



OTTAWA CITY COUNCIL

Wednesday, 12 June 2013

10:00 a.m.

Andrew S. Haydon Hall, 110 Laurier Avenue West

MINUTES 56

The Council of the City of Ottawa met at Andrew S. Haydon Hall, 110 Laurier Avenue West, Ottawa, on Wednesday, 12 June 2013 beginning at 10:00 a.m.

The Mayor, Jim Watson, presided and led Council in prayer.

NATIONAL ANTHEM

The National Anthem was performed by Jialyn Knight, Marley Langman and Holley Edgerton, three students from West Carleton Secondary School.

ANNOUNCEMENTS/CEREMONIAL ACTIVITIES

RECOGNITION - MAYOR'S CITY BUILDER AWARD

Mayor Jim Watson and Councillor Doug Thompson presented the Mayor's City Builder Award to Mr. Mark O'Neill in recognition of his public advocacy leading to the implementation of the 911 emergency telephone number, as well as his outstanding community service.

PRESENTATION - CITY MANAGER'S AWARDS FOR EXCELLENCE

Mayor Watson and Kent Kirkpatrick, City Manager, recognized City staff with the presentation of the 2013 City Manager's Awards for Excellence. The annual City Manager's award is comprised of three categories and represents the highest distinction that employees can receive through the City's corporate recognition program.

Mr. Kirkpatrick recognized City Archivist, Paul Henry, in the category of Turning Ideas into Results. Paul is recognized for the outstanding achievements and contributions that he has made to the City Archives program, including his involvement with the opening of the new Central Archives and Ottawa Public Library Materials Centre.

The recipient in the Making People a Priority category was Nadine Jodoin, who was nominated for her outstanding contributions to the development of the Older Adult Plan (OAP). Her commitment to building collaborative relationships and managing complex and competing priorities were key factors to Nadine's success in leading the implementation of the OAP.

In the category of Demonstrating Leadership, the 2013 CMAE was awarded to Catherine Frederick, Director of Human Resources, who was nominated for the role she played in leading the Human Resources Department (HR) through several major initiatives that resulted in a reshaping of the HR business model that aligns with the City's commitment to service excellence and sustainability.

ROLL CALL

ALL MEMBERS WERE PRESENT.

CONFIRMATION OF MINUTES

The Minutes of the regular meeting of 22 May 2013 were confirmed.

DECLARATIONS OF INTEREST INCLUDING THOSE ORIGINALLY ARISING FROM PRIOR MEETINGS

See specific Agenda Item for declarations: Motions of Which Notice Has Been Previously Given, Motion No 56/18, on the Council Agenda.

COMMUNICATIONS

The following communications were received.

Association of Municipalities of Ontario (AMO):

- [Ontario Government's Renewable Energy Changes Aimed at Municipalities](#)
- [Key Role of Municipalities in Waste Diversion Recognized](#)

Response to Inquiries:

- [02-13 - Municipal Construction Projects – Financial Penalties](#)

REGRETS

No regrets were filed.

MOTION TO INTRODUCE REPORTS

MOTION NO. 56/1

Moved by Councillor E. El-Chantiry

Seconded by Councillor D. Holmes

That Agriculture and Rural Affairs Committee Reports 23B, 31A and 32; Environment Committee Report 22; Finance and Economic Development Committee Reports 30A and 33; Planning Committee Report 50; and Transportation Committee Report 27 be received and considered.

