

Council Caucus Room  
December 17, 2012 5:00 p.m.

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

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

Absent: Councillor Furfaro

Staff Present: Ms. T. Agnello, Deputy Clerk

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

**CAO Performance Review Process**

S. 239 (2) (b) of the *Municipal Act* – personal matters about an identifiable individual.

**Litigation or Potential Litigation**

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

S. 239 (2) (f) of the *Municipal Act* – advice that is subject to solicitor/client privilege.

**Ontario Municipal Board Appeal**

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

S. 239 (2) (f) of the *Municipal Act* – advice that is subject to solicitor/client privilege.

**Litigation or Potential Litigation**

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

Carried

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Mayor

.....  
Deputy Clerk

December 17, 2012 5:01 p.m.

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

Present: Mayor Farbridge, Councillors Bell, Burcher, Dennis, Findlay, Guthrie, Hofland, Kovach (*left the meeting at 10:20 p.m.*), Laidlaw, Piper, Van Hellemond and Wettstein

Absent: Councillor Furfaro

Staff Present: Ms. A. Pappert, Chief Administrative Officer; Mr. M. Amorosi, Executive Director of Corporate & Human Resources; Ms. C. Bell, Executive Director of Community & Social Services; Mr. A. Horsman, Executive Director of Finance & Enterprise; Dr. J. Laird, Executive Director of Planning & Building, Engineering and Environment; Mr. D. McCaughan, Executive Director of Operations, Transit & Emergency Services; Ms. D. Jaques, General Manager of Legal & Realty Services/City Solicitor; Mr. S. Worsfold, Deputy City Solicitor; Ms. S. Smith, Associate Solicitor; Mr. T. Salter, General Manager, Planning Services; Ms. S. Kirkwood, Manager of Development Planning; Ms. K. Nasswetter, Senior Development Planner; Ms. C. Clack, General Manager, Culture & Tourism; Mr. R. Henry, General Manager Engineering Services/City Engineer; Ms. T. Agnello, Deputy Clerk; and Ms. J. Sweeney, Council Committee Co-ordinator

Also Present: Ms. C. Van Andel, Barcon Consulting; and Mr. B. Hermsen, MHBC Planning

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

There were no disclosures.

**CAO Performance Review Process**

Staff were not staff present for this item.

1. Moved by Councillor Findlay  
Seconded by Councillor Burcher  
THAT Connie Van Andel be allowed to address Committee.

Carried

Ms. C. Van Andel reviewed the CAO performance review process.

2. Moved by Councillor Dennis  
Seconded by Councillor Burcher

THAT the report from Barcon Consulting dated December 17, 2012 "2012 Chief Administrative Officer Performance Appraisal" be received as amended;

AND THAT direction was given with respect to the CAO Performance Appraisal.

Carried

**Litigation or Potential Litigation**

Ms. D. Jaques, General Manager of Legal & Realty Services/City Solicitor, provided information with respect to a litigation matter.

**Ontario Municipal Board Appeal**

Ms. S. Smith, Associate Solicitor provided information on an Ontario Municipal Board appeal.

Mr. B. Hemson, MHBC Planning provided information on an Ontario Municipal Board appeal.

- 3. Moved by Councillor Burcher  
Seconded by Councillor Wettstein

THAT staff be given direction with respect to an Ontario Municipal Board appeal.

Carried

**Litigation or Potential Litigation**

Mr. S. Worsfold, Deputy City Solicitor provided information on a potential litigation matter.

- 4. Moved by Councillor Dennis  
Seconded by Councillor Findlay

That the closed meeting of Guelph City Council of December 17, 2012 be recessed.

Carried

The meeting recessed at 6:55 p.m.

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Mayor

.....  
Deputy Clerk

Council Chambers  
December 17, 2012 7:00 p.m.

