

Council Committee Room C
October 23, 2006 11:20 p.m.

A special meeting of Guelph City Council.

Present: Mayor Quarrie, Councillors Baily, Billings, Downer, Furfaro, Hamtak, Kovach, Laidlaw, Moziar and Schnurr.

Absent: Councillor Birtwistle, Burcher and Ferraro.

Staff Present: Mr. L. Kotseff, Chief Administrative Officer; Chief S. Armstrong, Director of Emergency Services; Mr. D.A. Kennedy, Director of Finance/City Treasurer; Mr. J. Riddell, Director of Planning & Development Services; Mr. P. Cartwright, Manager of Economic Development Services; Ms. T. Sinclair, Assistant City Solicitor; Mr. J. Stokes, Manager of Realty Services; Mrs. L.A. Giles, City Clerk/Manager of Council Administrative Services; and Ms. J. Sweeney, Council Committee Co-ordinator

- 1. Moved by Councillor Baily
Seconded by Councillor Furfaro

THAT the Council of the City of Guelph now hold a meeting that is closed to the public, pursuant to Section 239 (2) (c), (e) and (f) of the Municipal Act, with respect to:

- proposed or pending acquisition or disposition of property;
- litigation or potential litigation;
- advice that is subject to client-solicitor privilege.

Carried

The meeting adjourned at 11:21 o'clock p.m.

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Mayor

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Clerk

Council Committee Room C
October 23, 2006 11:02 p.m.

A meeting of Guelph City Council meeting in Committee of the Whole.

Present: Mayor Quarrie, Councillors Baily, Billings, Birtwistle, Downer, Ferraro, Furfaro, Hamtak, Kovach, Laidlaw, Moziar and Schnurr.

Absent: Councillor Burcher

Staff Present: Mr. L. Kotseff, Chief Administrative Officer; Chief S. Armstrong, Director of Emergency Services; Mr. D.A. Kennedy, Director of Finance/City Treasurer; Mr. J. Riddell, Director of Planning & Development Services; Mr. P. Cartwright, Manager of Economic Development Services; Ms. T. Sinclair, Assistant City Solicitor; Mr. J. Stokes, Manager of Realty Services; Mrs. L.A. Giles, City Clerk/Manager of Council Administrative Services; and Ms. J. Sweeney, Council Committee Co-ordinator

DECLARATIONS UNDER MUNICIPAL CONFLICT OF INTEREST ACT

There were no declarations of pecuniary interest.

The Manager of Realty Services provided information with respect to a potential acquisition of property.

1. Moved by Councillor Hamtak
Seconded by Councillor Schnurr

THAT staff be given direction with respect to a potential acquisition of property.

2. Moved by Councillor Kovach
Seconded by Councillor Laidlaw

THAT the matter relating to the potential acquisition of property be deferred.

Ms. L.E. Payne
Chief S. Armstrong

The motion for deferral took precedence and was voted on first. A recorded vote was requested which resulted as follows:

VOTING IN FAVOUR: Councillors Baily, Birtwistle, Downer, Ferraro, Furfaro, Kovach, Laidlaw, Moziar and Mayor Quarrie (9)

VOTING AGAINST: Councillors Billings, Hamtak and Schnurr (3)

The motion was carried.

Councillor Laidlaw retired from the meeting at 12:25 p.m.

Councillor Birtwistle retired from the meeting at 12:30 p.m.

3. Moved by Councillor Kovach
 Seconded by Councillor Furfaro
 THAT the Peter Pickfield be allowed to address the Committee in camera.

Carried

4. Moved by Councillor Furfaro
 Seconded by Councillor Kovach
 THAT Craig Robson and Duane Lindner be allowed to address the Committee in camera.

Carried

Peter Pickfield provided information with respect to a litigation matter.

Councillor Laidlaw returned to the meeting at 1:10 p.m.

Craig Robson provided information with respect to a litigation matter.

5. Moved by Councillor Downer
 Seconded by Councillor Baily
 THAT staff be given direction with respect to a litigation matter.

