

Council Caucus Room  
July 23, 2012 5:00 p.m.

**An Open Meeting of Guelph City Council.**

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

Absent: Councillors Kovach and Laidlaw

Staff Present: Ms. A. Pappert, Chief Administrative Officer; Mr. M. Amorosi, Executive Director of Corporate & Human Resources; Mr. A. Horsman, Executive Director of Finance & Enterprise; Ms. D. Jaques, General Manager of Legal & Realty Services/City Solicitor; Mr. S. Worsfold, Deputy City Solicitor; Mr. R. Henry, General Manager of Engineering Services/City Engineer; Mr. T. Salter, General Manager of Planning Services; Mr. P. Busatto, General Manager of Water Services; Mr. M. Petricevic, General manager of Building Maintenance; and Mr. B. Labelle, City Clerk

1. Moved by Councillor Burcher  
Seconded by Councillor Hofland

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

**Potential Acquisition of Land**

S. 239 (2) (c) of the *Municipal Act* - proposed or pending acquisition or disposition of land

**Litigation Matter**

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

**Proposed Lease of Land**

S. 239 (2) (c) of the *Municipal Act* - proposed or pending acquisition or disposition of land

**Litigation Matter**

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

**Potential Acquisition of Land**

S. 239 (2) (c) of the *Municipal Act* - proposed or pending acquisition or disposition of land

**Personal Matters About an Identifiable Individual**  
S. 239 (2) (b) of the *Municipal Act* – personal matters  
about an identifiable individual

Carried

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Mayor

.....  
Clerk

Council Caucus Room  
July 23, 2012 5:02 p.m.

**A Closed Meeting of Guelph City Council.**

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

Absent: Councillors Kovach and Laidlaw

Staff Present: Ms. A. Pappert, Chief Administrative Officer; Mr. M. Amorosi, Executive Director of Corporate & Human Resources; Mr. A. Horsman, Executive Director of Finance & Enterprise; Ms. D. Jaques, General Manager of Legal & Realty Services/City Solicitor; Mr. S. Worsfold, Deputy City Solicitor; Mr. R. Henry, General Manager of Engineering Services/City Engineer; Mr. T. Salter, General Manager of Planning Services; Mr. P. Busatto, General Manager of Water Services; Mr. M. Petricevic, General manager of Building Maintenance; and Mr. B. Labelle, City Clerk

**DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF**

There were no disclosures.

Amendments were made to the July 3, 2012 Council Closed Meeting minutes.

**Potential Acquisition of Land**

Mr. P. Busatto, General Manager, Water Services provided the Committee with information.

1. Moved in Amendment by Councillor Piper  
Seconded by Councillor Dennis

THAT staff be given direction with respect to the potential acquisition of land.

Carried

2. Moved by Councillor Piper  
Seconded by Councillor Dennis

THAT Council rise and report the following motion as a special resolution during the July 23, 2012 Council open session:

THAT the Mayor and Clerk be authorized to execute an Offer to Sell and Agreement of Purchase and Sale for the property at 95 Emma Street in accordance with the

Closed Session Report of the Manager of Realty Services Dated July 23, 2012.

Carried

**Litigation Matter**

Mr. S. Worsfold, Deputy City Solicitor provided the Committee with and update and legal advice.

3. Moved by Councillor Burcher  
Seconded by Councillor Findlay  
THAT staff be given direction with respect to the settlement of a litigation matter.

**Proposed Lease of Land**

4. Moved by Councillor Hofland  
Seconded by Councillor Findlay  
THAT the report of the Manager of Realty Services dated July 23, 2012 entitled "Willowdale Daycare Lease at 58 Dawson Road" be received for information.

Carried

**Litigation Matter**

Mr. S. Worsfold, Deputy City Solicitor, provided the Committee with an update.

**Potential Acquisition of Land**

Mr. T. Salter, General Manager of Planning Services provided the Committee with information on a potential acquisition of land.

5. Moved by Councillor Burcher  
Seconded by Councillor Hofland  
THAT staff be given direction with respect to a potential acquisition of land.