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

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

Absent: Councillor Furfaro

Staff Present: Ms. A. Pappert, Chief Administrative Officer; Mr. M. Amorosi, Executive Director of Corporate & Human Resources; Ms. C. Bell, Executive Director of Community & Social Services; Mr. A. Horsman, Executive Director of Finance & Enterprise; Dr. J. Laird, Executive Director of Planning & Building, Engineering and Environment; Mr. D. McCaughan, Executive Director of Operations, Transit & Emergency Services; Ms. T. Agnello, Deputy Clerk; and Ms. J. Sweeney, Council Committee Co-ordinator

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

Councillor Piper declared a possible pecuniary interest with regard to Planning & Building, Engineering and Environment Committee Consent Report Clause 47, Brooklyn and College Hill Heritage Conservation District Boundary – Final Recommendation because of her employment at the University of Guelph, left her seat and did not discuss or vote on the matter.

1. Moved by Councillor Bell  
Seconded by Councillor Guthrie

THAT the minutes of the Council meetings held on November 22, 26, 27, 29 and December 3 and 5, 2012 and the minutes of Closed Meetings of Council held on November 22, 26, December 3 and 5 2012 be confirmed as recorded and without being read.

2. Moved in Amendment by Councillor Bell  
Seconded by Councillor Guthrie

THAT the minutes of November 29, 2012 be amended by adding the following to the delegation comments of Sandra Ferguson-Escott:

“That this is the third time that GNPH has requested \$100,000 to make-up for a shortfall in capital for the Paisley Place Project. That GNPH has completed all other avenues for rectifying the annual shortfalls and that the \$100,000 is the only outstanding amount.

GNPH acknowledges that it has been removed from the city's financial statement and is happy that the city's credit rating has increased because of it."

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

VOTING AGAINST: (0)

Carried

3. Moved in Amendment by Councillor Bell  
Seconded by Councillor Van Hellemond

THAT the minutes of November 29, 2012, page 361 be amended by adding the following comments of the General Manager of Engineering/City Engineer:

"The safety issue on Woodlawn Road was raised and the City Engineer stated that in his professional opinion that the lack of sidewalks and bike lanes on Woodlawn road was putting the public at risk and it was suggested that \$120,000 per year for the next ten years be allocated to complete the area from Nicklin Road to Elmira Road."

VOTING IN FAVOUR: Councillors Bell, Findlay, Guthrie, Kovach, Van Hellemond, Wettstein (6)

VOTING AGAINST: Councillors Burcher, Dennis, Hofland, Laidlaw, Piper and Mayor Farbridge (6)

Tied Vote was declared lost.

4. Moved by Councillor Bell  
Seconded by Councillor Guthrie

THAT the minutes of the Council meetings held on November 22, 26, 27 and December 3 and 5, 2012 and the minutes of Closed Meetings of Council held on November 22, 26, December 3 and 5 2012 be confirmed as recorded and without being read;

AND THAT the minutes of the Council meeting held on November 29, 2012 be confirmed as amended and without being read.

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

VOTING AGAINST: Councillor Kovach (1)

Carried

**Guelph City Council Meeting as Shareholder of Guelph Municipal Holdings Inc.**

Ms. A. Pappert, CEO of Guelph Municipal Holdings Inc., provided a brief history of GMHI and highlighted their mandate, values and vision. She outlined the three areas of strategic focus being capacity building; accountability and transparency; and governance.

Mr. A. Horsman, outlined the three cornerstones for the GMHI Business Development Plan readiness; capability; and identify. He reviewed the 2013-2014 budget.

Ms. A. Pappert

5. Moved by Councillor Hofland  
Seconded by Councillor Burcher  
THAT Guelph Municipal Holdings Inc. 2013-2016 Strategic Framework and 2013-2014 Business Development Plan and 2013 Budget be received.

