

Council Caucus Room
January 30, 2012 5:00 p.m.

A meeting of Guelph City Council.

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

Staff Present: Ms. A. Pappert, Chief Administrative Officer; Mr. M. Amorosi, Executive Director of Corporate & Human Resources; Dr. J. Laird, Executive Director of Planning & Building, Engineering and Environment; Mr. D. McCaughan, Executive Director of Operations & Transit; Ms. C. Bell, Executive Director of Community & Social Services; Ms. S. Aram, Acting Treasurer; and Mr. B. Labelle, City Clerk

DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT

There were no disclosures of pecuniary interest.

1. Moved by Councillor Hofland
Seconded by Councillor Guthrie

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

CAO Report on 3 Month Objectives

S. 239 (2) (b) of the *Municipal Act* - personal matters about identifiable individuals

Public Health Matter

S. 239 (2) (e) and (f) of the *Municipal Act*- litigation or potential litigation / advice that is subject to solicitor-client privilege

Zoning Amendment By-law – OMB Appeals

S. 239 (2) e) and (f) of the *Municipal Act*- litigation or potential litigation / advice that is subject to solicitor-client privilege

Lien Claim

S. 239 (2) (e) of the *Municipal Act* - litigation or potential litigation

City Litigation

S. 239 (2) (e) of the *Municipal Act* - litigation or potential litigation

Citizen Appointments to the Elliott Community Board of Trustees

S. 239 (2) (b) of the *Municipal Act* - personal matters about identifiable individuals

Citizen Appointment to the Accessibility Advisory Committee

S. 239 (2) (b) of the *Municipal Act* - personal matters about identifiable individuals

Carried

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

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Mayor

.....
Clerk

Council Caucus Room
January 30, 2012 5:02 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, Van Hellemond and Wettstein

Staff Present: Ms. A. Pappert, Chief Administrative Officer; Mr. M. Amorosi, Executive Director of Corporate & Human Resources; Dr. J. Laird, Executive Director of Planning & Building, Engineering and Environment; Mr. D. McCaughan, Executive Director of Operations & Transit; Ms. C. Bell, Executive Director of Community & Social Services; Ms. S. Aram, Acting Treasurer; and Mr. B. Labelle, City Clerk

CAO Report on 3 Month Objectives

This matter was deferred to the February 6, 2012 Closed Session of Council.

Public Health Matter

The City Solicitor provided advice to Council with respect to matters relating to the Wellington-Dufferin-Guelph Board of Health.

1. Moved by Councillor Findlay
Seconded by Councillor Hofland

That Council rise and report the following resolution in open session:

PASSED IN COUNCIL
BY SPECIAL
RESOLUTION

WHEREAS:

1. Council revoked the appointment of its members on the Wellington-Dufferin-Guelph Board of Health on September 26, 2011 because the current functioning and governance of the Board of Health was preventing the City appointed members from Guelph from fulfilling their legislated duties;
2. The City has continued to support and value the importance of public health services to the citizens of Guelph and recognizes its commitments to good governance, accountability and transparency;
3. Council wishes to appoint new members to represent the City on the Wellington-Dufferin-Guelph Board of Health Council and is proposing an approach to assist with the integration of the newly appointed City Board members into the Board of Health Structure to facilitate success for the Board in meeting the Ontario Public Health Organizational Standards (2011) that outline the expectations for effective governance of boards of health and effective management of public health units;
4. Council wishes to work with the Counties of Wellington and Dufferin, the Board of Health and the Ministry of Health and Long-Term Care to develop a long-term partnership arrangement for the health unit;

BE IT RESOLVED:

1. THAT three members of City Council be appointed to serve on the Wellington-Dufferin-Guelph Board of Health (BOH);
2. THAT the BOH members appointed by City Council seek approval of the BOH to retain the services of an independent mediator, chosen with the consent of all of the City, the Counties of Dufferin and Wellington

and the Chair of the BOH. The mediator shall work with the Board to develop the following:

- a) A responsive dispute resolution mechanism;
- b) A non-adversarial environment at BOH meetings;
- c) A fair provision and process for Council representatives to practice their accountability and transparency in the communication of BOH decisions as appropriate for open and closed meeting reporting;
- d) Consideration of the management options outlined in the Ontario Public Health Organization Standards for the most appropriate management structure for the Board of Health to ensure administrative capacity is provided to both the provision of public health programs and services and administrative/management functions (e.g. financial management, information management, communication strategies, human resource planning and management, program management related to community engagement and responsiveness, risk management and project management), such as the creation of the position of Chief Administrative Officer to assume non health related senior management duties from the Medical Officer of Health; and,
- e) A process and timeline agreed to by the Counties of Dufferin and Wellington, the Board of Health and the Ministry of Health and Long-Term Care to participate in a mediated negotiation to develop an agreement containing, among other things, an updated composition of the Board, an updated governance structure as it relates to the municipalities and a new cost sharing formula.

