

Committee of the Whole Meeting Agenda

Consolidated as of September 2, 2016

**Tuesday, September 6, 2016 – 2:00 p.m.
Council Chambers, Guelph City Hall, 1 Carden Street**

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Call to Order – Mayor

Disclosure of Pecuniary Interest and General Nature Thereof

Consent Agenda – Corporate Services

Chair – Councillor Hofland

Consent Agenda

The following resolutions have been prepared to facilitate Council's consideration of various matters and are suggested for consideration. If Council wishes to address a specific report in isolation of the Consent Agenda, please identify the item. It will be extracted and dealt with separately as part of the Items for Discussion.

COW-CS-2016.1 2016 Q2 Operating Variance Report

Recommendation:

That Report CS-2016-42 "Q2 2016 Operating Variance Report" be received.

COW-CS-2016.2 2016 Q2 Capital Variance Report

Recommendation:

That Report CS-2016-43 "Q2 2016 Capital Variance Report" be received.

Consent Agenda – Infrastructure, Development and Enterprise

Vice-Chair – Councillor Gibson

Consent Agenda

The following resolutions have been prepared to facilitate Council's consideration of various matters and are suggested for consideration. If Council wishes to address a specific report in isolation of the Consent Agenda, please identify the item. It will be extracted and dealt with separately as part of the Items for Discussion.

**COW-IDE-2016.1 Outstanding Motions of Committee of the Whole
(Infrastructure, Development and Enterprise)**

Recommendation:

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

Recommendation:

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

Recommendation:

1. 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

Recommendation:

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 2.44m², to be located a distance of 1m apart, be approved.

Items for Discussion – Infrastructure, Development and Enterprise

The following items have been extracted from Consent Agenda and will be considered separately. These items have been extracted either at the request of a member of Council or because they include a presentation and/or delegations.

**COW-IDE-2016.5 Downey Road Transportation Improvement Study
(staff memo and slide replacement)**

Presentation:

Representative from Paradigm Transportation Solutions Limited

Delegations:

Laura Murr
Nicole Abouhalka
Glen Tolhurst

Recommendation:

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.
3. That Council consider adequate funding to proceed to detailed design and public engagement on the final recommended traffic calming option through the 2017 Capital Budget Forecast.

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

Arun Hindupur, Infrastructure Planning Engineer

Recommendation:

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 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.

COW-IDE-2016.7 2016 Water Efficiency Strategy Update

Presentation:

Emily Stahl, Supervisor Water Efficiency
Wayne Galliher, Manager, Technical Services

Recommendation:

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

Presentation:

Wayne Galliher, Manager, Technical Services
Peter Busatto, Plant Manager, Water Services

Recommendation:

1. That Guelph City Council endorses the Substandard Water Service Replacement Grant Program and related terms and conditions as outlined in 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.

Consent Agenda – Governance

Chair – Mayor Guthrie

Consent Agenda

The following resolutions have been prepared to facilitate Council's consideration of various matters and are suggested for consideration. If Council wishes to address a specific report in isolation of the Consent Agenda, please identify the item. It will be extracted and dealt with separately as part of the Items for Discussion.

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

Recommendation:

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.

Items for Discussion - Governance

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

Presentation:

Stephen O'Brien, City Clerk (memo)

Delegations:

Susan Watson

Steve Dyck

Correspondence:

Kevin Bowman, 123Guelph

Scott Frederick

Recommendation:

1. That Council maintain the existing first past-the-post election model for the 2018 municipal election.
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.

Chairs and Staff Announcements

Please provide any announcements to the Chair in writing by 12 noon on the day of the Council meeting.

Notice of Motion

Adjournment

INTERNAL MEMO



DATE September 1, 2016

TO **Committee of the Whole**

FROM Jennifer Juste

DIVISION Transportation Services

DEPARTMENT Infrastructure, Development and Enterprise Services

SUBJECT Downey Road Transportation Improvement Study

With respect to the Presentation to Committee of the Whole:

Please note the following slide replaces Slide 3 of the presentation received with your agenda. The word "average speed" has been replaced by "85th percentile speed" in the text.

With respect to the Staff Report:

While the Staff Report makes reference to the Niska Road Bridge Environmental Assessment (EA) study, staff further acknowledge the EA finding that a roundabout may have environmental impacts to the wetland and/or wetland buffer and may therefore be deemed unfeasible at this location.