CARRIED

RECONSIDERATION

CITY COUNCIL – 22 MAY 2013

MOTION NO. 55/1

Moved by Councillor P. Hume

Seconded by Councillor J. Harder

WHEREAS City Council, at its meeting of April 24, 2013, considered a report from the Planning Committee entitled “Preston-Carling District Strategic Direction” (contained in Planning Committee Report 46B and set out as Item 4 on the Council Agenda); and

WHEREAS in relation to this item, Council approved Motion No. 53/4, the resolution of which stated “That the proposed north-south road (mews) running from Adeline to Beech Street be removed from Documents 1 through 8 in the report; and that all other land use elements remain as conceptually shown”; and

WHEREAS due to an error on the part of the City Clerk's Office, the Planning Committee recommendation 3.a) (set out below) was incorrectly omitted from the report recommendations as amended, set out on pages 10 and 11 of the Minutes of 24 April 2013;

- 3. That the following directions set out in this report be deferred for further detailed investigations as part of the process to finalize the Community Design Plan and Secondary Plan**
 - a) The proposed Greenway Mews concept, which will allow for medium profile residential development with a series of north-south private mews east of the O-Train;**

NOW THEREFORE BE IT RESOLVED THAT page 11 of the Council Minutes of 24 April 2013 be corrected to include Recommendation 3.a) as follows:

"COMMITTEE RECOMMENDATION

That Council approve the principles, directions and conditions as detailed in the Discussion section of this report and attached Documents 1 through 10 to:

- 1. Guide the completion of the Community Design Plan process for Preston-Carling District in the Carling-Bayview Mixed-Use Centre including the Secondary Plan work;**
- 2. Serve as a framework for the review of development applications within the Preston-Carling District until the completion of the above-noted Community Design Plan and Secondary Plan work; and**
- 3. That the following directions set out in this report be deferred for further detailed investigations as part of the process to finalize the Community Design Plan and Secondary Plan:**
 - a) The proposed Greenway Mews concept, which will allow for medium profile residential development with a series of north-south private mews east of the O-Train;**
 - b) The proposed potential Full Mobility Bridges across the O-Train corridor at Hickory and Young.**
- 4. That the following changes be made to the Strategic Directions report:**

- Delete the last bullet on page 12 of the report under the section of Built Form Strategy and replace it with the following: *“High profile mixed use development up to a maximum height of 18-storeys will be permitted along the west side of Rochester Street provided such development occupies the majority of the Rochester Street frontage between the east-west streets extending from Preston Street to Rochester Street with a minimum lot size of 1,500 square meters.”*
 - Add an exception to the first sub bullet under the subsection of Projects that incorporate a high profile building and it read: *“With the exception of the projects along Rochester Street, the development site shall have frontage on public lands along three sides which could comprise of a combination of streets and/or public owned open space (i.e. frontage on three streets or frontage on two streets with one frontage on public owned open space).”*
5. That the Strategic Directions report be amended to include a recommendation that requires both the Urban Strategies Inc recommendations and the Richcraft proposal pertaining to the Dow Honda site be included as starting points for the work to be undertaken to develop a public realm plan, a mobility plan, and for the UDRP Subcommittee peer review process, and the conclusions of these processes will determine the most appropriate scenario for the development of this key site of the Preston-Carling District.
6. That the proposed north-south road (mews) running from Adeline to Beech Street be removed from Documents 1 through 8 in the report; and that all other land use elements remain as conceptually shown.

CARRIED”.

Motion No. 55/1 LOST on a division of 8 YEAS to 14 NAYS as follows but is subject to reconsideration at the Council meeting of 12 June 2013 as per Motion

No. 55/4:

YEAS (8): Councillors K. Hobbs, J. Harder, D. Chernushenko, P. Clark, M. Fleury, P. Hume, D. Holmes and Mayor Watson.

NAYS (14): Councillors M. Wilkinson, K. Egli, A. Hubley, S. Desroches, S. Qadri, R. Chiarelli, D. Deans, R. Bloess, S. Moffatt, T. Tierney, S. Blais, B. Monette, E. El-Chantiry, and M. McRae.

MOTION NO. 55/4

Moved by Councillor K. Egli

Seconded by Councillor M. Wilkinson

That the amendment to the Minutes of the April 24, 2013 City Council meeting, Motion No. 55/1, be reconsidered.