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

VOTING AGAINST: (0)

Carried

**CONSENT REPORTS AND AGENDAS**

**Councillor Findlay presented the Council in Closed Meeting Sixth Consent Report.**

6. Moved by Councillor Findlay  
Seconded by Councillor Kovach  
THAT the December 17, 2012 Council in Closed Meeting Sixth Consent Report as identified below, be adopted:

a) **Citizen Appointments to Various Boards and Committees**

Board of Trustees of the Elliott

THAT Council confirms the appointment of Ted Young to the Board of Trustees of the Elliott Community for a term expiring November 2015.

Macdonald Stewart Art Centre Board

THAT Tanya Lonsdale and Peter Hohenadel be reappointed to the Macdonald Stewart Art Centre Board for a term ending November 30, 2014.

Accessibility Advisory Committee

THAT Melissa Tolton be reappointed to the Accessibility Advisory Committee for a term ending November 30, 2014 or until such time as a successor is appointed;

AND THAT staff pursue recruitment to fill the remaining vacancy on the Accessibility Advisory Committee using the criteria recommended by the staff liaison.

Cultural Advisory Committee

THAT Lynn Broughton, Ron East, Greg Pinks, Anuradha Saxena, Sally Wismer and Reinhard Kypke be reappointed to the Cultural Advisory Committee for a term ending November 30, 2014, or until such time as their successors are appointed;

AND THAT J.C. Blokhuis and Gillian Veitch be appointed to the Cultural Advisory Committee for a term ending November 30, 2013, or until such time as their successors are appointed;

AND THAT staff be directed to fill the remaining vacancy on the Cultural Advisory Committee.

Guelph Museums Advisory Committee

THAT Eleanor Ross be reappointed to the Guelph Museums Advisory Committee for a term ending November 30, 2014, or until such time as a successor is appointed;

AND THAT staff pursue recruitment to fill the remaining vacancy on the Guelph Museums Advisory Committee.

Guelph Sports Hall of Fame Board of Directors

THAT Andrew Maloney be reappointed to the Guelph Sports Hall of Fame Board of Directors for a term ending November 30, 2014, or until such time as a successor is appointed;

AND THAT Council affirm Michael MacIntyre as the Kiwanis representative to the Guelph Sports Hall of Fame Board of Directors for a term ending November 30, 2014, or until such time as a successor is appointed;

AND THAT staff pursue recruitment to fill the remaining vacancy on the Guelph Sports Hall of Fame Board of Directors.

Downtown Advisory Committee

THAT Ken Hammill, Adrian Harding, Tom Lammer, John Wesley Leacock, Will McTaggart, Doug Minett, Don O'Leary, Dawn Owen, David Pell, Kirk Roberts and Barbara Turley-McIntyre be reappointed to the Downtown Advisory Committee for a term ending November 30, 2014 or until such time as successors are appointed.

Economic Development Advisory Committee

THAT Frank Ingratta, Thomas McLaughlin and Karen Nelson Hamilton be appointed to the Economic Development Advisory Committee for a term ending November 30, 2014, or until such time as successors are appointed;

AND THAT Doug Reddick be appointed to the Economic Development Advisory Committee for a term ending November 30, 2013, or until such time as a successor is appointed.

Transit Advisory Committee

THAT Dallas Green, Evelyn Herron and Kaitlyn Hundt-Lippett be appointed to the Transit Advisory Committee for a term ending November, 2013 or until such time as successors are appointed;

AND THAT Ben Garnham, Sheila Nicholas, Matthew Pecore, Steven Petric and Ian Weir be reappointed to the Transit Advisory Committee for a term ending November, 2014 or until such time as successors are appointed;

AND THAT staff pursue recruitment to fill the remaining vacancy on the Transit Advisory Committee.

Committee of Adjustment

THAT Cathy Downer be appointed to the Committee of Adjustment for a term ending November 30, 2013 or until such time as a successor is appointed;

AND THAT Jeff Hillen be reappointed to the Committee of Adjustment for a term ending November 30, 2014 or until such time as a successor is appointed.

