



**Minutes of Guelph City Council
Held in the Council Chambers, Guelph City Hall on
September 26, 2016 at 5:00 p.m.**

Attendance

Council: Mayor C. Guthrie
Councillor P. Allt
Councillor B. Bell
Councillor C. Billings
Councillor C. Downer
Councillor D. Gibson
Councillor J. Gordon
Councillor J. Hofland
Councillor M. MacKinnon
Councillor L. Piper (arrived 5:07 p.m.)
Councillor M. Salisbury
Councillor A. Van Hellemond
Councillor K. Wettstein

Staff: Mr. D. Thomson, Chief Administrative Officer
Mr. M. Amorosi, Deputy CAO of Corporate Services
Ms. C. Clack, Deputy CAO of Public Services
Mr. S. Stewart, Deputy CAO of Infrastructure, Development and Enterprise Services
Mr. J. Krauter, Deputy Treasurer/Manager Taxation and Revenue
Ms. K. Dedman, General Manager/City Engineer
Mr. P. Busatto, General Manager, Environmental Services
Ms. R. Gurr, Senior Corporate Analyst – Development Charges & Long-Term Planning
Mr. S. O'Brien, City Clerk
Ms. G. van den Burg, Council Committee Coordinator

Call to Order (5:00 p.m.)

Mayor Guthrie called the meeting to order.

Authority to Resolve into a Closed Meeting of Council

1. Moved by Councillor Hofland
Seconded by Councillor Allt

That the Council of the City of Guelph now hold a meeting that is closed to the public, pursuant to Section 239 (2) (b), (f), and (g) of the Municipal Act with respect to personal matters about an identifiable individual; advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and a matter in respect of which a council, board, committee or other body may hold a closed meeting under another Act.

Carried

Closed Meeting (5:02 p.m.)

Disclosure of Pecuniary Interest and General Nature Thereof

There were no disclosures.

The following matters were considered:

GMHI-C-2016.1 Appointment of Board Member

GMHI-C-2016.2 Release of Information on Transaction Committee

C-2016.55 Closed Meeting Requirements – Solicitor/Client Privilege

Rise and recess from Closed Meeting (5:46 p.m.)

Council recessed.

Open Meeting (6:30 p.m.)

Mayor Guthrie called the meeting to order.

Closed Meeting Summary

Mayor Guthrie spoke regarding the matters addressed in closed and identified the following:

Minutes – Closed Meetings – City Council July 18, 2016, and the Governance Committee meeting held March 23, April 7, April 18 and June 1, 2016.

These minutes were adopted by Council.

GMHI-C-2016.1 Appointment of Board Member

Direction was given on this matter.

GMHI-C-2016.2 Release of Information on Transaction Committee

Staff were given direction on this matter.

C-2016.55 Closed Meeting Requirements – Solicitor/Client Privilege

Information was received and no direction was given.

Disclosure of Pecuniary Interest and General Nature Thereof

There were no disclosures.

Presentation

Suzanne Holder, Project Coordinator, Office of the CAO and Councillor Phil Allt provided a presentation on the 2016 United Way Campaign.

Confirmation of Minutes

2. Moved by Councillor Downer
Seconded by Councillor Piper

That the minutes of the Council Meetings held July 11, 12, 13, 18; the Audit Committee meeting held June 14, the Corporate Services Committee meeting held July 4, Governance Committee meeting held May 3 and June 1; the Infrastructure, Development & Enterprise Committee meeting held July 5, and the Public Services Committee meeting held June 8, 2016 be confirmed as recorded and without being read.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

Voting Against: (0)

Carried

Committee of the Whole and Council Consent Reports

The following item was extracted:

COW-IDE-2016.6 Stormwater Fees or Charges By-law and Sustainable Funding Strategy

Balance of Committee of the Whole and Council Consent Items

3. Moved by Councillor Hofland
Seconded by Councillor Allt

That the balance of the September 6, 2016 Committee of the Whole Consent Report as identified below, be adopted:

COW-IDE-2016.1 Outstanding Motions of the Infrastructure, Development and Enterprise Committee

That the following motions previously passed by Council be eliminated from staff work plans and from the outstanding motion list:

- i) September 24, 2012 – “That staff be directed to conduct an orientation session for Council in consultation with Heritage Guelph.”
- ii) February 26, 2014 – “That Council endorses the principles outlined in Attachment 1 to structure the development of the Guelph Economic Investment Fund as identified in the staff report and that the Investment Fund recommendation be brought forward to Council at a meeting in May 2014.”