Carried

Zoning Amendment By-law – OMB Appeals

The City Solicitor provided information to the Committee.

2. Moved by Councillor Piper

Seconded by Councillor Findlay

THAT Council rise and report the following resolution in open session:

PASSED IN COUNCIL
BY SPECIAL

THAT Zoning By-law Amendment Number (2010)-19076 is repealed, and staff shall take any necessary actions

RESOLUTION

arising from such repeal, including taking steps to terminate the Appeals of the by-law currently before the Ontario Municipal Board;

AND THAT staff be directed to bring forward at a subsequent Council meeting, a by-law repealing Interim Control By-law Number (2010)-19019;

AND THAT staff be directed to proceed forthwith with development of a Shared Rental Housing Licensing program for Council's consideration, including consultation with the Ontario Human Rights Commission.

Carried

Lien Claim

Legal staff provided a status update with respect to a matter which is currently being litigated.

3. Moved by Councillor Findlay
Seconded by Councillor Bell

Ms. D. Jaques

THAT staff be given direction with respect to a matter currently being litigated.

Carried

City Litigation

Legal staff provided a status update with respect to a matter which is currently being litigated.

4. Moved by Councillor Laidlaw
Seconded by Councillor Piper

Ms. D. Jaques
Mr. M. Amorosi

THAT staff be given direction with respect to a litigation matter.

Carried

Citizen Appointments to the Elliott Community Board of Trustees

5. Moved by Councillor Findlay
Seconded by Councillor Hofland

REPORT

THAT staff be given direction with respect to City appointments to the Elliott Community Board of Trustees.

Carried

Citizen Appointment to the Accessibility Advisory Committee

REPORT

6. Moved by Councillor Dennis
Seconded by Councillor Burcher
THAT staff be given direction with respect to a citizen
appointment to the Accessibility Advisory Committee.

Carried

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

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Mayor

.....
Clerk

Council Chambers
January 30, 2012

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

Staff Present: Ms. A. Pappert, Chief Administrative
Officer; Mr. M. Amorosi, Executive Director of Corporate &
Human Resources; Dr. J. Laird, Executive Director of
Planning & Building, Engineering and Environment; Mr. D.
McCaughan, Executive Director of Operations & Transit;
Ms. C. Bell, Executive Director of Community & Social
Services; Ms. S. Aram, Acting Treasurer; Mr. B. LaBelle,
City Clerk; and Ms. J. Sweeney, Council Committee Co-
ordinator

**DECLARATIONS UNDER MUNICIPAL CONFLICT OF
INTEREST ACT**

Councillor Guthrie declared a pecuniary interest in relation
to Consent Report A-2 "2012 Grant Recommendations" as
he is affiliated with Lakeside Church. He vacated his chair
for consideration and voting with respect to this item.

Mayor Farbridge provided an inaugural update.

1. Moved by Councillor Laidlaw
Seconded by Councillor Burcher

THAT the minutes of the Council meeting held on December 19, 2011 and the minutes of the Council meeting held in Committee of the Whole on December 19, 2011 be confirmed as recorded and without being read.

VOTING IN FAVOUR: Councillors Bell, Burcher, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

CONSENT REPORTS AND AGENDAS

Councillor Hofland presented the Corporate Administration, Finance & Emergency Services Committee First Consent Report.

2. Moved by Councillor Hofland
Seconded by Councillor Laidlaw

THAT the January 30, 2012 Corporate Administration, Finance & Emergency Services Committee First Consent Report as identified below, be adopted:

- a) **Proposed Offer to Purchase Permanent Easement – Emergency Access and Walkway – NS Teal Drive**

Ms. D. Jaques
Mr. M. Amorosi

THAT the Mayor and Clerk be authorized to execute an agreement for a permanent easement in favour of Seaton Ridge Communities Ltd. For the purposes of an emergency access and walkway over the property legally described as Block 46, Plan 61M40, City of Guelph, designated as Part 9 on 61R8456.

- b) **Report on Land Ambulance Enhancements – Next Steps**

Mr. S. Armstrong
Mayor Farbridge
Ms. A. Pappert

THAT the report dated January 9th, 2012 with respect to Guelph Wellington Emergency Medical Service coverage enhancements and next steps be received for information;

AND THAT the Mayor be requested to write to the Minister of Health and Liz Sandals, MPP, expressing the City of Guelph's concern relating to the accuracy of the data collected with respect to the dispatching and response times of land ambulance services and the multiple risks it presents to the City of Guelph and to request the validity and accuracy of the data.

