

Council Caucus Room  
April 26, 2010 6:00 p.m.

**A meeting of Guelph City Council.**

Present: Mayor Farbridge, Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury and Wettstein

Staff Present: Mr. M. Amorosi, Director of Human Resources; Chief S. Armstrong, Director of Emergency Services; Dr. J. Laird, Director of Environmental Services; Mr. D. McCaughan, Director of Operations; Ms. M. Neubauer, Director of Finance; Ms. A. Pappert, Director of Community Services; Ms. L.E. Payne, Director of Corporate Services/City Solicitor; Mr. J. Riddell, Director of Community Design and Development Services; Mrs. L.A. Giles, Director of Information Services/City Clerk; and Ms. J. Sweeney, Council Committee Co-ordinator

1. Moved by Councillor Farrelly  
Seconded by Councillor Burcher  
THAT the Council of the City of Guelph now hold a meeting that is closed to the public with respect to:

**Citizen Appointments to the Guelph Junction Railway Board of Directors**

S. 239 (2) (b) Personal matters about an identifiable individual.

**Citizen Appointments to the Guelph Sports Hall of Fame Board of Directors**

S. 239 (2) (b) Personal matters about an identifiable individual.

**Labour Relations or Employee Negotiations – Emergency Services**

S. 239 (2)(d) Labour Relations or Employee Negotiations

**Proposed Land Disposition**

S. 239 (2) (c) Proposed or Pending Acquisition or Disposition of Land

**Proposed Land Acquisition**

S. 239 (2) (c) Proposed or Pending Acquisition or Disposition of Land

Carried

The meeting adjourned at 6:01 o'clock p.m.

.....  
Mayor

.....  
Clerk

Council Caucus Room  
April 26, 2010 6:02 p.m.

**A meeting of Guelph City Council closed to the public.**

Present: Mayor Farbridge, Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury and Wettstein

Staff Present: Mr. M. Amorosi, Director of Human Resources; Chief S. Armstrong, Director of Emergency Services; Dr. J. Laird, Director of Environmental Services; Mr. D. McCaughan, Director of Operations; Ms. M. Neubauer, Director of Finance; Ms. A. Pappert, Director of Community Services; Ms. L.E. Payne, Director of Corporate Services/City Solicitor; Mr. J. Riddell, Director of Community Design and Development Services; Mrs. L.A. Giles, Director of Information Services/City Clerk; and Ms. J. Sweeney, Council Committee Co-ordinator

**DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT**

There were no declarations.

**Personal matters about an identifiable individual.**

1. Moved by Councillor Kovach  
Seconded by Councillor Findlay  
THAT Jackie Wojcicki be appointed to the Board of Trustees of the Elliot Community for a one year term expiring November 2010.

REPORT

Carried

**Personal matters about an identifiable individual.**

REPORT

2. Moved by Councillor Hofland  
 Seconded by Councillor Piper  
 THAT Sandra Pitts and Brian Tatarnic be appointed to the Guelph Sports Hall of Fame Board of Directors for a term ending November, 2010.

Carried

**Labour Relations or Employee Negotiations**

The Director of Human Resources provided an update with respect to fire negotiations.

**Proposed or Pending Acquisition or Disposition of Land**

Ms. L.E. Payne

3. Moved by Councillor Burcher  
 Seconded by Councillor Piper  
 THAT the closed meeting report of the Director of Corporate Services/City Solicitor dated April 12, 2010 with respect to a potential disposition of property be received for information.

Carried

**Proposed or Pending Acquisition or Disposition of Land**

Ms. L.E. Payne

4. Moved by Councillor Hofland  
 Seconded by Councillor Billings  
 THAT the closed meeting report of the Manager of Realty Services dated April 12, 2010 regarding the potential acquisition of land, be received.

Carried

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

.....  
 Mayor

.....  
 Clerk

**Council reconvened in formal session at 7:00 p.m.**

Present: Mayor Farbridge, Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury and Wettstein

Staff Present: Mr. M. Amorosi, Director of Human Resources; Dr. J. Laird, Director of Environmental Services; Mr. D. McCaughan, Director of Operations; Ms. M. Neubauer, Director of Finance; Ms. A. Pappert, Director of Community Services; Ms. L.E. Payne, Director of Corporate Services/City Solicitor; Mr. J. Riddell, Director of Community Design and Development Services; Mr. P. Cartwright, General Manager of Economic Development & Tourism; Mrs. L.A. Giles, Director of Information Services/City Clerk; and Ms. J. Sweeney, Council Committee Co-ordinator

**DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT**

Councillor Bell declared a possible pecuniary interest with regards to the Emergency Services, Community Services & Operations Committee recommendation with respect to follow-up relating to Arthur-King-Queen Traffic Calming because he resides in the area and did not discuss or vote on the matter.

Councillor Farrelly declared a possible pecuniary interest with regards to the Emergency Services, Community Services & Operations Committee recommendation with respect to follow-up relating to Arthur-King-Queen Traffic Calming because he resides in the area and did not discuss or vote on the matter.

**PRESENTATIONS**

The Mayor presented City of Guelph medals the following members of the Guelph U14 Tween AA Ringette team in recognition of winning the gold medal at the Ontario Provincial Championships: Emily Ferguson, Abby Richardson, Halli Berry, Meghan Lanteigne, Megan Stultz, Carissa Habermehl, Nicole Evans, Brianna Gartley, Taylor Jarvis, Maddison Murch, Jessica Mezenberg, Moira Davidson, Colleen Scott, Kate Worthen, Craig Richardson – Head Coach, John Mezenberg – Assistant Coach, Trish Scott – Assistant Coach/Manager, Margaret Lanteigne – Assistant Coach, Connie Murch – Assistant Coach

1. Moved by Councillor Bell  
Seconded by Councillor Wettstein  
THAT the minutes of the Council meetings held on March 22 and April 6 , 2010 and the minutes of the Council meetings held in Committee of the Whole on March 22 and April 6, 2010 be confirmed as recorded and without being read.

