

Council Caucus Room
May 24, 2011 5:30 p.m.

A meeting of Guelph City Council.

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

Absent: Councillors Burcher and Dennis

Staff Present: Mr. H. Loewig, Chief Administrative Officer; Dr. J. Laird, Executive Director of Planning, Engineering & Environmental Services; Ms. A. Pappert, Executive Director of Community & Social Services; Ms. T. Agnello, Acting Clerk; and Ms. J. Sweeney, Council Committee Co-ordinator

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:

Proposed Land Exchange Stockford Road / Grange Road / Lee Park

S. 239 (2) (c) Proposed or pending acquisition or disposition of land.

Potential Litigation Matter

S. 239 (2) (e) Litigation or Potential Litigation, including matters before Administrative Tribunals.

Property Value

S. 239 (2) (c) Proposed or pending acquisition or disposition of land.

Litigation Matter

S. 239 (2) (e) Litigation or Potential Litigation, including matters before Administrative Tribunals.

Litigation Matter

S. 239 (2) (e) Litigation or Potential Litigation, including matters before Administrative Tribunals.

Personal Matter about an Identifiable Individual

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

License Agreement for use of Certain City Lands

S. 239 (2) (c) Proposed or pending acquisition or disposition of land.

Carried

The meeting adjourned at 5:31 o'clock p.m.

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Mayor

.....
Acting Clerk

Council Caucus Room
May 24, 2011 5:32 p.m.

A meeting of Guelph City Council closed to the public.

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

Absent: Councillor Dennis

Staff Present: Mr. H. Loewig, Chief Administrative Officer; Dr. J. Laird, Executive Director of Planning, Engineering & Environmental Services; Ms. A. Pappert, Executive Director of Community & Social Services; Dr. J. Laird, Executive Director of Planning & Building, Engineering & Environment; Ms. T. Agnello, Acting Clerk; and Ms. J. Sweeney, Council Committee Co-ordinator

DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT

There were no declarations.

S. 239 (2) (c) Proposed or pending acquisition or disposition of land

- 1. Moved by Councillor Kovach
Seconded by Councillor Hofland

Mr. M. Amorosi

THAT the report of the Manager of Realty Services

Ms. D. Jaques

entitled 'Proposed Land Exchange Stockford Road / Grange Road / Lee Park' dated May 24, 2011 be received for information.

Carried

S. 239 (2) (c) Proposed or pending acquisition or disposition of land

2. Moved by Councillor Laidlaw
Seconded by Councillor Burcher

Mr. H. Loewig
Mr. M. Amorosi
Ms. D. Jaques

THAT the report of the Manager of Realty Services and Corporate Manager of Community Energy in respect of a proposed License Agreement between the City of Guelph and Ecotricity Guelph Inc. to use certain City-owned lands for solar photovoltaic installations be received for information.

Carried

S. 239 (2) (e) Litigation or Potential Litigation

3. Moved by Councillor Findlay
Seconded by Councillor Hofland

Mr. M. Amorosi
Ms. D. Jaques

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

Carried

S. 239 (2) (c) Proposed or pending acquisition or disposition of land

4. Moved by Councillor Laidlaw
Seconded by Councillor Wettstein

Ms. A. Pappert

THAT Report #CSS-ACE-1118 titled 'Property Value – 6 Dublin Street', be received for information.

Carried

S. 239 (2) (e) Litigation or Potential Litigation

5. Moved by Councillor Laidlaw
Seconded by Councillor Hofland

Mr. Amorosi
Ms. D. Jaques

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

Carried

S. 239 (2) (e) Litigation or Potential Litigation

Mr. M. Amorosi
Ms. D. Jaques

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

Carried

Personal Matters about an Identifiable Individual

The Mayor addressed this item.

The meeting adjourned at 6:55 o'clock p.m.