Carried

**Personal Matters About An Identifiable Individual**

Ms. A. Pappert, Chief Administrative Officer, and Mr. M. Amorosi, Executive Director of Corporate & Human Resources, provided the Committee with information.

6. Moved by Councillor Wettstein  
Seconded by Councillor Dennis  
That the closed meeting of Guelph City Council of July 23,  
2012 be adjourned.

Carried

The meeting adjourned at 6:35 p.m.

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Mayor

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Clerk

Council Chambers  
July 23, 2012 7:00 p.m.

### **An Open Meeting of Guelph City Council**

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

Absent: Councillors Kovach and Laidlaw

Staff Present: Ms. A. Pappert, Chief Administrative Officer; Mr. M. Amorosi, Executive Director of Corporate & Human Resources; Mr. A. Horsman, Executive Director of Finance & Enterprise; Mr. D. McCaughan, Executive Director of Operations, Transit & Emergency Services; Mr. R. Henry, General Manager of Engineering Services/City Engineer; Mr. B. Labelle, City Clerk; and Ms. J. Sweeney, Council Committee Co-ordinator

### **DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF**

There were no disclosures.

1. Moved by Councillor Bell  
Seconded by Councillor Hofland

THAT the minutes of the Council Meetings held June 11, 25 and July 3, 2012 and the minutes of the Closed Meetings of Council held June 11, June 25, 26, July 3, July 17, 2012 as amended, and the minutes of the June 25, 2012 Closed Meeting of Council as Shareholder of Guelph Municipal Holdings Inc. be confirmed as recorded and without being read.

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

VOTING AGAINST: (0)

Carried

### **CONSENT REPORTS AND AGENDAS**

The following item was extracted from the Corporate Administration, Finance & Enterprise Committee Fifth Consent Report to be voted on separately:

- CAFE-34 148-152 Macdonell Street – Downtown Guelph Community Improvement Plan (DGCIP) – Major Downtown Activation Grant (DAG) Request

**Councillor Findlay presented the Operations, Transit & Emergency Services Committee Seventh Consent Report.**

2. Moved by Councillor Findlay  
Seconded by Councillor Van Hellemond  
THAT the July 23, 2012 Operations, Transit & Emergency Services Committee Seventh Consent Report as identified below, be adopted:

a) **Janefield Avenue – On-Street Parking Follow-Up**

Mr. D. McCaughan

THAT the Operations, Transit & Emergency Services Report OT071231 Janefield Avenue – On-street Parking Follow-up dated July 16<sup>th</sup>, 2012 be received;

AND THAT on-street parking be removed on the west side of Janefield Avenue from 123m south of Mason Court to 207m south thereof.

b) **Delegated Authority for Approval of Traffic Signal Drawings**

Mr. D. McCaughan

THAT the Operations, Transit & Emergency Services Committee Report OT071232 Delegated Authority for Approval of Traffic Signal Drawings dated July 16<sup>th</sup>, 2012 be received;

AND THAT Council approve an amendment to the Delegated Authority By-law for approval of traffic signal legal drawings for traffic signal installations under the jurisdiction of the City of Guelph to the position of Executive Director of Operations, Transit & Emergency Services.

c) **Business License Fees 2013**

Mr. D. McCaughan

THAT the Operations, Transit & Emergency Services Committee Report #OT071229 regarding the Business Licence By-law Annual Fee review dated July 16, 2012 be received;

AND THAT staff be directed to prepare the necessary amendments to Business Licence By-law (2009)-18855 to incorporate the 2013 fees based on the annual fee review.