VOTING IN FAVOUR: Councillors Bell, Burcher, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

The following item was extracted from the Operations & Transit Committee First Consent Report to be voted on separately:

- OT-2 Idling By-law Review

Councillor Findlay presented the balance of the Operations & Transit Committee First Consent Report.

3. Moved by Councillor Findlay
Seconded by Councillor Van Hellemond
THAT the balance of the January 30, 2012 Operations & Transit Committee First Consent Report as identified below, be adopted:

a) **Temporary Allowance of Exotic Animals**

Mr. D. McCaughan
Mr. B. Labelle

THAT the Operations & Transit Committee Report Temporary Allowance of Exotic Animals OT011203 dated January 23, 2012 be received.

AND THAT an exemption from By-law (1988)-12960 be granted to allow exotic animals (one camel) within the City limits during the Foundation of Guelph General Hospital's fundraiser gala being held on March 3, 2012 at 221 Stone Road East;

AND THAT Council authorize the Executive Director of Operations & Transit to approve temporary exemptions to the Exotic Animal Control By-laws (1988)-12960 and (1978)-9876, subject to the satisfaction of the Executive Director of Operations & Transit

AND THAT the City's contracted animal control provider examines the animals before and after the event;

AND THAT the examination of the animals be included as a condition for the approval of the delegation of authority for exemptions to the exotic animal by-law.

b) **Eastview Road – Speed Limit Reduction**

Mr. D. McCaughan

THAT the Operations & Transit Committee report #OT011201 Eastview Road Speed Limit Reduction dated December 12th, 2011 be received;

AND THAT the speed limit on Eastview Road between Watson Parkway North and the easterly City limit be reduced from 60km/h to 50km/hr.;

AND THAT staff be directed to conduct a comprehensive review of the streets surrounding Eastview Road in order to provide consistency of the speed limits within the area.

VOTING IN FAVOUR: Councillors Bell, Burcher, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

The following items were extracted from the Planning & Building, Engineering and Environment Committee First Consent Report to be voted on separately:

- PBEE-2 Building By-law
- PBEE-3 Class Environmental Assessment – Notice of Completion for York Trunk Sewer and Paisley and Clythe Reservoir Drinking Water Feeder mains

Councillor Piper presented the balance of the Planning & Building, Engineering and Environment Committee First Consent Report.

4. Moved by Councillor Piper
Seconded by Councillor Burcher

THAT the balance of the January 30, 2012 Planning & Building, Engineering and Environment Committee First Consent Report as identified below, be adopted:

a) **Showcasing Water Innovation Program Grant Funding Award**

Dr. J. Laird
Ms. D. Jaques

THAT the Planning & Building, Engineering and Environment report dated January 23, 2012 entitled Showcasing Water Innovation Program Grant Funding Award be received;

AND THAT Council authorize the Executive Director of Planning & Building, Engineering and Environment to execute project agreements, including future

amendments, with the various Showcasing Water Innovation project partners, subject to the satisfaction of the Executive Director of Planning & Building, Engineering and Environment and the City Solicitor.

VOTING IN FAVOUR: Councillors Bell, Burcher, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

Councillor Findlay presented the balance of the Governance Committee First Consent Report.

5. Moved by Councillor Findlay
Seconded by Councillor Piper

THAT the January 30, 2012 Governance Committee First Consent Report as identified below, be adopted:

a) **Council Appointments to Guelph Youth Council**

Ms. C. Bell
Counc. Dennis

THAT Guelph City Council is no longer required to appoint two City Councillors to the Guelph Youth Council;

AND THAT the Chair of the Community and Social Services Committee or their designate acts as a liaison with Guelph Youth Council, the City of Guelph's Youth Services Coordinator, and community stakeholders.

b) **Developing the 'Corporate Strategic Plan'**

Ms. A. Pappert
Ms. B. Boisvert

THAT Council receive, for information, the observations and actions outlined in this report to effectively begin the initial phase of creating a Corporate Strategic Plan Framework;

AND THAT Council approve Council and Executive team workshops in February/March, 2012 to validate proposed critical issues and business imperatives, confirm strategic areas of focus, directions and next steps.

VOTING IN FAVOUR: Councillors Bell, Burcher, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

Councillor Kovach presented the Council in Closed Session First Consent Report.