Carried

### **CONSENT REPORTS AND AGENDAS**

The following items were extracted from the Community Development & Environmental Services Committee Third Consent Report to be voted on separately:

- CDES-2 Guelph Transportation Terminal: Purchase of 72 Farquhar Street Property by Metrolinx-GO
- CDES-5 Sale of Greenhouse Gas Credits from Eastview Landfill
- CDES-6 Election Signs
- CDES-7 Recommended Terms and Conditions for a Proposed Agreement with the Regional Municipality of Waterloo to Process Organic Material at Guelph's New Organic Waste Processing Facility (OWPF)

### **Councillor Piper presented the balance of the Community Development & Environmental Services Committee Third Consent Report.**

2. Moved by Councillor Piper  
Seconded by Councillor Burcher  
THAT the balance of the April 26, 2010 Community Development & Environmental Services Committee Third Consent Report as identified below, be adopted:

- a) **Westminster Woods Phase 3 Parkette Master Plan**

Mr. J. Riddell

THAT the Community Design and Development Services Report 10-27 dated April 19, 2010, pertaining to the Conceptual Master Plan for the Westminster Wood Phase 3 Parkette, be received;

AND THAT the Conceptual Master Plan for the Westminster Wood Phase 3 Parkette, as noted in Appendix 2 of the Community Design and Development Services Report 10-27 dated April 19, 2010, be approved;

AND THAT staff be directed to proceed with the implementation of the Westminster Wood Phase 3 Parkette Conceptual Master Plan.

b) **Morningcrest Subdivision Neighbourhood Park Master Plan**

Mr. J. Riddell

THAT the Community Design and Development Services Report 10-21 dated April 19, 2010, pertaining to the proposed master plan for the Morningcrest Subdivision Neighbourhood Park, be received;

AND THAT the Master Plan for the development of the Park, as proposed in Appendix 2 of the Community Design and Development Services Report 10-21 dated April 19, 2010, be approved;

AND THAT staff be directed to proceed with the implementation of Morningcrest Subdivision Neighbourhood Park Master Plan.

c) **City of Guelph Private Lead Service Line Replacement Grant Program**

Dr. J. Laird

THAT Council, as part of the City's overall Program to Reduce Lead in Municipal Drinking Water, approves the Pilot Private Lead Service Line Replacement Grant Program to further reduce health risk through encouraging homeowners to replace lead water service lines, and to ensure City compliance with the lead reduction requirements outlined in the Provincial Regulation 170/03;

AND THAT Waterworks staff report to Council on the effectiveness of the Pilot Private Lead Service Replacement Grant Program in the spring of 2011.

AND THAT staff report back on the matter of eligibility for non-residential and rental property owners.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

The following items were extracted from the Emergency Services, Community Services & Operations Committee Third Consent Report to be voted on separately:

- ECO-3 Ontario Street Road Narrowing – Follow-Up Report
- ECO-4 Follow-Up Arthur-King-Queen Traffic Calming
- ECO-6 Community Gardens Pilot Site Approval

**Councillor Findlay presented the balance of the Emergency Services, Community Services & Operations Committee Third Consent Report.**

3. Moved by Councillor Findlay  
Seconded by Councillor Laidlaw  
THAT the balance of the April 26, 2010 Emergency Services, Community Services & Operations Committee Third Consent Report as identified below, be adopted:

a) **River Run Centre Capital Project RR0031**

Ms. A. Pappert  
Ms. M. Neubauer

THAT as per Report #CS-CU-1009, the previously approved funding of \$20,000 for Capital Project RR0031 be reallocated for the installation of wireless network at the River Run Centre.

b) **Dialogue with Potential Interregional Partners**

Ms. A. Pappert

THAT staff be encouraged to dialogue with interregional providers and colleagues in other cities and towns, for the purpose of exploring innovative new ways to partner on transit services, prior to the presentation of recommendations of the Transit Growth Strategy.

c) **Noise Control By-law Exemption Request: Ministry of Transportation of Ontario – Highway 6 (Hanlon Expressway) Intersection Improvements**

Mr. D. McCaughan  
Mr. D. Godfrey

THAT an exemption from Schedule "A" of the Noise Control By-law (2000)-16366, as amended, from April 27, 2010 until November 15, 2010 and April 1, 2011 until November 15, 2011 between the times 7:00 p.m. to 7:00 a.m. Monday through Friday, 7:00 p.m. to 9:00 a.m. on Saturdays and at all times on Sundays and Holidays be granted to the Ministry of Transportation of Ontario to permit noise associated with the road reconstruction improvements to be undertaken on Highway 6 (Hanlon Expressway);

AND THAT MTO be asked to provide on-site contact information to our City staff to manage communications if any concerns arise.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

### **Follow-Up Arthur-King-Queen Traffic Calming**

Mr. D. McCaughan  
Mr. I. Panabaker

4. Moved by Councillor Findlay  
Seconded by councilor Laidlaw

THAT Staff be directed to take action as it deems necessary to mitigate any negative traffic impacts that may arise in the King/Queen/Arthur Streets neighbourhood as a result of the execution of the ISF projects;

AND THAT staff be directed to work with the King/Queen/Arthur Street neighbourhood to collect and assess traffic data at an appropriate time following the conclusion of the ISF projects and as the neighbourhood further develops;

AND THAT the Urban Design Programme Manager be urged to be cognizant of traffic impacts on neighbourhoods surrounding the downtown core when establishing the Downtown Secondary Plan.