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Mayor

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Acting Clerk

Council Chambers
May 24, 2011

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

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

Absent: Councillor Dennis

Staff Present: Mr. H. Loewig, Chief Administrative
Officer; Dr. J. Laird, Executive Director of Planning &
Building, Engineering & Environment; Ms. A. Pappert,
Executive Director of Community & Social Services; Mr.
Michael Anders, Acting Executive Director, Operations &
Transit; Ms. T. Agnello, Acting Clerk; and Ms. J. Sweeney,
Council Committee Co-ordinator

**DECLARATIONS UNDER MUNICIPAL CONFLICT OF
INTEREST ACT**

Councillor Burcher declared a possible pecuniary interest
with regards to Clause 3 of the Planning & Building,
Engineering & Environment Committee Report with

respect to 3-7 Gordon Street and 28-36 Essex Street – Brownfield Redevelopment Community Improvement Plan – Environmental Study Grant Requests, because she owns property in the vicinity and did not discuss or vote on the matter.

CONFIRMATION OF THE MINUTES

1. Moved by Councillor Bell
Seconded by Councillor Findlay

THAT the minutes of the Council meetings held on April 26, May 3 and 9, 2011 and the minutes of the Council meetings held in Committee of the Whole on April 26, May 3 and 9, 2011 be confirmed as recorded and without being read.

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

VOTING AGAINST: (0)

Carried

CONSENT REPORTS AND AGENDAS

The Chair of Community & Social Services Committee advised that Clause 2 with respect to Discretionary Social Services Funeral Directors' Fees Update is requested to be referred back to the Committee.

Councillor Laidlaw presented the balance of the Community & Social Services Committee Fifth Consent Report.

2. Moved by Councillor Laidlaw
Seconded by Councillor Piper

THAT the balance of the May 24, 2011 Community & Social Services Committee Fifth Consent Report as identified below, be adopted:

a) Sustainable Neighbourhood Engagement Framework Update

Ms. A. Pappert

THAT Report #CSS-CESS-1116 "Sustainable Neighbourhood Engagement Framework Update, dated May 10, 2011, be received, as amended, by amending Section B-3 to state as follows:

"Facilitate Steering Committee Work Group to develop new NSC and NG staffing plan, including review of CD Worker positions."

AND THAT staff be directed to work with the Neighbourhood Support Coalition (NSC) Steering Committee to reach a decision about the long-term status of the Neighbourhood Support Coalition to become either an independent non-profit organization, or enter into a long-term relationship with a Host Organization, and to carry out the decision as described in the SNEF Implementation Plan in this report;

AND THAT in the event that the decision is to pursue a long-term relationship with a Host Organization, that the Executive Director of Community and Social Services and the City Clerk be authorized to enter into a contractual agreement with the host organization for an initial period up to 24 months, with the purpose of implementing the framework, with an annual review to follow.

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

VOTING AGAINST: (0)

Carried

Discretionary Social Services Funeral Directors' Fees Update

3. Moved by Councillor Laidlaw
Seconded by Councillor Piper

Ms. A. Pappert

THAT the matter of Discretionary Social Services Funeral Directors' Fees Update be referred to the June 14th, 2011 meeting of the Community & Social Services Committee.

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

VOTING AGAINST: (0)

Carried

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

- CAFES-1 501 Wellington Street West (Sleeman Manor)

Councillor Hofland presented the balance of the Corporate Administration, Finance & Emergency Services Committee Fourth Consent Report.

4. Moved by Councillor Hofland
Seconded by Councillor Wettstein
THAT the balance of the May 24, 2011 Corporate Administration, Finance & Emergency Services Committee Fourth Consent Report as identified below, be adopted:

a) **Clair Road Emergency Services Centre – Naming Issue**

Mr. S. Armstrong

THAT staff be directed to assemble a community committee with membership from the Clairfields Neighbourhood Group, Community and Social Services staff, Guelph-Wellington Emergency Medical Service, Guelph Police Service and Guelph Fire Department staff;

AND THAT the community committee identifies and returns with options for naming the community room and other areas of the facility and property that could be dedicated on the site.

b) **Land Ambulance Governance and Accountability**

Mr. S. Armstrong

THAT staff be directed to develop a Land Ambulance Service agreement between the City of Guelph and the County of Wellington;

AND THAT the agreement recognizes principles contained in attachment #1 of this report;

AND THAT a report containing the draft agreement be returned to the Corporate Administration, Finance and Emergency Services Committee for review.