6. Moved by Councillor Kovach
Seconded by Councillor Furfaro

THAT the January 30, 2012 Council in Closed Session Consent Report as identified below, be adopted:

- a) **Citizen Appointments to the: Accessibility Advisory Committee / Guelph Museums Advisory Committee / Guelph Sports Hall of Fame Board of Directors**

Mr. B. Labelle

THAT Brad Howcroft be appointed to the Accessibility Advisory Committee for a term ending November 2014;

AND THAT Debra Nash-Chambers and Linda Kearns be reappointed to the Guelph Museums Advisory Committee for a term ending November 2014;

AND THAT Patricio Perez be appointed to the Guelph Museum Advisory Committee for a term ending November 2012.

AND THAT Andrew Maloney be appointed to the Guelph Sports Hall of Fame Board of Directors for a term ending November 2012.

- b) **Citizen Appointments to the: Committee of Adjustment / Environmental Advisory Committee / River Systems Advisory Committee / Heritage Guelph / Property Standards-Fence Viewers Committee / Municipal Property & Building Commemorative Naming Policy Committee / Water Conservation & Efficiency Public Advisory Committee**

Mr. B. Labelle

THAT Jeff Hillen be appointed to the Committee of Adjustment for a term ending November, 2012.

AND THAT Bill Mungall, Great Najcler and Chris Parent reappointed to the Environmental Advisory Committee for a term ending November, 2014;

AND THAT Shelly Lohnes be appointed to the Environmental Advisory Committee for a one year term ending November, 2012.

AND THAT Michelle Bowman, Nicole Lower and Eric Wilson be reappointed to the River Systems Advisory Committee for a term ending November, 2012;

AND THAT Mary Finch and Mariette Pushkar be appointed to the River Systems Advisory Committee for a term ending November, 2012.

AND THAT Tony Berto, Russell Ott and Daphne Wainman-Wood be reappointed to Heritage Guelph for a term ending November, 2014;

AND THAT Mary Tivy be appointed to Heritage Guelph for a term ending November, 2012;

AND THAT staff be directed to continue their efforts to fill the remaining vacancy.

AND THAT Robert DeMille and Marlene De Boer be reappointed to the Property Standards/Fence Viewers Committee for a term ending November, 2014.

AND THAT Ryan Gibson be appointed to the Property Standards/Fence Viewers Committee for a term ending November, 2012.

AND THAT Jason Smith be appointed to the Municipal Property and Building Commemorative Naming Policy Committee for a term ending November, 2012.

AND THAT Hugh Whiteley be reappointed to the Water Conservation and Efficiency Public Advisory Committee for a term ending November, 2014.

AND THAT Mohammad Ali be appointed to the Water Conservation and Efficiency Public Advisory Committee for a term ending November, 2012.

VOTING IN FAVOUR: Councillors Bell, Burcher, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

Consent Agenda

The following items were extracted from the January 30, 2012 Consent Agenda to be voted on separately:

- A-2 2012 Grant Recommendations
- A-3 Envision Guelph: Official Plan Update Phase 3 Revised Draft Policies (OPA 48)
- A-6 Guelph Innovation District Secondary Plan – Preferred Design and Supplementary Report – Stakeholder Feedback

7. Moved by Councillor Findlay
Seconded by Councillor Hofland
THAT the balance of the January 30, 2012 Council
Consent Agenda as identified below, be adopted:

a) **Proposed Demolition of 292 Elizabeth Street**

Dr. J. Laird
Mr. B. Poole

THAT Report 12-05 regarding the proposed demolition of a detached dwelling at 292 Elizabeth Street, City of Guelph, from Planning & Building, Engineering and Environment dated January 30, 2012, be received;

AND THAT the proposed demolition of the detached dwelling at 292 Elizabeth Street be approved.

b) **5 Arthur Street Sewer Relocation Agreement**

Dr. J. Laird

THAT Council authorize the Mayor and Clerk to sign the "Sewer Relocation Agreement" between the City of Guelph and Arthur EMPC Four Limited, owner of the property at 5 Arthur Street, pertaining to the relocation of the existing sanitary sewer and storm sewer, and the location of a future sanitary sewer on the subject property as outlined in this report dated January 30, 2012.

c) **27 & 29 Westra Drive – Upcoming Ontario Municipal Board Hearing (A-86/11 & A-87/11), Ward 4**

Dr. J. Laird
Ms. D. Jaques

THAT Report 12-03 dated January 30, 2012 regarding an appeal from the Committee of Adjustment Decision A-86/11 and A-87/11 refusing minor variances to permit a reduced side yard for two detached dwellings at 27 and 29 Westra Drive, City of Guelph, from Planning & Building, Engineering and Environment be received;