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

VOTING AGAINST: (0)

Carried

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

- PBEE-P-1 Blue Community, Presentation by Robyn Hamlyn
- PBEE-31 Proposed Lease Agreement with University of Guelph Southern Ontario Water Consortium Platform Research Facility at Waste Water Treatment Plant

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

3. Moved by Councillor Piper  
Seconded by Councillor Bell

THAT the balance of the July 23, 2012 Planning & Building, Engineering and Environment Committee Seventh Consent Report as identified below, be adopted:

- a) **Limiting Distance Agreement between Skyline Real Estate Holdings Inc., Barrel Works Guelph Ltd. and The Corporation of the City of Guelph**

Dr. J. Laird

That Council authorize the execution of a Limiting Distance Agreement which would allow for the required limiting distance to be measured to a point beyond the actual property line to permit the construction of the north face of the new Gummer Building to include unprotected openings such as 26 exterior windows and one exterior door;

AND THAT the Report on Limiting Distance Agreement between Skyline Real Estate Holdings Inc., Barrel Works Guelph Ltd. and the Corporation of the City of Guelph from Planning, Building, Engineering and Environment dated July 16, 2012, be received.

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

VOTING AGAINST: (0)

Carried

**Consent Agenda**



The following item was extracted from the July 23, 2012 Consent Agenda to be voted on separately:

- A-1 2013 Budget Management

4. Moved by Councillor Findlay  
Seconded by Councillor Piper

THAT the balance of the July 23, 2012 Council Consent Agenda as identified below, be adopted:

- a) **Willowdale Daycare Lease at 58 Dawson Road**

Ms. D. Jaques  
Mr. M. Amorosi

THAT the Mayor and Clerk be authorized to execute a Lease Amending Agreement between the City and The Anna Marie Oliver School of Dancing Ltd.

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

VOTING AGAINST: (0)

Carried

## DELEGATIONS

### **Proposed Lease Agreement with University of Guelph Southern Ontario Water Consortium Platform Research Facility at Waste Water Treatment Plant**

Ms. Brenda Lucas, Southern Ontario Water Consortium, provided information regarding the components, facilities, expected investment and potential benefit to the City of Guelph as a result of the agreement as outlined in the staff report attached to the July 16, 2012 Planning & Building, Engineering & Environment agenda.

**Councillor Piper presented Clause PBEE-31 that was extracted from the Planning & Building, Engineering and Environment Committee Seventh Consent Report.**

5. Moved by Councillor Piper  
Seconded by Councillor Bell

Dr. J. Laird  
Mr. J. Stokes

THAT the Mayor and Clerk be authorized to execute a Lease Agreement between the University of Guelph and the City, as outlined in the report by the Manager of Realty Services entitled "*Proposed Lease Agreement with University of Guelph- Southern Ontario Water Consortium Platform – Research Facility at Waste Water Treatment Plant*" and dated July 16, 2012, subject to the final form of the Lease Agreement being satisfactory to the Manager

of Realty Services and the Executive Director of Planning, Building, and Environmental Services.

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

VOTING AGAINST: (0)

Carried

**148-152 Macdonell Street – Downtown Guelph Community Improvement Plan (DGCIIP) – Major Downtown Activation Grant (DAG) Request**

**Councillor Hofland presented Clause CAFE-34 that was extracted from the Corporate Administration, Finance & Enterprise Committee Fifth Consent Report.**

Mr. Ian Panabaker, Corporate Manager, Downtown Renewal provided clarification on the application.

6. Moved by Councillor Hofland  
Seconded by Councillor Wettstein

Mr. I. Panabaker  
Mr. A. Horsman  
Ms. D. Jaques

THAT Downtown Renewal Report FIN-DR-12-06 dated July 9, 2012 regarding a Major DAG application for the property municipally known as 148-152 Macdonell Street pursuant to the Downtown Guelph Community Improvement Plan, be received;

AND THAT Council approve the Major DAG for 148-152 Macdonell Street and that the Mayor and Clerk be authorized to execute the Major Downtown Activation Grant Agreement between Carvest Properties Ltd. and the City of Guelph, subject to the satisfaction of the Corporate Manager of Downtown Renewal and the General Manager of Legal and Realty Services/City Solicitor.

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

VOTING AGAINST: Councillor Bell (1)

Carried

**Blue Community Presentation by Robyn Hamlyn**

**Councillor Piper presented Clause PBEE-P-1 that was extracted from the Planning & Building, Engineering and Environment Committee Seventh Consent Report.**

7. Moved by Councillor Piper  
Seconded by Councillor Bell

THAT the City of Guelph recognizes and affirms that access to clean water is a fundamental human right;

AND THAT Council will call on the federal and provincial governments to enshrine water as a human right in federal and provincial law;

AND THAT Council will call on the government of Canada to support the recognition of water as a human right in international law.