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

VOTING AGAINST: (0)

Carried

Councillor Findlay presented the Operations & Transit Committee Fourth Consent Report.

5. Moved by Councillor Findlay
Seconded by Councillor Bell
THAT the May 24, 2011 Operations & Transit Committee Fourth Consent Report as identified below, be adopted:

a) **Temporary Allowance of Exotic Animals**

Mr. D. McCaughan

THAT the Operations & Transit Committee Report 'Temporary Allowance for Exotic Animals', OT051122 dated May 16, 2011, be received;

AND THAT exemption from By-law (1988)-12960 be granted to the operators of the Faery Fest and Peregrine International to have exotic animals within the City limits for the purpose of staging educational bird of prey shows during the Faery Fest June 17, 18 and 19, 2011.

b) **Tree Donation Program**

Mr. D. McCaughan

THAT the Operations & Transit Committee Report OT051119 'Tree Donation Program", be received;

AND THAT the Tree Donation Program outlined in Operations & Transit Committee Report OT01119 be approved and implemented;

AND THAT staff review the memorial plaques process, including timeline and report back to committee.

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

VOTING AGAINST: (0)

Carried

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

- PBEE-3 3-7 Gordon Street and 28-36 Essex Street – Brownfield Redevelopment Community Improvement Plan – Environmental Study Grant Requests

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

6. Moved by Councillor Piper

Seconded by Councillor Burcher

THAT the balance of the May 24, 2011 Planning & Building, Engineering & Environment Committee Third Consent Report as identified below, be adopted:

a) **Annual Increase of Building Permit Fees**

Dr. J. Laird
Mr. J. Riddell

THAT Council approve the Permit Fees attached as Appendix A to the "Annual Increase of Building Permit Fees" report, effective June 1, 2011;

AND THAT the Report No. 11-35 on Annual Increase of Building Permit Fees from Planning & Building, Engineering & Environment dated April 18, 2011, be received.

b) **Sign By-law Variance for 124 Woodlawn Road West (Kelsey's Restaurant)**

Dr. J. Laird
Mr. J. Riddell

THAT Report 11-44, regarding a sign variance for 124 Woodlawn Road West from Planning & Building, Engineering and Environment, dated May 16, 2011, be received;

AND THAT, the request for a variance from the Sign By-law for 124 Woodlawn Road West to permit one freestanding sign with a separation distance of 20 metres from an existing freestanding sign on another site in lieu of the required 30 metres, be approved.

c) **Updated Municipal Waste Management By-law**

Dr. J. Laird

THAT Council approve and enact the new "Municipal Waste Management By-law", as amended and attached to the report to Council;

AND THAT By-law (2003)-17070, as amended, be repealed.

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

VOTING AGAINST: (0)

Carried

Consent Agenda

The following items were extracted from the May 24, 2011 Consent Agenda to be voted on separately:

- A-1 Proposed Demolition of 24 Crestwood Place
- A-3 New Guelph Civic Museum – 6 Dublin Street Property
- A-5 Community Energy: 2010 Accomplishments – 2011 Work Plan Summary

- A-7 Norm Jary Park Playground Retrofit in Association with Sinking Ship Production Inc.