AND THAT the City not be a party at any upcoming OMB proceeding regarding an appeal from the Committee of Adjustment's decision A-86/11 and A-87/11 refusing minor variances to permit a reduced side yard of 1.2 metres when the Zoning By-law requires a minimum side yard of 1.5 metres for two detached dwellings at 27 and 29 Westra Drive.

d) **Investment in Affordable Housing in Ontario – Update on Business Case Submissions for Year 1**

Ms. A. Pappert
Dr. J. Laird

THAT Report 12-19 regarding Investment in Affordable Housing in Ontario – Update on Business Case Submissions for Year 1, dated January 30, 2012 be received;

AND THAT the CAO be authorized to submit a letter to the County of Wellington by January 31, 2012, confirming the City's support for a 60 unit affordable housing proposal located at 71 Wyndham Street, subject to the following conditions:

- Receiving confirmation from the Province on their level of funding, to ensure that the business case to be submitted for the project will not require any capital funding from the City;
- Receiving written confirmation from the proponent of their commitment to providing the required level of capital funding, as set out in the business case;
- Receiving and reviewing associated Provincial program requirements, conditions and timelines to ensure they can be met and are satisfactory to the City;
- Receiving written confirmation from the proponent of their commitment to provide the City with any and all materials necessary to meet Provincial "project start" requirements;

AND THAT the CAO be authorized to submit a letter to the County of Wellington by January 31, 2012, confirming the City's intent to enter into an indemnity agreement with the County of Wellington in regards to the proposal which is consistent with the City's obligation to contribute funds to the County as CMSM, subject to confirmation of Provincial approval of funding for the project;

AND THAT staff be directed to report back to Council prior to March 31, 2012 on the status of the Provincial review of the 71 Wyndham Street business case submission, the status of the conditions identified above, and the finalization of an indemnity agreement with the County of Wellington, should Provincial approval for funding the business case be confirmed.

VOTING IN FAVOUR: Councillors Bell, Burcher, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

DELEGATIONS

Class Environmental Assessment – Notice of Completion for York Trunk Sewer and Paisley and Clyde Reservoir Drinking Water Feeder mains

David McAuley requested that the City consider increasing the EA to include the addition of a "purple pipe" (recycled water distribution system) to recycle water to be used for toilet flushing and floor drains.

Councillor Piper presented Clause 3 that was extracted from the Planning & Building, Engineering and Environment Committee First Consent Report.

Dr. J. Laird

8. Moved by Councillor Piper

Seconded by Councillor Burcher

THAT the Planning & Building, Engineering and Environment report dated January 23, 2012, regarding the Class Environmental Assessment for the York Trunk Sewer and Paisley and Clythe Reservoir Drinking Water Feeder mains be received;

AND THAT staff be authorized to complete the Municipal Class Environmental Assessment process and to proceed with the implementation of the preferred alternatives, as outlined in this report;

AND THAT staff revise the technical memorandum for the Recycled Water Distribution System to consider the potential to supply recycled water for toilet flushing and other non-potable uses in future intensification sites in the downtown and its contribution to meeting water conservation targets outlined City's water Conservation and Efficiency Plan;

AND THAT staff report back to Council regarding the recommendations for the Recycled Water Distribution System prior to implementation of the preferred alternatives;

AND THAT Engineering Services staff work with Parks Maintenance & Development staff to examine the potential for including a trail underpass at Edinburgh Road and Guelph Junction Railway crossing within the preferred sewer and feeder main alignment during the detailed design phase of the sewer and feeder main project.

VOTING IN FAVOUR: Councillors Bell, Burcher, Dennis, Findlay, Furfaro, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

Councillor Kovach retired from the meeting at 7:45 p.m.

Guelph Innovation District Secondary Plan – Preferred Design

Rob Witherspoon, Guelph Turfgrass Institute, provided a brief overview of the operation of the Turfgrass Institute. He thanked staff for addressing their concerns relating to the G.M. Frost Research & Information Centre. He encouraged the green linkages between the Frost Centre and the Arboretum. He also requested recognition and support in the secondary plan for the redevelopment of the Turfgrass Institute. He suggested that the Institute has a significant role to play as a green industry focal point for expansion of the Guelph Agri-Innovation cluster.

Donna Sunter of the Glenholm Drive & Area Landowners Association advised that she wished to have Mario Venditto speak on their behalf.

Mario Venditti spoke on behalf of the Glenholm Drive & Area Landowners Association and advised that the Association is concerned with the mixed employment use on the lands at the southeast corner of Victoria and Stone Roads. He requested that the words “more sensitive” on page 5 of the supplementary report be removed and that a 20 metre green buffer be provided on lands north of Stone Road.

