



Committee of the Whole Meeting

Minutes

Date: January 15, 2018
Time: 1:00 pm
Location: Council Chambers Level 2, City Hall

Members Present: Blair Lancaster (Chair), Paul Sharman, Rick Craven, Marianne Meed Ward, John Taylor, Jack Dennison, Mayor Rick Goldring
Staff Present: James Ridge, Joan Ford, Chris Glenn, Mary Battaglia, Laura Boyd, Allan Magi, Nancy Shea-Nicol, David Thompson (Audio/Video Specialist), Jo-Anne Rudy (Clerk)

1. **Declarations of Interest:**

None

2. **Delegation(s):**

- 2.1 Brad Park, President and CEO, United Way Halton & Hamilton provided an update on the new organization. (COW-1-18)
- 2.2 Murray DePape, Burlington Oldtimers Soccer Club, spoke to the Sherwood Forest soccer domes / Joint Venture Agreement. (COW-2-18)
- 2.3 Sarah Merritt Kellogg, Burlington Women's Rec Soccer League, did not appear to speak to the Sherwood Forest soccer domes / Joint Venture Agreement. (COW-2-18)
- 2.4 Stephanie Geosits, Burlington Youth Soccer Club, spoke to the Sherwood Forest soccer domes / Joint Venture Agreement. (COW-2-18)
- 2.5 Christian Meyer, Burlington Soccer League, spoke to the Sherwood Forest soccer domes / Joint Venture Agreement. (COW-2-18)
- 2.6 John Guilfoyle, Burlington Centaurs Rugby Club, spoke to the Sherwood Forest soccer domes / Joint Venture Agreement. (COW-2-18)
- 2.7 David Cuming spoke to the repeal of the heritage designation of 4210 Inglewood Drive. (PB-02-18)

3. Consent Items:

3.1 Expenses excluded from the budget (F-01-18)

Moved by Mayor Goldring

Receive and file finance department report F-01-18 regarding expenses excluded from the budget.

CARRIED

3.2 2018 Business Plan for the Hydro Group of Companies (F-03-18)

Moved by Mayor Goldring

Authorize the Mayor and City Clerk to execute the Subordination Amending Agreement requested by the Ontario Infrastructure and Lands Corporation, subject to the approval of the City Solicitor and Director of Finance; and

Receive and file finance department report F-03-18 regarding the 2018 business plan for Burlington Hydro.

CARRIED

3.3 2017 Accessibility Progress Report (CW-01-18)

Moved by Mayor Goldring

Receive and file capital works department report CW-01-18 regarding the 2017 Accessibility Progress Report.

CARRIED

3.4 Consulting services for design of new pavilion at City View Park (CW-05-18)

Moved by Mayor Goldring

Award RFP-227-17 Consulting Services for Design of a New Pavilion Building at City View Park to Toms + McNally Design Inc., 195 James Street North, Hamilton, Ontario L8R 2L2 for the total cost of \$479,379.90 including HST; and

Authorize the Manager of Procurement Services to issue a purchase order in the amount of \$479,379.90 including HST; and/or sign any associated

agreements with the bidder named above, subject to the approval of the City Solicitor; and

Direct the Mayor and City Clerk to sign any related documentation to this project, if applicable; and

Approve the total cost of \$431,696.45 (net HST rebate) to be charged to capital order PD0196 and funded from capital from current funding.

CARRIED

3.5 Mayor and Council remuneration (HR-01-18)

Moved by Mayor Goldring

Receive and file human resources department report HR-01-18 providing information regarding Mayor and Council remuneration.

CARRIED

3.6 Regional Road Maintenance Agreement (RPF-01-18)

Moved by Mayor Goldring

Direct the Director of Roads, Parks and Forestry to enter into a Memorandum of Understanding with Halton Region as outlined in Halton Region Report No. PW-14-17; and

Delegate to the Director of Roads, Parks and Forestry the authority to negotiate amendments to the Roads Maintenance Agreement between the City and the Region as outlined in the Halton Region Report No. PW-14-1 subject to the satisfaction of the City Solicitor and Director of Finance.

CARRIED

3.7 Boundary Road Agreement - Oakville (RPF-02-18)

Moved by Mayor Goldring

Approve the transfer of Old Burloak Drive from Regional Road 21 (Burloak Drive) to the north terminus, from the Region of Halton to the City of Burlington as a local boundary road; and

Direct staff to modify the Boundary Road Agreement with the Town of Oakville reflecting the transfer of Old Burloak Drive and delegate authority

to the Director of Roads, Parks and Forestry to amend the boundary and connecting Highway Maintenance and Repair Agreement between the City of Burlington and the Town of Oakville as may be required from time to time, subject to the satisfaction of the City Solicitor; and

Approve the registration of a correcting deed transferring a part of the original road allowance between the Town of Oakville and the City of Burlington known as Burloak Drive, more particularly described as PART 4, on reference plan 20R20157 to the Town of Oakville; and

Authorize the Mayor and City Clerk to sign any documents in connection with the transfer.