8. Moved in Amendment by Councillor Burcher  
Seconded by Councillor Hofland

Be it resolved that the City of Guelph oppose privatization of water and wastewater treatment services to retain these services in the public domain.

VOTING IN FAVOUR: Councillors Bell, Burcher, Dennis, Findlay, Furfaro, Hofland, Piper, Van Hellemond and Mayor Farbridge (9)

VOTING AGAINST: Councillors Guthrie and Wettstein (2)

Carried

9. Moved in Amendment by Councillor Piper  
Seconded by Councillor Burcher

THAT Council lobby the federal and provincial governments to fulfill its responsibility to support municipal infrastructure by investing in a national water infrastructure fund that would address the growing need to renew existing water and wastewater infrastructure and build new systems.

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

VOTING AGAINST: (0)

Carried

10. Moved by Councillor Piper  
Seconded by Councillor Bell

THAT the City of Guelph recognizes and affirms that access to clean water is a fundamental human right;

AND THAT Council will call on the federal and provincial governments to enshrine water as a human right in federal and provincial law;

Dr. J. Laird  
Hon. D. Lebel  
Hon. B. Chiarelli

AND THAT Council will call on the government of Canada to support the recognition of water as a human right in international law;

AND be it resolved that the City of Guelph oppose privatization of water and wastewater treatment services to retain these services in the public domain.

AND THAT Council lobby the federal and provincial governments to fulfill its responsibility to support municipal infrastructure by investing in a national water infrastructure fund that would address the growing need to renew existing water and wastewater infrastructure and build new systems.

VOTING IN FAVOUR: Councillors Bell, Burcher, Dennis, Findlay, Furfaro, Hofland, Piper, Van Hellemond and Mayor Farbridge (9)

VOTING AGAINST: Councillors Guthrie and Wettstein (2)

Carried

### **2013 Budget Management**

Mr. A. Horsman, Executive Director, Finance & Enterprise, summarized the report contained in the meeting agenda. He advised that staff will be reporting back to Council in September on how they will be meeting the guideline.

Ms. Susan Aram, Acting Treasurer, provided clarification on the proposed guideline.

Council members posed a number of questions relating to the proposed guideline.

11. Moved by Councillor Hofland  
Seconded by Councillor Findlay

THAT Council receive Finance report FIN-12-33 2013 Budget Management for information;

AND THAT Council direct staff to develop a draft 2013 tax supported operating budget using a tax rate guideline of up to a 3% increase;

AND THAT Council direct staff to incorporate a capital funding guideline of 20% of the prior year's net tax levy into the draft 2013 tax supported operating budget;

AND THAT Council direct staff to report back on possible uses for the Capita Renewal Reserve Fund as part of the 2013 draft budget;

AND THAT Council direct staff to report back on possible alternative financing options as part of the 2013 draft budget;

AND THAT Council direct staff to report back on the potential use of user fees and associated increases and use of other funding sources in the development of the draft 2013 tax supported operating budget;

AND THAT Council provide staff with direction to consider the user of assessment growth to pay for growth as part of the draft 2013 tax supported operating budget;

AND THAT Council direct staff to report back on the draft 2013 tax supported budget at a workshop to be held in early-September 2012.

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

THAT the following be added to the end of Clause 2:  
"but showing the potential implications at a 0%, 1% and 2% increase".

VOTING IN FAVOUR: Councillors Bell, Furfaro, Guthrie and Van Hellemond (4)

VOTING AGAINST: Councillors Burcher, Dennis, Findlay, Hofland, Piper, Wettstein and Mayor Farbridge (7)

Defeated

It was requested that the clauses of the main motion be voted on separately.

13. Moved by Councillor Hofland  
Seconded by Councillor Findlay

Mr. A. Horsman  
Ms. A. Pappert

THAT Council receive Finance report FIN-12-33 2013 Budget Management for information.