VOTING IN FAVOUR: Councillors Beard, Billings, Burcher, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (11)

VOTING AGAINST: (0)

Councillors Bell and Farrelly did not vote on the matter due to their declared possible pecuniary interest.

Carried

The following items were extracted from the Finance, Administration & Corporate Services Committee Third Consent Report to be voted on separately:

- FACS-1 City of Guelph – Prosperity 2020: Strategic Directions for Economic Development & Tourism
- FACS-4 City-Owned Properties at 152-158 and 160-164 Wyndham Street North: Baker Street Redevelopment / New Central Library Project
- FACS-5 Notice from Upper Grand District School Board Proposal to Dispose of College Avenue Public School - -95 College Avenue West
- FACS-6 2010 Property Tax Policy

**Councillor Beard presented the balance of the Finance, Administration & Corporate Services Committee Third Consent Report.**



5. Moved by Councillor Beard  
Seconded by Councillor Wettstein  
THAT the balance of the April 26, 2010 Finance,  
Administration & Corporate Services Committee Third  
Consent Report as identified below, be adopted:

a) **Annual Report on 2009 Building Permit Fees,  
Costs and Building Stabilization Reserve Fund**

Mr. J. Riddell  
Ms. M. Neubauer

THAT the Annual Report (No. 10-24) on 2009 Building  
Permit Fees, Costs and Building Stabilization Reserve Fund  
from the Community Design and Development Services  
Department dated April 12, 2010, be received;

AND THAT the Building Stabilization Reserve Fund Policy  
(#188) be revised and adopted as Schedule 1 attached.

b) **Ingram Farmhouse Property**

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

THAT staff be directed to offer the Ingram Farmhouse  
property for sale in the open market and report back to  
Council, in-camera, with the results and  
recommendations;

AND THAT staff be directed to request that Heritage  
Guelph prepare the necessary information in regard to  
designating the Ingram Farmhouse and property under  
the Ontario Heritage Act;

AND THAT staff be directed to proceed with the work and  
public process necessary to develop a draft Park Master  
Plan for the remaining lands at 80 Simmonds Drive and  
report back to Council with the results.

c) **2010 Budget Adjustments Update – Shared  
Services**

Ms. M. Neubauer

That the report of the Director of Finance entitled '2010  
Budget Adjustments Update', dated April 12, 2010 be  
received for information purposes.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings,  
Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw,  
Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

**Mayor Farbridge presented the Governance  
Committee Third Consent Report.**

6. Moved by Councillor Kovach  
Seconded by Councillor Burcher  
THAT the April 26, 2010, Governance Committee Third Consent Report as identified below, be adopted:

a) **Municipal Election Compliance Audit Committee**

Mrs. L.A. Giles

THAT the Municipal Election Compliance Audit Committee Mandate and Charter, as set out in Schedule 2 attached, be approved and adopted;

AND THAT the City Clerk be directed to commence the recruitment process for appointees to a Municipal Election Compliance Audit Committee as required under the *Municipal Elections Act, 1996*.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

**Councillor Laidlaw presented the Social Services & Housing Committee Third Consent Report.**

7. Moved by Councillor Laidlaw  
Seconded by Councillor Hofland  
THAT the April 26, 2010 Social Services & Housing Committee Third Consent Report as identified below, be adopted:

a) **Guelph Non-Profit Housing Corporation Paisley Road Project**

Mrs. L.A. Giles  
Mr. H. Loewig  
Mr. M. Amorosi  
Ms. M. Neubauer

THAT the Committee formally acknowledge with gratitude, the contributions of Liz Sandals, MPP and the Provincial Government towards the provision of interim financial assistance for the Guelph Non Profit Housing Corporation's Paisley Road Project;

AND THAT the City of Guelph request the Guelph Non Profit Housing Corporation, in conjunction with the Consolidated Municipal Service Manager, to develop a financial strategy prior to 2011 to address future operating deficits.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

**Councillor Kovach presented the Council as Committee of the Whole Fourth Consent Report.**

8. Moved by Councillor Kovach  
Seconded by Councillor Laidlaw

THAT the April 26, 2010 Council as Committee of the Whole Fourth Consent Report as identified below, be adopted:

a) **Citizen Appointments to the Guelph Junction Railway Board of Directors**

Mrs. L.A. Giles

THAT Council confirms the reappointment of John Carroll to the Guelph Junction Railway Board of Directors for a three year term expiring November 2012.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

**Consent Agenda**

The following item was extracted from the April 26, 2010 Consent Agenda to be voted on separately:

- A-1 Re-Election of Councillor Burcher to the FCM Board of Directors

9. Moved by Councillor Billings  
Seconded by Councillor Burcher

THAT the balance of the April 26, 2010 Council Consent Agenda as identified below, be adopted:

a) **Proposed Demolition of 384 Crawley Road**

Mr. J. Riddell  
Mr. B. Poole

THAT Report 10-44 regarding the proposed demolition of a detached dwelling at 384 Crawley Road, City of Guelph, from Community Design and Development Services dated March 22, 2010, be received;

AND THAT the proposed demolition of the detached dwelling at 394 Crawley Road, be approved.