Environmental Advisory Committee

THAT Emily Stahl, Kelsey O'Reilly and Ryan Park be appointed to the Environmental Advisory Committee for a term ending November 30, 2013 or until such time as



successors are appointed;

AND THAT Shelley Lohnes and Erin Blenkhorn be reappointed to the Environmental Advisory Committee for a term ending November 30, 2014 or until such time as successors are appointed;

Heritage Guelph

THAT Bill Green and Mary Tivy be reappointed to Heritage Guelph for a term ending November 30, 2014 or until such time as successors are appointed.

Municipal Property and Building Commemorative Naming Committee

THAT Jason Smith be reappointed to the Municipal Property and Building Commemorative Naming Committee for a term ending November 30, 2014 or until such time as a successor is appointed.

Organic Waste Processing Facility Public Liaison Committee

THAT Tim Fisher be appointed to the Organic Waste Processing Facility Public Liaison Committee for a term ending November 30, 2013 or until such time as a successor is appointed;

AND THAT Larry Conrad, Mike Fortin, Karyn Hogan, Laura Marini, Donna Sunter Ken Spira be reappointed to the Organic Waste Processing Facility Public Liaison Committee for a term ending November 30, 2014 or until such time as successors are appointed.

Property Standards/Fence Viewers Committee

THAT Ryan Gibson be reappointed to the Property Standards/Fence Viewers Committee for a term ending November 30, 2014 or until such time as a successor is appointed;

AND THAT staff pursue recruitment to fill the remaining vacancy on the Property Standards/Fence Viewers Committee.

River Systems Advisory Committee

THAT and Sara Ashpole, Ian McCormick, and Jo-Anne McDermott be appointed to the River Systems Advisory Committee for a term ending November 30, 2013 or until such time as successors are appointed;

AND THAT Nicola Lower, Marietta Pushkar, and Eric Wilson be reappointed to the River Systems Advisory Committee for a term ending November 30, 2014 or until such time as successors are appointed.

Water Conservation & Efficiency Public Advisory Committee

THAT Renuka Baral and Louise Cottreau be appointed to the Water Conservation & Efficiency Public Advisory Committee for a term ending November 30, 2013 or until such time as successor are appointed.

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

VOTING AGAINST: (0)

Carried

**Councillor Hofland presented the Corporate Administration, Finance & Enterprise Committee Ninth Consent Report.**

7. Moved by Councillor Hofland  
Seconded by Councillor Laidlaw

THAT the December 17, 2012 Corporate Administration, Finance & Enterprise Committee Ninth Consent Report as identified below, be adopted:

- a) **40 Wellington Street – Downtown Guelph Community Improvement Plan (DGCIP) – Major Downtown Activation Grant (DAG)**

THAT Downtown Renewal Report FIN-DR-12-05 dated December 4, 2012 regarding a Major DAG application for the property municipally known as 40 Wellington Street West pursuant to the Downtown Guelph Community Improvement Plan, be received;

AND THAT Council approve the Major DAG for 40 Wellington Street West and that the Mayor and Clerk be authorized to execute the Major Downtown Activation Grant Agreement between 2065404 Ontario Inc. 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 Bell, Burcher, Dennis, Findlay, Guthrie, Hofland, Kovach, Laidlaw, Piper, Van Hellemond, Wettstein and Mayor Farbridge (12)

VOTING AGAINST: (0)

Carried

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

- OTES-37 Noise By-law Amendments
- OTES-38 Guelph Transit – Service Performance

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

8. Moved by Councillor Findlay  
Seconded by Councillor Bell

THAT the balance of the December 17, 2012 Operations, Transit & Emergency Services Committee Eleventh Consent Report as identified below, be adopted:

a) **Proposed Emergency Medical Service Base Village of Hillsburgh, in the Town of Erin**

THAT the Mayor and Clerk be authorized to execute an agreement as outlined in the Operations, Transit & Emergency Services Report OT121251, dated December 10, 2012 Emergency Medical Services Base – Town of Erin, Village of Hillsburgh, subject to the form and content of the agreement being satisfactory to the City Solicitor and the Executive Director of Operations, Transit and Emergency Services.