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

VOTING AGAINST: (0)

Carried

14. Moved by Councillor Hofland  
Seconded by Councillor Findlay

Mr. A. Horsman  
Ms. A. Pappert

THAT Council direct staff to develop a draft 2013 tax supported operating budget using a tax rate guideline of up to a 3% increase.

VOTING IN FAVOUR: Councillors Burcher, Dennis, Findlay, Hofland, Piper, Van Hellemond, Wettstein and Mayor Farbridge (8)

VOTING AGAINST: Councillors Bell, Furfaro and Guthrie, (3)

Carried

Mr. A. Horsman  
Ms. A. Pappert

15. Moved by Councillor Hofland  
Seconded by Councillor Findlay  
THAT Council direct staff to incorporate a capital funding guideline of 20% of the prior year's net tax levy into the draft 2013 tax supported operating budget.

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

VOTING AGAINST: (0)

Carried

Mr. A. Horsman  
Ms. A. Pappert

16. Moved by Councillor Hofland  
Seconded by Councillor Findlay  
THAT Council direct staff to report back on possible uses for the Capital Renewal Reserve Fund as part of the 2013 draft budget.

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

VOTING AGAINST: (0)

Carried

Ms. A. Horsman  
Ms. A. Pappert

17. Moved by Councillor Hofland  
Seconded by Councillor Findlay  
THAT Council direct staff to report back on possible alternative financing options as part of the 2013 draft budget.

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

VOTING AGAINST: (0)

Carried

Mr. A. Horsman  
Ms. A. Pappert

18. Moved by Councillor Hofland  
Seconded by Councillor Findlay  
THAT Council direct staff to report back on the potential use of user fees and associated increases and use of other funding sources in the development of the draft 2013 tax supported operating budget.

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

VOTING AGAINST: (0)

Carried

Mr. A. Horsman  
Ms. A. Pappert

19. Moved by Councillor Hofland  
Seconded by Councillor Findlay  
THAT Council provide staff with direction to consider the user of assessment growth to pay for growth as part of the draft 2013 tax supported operating budget.

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

VOTING AGAINST: (0)

Carried

Mr. A. Horsman  
Ms. A. Pappert

20. Moved by Councillor Hofland  
Seconded by Councillor Findlay  
THAT Council direct staff to report back on the draft 2013 tax supported budget at a workshop to be held in early-September 2012.

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

VOTING AGAINST: (0)

Carried

### **SPECIAL RESOLUTIONS**

Dr. J. Laird  
Mr. J. Stokes

21. Moved by Councillor Piper  
Seconded by Councillor Dennis  
THAT the Mayor and Clerk be authorized to execute an Offer to Sell and Agreement of Purchase and Sale for the property at 95 Emma Street in accordance with the Closed Session Report of the Manager of Realty Services Dated July 23, 2012.

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

VOTING AGAINST: (0)

Carried

22. Moved by Councillor Guthrie  
Seconded by Councillor Furfaro  
THAT the following be referred to the appropriate Standing Committee:

That staff be directed to schedule no summer recess when drafting the annual calendar of Council and Standing Committee meetings for Council approval.

VOTING IN FAVOUR: Councillors Bell, Furfaro, Guthrie and Van Hellemond (4)

VOTING AGAINST: Councillors Burcher, Dennis, Findlay, Hofland, Piper, Wettstein and Mayor Farbridge (7)

Defeated

### **BY-LAWS**

23. Moved by Councillor Burcher  
Seconded by Councillor Bell  
THAT By-laws Numbered (2012)-19433 to (2012)-19443, inclusive, are hereby passed.

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

VOTING AGAINST: (0)

Carried

### **NOTICE OF MOTION**

Councillor Guthrie advised that he will be bringing forward a notice of motion to a subsequent meeting of Council in relation to service reviews.

### **ADJOURNMENT**



24. Moved by Councillor Burcher  
Seconded by Councillor Dennis  
That the meeting of Guelph City Council of July 23, 2012  
be adjourned.

Carried

The meeting adjourned at 9:10 p.m.

Minutes to be confirmed on September 24, 2012.

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Mayor

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Clerk