Kirk Simpson requested that the land remain designated as residential until such time that there is an immediate need to re-designate. He questioned the proposal on the basis that there was nothing currently planned for the area. Mr. Simpson expressed concern that the residential area will eventually be crowded out.

Mario Venditti was present on behalf of Pidel Homes, the owner of 728 Victoria Road South and Prior & Sons Trucking owners of 555 Stone Road East. He advised that the property owner supports the designation of mixed use. He expressed concern that the City does not have a lot fabric for this and the neighbouring parcel. He requested that the item be deferred to allow him time to obtain the lot fabric and to meet with the two land owners.

Ken Spira expressed appreciation to staff for taking the Glenholm Drive & Area Landowners concerns into consideration with respect to their land designation. He suggested that the designation would assist in achieving an overall goal of making the development self sustaining with a minimal impact on the environment.

Alex Drolc advised that his parents have lived in the Guelph Innovation District area for a number of years in a self sustaining lifestyle. He advised that there has never been any attempt at creating a quality buffer between their residence and the neighbouring industry. He suggested changes with respect to creating a quality transition area between residential uses and industrial and major uses to the north; additional mitigation measures; and mitigation agreements.

Bryan Folkerson did not address Council.

9. Moved by Councillor Piper
Seconded by Councillor Dennis

THAT Committee Report No. 11-104, dated December 12, 2011 from Planning & Building, Engineering and Environment, regarding the Guelph Innovation District Secondary Plan Preferred Design be received;

AND THAT the Supplementary Council Report No. 12-18, dated January 30, 2012 from Planning & Building, Engineering and Environment, regarding stakeholder concerns and responses be received;

AND THAT Council supports the use of the preferred vision, principles, objectives, design and implementation approach set-out in Planning & Building, Engineering and Environment Report No. 11-104, as amended by Council Report No. 12-18, as the basis for the completion of the Secondary Plan.

10. Moved in Amendment by Councillor Guthrie
Seconded by Councillor Furfaro

THAT staff be directed to work with surrounding residents and other stakeholders where potential buffers would be required to minimize impacts to those identified areas and to establish areas to be addressed both for short term and for long term plans.

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

VOTING AGAINST: (0)

Carried

11. Moved by Councillor Piper
Seconded by Councillor Dennis

THAT Committee Report No. 11-104, dated December 12, 2011 from Planning & Building, Engineering and

Environment, regarding the Guelph Innovation District Secondary Plan Preferred Design be received;

AND THAT the Supplementary Council Report No. 12-18, dated January 30, 2012 from Planning & Building, Engineering and Environment, regarding stakeholder concerns and responses be received;

AND THAT Council supports the use of the preferred vision, principles, objectives, design and implementation approach set-out in Planning & Building, Engineering and Environment Report No. 11-104, as amended by Council Report No. 12-18, as the basis for the completion of the Secondary Plan;

AND THAT staff be directed to work with surrounding residents and other stakeholders where potential buffers would be required to minimize impacts to those identified areas and to establish areas to be addressed both for short term and for long term plans.

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

VOTING AGAINST: (0)

Carried

Envision Guelph: Official Plan Update Phase 3 Revised Draft Policies (OPA 48)

Melissa Aldunate, Senior Policy Planner, delivered a presentation with respect to the Envision Guelph: OPA 48. She advised that the Official Plan review will be completed in three phases. She provided information on the focus areas of Phase 3 outlining the themes of the public submissions received to date and discussed the next steps in relation to future public consultation opportunities.

12. Moved by Councillor Burcher
Seconded by Councillor Hofland

Dr. J. Laird

THAT report 12-11 dated January 30, 2012 from Planning & Building, Engineering and Environment regarding Envision Guelph: Official Plan Update Phase 3 Revised Draft Policies be received.

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

VOTING AGAINST: (0)

Carried

Idling By-law Review

Councillor Findlay presented Clause 2 that was extracted from the Operations & Transit Committee First Consent Report.

Mr. D. McCaughan 13. Moved by Councillor Findlay
Seconded by Councillor Van Hellemond
THAT the Operations & Transit Committee Report OT011202 Idling By-law Review dated January 23, 2012 be received;

AND THAT amendments to the Idling By-law as set out in Operations & Transit Committee Report OT011202 Idling By-law Review dated January 23, 2012 be forwarded to Council for approval.

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

VOTING AGAINST: (0)

Carried

Building By-law

Councillor Piper presented Clause 2 that was extracted from the Planning & Building, Engineering and Environment Committee First Consent Report.