VOTING IN FAVOUR: Councillors Bell, Burcher, Dennis, Findlay, 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 and Environment Committee Eleventh Consent Report to be voted on separately:

- PBEE-47 Brooklyn and College Hill Heritage Conservation District Boundary – Final Recommendation

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

9. Moved by Councillor Piper  
Seconded by Councillor Guthrie

THAT the balance of the December 17, 2012 Planning & Building, Engineering and Environment Committee Eleventh Consent Report as identified below, be adopted:

- a) **Official Plan Amendment (OPA) No. 48 – Phase 3 of the Official Plan Update – Draft Provincial Decision**

THAT Report 12-115 dated December 10, 2012 from Planning, Building, Engineering and Environment regarding Official Plan Amendment (OPA) No. 48 – Draft Provincial Decision from the Ministry of Municipal Affairs and Housing be received;

AND THAT Council endorse the recommended modifications issued in the Draft Decision by the Ministry of Municipal Affairs and Housing on November 14, 2012 regarding OPA No. 48 adopted by Council June 5, 2012.

- b) **University of Guelph Research Partnership and City Access and Data Sharing Agreement**

THAT the Planning, Building, Engineering and Environment report dated December 10, 2012 entitled *University of Guelph Research Partnership and City Access and Data Sharing Agreement* be received;

AND THAT Council grants approval for the Mayor and Clerk to execute a formal five-year access and data sharing agreement with the University of Guelph, subject to the satisfaction of the Executive Director of Planning, Building, Engineering and Environment, and the City Solicitor;

AND THAT Council grants approval for the Mayor and Clerk to execute future five-year extensions of the access and data sharing agreement with the University of Guelph, subject to the satisfaction of the Executive Director of Planning, Building, Engineering and Environment, and the City Solicitor.

- c) **Sign By-law Variances for 5 Douglas Street (Skyline)**

THAT Planning, Building, Engineering and Environment report dated December 10, 2012, regarding sign by-law variances for 5 Douglas Street, be received;

AND THAT, the request for variances from the Sign By-law for 5 Douglas Street to permit building signage for Skyline

on the fourth storey elevation, attached to the roof and to be internally lit, be approved.

d) **Provincial Policy Statement Review**

THAT report #12-108 from Planning, Building, Engineering and Environment, dated December 10, 2012 regarding the Provincial Policy Statement Review be received;

AND THAT the staff comments provided to the Ministry of Municipal Affairs and Housing, dated November 23, 2012, and included as Attachment 1 be endorsed;

AND THAT the City Clerk be directed to inform the Ministry of Municipal Affairs and Housing that the staff comments have been endorsed by Council.

e) **Proposed Telecommunications Tower for 987 Gordon Street**

THAT Planning, Building, Engineering and Environment Report dated December 10, 2012 regarding a proposed Telecommunication Tower at 987 Gordon Street, be received;

AND THAT, Council direct staff to issue a letter of non concurrence to Industry Canada with respect to the request for a Telecommunication Tower at 987 Gordon Street;

AND THAT staff issue correspondence to those who submitted comments objecting to a Telecommunication Tower at 987 Gordon Street in order to notify them of the City's position and advise that the City does not have approval authority with respect to such installations.

f) **Establishment of a Public Steering Committee for the Solid Waste Management Master Plan Review**

THAT Council approve the establishment of a Public Steering Committee for the Solid Waste Management Master Plan review.

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

VOTING AGAINST: (0)

Carried

## Consent Agenda

The following item was extracted from the December 17, 2012 Consent Agenda to be voted on separately:

- A-2 Municipal Infrastructure Investment Initiative –  
Capital Program: Niska Road Bridge Replacement

10. Moved by Councillor Piper  
Seconded by Councillor Findlay

THAT the balance of the February 17, 2012 Council Consent Agenda as identified below, be adopted:

### a) **Toronto Dominion Credit Facility**

THAT Council authorizes the Mayor, City Clerk and Treasurer to execute an agreement with the Toronto Dominion Bank to issue a \$10 million interest only loan to be drawn at December 31, 2012. Loan is in effect for a maximum of five years and to be repaid or refinanced by December 31, 2017. The intended purpose is to fund capital expenditures related to the Hanlon Creek Business Park.

