



City of Barrie

70 Collier Street
P.O. Box 400
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Minutes - Final Infrastructure, Investment, and Development Services Committee

Monday, November 19, 2018

5:00 PM

Council Chambers

For consideration at General Committee on December 10, 2018.

The meeting was called to order by the Chair, Councillor D. Shipley at 5:00 p.m. The following were in attendance for the meeting:

Present: 4 - Councillor, D. Shipley
Mayor, J. Lehman
Councillor, A. Prince
Councillor, S. Morales

Absent: 1 - Councillor, A. Khan

STAFF:

Acting General Manager of Infrastructure and Growth Management, A. Bourrie
City Clerk/Director of Legislative and Court Services, W. Cooke
Deputy City Clerk, J. Carswell
General Manager of Community and Corporate Services, D. McAlpine
Legal Counsel, P. Krysiak
Manager of Strategic Initiatives, Policy and Analysis, K. Suggitt.

ALSO PRESENT:

M. Kemerer, Representative of WCPT Georgian Inc.

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 5:02 p.m. Councillor Morales did not participate in or vote on the matter of the Appeal Hearing.

The Infrastructure, Investment and Development Services Committee met and reports as follows:

SECTION "A"

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

Councillor D. Shipley advised that the purpose of the meeting was to conduct an appeal hearing related to the denial of a Community Improvement Plan grant request. Councillor Shipley confirmed with W. Cooke, City Clerk/Director of Legislative and Court Services that notice of the hearing was provided to the appellant. He indicated that the hearing would be conducted as a quasi-judicial hearing and is a continuation of the hearing from September 17, 2018. Councillor Shipley requested that the presentation of evidence be restricted to new information only and not items presented at the last hearing.

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 presented evidence on behalf of the Appellant.

Members of the Infrastructure, Investment and Development Services Committee 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 Services Committee asked questions regarding options available to address the

appeal. The Committee received responses from the City Clerk/Director of Legislative and Court Services, Acting General Manager of Infrastructure and Growth Management, A. Bourrie and General Manager of Community and Corporate Services, D. McAlpine.

The Infrastructure, Investment and Development Committee met and recommends adoption of the following recommendation(s):

SECTION "B"

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

1. That the denial of the Georgian College Neighbourhood Community Improvement Plan (CIP) Tax Increment Based Grant application submitted by WCPT Georgian Inc. be confirmed.
2. That a grant in the amount of \$90,458.87 be provided to WCPT Georgian Inc. to be funded from the Tax Rate Stabilization Reserve.

This matter was recommended to General Committee for consideration of adoption at its meeting to be held on 2018-12-10.

The meeting adjourned at 6:41 p.m.

CHAIRMAN