If the traffic calming conceptual design for Downey Road is endorsed by Council, staff will review the intersection further at the time of detailed design to confirm if a roundabout is truly not feasible and to determine what can be an appropriate solution for traffic calming and traffic control at this location.

Jennifer Juste
Transportation Demand Management Coordinator

Transportation Services, Engineering and Capital Infrastructure
Infrastructure, Development and Enterprise Services
Location: City Hall

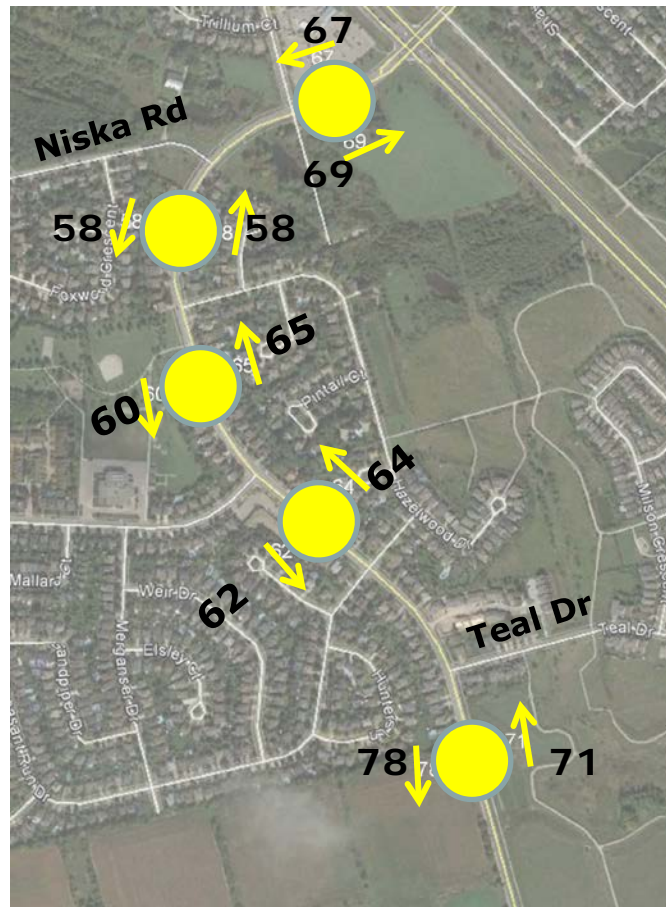
T 519-822-1260 x 2791
E jennifer.juste@guelph.ca

C Allister McIlveen, Kealy Dedman, Scott Stewart

File #15-065

85th Percentile speeds recorded from April 26 to May 2, 2016

85th percentile speed of 65 km/h in a 50 km/h zone.



INTERNAL MEMO



DATE September 1, 2016
TO **Committee of the Whole**
FROM Jennifer Slater, Program Manager Information, Privacy and Elections
DEPARTMENT City Clerk's Office
SUBJECT **Amendment to the Municipal Election Modernization, Service Expansion and Ranked Ballot Election Report**

Further to the Municipal Election Modernization, Service Expansion and Ranked Ballot Election report, page six it states that:

In 2014, the successful candidate for the Office of Mayor received 19,627 votes or 50.75 per cent of the votes. This would fall just below the threshold of 50 per cent plus one and would have required a second round of vote counting to determine the successful candidate.

An amendment has been made to reflect this as:

In 2014, the successful candidate for the Office of Mayor received 19,627 votes or 50.75 per cent of the votes. This would fall above the threshold of 50 per cent plus one and a second round of vote counting would not have been required.

Pages seven to eight state that:

To put the multi-member ranked ballot election calculations for the Offices of Councillor into context, the threshold in the 2014 municipal election would have been 12,977 votes or 33.3 per cent plus one calculated as follows:

$$12,977 = \left(\frac{38,933 \text{ votes cast}}{2 \text{ candidates to be elected} + 1} \right) + 1$$

In the 2014 municipal election each successful candidate for Councillor received a range of between 2,050 (19.97 per cent) and 3,806 (33.46 per cent).

This means that both the Office of Mayor and each Office of Councillor would have been below the required threshold to be elected in the first round in 2014. Subsequent rounds of vote counting would have been required in order to determine the successful candidates for every office.

An amendment has been made to reflect this as:

To put the multi-member ranked ballot election calculations for the Offices of Councillor into context, the threshold in the 2014 municipal election would have been 33.3 per cent plus one.

In the 2014 municipal election only one Councillor in Ward six received enough votes to meet the threshold.