### b) **GMHI Request for Funding 2013-2014 Business Development Plan**

THAT Council approve a commitment of up to \$777,000 representing \$388,500 in each of 2013 and 2014 respectively, from the Strategic Initiatives Reserve (#179) to be provided to GMHI through a share purchase structure, to implement its 2013-2014 GMHI Business Development Plan. In the proposed structure, the City's Investment in GMHI as reported on the City's financial statements will increase by \$777,000.

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

VOTING AGAINST: (0)

Carried

## DELEGATIONS

### Noise By-law Amendments

Mr. Luc Fournier, Motorcycle & Moped Industry Council provided information on equipment available to test the noise levels of motorcycles. He explained that most modern motorcycles built meet allowable noise levels and stated that most concerns arise from after products. He

advised of other municipalities who have adopted similar noise by-laws.

Mr. Doak McCraney spoke in opposition to the proposed noise by-law amendment. He expressed concern that 2 complaints have brought forward this amendment and that no public consultation took place. He further advised that the Province has rules in place for noise emissions.

Mr. Robert Jackson advised that he supports the comments made by the previous speaker, Mr. McCraney.

Mr. Bill Kerr suggested that loud pipes on motorcycles save lives and gave examples of such. He expressed concern that two complaints started this and felt the the City fine is too high at 300\$.

Mr. Mike Theriault expressed concern with the impact this noise amendment would have on vintage motorcycles, as modern parts would compromise the value of the bike. He suggested that the noise amendment applies to 2010 motorcycles and forward.

Mr. Frank Pettit suggested that the new noise by-law amendment is another government money grab.

Mr. Robert Jackson questioned why the noise by-law amendment only applies to motorcycles and not other motorized vehicles.

Mr. D. McCaughan, Executive Director, Operations, Transit & Emergency Services, in response to questions, advised that most motorcycles would meet the noise by-law standards.

**Councillor Findlay presented Clause 37 that was extracted from the Operations, Transit & Emergency Services Committee Eleventh Consent Report.**

11. Moved by Councillor Findlay  
Seconded by Councillor Van Hellemond  
THAT the Operations, Transit & Emergency Services Committee Report OT121253 Noise Bylaw - Amendments dated December 10, 2012 be received;

AND THAT amendments to the Noise Bylaw as set out in Report OT121253 Noise Bylaw - Amendments dated December 10, 2012 be approved.

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

VOTING AGAINST: Councillors Guthrie and Kovach (2)

Carried

### **Guelph Transit – Service Performance**

Mr. M. Anders, General Manager of Community Connectivity and Transit, highlighted the report contained in the meeting agenda. He outlined the issues encountered with the new transit routes, the action taken, route performance study, and the key findings.

Mr. Andy Cleary, President of the Amalgamated Transit Union, Local 1189, expressed concern with the recommendation. He suggested that the peak demand does not drop down significantly and further suggested that the routes be restored to 20 minute service during the day and 30 minute service in the evenings.

Mr. Kavan Chernoff provided statistics related to his transit use. He advised that during an 8 day period he missed 76% of his connections. He suggested that 20 minute peak service will only solve part of the problem and expressed concern that the bus stops are too far apart. He urged Council to oppose the recommendation and develop a system that works.

### **Councillor Findlay presented Clause 38 that was extracted from the Operations, Transit & Emergency Services Committee Eleventh Consent Report.**

12. Moved by Councillor Findlay  
Seconded by Councillor Bell

THAT the Operations, Transit and Emergency Services (OTES) Committee Report OT121255 Guelph Transit – Service Performance dated December 10, 2012 be received;

AND THAT Guelph Transit adopt the service model recommended in OTES Committee report OT121255 Guelph Transit – Service Performance dated December 10, 2012.