Mr. J. Riddell  
Ms. M. Neubauer

b) **Annual Asphalt, Contract No. 2-1001**

THAT the tender of Capital Paving Inc., Guelph be accepted and that the Mayor and Clerk be authorized to sign the agreement for Contract 2-1001 for the Annual Asphalt Contract for a total tendered price of \$3,834,060.01 with actual payment to be made in accordance with the terms of the contract.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

**DELEGATIONS**

**Guelph Transportation Terminal: Purchase of 72 Farquhar Street Property by Metrolinx-GO**

Susan Ratcliffe, President of Architectural Conservancy of Ontario – Guelph & Wellington Branch was present and requested that the City defer their decision with respect to a Transportation Terminal at 72 Farquhar Street for 60 days and to leave the property on the City's Municipal Register of Cultural Heritage Properties during that time. She advised that this time would allow for extra investigation into the best use for the site and possible adaptive reuse of the building.

**Councillor Piper presented Clause 2 that was extracted from the Community Development & Environmental Services Committee Third Consent Report.**

10. Moved by Councillor Piper  
Seconded by Councillor Burcher

THAT the Community Development and Environmental Services Committee Report 10-52, dated April 19, 2010, entitled 'Guelph Transportation Terminal: Purchase of 72 Farquhar Street Property by Metrolinx-GO' be received;

AND THAT Council support the redevelopment of the 72 Farquhar Street site by Metrolinx-GO for the sole purpose of providing south side station and access facilities as part of Guelph's Transportation Terminal, while retaining the Drill Hall building due to its significant cultural heritage value;

AND THAT Council request Metrolinx-GO, prior to purchasing the property at 72 Farquhar Street, to confirm in writing that (a) the redevelopment of the subject property shall be for the sole purpose of providing south side station, pedestrian, vehicular access, and ancillary use facilities for Metrolinx-GO Transit and Via Rail as part of Guelph's Transportation Terminal; (b) at the time of redevelopment Metrolinx-GO will carry out the detachment of the Drill Hall building from the remainder of the building complex and provide for the retention and rehabilitation of the Drill Hall in an integrated means which considers adaptive reuse of the Drill Hall; and (c) Metrolinx-GO will undertake the redevelopment of the site at 72 Farquhar Street, including site design and urban design in keeping with its function as a station facility to be considered with the goals of the Downtown Secondary Plan in consultation with the City;

AND THAT Metrolinx-GO enter into discussions regarding establishing collaborative community partnerships of an adaptive reuse of the Drill Hall property either on a lease basis or a severance basis.

AND THAT Council authorize staff, upon receipt of confirmation from Metrolinx-GO, to amend the description of the heritage attributes, pertaining to 72 Farquhar Street in the City's *Municipal Register of Cultural Heritage Properties* as a non-designated property, to include only the reference to the Drill Hall building (Section 1) on the property and remove all references to Sections 2, 3, 4 and 5 of the building complex as identified in this Report.

11. Moved in Amendment by Councillor Salisbury  
Seconded by Councillor Kovach  
THAT in the third paragraph the word "request" be changed to "require".

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury and Mayor Farbridge (12)

VOTING AGAINST: Councillor Wettstein (1)

Carried

12. Moved by Councillor Piper  
Seconded by Councillor Burcher  
THAT the Community Development and Environmental Services Committee Report 10-52, dated April 19, 2010, entitled 'Guelph Transportation Terminal: Purchase of 72 Farquhar Street Property by Metrolinx-GO' be received;

Mr. J. Riddell

AND THAT Council support the redevelopment of the 72 Farquhar Street site by Metrolinx-GO for the sole purpose of providing south side station and access facilities as part of Guelph's Transportation Terminal, while retaining the Drill Hall building due to its significant cultural heritage value;

AND THAT Council require Metrolinx-GO, prior to purchasing the property at 72 Farquhar Street, to confirm in writing that (a) the redevelopment of the subject property shall be for the sole purpose of providing south side station, pedestrian, vehicular access, and ancillary use facilities for Metrolinx-GO Transit and Via Rail as part of Guelph's Transportation Terminal; (b) at the time of redevelopment Metrolinx-GO will carry out the detachment of the Drill Hall building from the remainder of the building complex and provide for the retention and rehabilitation of the Drill Hall in an integrated means which considers adaptive reuse of the Drill Hall; and (c) Metrolinx-GO will undertake the redevelopment of the site at 72 Farquhar Street, including site design and urban design in keeping with its function as a station facility to be considered with the goals of the Downtown Secondary Plan in consultation with the City;

AND THAT Metrolinx-GO enter into discussions regarding establishing collaborative community partnerships of an adaptive reuse of the Drill Hall property either on a lease basis or a severance basis.

AND THAT Council authorize staff, upon receipt of confirmation from Metrolinx-GO, to amend the description of the heritage attributes, pertaining to 72 Farquhar Street in the City's *Municipal Register of Cultural Heritage Properties* as a non-designated property, to include only the reference to the Drill Hall building (Section 1) on the property and remove all references to Sections 2, 3, 4 and 5 of the building complex as identified in this Report.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

### **Ontario Street Road Narrowing – Follow-Up Report**

Annette Stocco was present with respect to Ontario Street road narrowing. She suggested that the information gathered does not warrant traffic calming and that traffic is decreasing in the area. She requested that the City

explore a collaborative decision making process that would result in the best for the community.

Antonio Leo suggested that traffic calming measures were not needed in the past when the area was thriving and they are not needed now. He provided a brief history on the money received from Owens Corning for the construction of the traffic calming bump out. He requested that Council vote for what would be the best for the neighbourhood.

Rosalba Stocco advised that she would support the neighbourhood being resurveyed.