COW-IDE-2016.2 Site Alteration By-Law (2007-18420) Update

That proposed revisions to the Site Alteration By-Law (2007-18420) outlined in the report titled, "Site Alteration By-Law (2007-18420) Update, dated September 6, 2016, from Infrastructure, Development and Enterprise be approved and the By-Law be updated accordingly.

COW-IDE-2016.3 Guelph Heritage Action Plan Project Charter

That the Guelph Heritage Action Plan project charter attached to Infrastructure, Development & Enterprise Services Report (16-62), dated September 6, 2016, be endorsed.

COW-IDE-2016.4 Sign By-law Variance for 175 Stone Road West

That the request for a variance from the Sign By-law to permit two (2) non-illuminated Walmart "PickUp" signs, each with a sign area of 0.74m², to be located a distance of 1m apart, be approved.

COW-IDE-2016.7 2016 Water Efficiency Strategy Update

1. That City Council approves the 2016 Water Efficiency Strategy Update in principle with financial recommendation to come forward through the 2017 Non-Tax Budget proceedings.
2. That the Water Conservation and Efficiency Public Advisory Committee Terms of Reference be updated to support implementation of the 2016 Water Efficiency Strategy Update and include required administrative changes.
3. That City Council provide delegated authority to the Deputy CAO of IDE to implement program recommendations of the 2016 Water Efficiency Strategy Update subject to budget approval, and subject to the satisfaction of the Deputy CAO and City Solicitor.

COW-IDE-2016.8 Frozen Water Services Response Update – Substandard Water Service Replacement Grant and Linear Infrastructure Vulnerability Assessment

1. That Guelph City Council endorses the Substandard Water Service Replacement Grant Program and related terms and conditions as outlined in the this report of the Deputy CAO of Infrastructure, Development and Enterprise.
2. That the Deputy CAO of Infrastructure, Development and Enterprise be provided with delegated authority to modify the Lead Water Service Replacement Grant Program and Substandard Water Service Replacement

Grant Program, subject to Council-approved funding, and the satisfaction of the Deputy CAO of Infrastructure, Development and Enterprise and the City Solicitor.

COW-GOV-2016.1 Committee of the Whole and Council Terms of Reference

That the Committee of the Whole and Council Terms of Reference as outlined in Attachment 1 to Report Number CS-2016-74 dated September 6, 2016, be approved.

COW-GOV-2016.2 Municipal Election Modernization, Service Expansion and Ranked Ballot Election

Hugh Whiteley submitted correspondence on this item.

1. That Council maintain the existing first past-the-post election model for the 2018 municipal election; and
2. That the City Clerk be directed to monitor ranked ballot elections in Ontario and report back to Council with a comprehensive report after the 2018 election.

CON-2016.55 Heritage Review Application regarding demolition of the brick stable/garage building at 457 Woolwich Street and proposed removal from the Municipal Register of Cultural Heritage Properties.

1. That staff be authorized to remove all references to the brick stable/garage building at 457 Woolwich Street from the Municipal Register of Cultural Heritage Properties;
2. That, should the demolition of the stable/garage building be approved, that the applicant be requested to consult the Senior Heritage Planner and the Manager of Integrated Services, Solid Waste Resources within Infrastructure, Development and Enterprise regarding options for the salvage, reuse or recycling of all demolition materials.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

Voting Against: (0)

Carried

Items for Discussion

COW-IDE-2016.5 Downey Road Transportation Improvement Study

Hugh Whiteley addressed Council on this item and submitted correspondence.

