



Regular Meeting of Council

Minutes

Date: February 25, 2019
Time: 5:30 pm
Location: Council Chambers Level 2, City Hall

Members Present: Mayor Marianne Meed Ward, Kelvin Galbraith, Lisa Kearns, Rory Nisan, Shawna Stolte, Paul Sharman, Angelo Bentivegna
Staff Present: Tim Commisso, Nancy Shea-Nicol, David Thompson (Audio/Video Specialist), Debbie Hordyk, Angela Morgan (Clerk), Danielle Pitoscia (Deputy Clerk)

1. Call to Order:

2. National Anthem:

3. Regrets:

None

4. Proclamations:

4.1 Probus Canada Month - March 2019

4.2 Red Cross Month - March 2019

4.3 School Crossing Guard Week - March 18 - 22, 2019

4.4 International Women's Day - March 8, 2019

5. Motion to Approve Council Minutes:

Moved by: Councillor Stolte

Seconded by: Councillor Bentivegna

Confirm the minutes of the following meeting of Council:

CARRIED

5.1 Regular meeting of Council January 28, 2019

5.2 Special meeting of Council February 7, 2019

6. Recognitions and Achievements:

None

7. Presentations:

None

8. Declarations of Interest:

None

9. Delegations:

None

10. Recommendations from Standing Committees:

10.1 Committee of the Whole meeting of February 4, 2019

- a. 2019 Business Plan for the Hydro Group of Companies (F-04-19)
Receive and file finance department report F-04-19 providing the 2019 business plan for the Hydro Group of Companies.

10.2 Planning and Development meeting of February 5, 2019

- a. Information report regarding official plan and zoning by-law amendments for 1157-1171 North Shore Blvd. East (PB-11-19)
Receive and file department of city building report PB-11-19 regarding official plan and zoning by-law amendments for 1157-1171 North Shore Blvd. East.

CARRIED

10.3 Committee of the Whole Budget meeting of February 7, 2019

No recommendations for this meeting.

10.4 Committee of the Whole - Workshop meeting of February 14, 2019

No recommendations for this meeting.

10.5 Committee of the Whole - Budget meeting of February 21, 2019

CARRIED

- a. Memo from staff regarding budget follow-up items (F-02-19-4)

Receive and file finance department memo providing budget information follow-up items.

CARRIED

- b. 2019 budget engagement (F-07-19)

Receive and file finance department report F-07-19 regarding 2019 budget engagement.

CARRIED

- c. Approval of 2019 capital budget and forecast (F-02-19-2)

Remove the new materials storage facility for the Roads, Parks and Forestry Operations Centre from the 2019 budget.

IN FAVOUR: (1): Councillor Bentivegna

OPPOSED: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, and Councillor Sharman

LOST (1 to 6)

Defer the purchase of a new sweeper for the downtown until information is known regarding new development.

IN FAVOUR: (1): Councillor Bentivegna

OPPOSED: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, and Councillor Sharman

LOST (1 to 6)

Approve the 2019 capital budget as amended at the Committee of the Whole-Budget meeting of February 21, 2019 for the City of Burlington, with a gross amount of \$96,446,023 and a debenture requirement of \$6,978,000, and the 2020-2028 capital forecast with a gross amount of \$722,568,322 and a debenture requirement of \$56,655,218 as outlined in finance department report F-02-19 as amended by the Committee of the Whole - Budget; and

Administer the debenture in the amount of \$6,978,000 in 2019 as tax supported debt; and

Authorize staff to proceed with the 2019 capital projects representing not more than 50% of the 2019 capital from current funding in advance of the 2019 operating budget approval; and

Declare that, in accordance with sis. 5(1)5 of the *Development Charges Act, 1997* and s. 5 of Ontario Regulation 82/98, it is Council's clear intention that the excess capacity provided by the above-referenced works will be paid for by future development charges; and

Refer capital budget action request form item #8 regarding the fire emergency response drone, item #10 regarding the new support vehicle - supervisor of bylaw enforcement, and staff directions (#3-9) to the Committee of the Whole - Budget meeting on February 26, 2019; and

Direct the Executive Director of Capital Works to consider inclusion of the Elgin Street Promenade construction as part of the 2020 capital budget and forecast and seek upper level government funding similar to other phases of the promenade; and

Direct the Director of Information Technology Services to report to the Committee of the Whole meeting on April 1, 2019 with an overview of the Enterprise System Renewal project to include information on; timing, phasing, resourcing, benefits and risk, cost, third party engagements and potential impacts resulting from the pending provincial/municipal government structure review.