CARRIED

3.8 Update on Bill 139, amendments to Planning Act (L-01-18)

Moved by Councillor Sharman

Receive and file legal department report L-01-18 providing an update on Bill 139, amendments to the Planning Act.

CARRIED

4. Regular Items:

4.1 Flood Study update (CW-02-18)

Moved by Councillor Sharman

Approve the extension of the plumbing permit fees grant program to the end of 2018 to offset the cost of plumbing permit fees for the installation of backwater valves, disconnection of foundation drains from the sewer system and the installation of sump pumps for homes qualifying under the Region of Halton's Enhanced Basement Flooding Prevention Subsidy Program and the Home Flood Protection Program; and

Fund the cost of \$20,000 from the Tax Rate Stabilization Reserve Fund to add to the existing balance of \$11,758.

CARRIED

4.2 Sale of City lands (L-06-18)

Moved by Councillor Craven

Declare intent to sell the land being a storm water management pond on the corner of King Road and North Service Road, an irregular shaped parcel of land having an approximate land area of 9800 square metres, to the abutting land owner as part of a land exchange for a similar sized parcel and replacement storm water management pond; and

Declare intent to sell the parcel of land at 2254 Orchard Road and an adjacent strip of surplus land along Dryden Avenue together consisting of approximately 3200 square metres, being an irregular shaped parcel of land having an approximate land area of 3200 square metres, to the Halton Waldorf School, at fair market value; and

Consider the sale of these lands at the Committee of the Whole meeting of February 5, 2018 and the Council meeting of February 20, 2018; and

Provide notice by regular mail to all properties within 120 metres of the subject lands and publicize the resolution in the Council minutes and on the City's website.

CARRIED

4.3 2018 POA Business Plan and Budget (CM-01-18)

Moved by Councillor Taylor

Authorize the City of Burlington's Mayor and City Clerk to execute the Revenue Recovery Agreement once completed with the City of Mississauga on behalf of the Municipal Partners; and

Expand the tax rolling program to include the six municipalities currently participating in the provincial program and continue expansion as further municipalities join the provincial tax rolling program; and

Authorize the Mayor and City Clerk to execute any documents and/or agreements to implement the expanded program, subject to the City Solicitor; and

Approve the 2018 Halton Court Services budget as presented; and

Grant an exception to the Write-Off Policy for the writing-off of those cases where the suspension of driver licences and plate permits has not been successful. The one-time write-off captures those cases dated between 1984 and 2008 and total \$3.4 million in defaulted fines; and

Contribute \$50,000 from net revenues to the Reserve Fund during 2017 to ensure that requirements of the Reserve Fund Policy are met; and

Increase the retainer for Colliers Development Solutions to provide professional project management expertise for the remaining phases of the Growth Management Plan from \$190,000 to \$247,300 to reflect an increased scope of additional responsibilities and services, and the cost to be funded through the Reserve Fund and allocated as follows:

2017 - \$62,900

2018 - \$175,400

2019 - \$9,000; and

Approve \$1,875,400 in capital spending (funded through the Reserve Fund) for the undertaking of next steps in the Growth Management Plan during 2018 including \$1,600,000 for furnishing, equipping and relocating to new courthouse, \$175,400 for professional project management expertise as referenced in Recommendation #6 and \$100,000 for internal consulting and support; and

Approve the recruitment during 2018 for the 2019 hire of five full-time and two part-time staff required to accommodate the larger court facility, the expansion of courts services, the increase in workload, and the projected increase in number of charges; and

Approve the amendment of the Inter-Municipal Agreement to accurately reflect the current and continuing provision of POA services in the Halton Court Services Area; and

Authorize the Mayor and City Clerk to execute the amended agreement, subject to the satisfaction of the City Solicitor.

CARRIED

4.4 Update on proposed CN Milton Logistics Hub (CM-02-18)

Moved by Councillor Sharman

Receive and file city manager's report CM-02-18 providing an update on the proposed CN Milton Logistics Hub; and

Direct the City Clerk to forward a copy of city manager's report CM-02-18 to the Region of Halton, the Town of Milton, the Town of Oakville and the Town of Halton Hills for their information.