Mr. J. Riddell
 Mr. P. Cartwright
 Ms. L.E. Payne
 Mr. D.A. Kennedy

Carried

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

Mr. J. Riddell
 Mr. P. Cartwright
 Ms. L.E. Payne
 Mr. D.A. Kennedy

Carried

7. Moved by Councillor Moziar
 Seconded by Councillor Furfaro
 THAT staff be given direction with respect to potential acquisition of land.

Mr. J. Riddell
 Mr. P. Cartwright

Carried

8. Moved by Councillor Baily
 Seconded by Councillor Downer
 THAT the in camera session be adjourned and that Council reconvene in open session.

Carried

COUNCIL IN PUBLIC SESSION

Council reconvened in a special meeting to consider supplementary terms or settlement with Cox Construction Limited, St. Mary’s Cement Inc., Kortright Hills Community Association, Laura and Dennis Murr, Douglas Johnson, Phelan Farm Trust, The Estate of Edward Ignatius Phelan, Stradiotto Brothers Holdings Limited, Belmont Equity (HCBP) Holding Ltd. And Stanford Albert Snyder relating to the Hanlon Creek Business Park OMB File PL050323, a by-law to authorize the execution of a cost sharing and land exchange agreement with Stradiotto Brothers Holdings Limited and Belmont Equity (HCBP) Holdings Ltd. Relating to the north part of the Hanlon Creek Business Park, and a by-law to authorize the execution of an agreement with Phelan Farm Trust and the Estate of Edward Ignatius Phelan relating to the Hanlon Creek Business Park.

9. Moved by Councillor Baily
Seconded by Councillor Furfaro

Mr. J. Riddell
Mr. P. Cartwright
Ms. L.E. Payne
Mr. D.A. Kennedy

THAT Council approves and authorizes the Mayor and Clerk to execute the Supplementary Minutes of Settlement regarding the Hanlon Creek Business Park OMB File PL050323 with Cox Construction Limited, St. Mary’s Cement Inc., Kortright Hills Community Association, Laura and Dennis Murr, Douglas Johnson, Phelan Farm Trust, The Estate of Edward Ignatius Phelan, Stradiotto Brothers Holdings Limited, Blemont Equity (HCBP) Holding Ltd. And Stanford Albert Snyder, as recommended by the Manager of Economic Development Services, the Director of Planning and Development Services and the City’s outside legal counsel on this matter;

AND THAT Council authorizes City staff and the firm of Garrod Pickfield Associates, its legal counsel in the matter of the Supplementary Minutes of Settlement with Cox Construction Limited, St. Mary’s Cement Inc., Kortright Hills Community Association, Laura and Dennis Murr, Douglas Johnson, Phelan Farm Trust, The Estate of Edward Ignatius Phelan, Stradiotto Brothers Holdings Limited, Belmont Equity (HCBP) Holding Ltd. And Stanford Albert Snyder regarding the Hanlon Creek Business Park OMB file PL050323, to attend before the Ontario Municipal Board in support of the settlements reached and a Board Order approving the Official Plan Amendment, Amending Zoning By-law, Draft Plan of Subdivision and Conditions of Draft Plan Approval appended to the Supplementary Minutes of Settlement in this matter.

Carried

BY-LAWS

- 10. Moved by Councillor Baily
Seconded by Councillor Kovach

THAT leave be now granted to introduce and read a first and second time By-laws Numbered (2006)-18177 to (2006)-18179, inclusive.

Carried

The By-laws were read a first and second time at 1:57 o'clock p.m.

Council went into Committee of the Whole on By-laws Numbers (2006)-18177 to (2006)-18179, inclusive.

Mayor Quarrie in the Chair.

At 1:58 o'clock p.m., the Committee rose and reported By-laws Numbered (2006)-18177 to (2006)-18179, inclusive, passed in Committee without amendment.

- 11. Moved by Councillor Kovach
Seconded by Councillor Laidlaw

THAT By-laws Numbered (2006)-18177 to (2006)-18179, inclusive, be read a third time and passed.

Carried

The By-laws were read a third time and passed at 1:59 o'clock p.m.

ADJOURNMENT

The meeting adjourned at 2:00 o'clock p.m.

Minutes read and confirmed November 20, 2006.

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Mayor

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Clerk