

# COUNCIL PLANNING AGENDA

Consolidated as of September 6, 2013



Council Chambers, City Hall, 1 Carden Street

DATE September 9, 7:00 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 and General Nature Thereof

## PRESENTATION

- a) City of Guelph United Way Campaign – Dawn Hamilton, Campaign Manager

## PUBLIC MEETING TO HEAR APPLICATIONS UNDER SECTIONS 17, 34 AND 51 OF THE PLANNING ACT

Application	Staff Presentation	Applicant or Designate	Delegations (maximum of 10 minutes)	Staff Summary
150-152 Wellington Street East – Proposed Zoning By-law Amendment (File ZC1308) - Ward 1	<ul style="list-style-type: none"> <li>• Chris deVriendt, Senior Development Planner</li> </ul>	<ul style="list-style-type: none"> <li>• Krista Walkey</li> <li>• Michael Hannay</li> <li>• Adam Carapella</li> </ul>	<ul style="list-style-type: none"> <li>• Bill Hulet</li> </ul> <p>Correspondence:</p> <ul style="list-style-type: none"> <li>• Mary Vander Woude</li> <li>• additional correspondence submitted by Mary Vander Woude</li> </ul>	✓

REPORT OF THE INTEGRITY COMMISSIONER			
ITEM	PRESENTATION	DELEGATIONS	TO BE EXTRACTED
IC-2013.3 Complaints Against a Councillor Received by the Integrity Commissioner (report attached)			

Adoption of the Report of the Integrity Commissioner.

## CONSENT AGENDA

"The attached 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 can be approved in one resolution."

<b>COUNCIL CONSENT AGENDA</b>			
<b>ITEM</b>	<b>CITY PRESENTATION</b>	<b>DELEGATIONS (maximum of 5 minutes)</b>	<b>TO BE EXTRACTED</b>
CON-2013.20 132 Clair Road West – Proposed Zoning By-law Amendment (File: OP0605/ ZC0619) – Ward 6		• Astrid Clos (present to answer questions: Matt West, Tom Halinski, Christine Yee and David Rezmovitz)	✓
CON-2013.21 185-187 Bristol Street – Proposed Zoning By-Law Amendment (File: ZC1216) – Ward 5			
CON-2013.22 Proposed Demolition of 76 Water Street – Ward 5			
CON-2013.23 Proposed Demolition of 78 Emma Street – Ward 2			
CON-2013.24 Proposed Demolition of 33 College Avenue West – Ward 5			
CON-2013.25 Guelph Community Sports Lease and Agreement			

## **SPECIAL RESOLUTIONS**

### **BY-LAWS**

Resolution – Adoption of By-laws (*Councillor Van Hellemond*)

***"THAT By-law Numbers (2013)-19625 to (2013)-19628, inclusive, are hereby passed."***

By-law (2013)-19625 A by-law to enact a Budget Monitoring Policy for the City of Guelph.	To enact a Budget Monitoring Policy as approved by Council July 29, 2013.
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<p>By-law Number (2013)-19626  A by-law to authorize the execution of a Subdivision Agreement between Victoria Wood (Arkell) Ltd., The Corporation of the City of Guelph and The Toronto-Dominion Bank. (246 Arkell Road Subdivision – Arkell Meadows)</p>	<p>To execute a subdivision agreement for 246 Arkell Road Subdivision (Arkell Meadows).</p>
<p>By-law Number (2013)-19627  A by-law to authorize the execution of a Subdivision Agreement between 115 Fleming Holdings Inc. and The Corporation of the City of Guelph. (115 Fleming Road Subdivision – Phase 1)</p>	<p>To execute a subdivision agreement for 115 Fleming Road Subdivision, Phase 1.</p>
<p>By-law Number (2013)-19628  A by-law to confirm the proceedings of a meeting of Guelph City Council. (September 9, 2013)</p>	<p>To confirm the proceedings of the Council meeting of September 9, 2013.</p>

**MAYOR’S ANNOUNCEMENTS**

*Please provide any announcements, to the Mayor in writing, by 12 noon on the day of the Council meeting.*

**NOTICE OF MOTION**

**ADJOURNMENT**

City Clerk's Office  
Guelph City Hall  
1 Carden Street  
Guelph, Ontario  
N1H 3A1

RECEIVED  
SEP - 6 2013  
CITY CLERK'S OFFICE

September 06, 2013

**Re: Public Meeting Notice File: ZC1308, Marsh Tire site**

Dear Sir or Madam:

I am writing a second letter to the City Clerk's Office regarding the proposed development on the Marsh Tire site. Our initial letter relayed our opinions to Schedule 3: Proposed Concept Plan: especially with regard to the traffic component.

You can imagine our complete shock when after attending the Tricar open house on September 03, 2013, we by chance, discover that a NEW site plan has already been adopted with City Staff input that completely alters the traffic flow found in the site plan placed in our mail boxes.