4. Moved by Councillor Billings
Seconded by Councillor Hofland

1. That Downey Road remain classified as an arterial roadway.
2. That the preferred Downey Road traffic calming conceptual design as described in the report "Downey Road Transportation Improvement Study," dated September 6, 2016, be approved and that staff report back on alternative types of traffic controls at Downey Road and Niska intersection.
3. That funds be allocated for a phased approach for design and construction options in the 2017 budget and forecast allowing staff to proceed to a detailed design and construction.

Amendment

5. Moved by Councillor Billings
Seconded by Councillor Hofland

That "in principle" be inserted in the second clause following 'That the preferred Downey Road traffic calming conceptual design as described in the report "Downey Road Transportation Improvement Study," dated September 6, 2016, be approved'.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

Voting Against: (0)

Carried

Main Motion as Amended

6. Moved by Councillor Billings
Seconded by Councillor Hofland

1. That Downey Road remain classified as an arterial roadway.
2. That the preferred Downey Road traffic calming conceptual design as described in the report "Downey Road Transportation Improvement Study," dated September 6, 2016, be approved, **in principle**, and that staff report back on alternative types of traffic controls at Downey Road and Niska intersection.
3. That funds be allocated for a phased approach for design and construction options in the 2017 budget and forecast allowing staff to proceed to a detailed design and construction.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

Voting Against: (0)

Carried

CON-2016.56 Medium-Term Corporate Administrative Plan

Derrick Thomson, Chief Administrative Officer, provided introductions and an overview of the mission and vision of the new Corporate Administrative Plan. Mr. Thomson concluded by highlighting the positive impact city employees have in the community and the importance in recognizing their value.

Colleen Clack, Deputy CAO, Public Services, provided highlights on the 'Our Services' portion of the Corporate Administrative Plan.

Scott Stewart, Deputy CAO, Infrastructure, Development and Enterprise Services, provided highlights on the 'Our People' portion of the Corporate Administrative Plan.

Mark Amorosi, Deputy CAO, Corporate Services, provided highlights on the 'Our Resources' portion of the Corporate Administrative Plan.

A supplementary information package pertaining to the Corporate Administrative Plan was distributed.

Pat Fung addressed Council on this item and submitted correspondence.

Councillor Gibson left the meeting at 7:31 p.m.

7. Moved by Councillor Hofland
 Seconded by Councillor Allt

That report CAO-S-1602, 'Medium-Term Corporate Administrative Plan', be received.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (12)

Voting Against: (0)

Councillor Gibson was not present for the vote.

Carried

Councillor Gibson returned to the meeting at 7:33 p.m.

CON-2016.57 S&Ps Global Ratings Credit Rating Review

Raquel Gurr, Sr. Corporate Analyst, Development Charges and Long Term Planning, provided a summary of the S&Ps Global Ratings Credit Rating Review for the City of Guelph.

8. Moved by Councillor Hofland
 Seconded by Councillor Billings

That report CS-2016-49 dated September 26, 2016 titled 'S&Ps Global Ratings Credit Rating Review', be received.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)
Voting Against: (0)

Carried

Council recessed at 8:03 p.m. and resumed at 8:07 p.m.

Special Resolutions

Councillor Gordon's motion for which notice was given September 12, 2016.

9. Moved by Councillor Gordon
Seconded by Councillor Allt

That the following motion be referred to the October 3rd Committee of the Whole meeting:

1. That Council, with support from Intergovernmental Relations, Policy and Open Government staff, submit comments through the Ontario Environmental Registry Process in relation to the recent Nestle Water Permit to Take Water and express Council's concern that the permit to take water is not in the best interest of the City of Guelph and the watershed shared by the City of Guelph.
2. That this letter be sent to the Province, along with staff comments, during the registry process.

First Amendment

10. Moved by Councillor MacKinnon
Seconded by Councillor Bell

That the following motion be referred to a future Committee of the Whole meeting where a staff report will be presented to Committee of the Whole.

Councillor MacKinnon withdrew his motion to amend.