IN FAVOUR: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, and Councillor Sharman

OPPOSED: (1): Councillor Bentivegna

CARRIED (6 to 1)

- d. Approval of 2019 operating budget (F-02-19-3)

Refer finance department report F-02-19-3 regarding the 2019 operating budget to the Committee of the Whole - Budget meeting on February 26, 2019.

CARRIED

- e. 2018 retained savings (F-16-19)

Refer finance department report F-16-19 regarding 2018 retained savings to the Committee of the Whole - Budget meeting on February 26, 2019.

CARRIED

- f. 20 year budget driver forecast (F-03-19)

Refer finance department report F-03-19 regarding the 20 year budget driver forecast to the Committee of the Whole - Budget meeting on February 26, 2019.

CARRIED

11. Motion to Approve Standing Committee Minutes:

Moved by: Councillor Stolte

Seconded by: Councillor Bentivegna

Approve the following minutes:

CARRIED

- 11.1 Committee of the Whole meeting of February 4, 2019
- 11.2 Planning and Development meeting of February 5, 2019
- 11.3 Committee of the Whole Budget meeting of February 7, 2019
- 11.4 Committee of the Whole - Workshop meeting of February 14, 2019
- 11.5 Committee of the Whole - Budget meeting of February 21, 2019

12. Reports of Municipal Officers:

- 12.1 Confidential Planning Matter (L-8-19)

Moved by: Councillor Sharman

Seconded by: Councillor Stolte

Receive and file Legal department report confidential planning matter (L-8-19)

CARRIED

- 12.2 Bill 68, Modernizing Ontario's Municipal Legislation Act, 2017 Policies (CL-03-19)

Moved by: Councillor Sharman
Seconded by: Councillor Stolte

Approve Appendix A, clerks department report CL-03-19, a policy for Pregnancy and Parental leave of Council Members; and

Approve Appendix B, as amended clerks department report CL-03-19, a code of conduct for local boards; and

Approve Appendix C, clerks department report CL-03-19, a policy for staff and council relations; and

Direct the City Clerk to advise local boards (as defined in Appendix B) of the code of conduct and the legislative requirements related to the Disclosure of Pecuniary Interest.

IN FAVOUR: (7): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

CARRIED (7 to 0)

12.3 Citizen Committee Appointment Report – Audit Committee (CL-05-19)

Moved by: Councillor Bentivegna
Seconded by: Councillor Stolte

Approve appointments to Burlington's Audit Committee as outlined in Confidential Appendix A of clerk's department report CL-05-19 and following the communication with all applicants, authorize clerks to make the confidential information public.

IN FAVOUR: (7): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

CARRIED (7 to 0)

12.4 Resolution Regarding Regional Government Review (MO-01-19)

Moved by: Councillor Stolte
Seconded by: Councillor Bentivegna

Whereas, the Government of Ontario has announced a review of Ontario's eight regional municipalities (Durham, Halton, Muskoka District, Niagara, Oxford County, Peel, Waterloo, York), the County of Simcoe, and their lower-tier municipalities by appointed Special Advisors; and

Whereas, the provincially appointed Special Advisors are to provide advice and develop recommendations for the Minister of Municipal Affairs and Housing for the purpose of improving governance, decision-making and service delivery in the eight regions and Simcoe County and their lower-tier municipalities; and

Whereas, the Association of Municipalities of Ontario informed its members last August, that the Minister of Municipal Affairs and Housing began informal discussions on regional governance review, wishing to hear from municipalities about how this system of governance is working recognizing it was established in the 1970s; and

Whereas, the provincially appointed Special Advisors have included within the scope of their review, consideration of moving to single-tier municipalities or amalgamating existing municipalities; and

Whereas, neither Halton Region, nor the four area municipalities have requested a review of the current regional governance structure; and

