

## Legislation Text

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**File #:** TMP-23054, **Version:** 2

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### **GEORGIAN COLLEGE NEIGHBOURHOOD COMMUNITY IMPROVEMENT PLAN (CIP) TAX INCREMENT BASED GRANT - APPEAL**

Councillor D. Shipley advised that the purpose of the portion of the meeting was to conduct an appeal hearing related to the denial of a Community Improvement Plan grant request. He indicated that the hearing would be conducted as a quasi-judicial hearing. Councillor Shipley confirmed with W. Cooke, City Clerk/Director of Legislative and Court Services that notice of the hearing was provided to the appellant.

Councillor Shipley requested that the appellant(s) and/or their representatives to identify themselves. Mr. Mark Kemerer of Devry Smith Frank LLP, identified himself as the appellant's representative.

Councillor D. Shipley requested that the City's representative(s) identify himself. Mr. Peter Krysiak, Legal Counsel identified himself as the City's representative.

Mr. Kemerer indicated that he believed a member of the Committee might have a conflict of interest with respect to the matter.

Councillor S. Morales declared a potential conflict of interest or pecuniary interest in the matter, as he was a former employee of the appellant, WCPT Georgian Inc. He left his chair at the Council table at 5:07 p.m. Councillor Morales did not participate in or vote on the matter of the Appeal Hearing.

Pursuant to Section 7.1 of the *Municipal Conflict of Interest Act*, the hearing proceeded with Councillor, D. Shipley and Mayor, J. Lehman present. Councillor A. Prince joined the hearing at 5:14 p.m.

Mr. Kemerer presented evidence on behalf of the appellant.

Members of the Infrastructure, Investment and Development asked a number of questions and received responses from the appellant's representative.

Mr. Krysiak presented evidence on behalf of the City of Barrie.

Mr. Kemerer replied to the evidence presented by Mr. Krysiak.

Members of Infrastructure, Investment and Development Services Committee asked a number of questions of clarification of Mr. Krysiak, Mr. Kemerer and City staff, and received responses.

Mr. Krysiak provided a closing statement on behalf of the City of Barrie.

Mr. Kemerer provided a closing statement on behalf of the appellant.

Members of the Infrastructure, Investment and Development asked questions regarding options available to address the appeal given their interest in obtaining additional information prior to rendering a decision. The Committee received responses from the City Clerk/Director of Legislative and Court Services.