This means that the remaining 11 Offices of Councillor would have been below the required threshold to be elected in the first round in 2014. Subsequent rounds of vote counting would have been required in order to determine the successful candidates for those offices.

The above amendments do not impact the recommendations made in the report.

Jennifer Slater

Program Manager Information, Privacy and Elections

City Clerk's Office

Location: Guelph City Hall

T 519-822-1260 x 2605

E Jennifer.slater@guelph.ca

C Stephen O'Brien, City Clerk

To the members of Guelph City Council,

For those who do not know 123Guelph is a citizen group that seeks to increase voter engagement and the effectiveness of elections in creating a council that accurately reflects and represents the population. We are part of a province wide network currently advocating for the adoption of Ranked Ballots. Provincial legislation has recently been updated to allow for the use of Ranked Ballots. However, as noted in the staff report from the Clerk's office, this process is not yet complete and the details of regulation and implementation have not been finalized. The current timeline and the required work to implement Ranked Ballots for 2018 are logistically daunting. 123Guelph believes that anything worth doing is worth taking the time to do well. As such we support the staff recommendation to wait for now.

123Guelph will continue to educate the public about the benefits of Ranked Ballots and we hope to make Ranked Ballots a topic of debate for campaigns in 2018. The eventual goal being that Ranked Ballots will be used for 2022.

123Guelph does not support the inclusion of a referendum question for 2018 as the public does not have enough information about Ranked Ballots to make an informed decision for or against such a proposal.

123Guelph also supports the staff report recommendations to expand voter accessibility via internet voting and vote anywhere options.

Thank you for your time.

Kevin Bowman

On behalf of 123Guelph

From: Scott Frederick

Sent: September 1, 2016 10:50 PM

To: Clerks

Subject: Written comment submission - Committee of the Whole - Tuesday, September 6, 2016

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

My comments focus on the proposed implementation of ranked balloting in Guelph municipal elections.

I disagree with the staff recommendations that the existing first past the post election model be retained for the 2018 election.

I recommend that Option a) "Pursue a ranked ballot election as an option for the 2018 election and go out for public consultation" be pursued.

The staff rationale for delaying the implementation of ranked balloting centre around increased cost, equipment testing and lack of current adoption.

Missing from the staff report is any analysis of the benefits of ranked balloting. A report that focusses only on possible costs and impediments to implementation, without touching on potential benefits is a report that is only telling part of the story. Seeing only costs and no benefits, it is not surprising that staff elected to punt this initiative down the road and adopt a "wait and see" stance in the hope that another, more adventurous, municipality would adopt it first.

Guelph is actually in a rather unique position among Ontario municipalities as it is one of the few that has multiple member wards. The combination of multiple member wards and ranked balloting is the Single Transferable Vote system, which has the advantage of being a more proportional system than the First Past the Post System currently employed. Increased proportionality is desirable as it allows a wider spectrum of opinions to be represented a council, and reduces the likelihood that a single faction could "sweep" an election and shut out any opposition. Probably the best known Canadian example of this was the New Brunswick provincial election of 1987 where the Liberals under Frank McKenna won 60% of the vote and 100% of the seats. If Guelph were to develop a party system, under the current FPTP multiple member system it is likely that voter will plunk down their 2 votes for the same party in each ward. Under the STV system it is more likely that the votes would be split between factions, with "non party" voters having more influence.

Decisions on voting system choice follow from community values. Proportionality is a value, but there are many others. The discussion of values should come first, and the choice of a voting system than should follow on from that. This is why proceeding with public consultation should not be omitted from any decision.

The estimates of costs in the report overlook the fact that many of the quoted values are one-time costs that occur in the implementation phase and would not recur. Additionally, it is assumed that voting machines, that are not yet developed for our situation would be needed. In fact paper ballots with manual counting could be used (as they are in the Republic of Ireland), at considerable saving from the quoted figures. The main disadvantage of manual counts is that it would take longer to conduct. I recommend retaining a manual count as it provides a check on the machine's results. Our more paranoid citizens will accept no less.

Objectors to proportional systems may complain of increased complexity. Staff has aided them by providing examples of, vote transfers without any context. Implementing public consultation will help that. In fact ranked balloting is very simple to vote. FPTP is much harder because of the need to consider strategic voting, possible vote splitting etc. Counting in proportional systems is harder but the average voter never takes part in a count, either FPTP or STV.

There is much more to say about this but I don't have time, hence the need for public consultation.

Guelph is recognized as a leader in many fields. Bold action on this issue is a chance to add one more.

Scott Frederick