7. Moved by Councillor Kovach
Seconded by Councillor Laidlaw

THAT the balance of the May 24, 2011 Council Consent Agenda as identified below, be adopted:

a) **Proposed Land Exchange – Stockford Road / Grange Road / Lee Park**

Mr. M. Amorosi
Ms. D. Jaques

THAT the Mayor and Clerk be authorized to execute a Land Exchange Agreement between the City and the Upper Grand District School Board in respect of lands in the vicinity of Grange Road and Stockford Road as identified in the report of the Manager of Realty Services dated May 24, 2011 and based on the terms and conditions as outlined in the Closed Meeting report of the Manager of Realty Services dated May 24, 2011;

AND THAT staff be authorized to take all steps necessary to effect the stopping-up and closing of Stockford Road and part of Grange Road and bring forward any required by-laws for the consideration of Council;

AND THAT staff be authorized to bring forward any by-laws necessary to deem the lands comprising Plan 462 to be not part of a registered plan of subdivision.

b) **Guelph Royals Negotiations Update**

Ms. A. Pappert

THAT Report #CSS-PRPF-1119 "Guelph Royals Negotiations Update", dated May 24, 2011, be received;

AND THAT the Council directs staff to proceed with the negotiations on the basis of the principles contained within the Report #CSS-PRPF-1119;

AND THAT the Mayor and Acting City Clerk be authorized to sign any agreements related to negotiations between the City and the Guelph Royals, subject to the satisfaction of the Executive Director, Community and Social Services.

c) **License Agreement between the City of Guelph and Ecotricity Guelph Inc. to Allow Use of Certain City Lands for Solar Photovoltaic Installations**

Mr. R. Kerr
Mr. H. Loewig
Ms. D. Jaques
Mr. M. Amorosi

THAT in respect of a proposed License Agreement between the City of Guelph and Ecotricity Guelph Inc. to use certain City-owned lands for solar photovoltaic installations:

- a) The Mayor and Clerk be authorized to execute the License Agreement;
- b) The Corporate Manager of Community Energy be directed to review Feasibility and other Plans, in consultation with the City Solicitor and appropriate City Staff, and be authorized to approve installations proposed by Ecotricity under the License Agreement; and
- c) That revenues generated from the proposed License Agreement be directed to a reserve fund for the Community Energy Initiative.

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

VOTING AGAINST: (0)

Carried

DELEGATIONS

501 Wellington Street West (Sleeman Manor)

Mike Salisbury of Earthartist Planning & Design was present on behalf of the owners of 501 Wellington Street West (Sleeman Manor). He provided a brief history of the Sleeman Manor and reviewed the location of the property. He requested that the City consider the potential development of the site. He suggested that a feasibility study would explore the possible roles for City involvement, options for preferred redevelopment, development incentives, promotion and marketing.

Councillor Hofland presented Clause 1 that was extracted from the Corporate Administration, Finance & Emergency Services Committee Fourth Consent Report.

8. Moved by Councillor Hofland
Seconded by Councillor Wettstein

Dr. J. Laird

THAT staff be directed to review the proposal submitted by Earthartist Planning and Design on behalf of the owner, with respect to the potential redevelopment of 501 Wellington Street West and report back to the Corporate Administration, Finance & Emergency Services Committee on development opportunities of this area.

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

VOTING AGAINST: (0)

Carried

Community Energy: 2010 Accomplishments – 2011 Work Plan Summary

The Corporate Manager, Community Energy reviewed the principles, objectives, goals and targets of the Community Energy Plan. He outlined new approaches relating to governance, partnerships, cooperation and agreements. He provided information on various projects, proposals, planning and local economy activities.

9. Moved by Councillor Burcher
Seconded by Councillor Findlay

Mr. R. Kerr
Mr. H. Loewig

THAT the Community Energy report regarding 2010 accomplishments and a 2011 work plan, dated May 3, 2011, be received.

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

VOTING AGAINST: (0)

Carried

Norm Jary Park Playground Retrofit in Association with Sinking Ship Productions Inc.

The General Manager of Park Maintenance & Development provided information with respect to the Sinking Ship Productions "Giver" series. He advised that Norm Jary Park Playground redevelopment has been chosen for the televised program. He further advised that filming is scheduled to start on June 27th for 3 days.