Whereas, the City of Burlington, Halton Region and the other Halton area municipalities would receive greater benefit from a review of provincial permitting/approvals and municipal government powers and authority under the Municipal Act; and

Whereas, the regional government review including new single tier municipalities or amalgamations was not ever discussed during the recent provincial election by the Premier or our local Members of Provincial Parliament; and

Whereas, the City of Burlington is well managed and efficient with the smallest Council in Halton and for a city of its size, with only seven elected members; and

Whereas, 97 per cent of Burlington residents are satisfied with the quality of Regional services; and

Whereas, the City of Burlington has contributed to Halton Region's AAA credit rating; and

Whereas, Halton is a model of municipal efficiency through service

agreements between the area municipalities and the Region, including for example the City of Burlington's operation of Halton Court Services on behalf of the four area municipalities, the operation of the Fire Communications on behalf of Town of Oakville and the Town of Halton Hills, and the Halton Co-operative Purchasing groups; and

Whereas, the City of Burlington welcomes all opportunities to improve municipal service delivery and achieve greater efficiencies and cost savings for all Burlington and Halton taxpayers and rate payers, now

Therefore, be it resolved,

That the Council of the City of Burlington endorses the current effectiveness of our two-tier municipal government as it has evolved based on mutual agreement with the Region of Halton and our partner Halton lower-tier municipalities since its inception in 1974; and

That the residents of the City of Burlington value the distinct identity of their community and do not wish to have their democratic voice diluted, within a larger and less directly accountable municipal governance structure; and

That this resolution be forwarded to all Halton municipalities, the Association of Municipalities of Ontario, the Minister of Municipal Affairs and Housing and made publicly available.

IN FAVOUR: (7): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Stolte, Councillor Sharman, and Councillor Bentivegna

CARRIED (7 to 0)

13. Notices of Motion:

None

14. Motions:

14.1 Motion to move into closed session

Moved by: Councillor Galbraith

Seconded by: Councillor Kearns

Move into closed session in at 5:35 pm accordance with the following provisions under the Municipal Act, sections 239 (f) advice that is subject

to solicitor-client privilege, including communications necessary for that purpose, regarding a confidential planning matter.

CARRIED

14.2 Motion to move into open session at 6:46 p.m.

Moved by: Councillor Kearns

Seconded by: Councillor Galbraith

Move into open session.

CARRIED

15. Motion to Receive and File Council Information Packages:

Moved by: Councillor Galbraith

Seconded by: Councillor Nisan

Receive and file the following Information Packages, having been prepared and distributed to Council:

CARRIED

15.1 Council Information Package February 1, 2019

15.2 Council Information Package February 8, 2019

16. Motion to Receive and File Information Items:

Receive and file information items, having been considered by Council:

None

17. Motion to Approve By-Laws:

Moved by: Councillor Kearns

Seconded by: Councillor Galbraith

Enact and pass the following by-laws which are now introduced, entitled and numbered as indicated below:

CARRIED

17.1 6-2019: A by-law to authorize the execution of the Dedicated Gas Tax Funds for Public Transportation Program Agreements with the Ministry of Transportation.

17.2 7-2019: A by-law to stop up and close as public highway and to convey that portion of Stonehaven Drive and Bird Boulevard legally described as part of Stonehaven Drive.

17.3 8-2019: A by-law to deem Part Block B, Plan M-179, designated as PARTS 1 and 2, 20R3951, not to be part of a block within a registered plan of subdivision pursuant to Section 50(4) of the Planning Act.

18. Motion to Confirm Proceedings of the Council Meeting:

Moved by: Councillor Kearns

Seconded by: Councillor Galbraith

Enact and pass By-law Number 9-2019, being a by-law to confirm the proceedings of Council at its meeting held Monday, February 25, 2019, being read a first, second and third time.

CARRIED

19. Statements by Members:

20. Motion to Adjourn:

Moved by: Councillor Nisan

Seconded by: Councillor Kearns

Adjourn this Council now to meet again at the call of the Mayor.

7:44 p.m.

CARRIED

Angela Morgan

City Clerk

Marianne Meed Ward

Mayor