Renato Cardone suggested that the bump out does not really work and gives the children a false sense of security. He expressed concern with respect to the survey results as a large number of residences in the area are rentals. He suggested that the bump out be left for 1-2 years to see how it works and then resurvey the neighbourhood.

**Councillor Findlay presented Clause 3 that was extracted from the Emergency Services, Community Services & Operations Committee Third Consent Report.**

13. Moved by Councillor Findlay  
Seconded by Councillor Laidlaw

THAT the road narrowing at the intersection of Ontario Street and Wood Street be retained;

AND THAT staff be directed to review and report back to Committee on whether or not the road narrowing should be retained at the time that Tytler Public School closes;

AND THAT the traffic signage and pavement marking changes as outlined in the report of the Director of Operations dated March 15, 2010 be implemented.

14. Moved in Amendment by Councillor Bell  
Seconded by Councillor Farrelly

THAT the following be added to the end of the second clause "or in two (2) years, whichever is less."

VOTING IN FAVOUR: Councillors Bell, Burcher, Farrelly, Findlay, Hofland, Piper, Wettstein and Mayor Farbridge (8)

VOTING AGAINST: Councillors Beard, Billings, Kovach, Laidlaw and Salisbury (5)

Carried

Mr. D. McCaughan 15. Moved by Councillor Findlay  
Seconded by Councillor Laidlaw  
THAT the road narrowing at the intersection of Ontario Street and Wood Street be retained;

AND THAT staff be directed to review and report back to Committee on whether or not the road narrowing should be retained at the time that Tytler Public School closes or in two (2) years, whichever is less;

AND THAT the traffic signage and pavement marking changes as outlined in the report of the Director of Operations dated March 15, 2010 be implemented.

VOTING IN FAVOUR: Councillors Beard, Bell, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (12)

VOTING AGAINST: Councillor Billings (1)

Carried

### **City of Guelph – Prosperity 2020: Strategic Directions for Economic Development & Tourism**

Jim Mairs, Senior Business Development Specialist/Assistant Manager Manufacturing Sector, advised that the document Prosperity 2020 will assist in achieving a diverse and prosperous local economy. He provided background information on the on development of the document and the participation of the Mayor's Task Force on the Economy and the Guelph Economic Development Advisory Committee.

John Genest of Malone Given Parsons Ltd. outlined the process in the development of the document Prosperity 2020. He advised of the key findings in phase 1 with respect to the economic base analysis. He outlined phase 2 strategic directions which focus on investment on growth in selected sectors.

Lloyd Longfield was present on behalf of the Mayor's Task Force / Chamber of Commerce and advised of the group's participation in the formulation of the document. He advised that he would like to see the work continue to the next level.

Carol Tyler, Chair of the Guelph Economic Development Advisory Committee advised that the Committee was highly involved in the development of the document and are interested in continuing to work with Council, staff and



the community on the implementation of the strategic directions in Prosperity 2020.

**Councillor Beard presented Clause 1 that was extracted from the Finance, Administration & Corporate Services Committee Third Consent Report.**

Mr. P. Cartwright

16. Moved by Councillor Beard

Seconded by Councillor Wettstein

THAT the Finance and Corporate Services Report dated April 12, 2010, regarding the City of Guelph – Prosperity 2020: Strategic Directions for Economic Development and Tourism report from Economic Development & Tourism Services, be received;

AND THAT Guelph City Council accepts the strategic directions and recommendations contained in the City of Guelph – Prosperity 2020: Strategic Directions for Economic Development and Tourism report dated March 2010;

AND THAT Economic Development & Tourism Services be directed to use the City of Guelph – Prosperity 2020: Strategic Directions for Economic Development and Tourism report dated March 2010 to manage and guide its on-going economic development and tourism activities;

AND THAT Economic Development & Tourism staff be directed to present to Guelph City Council for approval, a vision for Guelph's economic development and tourism future to 2020; and to identify to Guelph City Council, 5-7 specific actions for immediate attention and implementation, by no later than June 30, 2010;

AND THAT Economic Development & Tourism staff be directed to present to Guelph City Council for approval a business plan – complete with detailed actions/tasks, timelines, roles and responsibilities, financial and other resources required and performance/monitoring measures, by no later than September 30, 2010;

AND THAT the Guelph Economic Development Advisory Committee continue to provide input and advice to staff in implementing the strategic directions and to provide a semi-annual report to Council on the implementation and achievements of the strategy;

AND THAT Guelph City Council extends its appreciation to the members of the Mayor's Task Force on the Economy and the Guelph Economic Development Advisory

Committee for their efforts and input into the strategy over the past year.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

**Sale of Greenhouse Gas Credits from Eastview Landfill**

**Councillor Piper presented Clause 5 that was extracted from the Community Development & Environmental Services Committee Third Consent Report.**

17. Moved by Councillor Piper  
Seconded by Councillor Burcher

THAT the Mayor and Clerk be authorized to enter into a contract with The Greening Canada Fund and L21 Financial Solutions to sell Greenhouse Gas Credits, subject to the satisfaction of the Director of Corporate Services/ City Solicitor and the Director of Environmental Services;

AND THAT the funds from the sale of Green House Gas (GHG) credits in 2010 be used to fund infrastructure replacements/site upgrades associated with improving and securing the Eastview Landfill Methane Collection system with the balance used to reduce the tax-supported operating budget.