Pursuant to Subsection 64 (4) of *Procedure By-law 2006-462* NOTICE OF RECONSIDERATION CARRIED on a division of 14 YEAS to 8 NAYS (8 votes required) as follows:

YEAS (14): Councillors M. Wilkinson, K. Egli, S. Qadri, R. Chiarelli, D. Deans, K. Hobbs, J. Harder, D. Chernushenko, B. Monette, E. El-Chantiry, M. Fleury, P. Hume, D. Holmes and Mayor J. Watson.

NAYS (8): Councillors A. Hubley, S. Desroches, R. Bloess, S. Moffatt, T. Tierney, S. Blais, P. Clark and M. McRae.

CITY COUNCIL – 12 JUNE 2013

MOTION NO. 56/2

Moved by Councillor K. Egli

Seconded by Councillor M. Wilkinson

That Motion No. 55/1 be reconsidered.

CARRIED with Councillors T. Tierney, B. Monette, R. Bloess and S. Moffatt dissenting.

MOTION NO. 56/3

Moved by Councillor P. Hume

Seconded by Councillor J. Harder

WHEREAS City Council, at its meeting of April 24, 2013, considered a report from the Planning Committee entitled “Preston-Carling District Strategic Direction” (contained in Planning Committee Report 46B and set out as Item 4 on the Council Agenda); and

WHEREAS in relation to this item, Council approved Motion No. 53/4, the resolution of which stated “That the proposed north-south road (mews) running from Adeline to Beech Street be removed from Documents 1 through 8 in the report; and that all other land use elements remain as conceptually shown”; and

WHEREAS due to an error on the part of the City Clerk’s Office, the Planning Committee recommendation 3.a) (set out below) was incorrectly omitted from the report recommendations as amended, set out on pages 10 and 11 of the Minutes of 24 April 2013;

- 3. That the following directions set out in this report be deferred for further detailed investigations as part of the process to finalize the Community Design Plan and Secondary Plan**
 - a) The proposed Greenway Mews concept, which will allow for medium profile residential development with a series of north-south private mews east of the O-Train;**

NOW THEREFORE BE IT RESOLVED THAT page 11 of the Council Minutes of 24 April 2013 be corrected to include Recommendation 3.a) as follows:

“COMMITTEE RECOMMENDATION

That Council approve the principles, directions and conditions as detailed in the Discussion section of this report and attached Documents 1 through 10 to:

- 1. Guide the completion of the Community Design Plan process for Preston-Carling District in the Carling-Bayview Mixed-Use Centre including the Secondary Plan work;**

2. Serve as a framework for the review of development applications within the Preston-Carling District until the completion of the above-noted Community Design Plan and Secondary Plan work; and
3. That the following directions set out in this report be deferred for further detailed investigations as part of the process to finalize the Community Design Plan and Secondary Plan:
 - a) The proposed Greenway Mews concept, which will allow for medium profile residential development with a series of north-south private mews east of the O-Train;
 - b) The proposed potential Full Mobility Bridges across the O-Train corridor at Hickory and Young.
4. That the following changes be made to the Strategic Directions report:
 - Delete the last bullet on page 12 of the report under the section of Built Form Strategy and replace it with the following: *“High profile mixed use development up to a maximum height of 18-storeys will be permitted along the west side of Rochester Street provided such development occupies the majority of the Rochester Street frontage between the east-west streets extending from Preston Street to Rochester Street with a minimum lot size of 1,500 square meters.”*
 - Add an exception to the first sub bullet under the subsection of Projects that incorporate a high profile building and it read: “With the exception of the projects along Rochester Street, the development site shall have frontage on public lands along three sides which could comprise of a combination of streets and/or public owned open space (i.e. frontage on three streets or frontage on two streets with one frontage on public owned open space).”
5. That the Strategic Directions report be amended to include a recommendation that requires both the Urban Strategies Inc recommendations and the Richcraft proposal pertaining to the Dow Honda site be included as starting points for the work to be undertaken to develop a public realm plan, a mobility plan, and for the UDRP Subcommittee peer review process, and the conclusions of these processes will determine the most appropriate scenario for the development of this key site of the Preston-Carling District.