Dr. J. Laird 14. Moved by Councillor Piper
Mr. B. Poole Seconded by Councillor Burcher
THAT By-law Number (2005) – 17771 and its amendments being By-law Numbers (2006)-18027, (2007)-18312, (2009)-18740, (2009)-18788, (2010)-19006, (2011)-19216, (2011)-19308, (2011)-19240 be repealed;

AND THAT Council approve and enact the By-law to be known as the Building By-law.

AND THAT staff report back to the Planning & Building, Engineering and Environment Committee in May with recommendations regarding:

- making the Code of Conduct for Building Officials more accessible to the members of the public; and
- establishing a formal process for complaints falling under the Code of Conduct for Building Officials;

AND THAT staff include a summary of complaints addressed through this process in their annual report.

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

VOTING AGAINST: (0)

Carried

2012 Grant Recommendations

Ms. S. Aram

15. Moved by Councillor Laidlaw
Seconded by Councillor Burcher
THAT the recommendations provide by the Sector Review Groups for receipt of a 2012 City of Guelph grant as outlined in Appendices 1, 2 and 3 of Report FIN-12-01 dated January 30, 2012, with the exception of the Lakeside Church grant, be approved.

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

VOTING AGAINST: (0)

Carried

Ms. S. Aram

16. Moved by Councillor Laidlaw
Seconded by Councillor Hofland
THAT the 2012 City of Guelph grant to Lakeside Church in the amount of \$5,000 be approved.

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

VOTING AGAINST: (0)

Councillor Guthrie did not vote on this item due to his declared potential pecuniary interest.

Carried

Wellington-Dufferin-Guelph Public Board of Health

17. Moved by Councillor Findlay
Seconded by Councillor Hofland
WHEREAS:

1. Council revoked the appointment of its members on the Wellington-Dufferin-Guelph Board of Health on September 26, 2011 because the current functioning and governance of the Board of Health was preventing the City appointed members from Guelph from fulfilling their legislated duties;
2. The City has continued to support and value the importance of public health services to the citizens of Guelph and recognizes its commitments to good governance, accountability and transparency;
3. Council wishes to appoint new members to represent the City on the Wellington-Dufferin-Guelph Board of Health Council and is proposing an approach to assist with the integration of the newly appointed City Board members into the Board of Health Structure to facilitate success for the Board in meeting the Ontario Public Health Organizational Standards (2011) that outline the expectations for effective governance of boards of health and effective management of public health units;
4. Council wishes to work with the Counties of Wellington and Dufferin, the Board of Health and the Ministry of Health and Long-Term Care to develop a long-term partnership arrangement for the health unit;

BE IT RESOLVED:

1. That three members of City Council be appointed to serve on the Wellington-Dufferin-Guelph Board of Health (BOH);
2. That the BOH members appointed by City Council seek approval of the BOH to retain the services of an independent mediator, chosen with the consent of all of the City, the Counties of Dufferin and Wellington and the Chair of the BOH. The mediator shall work with the Board to develop the following:
 - a) A responsive dispute resolution mechanism;
 - b) A non-adversarial environment at BOH meetings;
 - c) A fair provision and process for Council representatives to practice their accountability and transparency in the communication of BOH decisions as appropriate for open and closed meeting reporting;

- d) Consideration of the management options outlined in the Ontario Public Health Organization Standards for the most appropriate management structure for the Board of Health to ensure administrative capacity is provided to both the provision of public health programs and services and administrative/management functions (e.g. financial management, information management, communication strategies, human resource planning and management, program management related to community engagement and responsiveness, risk management and project management), such as the creation of the position of Chief Administrative Officer to assume non health related senior management duties from the Medical Officer of Health; and,
- e) A process and timeline agreed to by the Counties of Dufferin and Wellington, the Board of Health and the Ministry of Health and Long-Term Care to participate in a mediated negotiation to develop an agreement containing, among other things, an updated composition of the Board, an updated governance structure as it relates to the municipalities and a new cost sharing formula.

It was requested that the clauses be voted on separately.