18. Moved in Amendment by Councillor Billings  
Seconded by Councillor Kovach

THAT staff report back to Council following Phase 2.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

19. Moved by Councillor Piper  
Seconded by Councillor Burcher

THAT the Mayor and Clerk be authorized to enter into a contract with The Greening Canada Fund and L21 Financial Solutions to sell Greenhouse Gas Credits, subject

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

to the satisfaction of the Director of Corporate Services/  
City Solicitor and the Director of Environmental Services;

AND THAT the funds from the sale of Green House Gas (GHG) credits in 2010 be used to fund infrastructure replacements/site upgrades associated with improving and securing the Eastview Landfill Methane Collection system with the balance used to reduce the tax-supported operating budget;

AND THAT staff report back to Council following Phase 2.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

### **Election Signs**

**Councillor Piper presented Clause 6 that was extracted from the Community Development & Environmental Services Committee Third Consent Report.**

20. Moved by Councillor Piper  
Seconded by Councillor Burcher

THAT no further action be taken to reduce and minimize the proliferation of all election signs on private and public properties.

21. Moved by Councillor Salisbury  
Seconded by Councillor Beard

THAT the matter of reducing and minimizing the proliferation of all election signs on private and public properties be deferred until 2011 and considered during the 2011 priority planning session.

Mr. J. Riddell  
Ms. B. Boisvert

VOTING IN FAVOUR: Councillors Beard, Burcher, Farrelly, Piper, Salisbury, Wettstein and Mayor Farbridge (7)

VOTING AGAINST: Councillors Bell, Billings, Findlay, Hofland, Kovach and Laidlaw (6)

Carried

**Recommended Terms and Conditions for a Proposed Agreement with the Regional Municipality of Waterloo to Process Organic Material at Guelph's New Organic Waste Processing Facility (OWPF)**

**Councillor Piper presented Clause 7 that was extracted from the Community Development & Environmental Services Committee Third Consent Report.**

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

22. Moved by Councillor Piper  
Seconded by Councillor Burcher

THAT the Mayor and Clerk be authorized to enter into an agreement with the Regional Municipality of Waterloo to process 20,000 tonnes of organic material per year commencing October 2013, as described in the report dated April 19, 2010 from the Director of Environmental Services, subject to the satisfaction of the Director of Corporate Services/City Solicitor and the Director of Environmental Services.

VOTING IN FAVOUR: Councillors Beard, Bell, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (12)

VOTING AGAINST: Councillor Billings (1)

Carried

**Community Gardens Pilot Site Approval**

**Councillor Findlay presented Clause 6 that was extracted from the Emergency Services, Community Services & Operations Committee Third Consent Report.**

Ms. A. Pappert

23. Moved by Councillor Findlay  
Seconded by Councillor Laidlaw

THAT the Community Services Report # CS-IS-1008 dated April 19, 2010 related to Community Gardens be received;

AND THAT City Council support the location of two pilot community gardens, one in Peter Misersky Park and the other in Norm Jary Park as set out in Appendix B and Appendix E, respectively, of the Community Services Report # CS-IS-1008 dated April 19, 2010 for a two year trial period commencing in the spring of 2010 and ending after the harvest in the fall of 2011;

AND THAT staff be directed to work with the associated neighbourhood groups, the Upper Grand District School Board (UGDSB), and community garden volunteers to support the implementation of the pilot community gardens and including gardens to be located at Brant Avenue School and the UGDSB Lot at 170 Stephanie Drive

subject to available resources within the approved 2010 operating budgets;

AND THAT staff report back on the results of the community gardens program following the end of the pilot.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

**City-Owned Properties at 152-158 and 160-164 Wyndham Street North: Baker Street Redevelopment / New Central Library Project**

**Councillor Beard presented Clause 4 that was extracted from the Finance, Administration & Corporate Services Committee Third Consent Report.**

24. Moved by Councillor Beard  
Seconded by Councillor Wettstein

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

THAT staff be directed to proceed to take the steps necessary to demolish the buildings at 152-158 and 160-164 Wyndham Street North and establish a parking lot in the interim period leading up to the development of the new central library;

AND THAT Council authorizes the issuance of a demolition permit in respect of 160-164 Wyndham Street North, pursuant to By-law (1988)-12922 and Section 33 of the Planning Act.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (11)

VOTING AGAINST: Councillors Billings and Kovach (2)

Carried

**Notice from Upper Grand District School Board Proposal to Dispose of College Avenue Public School – 195 College Avenue West**

Ms. L.E. Payne

25. Moved by Councillor Beard  
Seconded by Councillor Wettstein

THAT in respect of the proposal by the Upper Grand District School Board to dispose of its College Avenue Public School at 195 College Avenue West, that staff be directed to respond to the Board indicating that:

- (a) The City does have an interest in acquiring this property;

AND THAT, in respect of the proposal by Wellington-Dufferin-Guelph Public Health (WDGPH) to establish a new permanent facility in Guelph, that WDGPH be required to provide the following in support of its proposal and prior to staff returning to Council with recommendations regarding the possible purchase of 195 College Avenue property;

- (a) An independent and professionally prepared Needs/Facilities Study that provides an objective assessment all of its facility needs over a 20 year period and specifically identifies the needs and estimated capital and operating costs associated with a new facility in Guelph. The Study shall consider the option of reusing the existing building at 195 College Avenue West both on an interim and permanent basis. Professional staff from the City and County partners shall be involved during the development of the Needs/Facilities Study.
- (b) WDGPH shall formally seek funding for the proposed facility from the Province and provide a written response from the Province in that regard.
- (c) WDGPH shall formally seek proportionate shares of funding for the proposed facility from the Counties of Wellington and Dufferin. WDGPH to confirm from the Counties that the partner's share of closing costs will be remitted to the City in trust prior to completion of the purchase of 195 College Avenue West.
- (d) WDGPH shall disclose the amounts and availability of any funds or reserves being held by WDGPH for capital improvements, renovations, leasehold improvements, or the like.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (12

VOTING AGAINST: Councillor Laidlaw (1)

Carried

26. Moved by Councillor Piper  
Seconded by Councillor Burcher  
THAT the Procedural By-law be suspended to allow for Council to continue beyond 11 p.m.