- 6. That the proposed north-south road (mews) running from Adeline to Beech Street be removed from Documents 1 through 8 in the report; and that all other land use elements remain as conceptually shown.**

CARRIED”.

CARRIED

MOTION NO. 56/4

Moved by Councillor M. Wilkinson

Seconded by Councillor K. Egli

WHEREAS City Council, at its meeting of April 24, 2013, considered a report from the Planning Committee entitled “Preston-Carling District Strategic Direction” (contained in Planning Committee Report 46B and set out as Item 4 on the Council Agenda); and

WHEREAS subsequent to the approval of the minutes of April 24, 2013, an error was discovered such that the Planning Committee recommendation 3.a) was incorrectly omitted from the report recommendations as amended;

WHEREAS, as part of the discussion at the May 22, 2013 City Council meeting related to the staff-recommended motion to correct the minutes of the April 24, 2013 meeting, some Members of Council requested that staff provide further clarity with respect to the effect of the decisions made on April 24, 2013 and the proposed correction to the minutes: and

WHEREAS the General Manager of Planning and Growth Management provided a memo to Council on June 7, 2013 entitled “Preston-Carling - Strategic Direction - Greenway Mews Concept” outlining how staff would proceed pending Council’s decision to or not to amend the minutes of April 24, 2013 and the City Clerk and Solicitor provided a memo to Council, also on June 7, 2013, entitled “Preston Carling Strategic Direction Mews Concept” detailing the chronology of events surrounding this item and the discovery of the error in the minutes of the Council meeting of April 24, 2013; and

WHEREAS these memos provide additional clarity regarding the decisions made by Council on April 24, 2013 and their inclusion in the formal record would provide a benefit to the public;

THEREFORE BE IT RESOLVED THAT the memoranda to Council regarding the Preston-Carling - Strategic Direction - Greenway Mews Concept from the General Manager, Planning and Growth Management and the memo from the City Clerk and Solicitor, both dated June 7, 2013, be appended to the City Council Minutes of April 24, 2013.

CARRIED

COMMITTEE REPORTS

[AGRICULTURE AND RURAL AFFAIRS COMMITTEE REPORT 23B](#)

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| 1. <u>ZONING AND ROAD CLOSING - 5780 FLAG STATION ROAD</u> |
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COMMITTEE RECOMMENDATIONS AS AMENDED

That Council approve:

- 1. A proposal to close portions of Flag Station Road and part of the Concession 2 road allowance shown on Schedule A to this motion; and**
- 2. An amendment to Zoning By-law 2008-250 to change the zoning of 5780 Flag Station Road from Rural Countryside to Rural Countryside Exception [XXXr] as detailed in Document 2 and as shown in Document 1; and**
- 3. That the closing of the road and the conveyance to Tim and Martha Kelly and the enactment of the zoning by-law be contingent upon the Kelly's agreeing to provide to the City an option to purchase the lands shown on Schedule A for one dollar provided that the City agree to open and maintain such**

lands as a public road.

MOTION NO. 56/5

Moved by Councillor D. Thompson

Seconded by Councillor S. Blais

WHEREAS, at its meeting of October 4, 2012, Agriculture and Rural Affairs Committee recommended a rezoning for 5780 Flag Station Roads, subject to certain conditions including a closing of a portion of Flag Station Road; and

WHEREAS the rezoning report was then forwarded to the Finance and Economic Development Committee for consideration of recommendations for the declaration of a portion of the road as surplus and its sale; and

WHEREAS, at its meeting of November 4, 2012, Finance and Economic Development Committee considered the item and deferred the recommendations for further review by staff; and

WHEREAS, following the deferral, staff has found a different solution and is now recommending the extension of Flag Station Road be financed through an area specific development charges; and

WHEREAS it is now appropriate to move forward with the rezoning of the property and, to put the new recommended solution in place, it is necessary to delete the original recommendations from Agriculture and Rural Affairs Committee concerning the closure and sale of a portion of the road;

THEREFORE BE IT RESOLVED that Agriculture and Rural Affairs Committee Report 23B, Item 1, Recommendations 1 and 3 be deleted.