10. Moved by Councillor Findlay
Seconded by Councillor Laidlaw

Mr. D. McCaughan

THAT the Operations and Transit Report OT052411 Norm Jary Park Playground and Sinking Ship Productions Inc. dated May 24, 2011, be received;

AND THAT Council approve the proposal, and authorize the City Clerk to execute a location agreement with Sinking Ship Productions Inc. as a condition to retrofit the

Norm Jary Park playground with the assistance of the community.

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

VOTING AGAINST: (0)

Carried

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

3-7 Gordon Street and 28-36 Essex Street – Brownfield Redevelopment Community Improvement Plan – Environmental Study Grant Requests

11. Moved by Councillor Piper
Seconded by Councillor Guthrie

Dr. J. Laird
Mr. J. Riddell
Ms. S. Aram
Ms. D. Jaques
Mr. M. Amorosi

THAT Planning & Building, Engineering and Environment Report No. 11-43, dated May 16, 2011 regarding requests for financial assistance pursuant to the City of Guelph Brownfield Redevelopment Community Improvement Plan for the properties known municipally as 3-7 Gordon Street and 28-36 Essex Street be received;

AND THAT the requests for financial assistance made by Creating Homes Inc., on behalf of Gordon Street Co-operative Development Corporation and Market Green Developments Inc., under the Environmental Study Grant program pursuant to the Brownfield Redevelopment Community Improvement Plan for the properties known municipally as 3-7 Gordon Street and 28-36 Essex Street, in an amount up to 50% of the cost of the follow-up Phase 2 Environmental Site Assessments to an upset total of \$10,000 for each site and up to 50% of the cost of Remedial Work Plans, if necessary, to an upset total of \$10,000 for each site be approved;

AND THAT staff be directed to proceed with the finalization of Environmental Study Grant agreements with Gordon Street Co-operative Development Corporation and Market Green Developments Inc. or any subsequent owners to the satisfaction of the General Manager, Building & Planning Services and the City Solicitor;

AND THAT the Mayor and Clerk be authorized to sign the Environmental Study Grant agreements.

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

VOTING AGAINST: (0)

Councillor Burcher did not vote on the matter due to her declared possible pecuniary interest.

Carried

Proposed Demolition of 24 Crestwood Place

Dr. J. Laird
Mr. J. Riddell

12. Moved by Councillor Furfaro
Seconded by Councillor Kovach
THAT Report 11-47 regarding the proposed demolition of a detached dwelling at 24 Crestwood Place, City of Guelph, from Planning & Building, Engineering and Environment, dated May 24, 2011, be received;

AND THAT the proposed demolition of the detached dwelling at 24 Crestwood Place, be approved.

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

VOTING AGAINST: Councillor Piper (1)

Carried

New Guelph Civic Museum – 6 Dublin Street Property

Ms. A. Pappert
Mr. J. Stokes
Ms. D. Jaques
Ms. S. Aram

13. Moved by Councillor Piper
Seconded by Councillor Findlay
THAT Report #CSS-ACE-1117, dated May 24, 2011 and titled "New Guelph Civic Museum - 6 Dublin Street Property", be received;

AND THAT staff proceed with the sale of the property located at 6 Dublin Street South by way of listing with a real estate broker;

AND THAT the proceeds of the sale be designated to offset any cost overrun on the construction of the new Civic Museum.

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

VOTING AGAINST: (0)

Carried

BY-LAWS

14. Moved by Councillor Burcher
Seconded by Councillor Wettstein
THAT By-laws Numbered (2011)-19199 to (2011)-19215,
inclusive, are hereby passed.

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

VOTING AGAINST: (0)

Carried

ADJOURNMENT

The meeting adjourned at 8:20 o'clock p.m.

Minutes read and confirmed June 27, 2011.

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Mayor

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Acting Clerk