Carried

### **2010 Property Tax Policy**

**Councillor Beard presented Clause 7 that was extracted from the Finance, Administration & Corporate Services Committee Third Consent Report.**

27. Moved by Councillor Beard  
Seconded by Councillor Wettstein  
THAT the following tax policies be incorporated into the tax rate and ratio bylaws;

1. That the capping parameters used for 2009, be adopted for 2010.
2. That all other tax policies, including optional property classes, graduated tax rates, relief to charities, low income and disabled persons (as detailed in Schedule 1 to Report Fin-10-09) remain the same as 2009.

28. Moved in Amendment by Councillor Hofland  
Seconded by Councillor Beard  
THAT the following tax policy be incorporated into the tax rate and ratio by-laws:

- a) Tax Ratios: Reduce the multi-residential tax ratio from 2.5965 to 2.4530 with all other class ratios and vacancy discounts remaining the same as in 2009.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

29. Moved by Councillor Beard  
Seconded by Councillor Wettstein  
THAT the following tax policies be incorporated into the tax rate and ratio bylaws;

- 1) Tax Ratios: Reduce the multi-residential tax ratio from 2.5965 to 2.4530 with all other class ratios and vacancy discounts remaining the same as in 2009.

Ms. M. Neubauer

- 2) That the capping parameters used for 2009, be adopted for 2010.
- 3) That all other tax policies, including optional property classes, graduated tax rates, relief to charities, low income and disabled persons (as detailed in Schedule 1 to Report Fin-10-09) remain the same as 2009.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (10)

VOTING AGAINST: Councillors Billings, Kovach and Wettstein (3)

Carried

### **Consent Agenda**

#### **Re-Election of Councillor Burcher to the FCM Board of Directors**

- Counc. Burcher
30. Moved by Councillor Hofland  
Seconded by Councillor Salisbury  
THAT Guelph City Council approves Councillor Lise Burcher in seeking re-election to the FCM Board of Directors at the 2010 Annual General Meeting in Toronto, Ontario.

VOTING IN FAVOUR: Councillors Beard, Bell, Billings, Burcher, Farrelly, Findlay, Hofland, Kovach, Laidlaw, Piper, Salisbury, Wettstein and Mayor Farbridge (13)

VOTING AGAINST: (0)

Carried

### **BY-LAWS**

31. Moved by Councillor Billings  
Seconded by Councillor Burcher  
THAT By-laws Numbered (2010)-18973 to (2010)-18999, inclusive, are hereby passed.

Carried

### **MAYOR'S ANNOUNCEMENTS**

The Mayor advised that a local team had recently competed at the Rotary World Curling Championships in Perth, Scotland, and brought back greetings from the local Mayor and Council and a picture book.



**ADJOURNMENT**

The meeting adjourned at 11:30 o'clock p.m.

Minutes read and confirmed May 25, 2010.

.....  
Mayor

.....  
Clerk

April 26 2010  
Schedule 1

# CORPORATE POLICY AND PROCEDURE

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POLICY	<b>Building Stabilization Reserve Fund #188</b>
CATEGORY	Finance
AUTHORITY	Council/Community Design & Development Services
RELATED POLICES	Reserve and Reserve Fund Policy
APPROVED BY	Council
EFFECTIVE DATE	May 1, 2009
REVISION DATES	April 26, 2010

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## **POLICY STATEMENT**

To establish a Building Stabilization Reserve Fund Policy.

## **PURPOSE**

The Building Code Act allows permit fees to be set to cover the costs of the administration and enforcement of the Building Code Act, as well as, reasonable contributions to a reserve fund. The reserve fund can be used to offset lean years, implement service enhancements and to cover unexpected expenses.

## **BACKGROUND**

Building Code regulatory changes introduced under The Building Code Act, effective July 1, 2005, directs municipalities to set building permit fees to recover only the costs associated with the administration and enforcement of the Building Code Act. These include direct, indirect and overhead costs.

Direct Costs: include (but not limited to) employee compensation costs, training expenses, office expenses, membership fees, vehicle expenses, advertising and communication tools.

Indirect Costs: include (but not limited to) a portion of costs of other departments that support Building Services in the administration and enforcement of the Building Code Act.

Overhead Costs: include (but not limited to) Corporate staff development, postage, telephone, communications, advertising, accommodations, utilities, building maintenance, cleaning and insurance.

## **SOURCE OF FUNDS**

Legislation sets out that the Reserve Fund is funded from Building Permit fees which must not exceed the anticipated reasonable costs to administer and enforce the activities under the Building Code Act.

## **USE OF FUNDS**

The Reserve Fund will be used to stabilize revenues in lean years, implement service enhancements and cover unexpected expenses such as training, legal fees, staffing needs and associated support costs.

## **RESERVE FUND BALANCE**

Staff will monitor and maintain the Reserve Fund with a balance that would provide funding for approximately 1 year of operation of Building Services for the administration and enforcement of the Building Code Act only. This balance would provide staff with an upper limit to freeze automatic increases and the ability to maintain a healthy Reserve Fund.