AND THAT staff report back to Committee on a bi-monthly basis on Guelph Transit service until October 2013;

AND THAT Guelph Transit undertake a third party review of service performance in October of **2013**.



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

VOTING AGAINST: (0)

Carried

**Brooklyn and College Hill Heritage Conservation District Boundary – Final Recommendation**

Dr. Hugh Whiteley suggested that the confluence of the Speed River is an important identity of this heritage district and that the heritage landscape should be included within the boundaries. He expressed concern with the exclusion of 220 Gordon Street and 22 James Street East and suggested that these and other heritage properties are part of the gateway and should be included in the boundary.

Discussion ensued regarding the process for designating buildings having historical significance.

**Councillor Burcher presented Clause 47 that was extracted from the Planning & Building, Engineering and Environment Committee Eleventh Consent Report.**

13. Moved by Councillor Burcher  
Seconded by Councillor Guthrie

THAT the Planning, Building, Engineering and Environment Report 12-102, regarding the Brooklyn and College Hill Heritage Conservation District Boundary – Final Recommendation, dated December 10, 2012, be received;

AND THAT Council adopt the Alternative Boundary Option B as the final boundary for the Brooklyn College Hill Heritage Conservation District Plan as shown in Attachment 4 of PBEE Report 12-102 (dated December 10, 2012);

AND THAT staff and Heritage Guelph be directed to undertake background research and initiate preliminary discussion with the property owners of 220 Gordon Street and 22 James Street East regarding the potential for individual designation under Part IV of the Ontario Heritage Act;

AND THAT the City enter into discussion with the University of Guelph regarding height and scale limits and appropriate setbacks with respect to the redevelopment of 346 Gordon Street.

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

THAT the third clause be amended by deleting "the potential for individual designation under Part IV of".

VOTING IN FAVOUR: Councillors Bell and Van Hellemond (2)

VOTING AGAINST: Councillors Burcher, Dennis, Findlay, Guthrie, Hofland, Kovach, Laidlaw, Wettstein and Mayor Farbridge (9)

*Councillor Piper refrained from voting due to her disclosure of pecuniary interest.*

Defeated

It was requested that the clauses be voted on separately.

15. Moved by Councillor Burcher  
Seconded by Councillor Guthrie

THAT the Planning, Building, Engineering and Environment Report 12-102, regarding the Brooklyn and College Hill Heritage Conservation District Boundary – Final Recommendation, dated December 10, 2012, be received.

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

VOTING AGAINST: (0)

*Councillor Piper refrained from voting due to her disclosure of pecuniary interest.*

Carried

16. Moved by Councillor Burcher  
Seconded by Councillor Guthrie

THAT Council adopt the Alternative Boundary Option B as the final boundary for the Brooklyn College Hill Heritage Conservation District Plan as shown in Attachment 4 of PBEE Report 12-102 (dated December 10, 2012).

VOTING IN FAVOUR: Councillors Bell, Burcher, Findlay, Guthrie, Hofland, Kovach, Laidlaw, Van Hellemond, Wettstein and Mayor Farbridge (10)

VOTING AGAINST: Councillor Dennis (1)

*Councillor Piper refrained from voting due to her disclosure of pecuniary interest.*

Carried

17. Moved by Councillor Burcher  
Seconded by Councillor Guthrie

THAT staff and Heritage Guelph be directed to undertake background research and initiate preliminary discussion with the property owners of 220 Gordon Street and 22 James Street East regarding the potential for individual designation under Part IV of the Ontario Heritage Act.