Point of Privilege

A Point of Privilege was raised regarding comments provided by Councillor Salisbury.

Second Amendment

11. Moved by Councillor Gibson
Seconded by Councillor Van Hellemond

1. That "in relation to the recent Nestle Water Permit to Take Water and" be deleted in the first clause; and

2. That "Council's concern" be replaced with "Guelph's concern" in the first clause; and
3. That "that the permit to take water is not in the best interest of the City of Guelph and" be deleted and replaced with "about the future sustainability of water-taking from" in the first clause; and
4. That the second clause stating "that this letter be sent to the Province, along with staff comments, during the registry process" be deleted and replaced with "that this motion be referred to the November 7, 2016 Committee of the Whole meeting".

Voting in Favour: Mayor Guthrie, Councillors Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Salisbury, Van Hellemond and Wettstein (11)

Voting Against: Councillors Allt, Piper (2)

Carried

Amendment to the Second Amendment

12. Moved by Councillor Wettstein
Seconded by Councillor Gibson

That the word "support" in the first paragraph be replaced with "administrative assistance".

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

Voting Against: (0)

Carried

Council recessed at 9:48 p.m. and resumed at 10:04 p.m.

Point of Order

A Point of Order was raised regarding the need for all Councillors to be present during a vote on the motion as amended who were present during the vote on the original amendment.

Councillor van Hellemond returned to the meeting at 10:06 p.m.

Main Motion as Amended

13. Moved by Councillor Gibson
Seconded by Councillor van Hellemond

1. That Council, with **administrative assistance** from Intergovernmental Relations, Policy and Open Government staff, submit comments through the Ontario Environmental Registry Process expressing **Guelph's concern about the future sustainability of water-taking from** the watershed shared by the City of Guelph.

2. **That this motion be referred to the November 7, 2016 Committee of the Whole meeting.**

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

Voting Against: (0)

Carried

Items for Discussion Continued

COW-IDE-2016.6 Stormwater Fees or Charges By-law and Sustainable Funding Strategy

Hugh Whiteley submitted correspondence on this item.

14. Moved by Councillor Bell
Seconded by Councillor Salisbury
 1. That the Stormwater User Fee Draft Policies and Framework as outlined in the report Stormwater Fees or Charges By-Law and Sustainable Funding Strategy dated September 6, 2016 be approved.
 2. That the Draft Stormwater Fees or Charges By-Law as outlined in the report Stormwater Fees or Charges By-Law and Sustainable Funding Strategy dated September 6, 2016 be approved.
 3. That the City retain Guelph Hydro Electric Systems Inc. (GHESI) to carry out all applicable billing and collection activities for such fees or charges relating to the Stormwater Program.
 4. That an increase to the 2016 Tax Supported Capital Budget in the amount of \$210,000 for project SW0060 Storm Water Funding Study be approved to support associated administrative costs with billing, collection and communication support for the Implementation Strategy for the remainder of 2016.
 5. That a dedicated Stormwater Operating Reserve be established as described in the report Stormwater Fees or Charges By-Law and Sustainable Funding Strategy dated September 6, 2016.
 6. That the Stormwater Sustainable Funding Strategy options as outlined in the report be referred to the 2017 Non-Tax Budget Process.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (12)

Voting Against: Councillor Billings (1)

Carried

By-laws

15. Moved by Councillor Gibson
Seconded by Councillor Wettstein

That By-laws Numbered (2016)-20096 to (2016)-20098, inclusive, are hereby passed.

Voting in Favour: Mayor Guthrie, Councillors Allt, Bell, Billings, Downer, Gibson, Gordon, Hofland, MacKinnon, Piper, Salisbury, Van Hellemond and Wettstein (13)

Voting Against: (0)

Carried

Notice of Motion

There were no Notices of Motion

Adjournment (10:15 p.m.)

16. Moved by Councillor Bell
Seconded by Councillor Hofland

That the meeting be adjourned.

Carried

Minutes to be confirmed on Monday, October 24, 2016.

Mayor Guthrie

Stephen O'Brien - City Clerk