## **AUTHORITY TO RELEASE FUNDS**

Consistent with the current Purchasing By-law #2005-17679, the Director of Community Design and Development Services has the authority to approve transfers from the Building Stabilization Reserve Fund to an annual total maximum of \$100,000.

Transfers from the Building Stabilization Reserve Fund (individual transfers or annual total) greater than \$100,000 must be approved by Council either via the budget process or through Council resolution.

## **Committee Mandate and Charter**

Municipal Election Compliance Audit Committee

### **A. Mandate for the Municipal Election Compliance Audit Committee**

#### **1. Mandate**

The Committee's mandate defines its core areas of management and responsibility.

This committee is mandated through provincial legislation: Section 81.1 of the *Municipal Elections Act, 1996 (MEA)*.

The mandate of the Municipal Election Compliance Audit Committee is to hear and determine all applications filed in accordance with section 81 of the *MEA* in accordance with the procedures established by the municipal clerk under the provisions of the *MEA*. Any application which does not meet the legislative deadline for submission will not be presented to the committee for review.

An elector who is entitled to vote in an election and believes on reasonable grounds that a candidate has contravened a provision of the *MEA* relating to election campaign finances may apply for a Municipal Election Compliance audit of the candidate's election campaign finances.

The committee is required by legislation to consider any applications for a compliance audit of the election campaign finances of any candidate who ran for the office of head of council or councillor in the City of Guelph municipal election, if the application was received in accordance with legislative requirements.

#### **2. Composition of the Committee**

I. The committee is comprised of three citizen appointees.

The committee shall be established before October 1 of an election year. The term of appointment is from December 1, of a regular election year to November 30, of the next regular election year.

The committee shall not include,

- (a) employees or officers of the City or any of its local boards;
- (b) members of City council or any of the City's local boards;
- (c) any persons who are candidates in the election for which the committee is established; or
- (d) any persons who have a personal or professional relationship with any persons who are candidates in the election for which the committee is established.

II. The Chair is elected by the Committee at its first meeting.

III. The purpose of a compliance audit committee is to review and determine if a request for a compliance audit should be granted. The decision of the committee as to

whether or not a request for an audit is to be granted, can be appealed to the Ontario Court of Justice.

If a committee decides to grant the application, it shall appoint an auditor to conduct a compliance audit of the candidate's election campaign finances. The auditor will determine whether a candidate has complied with the provisions of the *MEA* relating to election campaign finances and is required to prepare a report outlining any apparent contravention by the candidate.

Support staff will include a Council/Committee coordinator, the Returning Officer for the election or his/her designate(s) and Legal Services staff.

## **B. Committee Charter**

The committee's Charter outlines how the committee will satisfy the requirements set forth by Council in its Mandate. This Charter comprises:

- Operating principles
- Responsibilities and duties
- Operating procedures

### **1. Operating Principles**

All committee work will be carried out in accordance with provisions of Section 81.1 of the *MEA* and any other governing legislation and policies, and the Committee shall fulfill its responsibilities within the context of the following principles:

#### i. Committee Values

The Council Code of Conduct, transparency and accountability guide committee efforts and promote interaction with the highest ethical standards and professionalism while ensuring that the best interests of the community are met. The Council endorsed corporate values of wellness, integrity and excellence will also be observed.

#### ii. Communications

The committee Chair will act as the primary spokesperson for any inquiries.

#### iii. Meeting Agenda

The committee meeting Agenda shall be drafted by the committee coordinator as required to consider any applications for audit that have been filed in accordance with the legislation.

#### iv. Notice of Meetings

Public notice of all committee meetings will be provided on the City's electronic general calendar at least 72 hours prior to a meeting; by posting a notice in City Hall at least 72 hours prior to the meeting; and by publication in a local newspaper at least 72 hours prior to the meeting.

It is recognized that, consistent with Section 239 of the *Municipal Act, 2001* some agenda items may require a meeting to be closed to the public. The holding of any closed meetings and the general nature of the matter to be considered will be made public to ensure full transparency.

v. Committee Expectations and Information Needs

Meeting minutes will be recorded and distributed to committee members with each meeting agenda. All decisions that lead to the formulation of recommendations will take place at the committee meetings only and not through electronic or other outside exchanges.

All pertinent information will be shared with all committee members in advance of meetings. This can include but not be limited to meeting minutes, and any supplemental information.

vi. Reporting

The committee's decision is final unless appealed to the Ontario Court of Justice.

**2. Responsibilities and Duties**

To deal with applications from the regular election and any by-elections during the term of the municipal council pursuant to the responsibilities as set forth in the *ME as follows*:

- 1) Decide, within 30 days of receipt of such application, whether the application should be granted or rejected.
- 2) Where an application is granted, appoint an auditor licensed under the *Public Accounting Act, 2004* or a prescribed person to conduct a compliance audit of the candidate's election campaign finances.
- 3) Consider the report of the auditor within 30 days after receipt and may,
  - a) if the report concludes that the candidate appears to have contravened a provision of the *MEA* relating to election campaign finances, commence a legal proceeding against the candidate for the apparent contravention;
  - b) if the report concludes that the candidate does not appear to have contravened a provision of the *MEA* relating to election campaign finances, make a finding as to whether there were reasonable grounds for the application.

**3. Operating Procedures**

- i. The committee will meet as needed with meetings to be scheduled when a Municipal Election Compliance audit application is received.
- ii. A quorum shall be a majority of the whole committee (2).
- iii. Meeting minutes will be provided to each member of the committee as part of the agenda for meetings.
- iv. The meetings shall be conducted according to the *Statutory Powers Procedure Act*.
- v. The Chair shall vote on every motion.