- 18. Moved by Councillor Findlay
Seconded by Councillor Hofland

Ms. A. Pappert

WHEREAS:

- 1. Council revoked the appointment of its members on the Wellington-Dufferin-Guelph Board of Health on September 26, 2011 because the current functioning and governance of the Board of Health was preventing the City appointed members from Guelph from fulfilling their legislated duties;
- 2. The City has continued to support and value the importance of public health services to the citizens of Guelph and recognizes its commitments to good governance, accountability and transparency;
- 3. Council wishes to appoint new members to represent the City on the Wellington-Dufferin-Guelph Board of Health Council and is proposing an approach to assist with the integration of the newly appointed City Board members into the Board of Health Structure to facilitate success for the Board in meeting the Ontario Public Health Organizational Standards (2011) that outline the expectations for

effective governance of boards of health and effective management of public health units;

4. Council wishes to work with the Counties of Wellington and Dufferin, the Board of Health and the Ministry of Health and Long-Term Care to develop a long-term partnership arrangement for the health unit;

BE IT RESOLVED:

1. That three members of City Council be appointed to serve on the Wellington-Dufferin-Guelph Board of Health (BOH);

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

VOTING AGAINST: (0)

Carried

Ms. A. Pappert

19. Moved by Councillor Findlay
Seconded by Councillor Hofland
2. That the BOH members appointed by City Council seek approval of the BOH to retain the services of an independent mediator, chosen with the consent of all of the City, the Counties of Dufferin and Wellington and the Chair of the BOH. The mediator shall work with the Board to develop the following:
 - a) A responsive dispute resolution mechanism;

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

VOTING AGAINST: Councillor Van Hellemond (1)

Carried

Ms. A. Pappert

20. Moved by Councillor Findlay
Seconded by Councillor Hofland
The mediator shall work with the Board to develop the following:
 - b) A non-adversarial environment at BOH meetings;

VOTING IN FAVOUR: Councillors Bell, Burcher, Dennis, Findlay, Hofland, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (10)

VOTING AGAINST: Councillors Furfaro and Guthrie (2)

Carried

Ms. A. Pappert

21. Moved by Councilor Findlay
Seconded by Councillor Hofland

The mediator shall work with the Board to develop the following:

- c) A fair provision and process for Council representatives to practice their accountability and transparency in the communication of BOH decisions as appropriate for open and closed meeting reporting;

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

VOTING AGAINST: (0)

Carried

Ms. A. Pappert

22. Moved by Councillor Findlay
Seconded by Councillor Hofland

The mediator shall work with the Board to develop the following:

- d) Consideration of the management options outlined in the Ontario Public Health Organization Standards for the most appropriate management structure for the Board of Health to ensure administrative capacity is provided to both the provision of public health programs and services and administrative/management functions (e.g. financial management, information management, communication strategies, human resource planning and management, program management related to community engagement and responsiveness, risk management and project management), such as the creation of the position of Chief Administrative Officer to assume non health related senior management duties from the Medical Officer of Health; and,

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

VOTING AGAINST: Councillor Bell (1)

Carried

Ms. A. Pappert 23. Moved by Councillor Findlay
Seconded by Councillor Hofland
The mediator shall work with the Board to develop the following:

- e) A process and timeline agreed to by the Counties of Dufferin and Wellington, the Board of Health and the Ministry of Health and Long-Term Care to participate in a mediated negotiation to develop an agreement containing, among other things, an updated composition of the Board, an updated governance structure as it relates to the municipalities and a new cost sharing formula.

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

VOTING AGAINST: Councillor Bell (1)

Carried

Zoning By-law Amendment Number (2010)-19076 – OMB Appeals

Dr. J. Laird 24. Moved by Councillor Piper
Ms. D. Jaques Seconded by Councillor Burcher
Mr. B. Labelle THAT Zoning By-law Amendment Number (2010)-19076 is repealed, and staff shall take any necessary actions arising from such repeal, including taking steps to terminate the Appeals of the by-law currently before the Ontario Municipal Board;

AND THAT staff be directed to bring forward at a subsequent Council meeting, a by-law repealing Interim Control By-law Number (2010)-19019.

AND THAT staff be directed to proceed forthwith with development of a Shared Rental Housing Licencing program for Council's consideration, including consultation with the Ontario Human Rights Commission.

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

VOTING AGAINST: (0)

Carried

BY-LAWS

25. Moved by Councillor Piper
Seconded by Councillor Wettstein
THAT By-laws Numbered (2012)-19327 to (2012)-19335,
inclusive, are hereby passed.

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

VOTING AGAINST: (0)

Carried

MAYOR'S ANNOUNCEMENTS

Councillor Guthrie advised that he and Councillor Kovach
will be holding a Ward 4 town hall meeting on February
1st, 7 p.m. – 8:30 p.m. at the West End Recreation
Centre.

NOTICE OF MOTION

Councillor Bell advised that he will be presenting a notice
of motion at a future Council meeting with respect to
street vending at the transit terminal.

ADJOURNMENT

The meeting adjourned at 9:30 o'clock p.m.

Minutes read and confirmed February 27, 2012.

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Mayor

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Clerk