor Schnurr
Seconded by Councillor Moziar
THAT By-laws Numbered (2006)-18129 to (2006)-18132, inclusive, be read a third time and passed.

Carried

The By-laws were read a third time and passed at 6:58 o'clock p.m.

MAYOR'S ANNOUNCEMENTS

The Mayor extended congratulations to the members of the Guelph Silvercreeks in the gallery who won the National Junior Baseball Championship.

QUESTIONS

In response to questions by Councillor Birtwistle, the Chief Administrative Officer advised that staff would investigate to see if AMO has passed a by-law with respect to Board of Directors Members.

In response to questions by Councillor Birtwistle, the Director of Operations advised that staff will be reporting back to Council with respect to the lane markings on Imperial Road South.

In response to questions by Councillor Birtwistle, the Director of Environmental Services advised that a meeting with respect to the community energy plan is scheduled for September 6, 2006 starting at 7:00 p.m. at the Guelph Hydro facility.

In response to questions by Councillor Kovach with respect to the lane markings on Imperial Road South, the Director of Operations advised that staff are prioritizing work and will be reporting back to Council.

In response to questions by Councillor Burcher on how the City fits into the Federal/Provincial funding towards affordable housing, Councillor Birtwistle responded that matters of affordable housing are discussed by the Joint Social Services Committee. Councillor Schnurr advised that before the Guelph Non-Profit Housing Committee can do anything, the Joint Social Services Committee has to deal with the matter.

In response to questions by Councillor Ferraro, the Director of Planning & Development Services advised that he is not aware of

any private enterprise projects relating to the affordable housing funding.

ADJOURNMENT

The meeting adjourned at 7:10 o'clock p.m.

Minutes read and confirmed September 18, 2006.

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Mayor

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Clerk