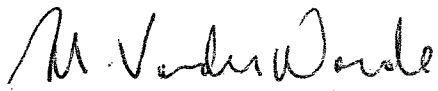
Our initial happiness, as expressed in our first letter, over the fact that all traffic to the 18 storey tower was to be accessed off Wellington Street has now been totally dashed. Apparently working together, City staff and Tricar have changed the traffic pattern in the new Site Plan. Surrey Street east has now been offered up as a suitable extension to Wellington Street. According to the new plan narrow Surrey will now serve as the roadway to and from the new entrance to the 18 storey tower.

This is a dramatic change. We resent the fact that we were not privy to these changes before the Council meeting on September 09, 2013. The neighbourhoods thoughts and correspondence do not reflect the revised Site Plan in use by Tricar and the City of Guelph. At the very least we should have received a new package in the mail.

As you can imagine we are not pleased with the process or the changes found in the new site plan. We have been involved with the Downtown Secondary Plan and it was never proposed on any diagram or map that Surrey Street east would ever connect with Wellington Street. It was always Fountain Street as the proposed link. For us this is a huge ammendment.

Please reflect hard on the fact that all parties interested want to use Surrey Street as both an entrance to the tower and a link to Wellington Street. It will truly have a great traffic impact on this small residential neighbourhood. With parking, Surrey Street east is one lane.

Again I thank you for your time and consideration.

A handwritten signature in black ink, appearing to read "M. Vander Woude". The signature is fluid and cursive, with the first letter of each word being capitalized and larger than the others.

Mary Vander Woude

...on behalf of the neighbours

Mike Clancy

Bill Hulet

John Hubers

Hank Hubers

c.c. Jim Furfaro Ward 1 Councillor

c.c. Bob Bell Ward 1 Councillor

## REPORT OF THE INTEGRITY COMMISSIONER

September 9, 2013

Her Worship the Mayor and  
Councillors of the City of Guelph.

Your Integrity Commissioner beg leave to present his REPORT.

*If Council wishes to address a specific report in isolation please identify the item. The item will be extracted and dealt with immediately. The balance of Integrity Commissioner Report will be approved in one resolution.*

### **1) Complaints to the Integrity Commissioner against Councillor Maggie Laidlaw from three members of staff**

1. That Council receive the report of the Integrity Commissioner dated September 9, 2013 advising that the Complainants have accepted apologies from Councillor Laidlaw and withdrawn their Complaints.

All of which is respectfully submitted.

Robert Swayze  
Integrity Commissioner

# COUNCIL REPORT



**TO** Guelph City Council

**FROM** Integrity Commissioner

**DATE** September 9, 2013

**SUBJECT** Complaints to the Integrity Commissioner against Councillor Maggie Laidlaw from three members of staff

## SUMMARY

### **Purpose of Report:**

To advise Council that the Complainants have each accepted an apology from Councillor Laidlaw and they have withdrawn their complaint.

### **Council Action:**

To: Review and receive this report.

## RECOMMENDATION

That Council receive the report of the Integrity Commissioner dated September 9, 2013 advising that the Complainants have accepted apologies from Councillor Laidlaw and withdrawn their Complaints.

## BACKGROUND

Council at its meeting of On June 27, 2013, received a preliminary report from me on two complaints I received against Councillor Maggie Laidlaw which indicated that I had jurisdiction over the complaints and was about to commence an inquiry. The complaints were from two members of staff which alleged that she contravened the *Code of Conduct for Council and Local Boards* (the "Code") in writing E-mails and making statements to the Committee of Adjustment which amounted to abuse, bullying, intimidation and falsely injured their professional and ethical reputation. The complaints were from Grant Ferguson and Don Kudo both professionals in the Guelph engineering department. Since the date of that report I received a third complaint arising out of the same incidents, from Janet Laird, the Executive Director of Planning, Building, Engineering and Environment. This complaint was supportive of the two engineers who report to her and it added a further ground in that the Councillor used her influence contrary to the Code. I decided to consider the third complaint together with the other two.

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## REPORT

The statements by Councillor Laidlaw were part of her advocacy on behalf of her constituents on Yorkshire Street in a case before the Committee of Adjustment concerning parking on a road allowance contrary to by-laws of the City. She derived no personal advantage from her actions or statements. However she has admitted to me that she made an error in judgement in using the word "ridiculous" in a public meeting describing the situation which Mr. Ferguson quite understandably took as applicable to him as the staff member involved in the case and responsible for road allowances. She also erred in E-mails referring to unsubstantiated information she received from a neighbour about Mr. Kudo, who by coincidence lived on the same street. She falsely stated that he was also parking on the same road allowance without any enforcement action. Mr. Kudo was certainly justified in filing his complaint. She has given and I have reviewed, three apologies to the Complainants which I am satisfied are sincere. All three complainants have accepted them and withdrawn their complaints, putting an end to this matter.

## CORPORATE STRATEGIC PLAN

This report supports strategic goal 5: "A community-focused, responsive and accountable government".

## DEPARTMENTAL CONSULTATION

N/A

## ATTACHMENTS

None.

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### Prepared and Recommended By:

Robert J. Swayze  
Integrity Commissioner  
519-942-0070  
[robert.swayze@sympatico.ca](mailto:robert.swayze@sympatico.ca)



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Robert Swayze  
Integrity Commissioner