VOTING IN FAVOUR: Councillors Burcher, Findlay, Guthrie, Hofland, Laidlaw, and Mayor Farbridge (6)

VOTING AGAINST: Councillors Bell, Dennis, Kovach, Van Hellemond and Wettstein (5)

*Councillor Piper refrained from voting due to her disclosure of pecuniary interest.*

Carried

18. Moved by Councillor Burcher  
Seconded by Councillor Guthrie

THAT the City enter into discussion with the University of Guelph regarding height and scale limits and appropriate setbacks with respect to the redevelopment of 346 Gordon Street.

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

VOTING AGAINST: (0)

*Councillor Piper refrained from voting due to her disclosure of pecuniary interest.*

Carried

### **Municipal Infrastructure Investment Initiative – Capital Program: Niska Road Bridge Replacement**

Ms. Laura Murr was in agreement that Niska Road Bridge is in need of repair, but expressed concern with an application being made for a grant without first completing the environmental process. She suggested that alternative priority for funding should be sidewalks in areas of the City on bus routes such as Woodlawn Road or Speedvale.

19. Moved by Councillor Piper  
Seconded by Councillor Burcher

THAT Council authorize staff to submit an Expression of Interest to the Ontario Ministry of Agriculture, Food and

Rural Affairs with respect to Municipal Infrastructure Investment Initiative - Capital Program for the replacement of the Niska Road Bridge, **with the removal of the reference to two lanes in the application.**

AND THAT Council authorize staff to confirm to the Ontario Ministry of Agriculture, Food and Rural Affairs that the City's Sustainable Infrastructure Report dated September, 2012 is a comprehensive asset management plan pertaining to transportation, water, wastewater and stormwater systems that includes all of the information and analysis that is described in *Building Together: Guide for Municipal Asset Management Plans*, is in place or committed to be developed by December 31, 2013.

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

VOTING AGAINST: (0)

Carried

#### **BY-LAWS**

20. Moved by Councillor Burcher

Seconded by Councillor Laidlaw

THAT By-law Number (2012)-19504 be amended by deleting "adding a no parking anytime zone on the north side of Harvard Rd. from 346m west of Gordon St. to Rickson Rd. in the No Parking Schedule XV";

AND THAT By-laws Numbered (2012)-19502 to (2012)-19517, inclusive, as amended, are hereby passed.

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

VOTING AGAINST: (0)

Carried

#### **MAYOR'S ANNOUNCEMENTS**

The Mayor extended season's greetings.

#### **ADJOURNMENT**

21. Moved by Councillor Burcher  
Seconded by Councillor Laidlaw  
That the meeting of Guelph City Council of December 17, 2012 be adjourned.

Carried

The meeting adjourned at 10:16 p.m.

*Minutes to be confirmed on February 25, 2013.*

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Mayor

.....  
Deputy Clerk

**Council reconvened in a closed meeting at 10:20 p.m.**

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

Absent: Councillor Furfaro and Kovach

Staff Present: Ms. A. Pappert, Chief Administrative Officer; Mr. M. Amorosi, Executive Director of Corporate & Human Resources; Ms. C. Bell, Executive Director of Community & Social Services; Mr. A. Horsman, Executive Director of Finance & Enterprise; Dr. J. Laird, Executive Director of Planning & Building, Engineering and Environment; Mr. D. McCaughan, Executive Director of Operations, Transit & Emergency Services; Ms. D. Jaques, General Manager of Legal & Realty Services/City Solicitor; Mr. S. Worsfold, Ms. C. Clack, General Manager, Culture & Tourism; Ms. T. Agnello, Deputy Clerk; and Ms. J. Sweeney, Council Committee Co-ordinator

**Litigation or Potential Litigation (continued)**

1. Moved by Councillor Findlay  
Seconded by Councillor Burcher  
THAT staff be given direction with respect to a potential litigation matter.

Carried

2. Moved by Councillor Findlay  
Seconded by Councillor Laidlaw  
That the closed meeting of Guelph City Council of  
December 17, 2012 be adjourned.

Carried

The meeting adjourned at 10:40 p.m.

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Mayor

.....  
Deputy Clerk