CARRIED

4.5 Repeal heritage designation of 4210 Inglewood Drive (PB-02-18)

Moved by Councillor Dennison

Consent to the application to repeal By-law 4-2008, being the heritage designation of property known municipally as 4210 Inglewood Drive; and

Consent to remove 4210 Inglewood Drive from the Municipal Register; and

Direct the City Clerk to circulate notice of Council's intention to repeal the designation By-law in accordance with section 32 (2) of the Ontario Heritage Act.

CARRIED

4.6 Sherwood Forest soccer domes / Joint Venture Agreement (COW-02-18)

Moved by Mayor Goldring

Direct the Director of Parks and Recreation to research the demand for a fourth soccer dome and if warranted, bring forward proposals to Council. (SD-1-18)

CARRIED

Moved by Councillor Sharman

Direct the Director of Parks and Recreation to include in the Joint Venture Policy Review consideration of including operating agreements that outline how the community will be served as part of each facility lease agreement. (SD-2-18)

CARRIED

Moved by Councillor Meed Ward

Direct the Director of Parks and Recreation to renegotiate the facility lease agreement with the Burlington Youth Soccer Club for the operation of Dome 1 at Sherwood Forest park for the 2018-2019 season which is currently being renewed on a month to month basis, in order to provide members of the soccer consortium with rental hours similar to their prior years utilization of the three domes at Sherwood Forest Park.

LOST

5. Confidential Items:

- 5.1 Confidential report on various appeals to the OMB (L-02-18)

Moved by Mayor Goldring

Instruct the City Solicitor or designate to proceed in accordance with the instructions sought in confidential legal department report L-02-18 regarding various appeals to the OMB.

CARRIED

- 5.2 Confidential update on appeal to OMB regarding 4853 Thomas Alton Boulevard (L-03-18)

Moved by Councillor Craven

Instruct the City Solicitor or designate to proceed in accordance with the instructions sought in confidential legal department report L-03-18 regarding the appeal to the OMB for 4853 Thomas Alton Boulevard.

CARRIED

- 5.3 Confidential update on First Urban Inc. appeal to OMB (L-04-18)

Moved by Councillor Sharman

Instruct the City Solicitor or designate to proceed in accordance with the instructions sought in confidential legal department report L-04-18 regarding the First Urban Inc. appeal to the OMB.

CARRIED

- 5.4 Confidential update on a potential litigation matter (L-05-18)

Moved by Councillor Sharman

Refer confidential legal department report L-05-18 regarding a potential litigation matter to the Council meeting of January 29, 2018.

CARRIED

6. Procedural Motions:

Moved by Councillor Dennison

Move into closed session in accordance with the following provisions under the Municipal Act, sections 239 (e) litigation or potential litigation affecting the municipality or local board, including matters before administrative tribunals, with respect to legal department report L-02-18 regarding various appeals to the OMB, legal department report L-03-18 regarding an OMB appeal for 4853 Thomas Alton Blvd., and legal department report L-04-18 regarding an OMB appeal for First Urban Inc.

CARRIED

7. Information Items:

Moved by Councillor Sharman

Receive and file the following seven items, having been given due consideration by the Committee of the Whole.

CARRIED

- 7.1 Correspondence from Annemarie Forstner, United Way Sponsored Employee, regarding an update on United Way Halton and Hamilton's new organization. (COW-1-18)
- 7.2 Delegation material from Murray DePape, Burlington Oldtimers Soccer Club regarding Sherwood Forest soccer domes / Joint Venture Agreement. (COW-2-18)
- 7.3 Delegation material from Sarah Merritt Kellogg, Burlington Women's Rec Soccer League, regarding Sherwood Forest soccer domes /Joint Venture Agreement. (COW-2-18)
- 7.4 Delegation material from Stephanie Geosits, Burlington Youth Soccer Club, regarding Sherwood Forest soccer domes / Joint Venture Agreement. (COW-2-18)
- 7.5 Correspondence from Nicholas Manz, President, Burlington Centaurs Rugby Club, regarding the Sherwood Forest soccer domes /Joint Venture Agreement. (COW-2-18)
- 7.6 Presentation from staff regarding Bill 139, amendments to the Planning Act. (L-01-18)
- 7.7 Presentation from staff regarding repeal of heritage designation for 4210 Inglewood Drive (PB-02-18)

8. Staff Remarks:

9. Committee Remarks:

10. Adjournment:

4:05 p.m. (closed), 4:45 p.m. (public)

Chair adjourned the meeting at 4:50 p.m.