CARRIED

Item 1 of the City Council Agenda, as amended by Motion No. 56/5 and set out in full below, was then put to Council:

That Council approve an amendment to Zoning By-law 2008-250 to change the zoning of 5780 Flag Station Road from Rural Countryside to Rural Countryside Exception [XXXr] as detailed in Document 2 and as shown in Document 1.

CARRIED

AGRICULTURE AND RURAL AFFAIRS COMMITTEE REPORT 31A

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| 2. <u>ALL TERRAIN VEHICLE TRAIL NETWORK – PILOT PROJECT FOR OSGOODE WARD</u> |
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COMMITTEE RECOMMENDATIONS AS AMENDED

That Council approve:

- 1. The All-Terrain Vehicle Trail Network Pilot Project for Osgoode Ward as outlined in this report;**
- 2. A By-law, as shown in Document 1, to temporarily regulate the operation of All-Terrain Vehicles and Motorized Snow Vehicles on certain designated highways and unopened road allowances within Osgoode Ward; and**
- 3. The administrative fee be set at \$1000 for each of the License of Occupation agreements with the Nation Valley All-Terrain Vehicle Club and Osgoode-Carleton Snowmobile Club to regulate the use of the trail network during the term of the pilot project only.**

MOTION NO. 56/6

Moved by Councillor D. Thompson

Seconded by Councillor E. El-Chantiry

WHEREAS, while there is general support in the community for the proposed All Terrain Vehicle (ATV) Pilot projects, some specific concerns have been raised by residents of Blanchfield Road about ATV traffic, dust and noise; and

WHEREAS, further discussions with the ATV Club have identified a route for the trail that could enable them to avoid a swampy area; and

WHEREAS the Ward Councillor has committed to establishing an ATV Trail liaison committee, which will hold meetings quarterly to monitor issues and concerns; and

THEREFORE BE IT RESOLVED that Section 6 of the proposed bylaw be amended to reflect a start time of 8 a.m. rather than 30 minutes before sunrise; and

BE IT FURTHER RESOLVED that Schedule B of the bylaw be amended to add: the road allowance between Concession 2, Lots 15 & 16, from the Road Allowance between Con 1 & 2, Lots 15 & 16, easterly for 940 metres, in the former geographic Township of Osgoode; and

BE IT FURTHER RESOLVED that staff be directed to provide an update to the Agriculture and Rural Affairs Committee, no later than November 2014, highlighting any issues and concerns that have been raised about ATVs operating on Blanchfield Road.

CARRIED

Item 2 of the City Council Agenda, as amended by Motion No. 56/6 and set out in full below, was then put to Council:

That Council approve:

- 1. The All-Terrain Vehicle Trail Network Pilot Project for Osgoode Ward as outlined in this report;**
- 2. A By-law, as shown in Document 1, to temporarily regulate the operation of All-Terrain Vehicles and Motorized Snow Vehicles on certain designated highways and unopened road allowances within Osgoode Ward, and as amended by the following:**

That Section 6 of the proposed by-law be amended to reflect a start time of 8 a.m. rather than 30 minutes before sunrise; and

That Schedule B of the by-law be amended to add: the road allowance between Concession 2, Lots 15 & 16, from the Road Allowance between Con 1 & 2, Lots 15 & 16, easterly for 940 metres,

- in the former geographic Township of Osgoode; and
3. The administrative fee be set at \$1000 for each of the License of Occupation agreements with the Nation Valley All-Terrain Vehicle Club and Osgoode-Carleton Snowmobile Club to regulate the use of the trail network during the term of the pilot project only; and
 4. That staff be directed to provide an update to the Agriculture and Rural Affairs Committee, no later than November 2014, highlighting any issues and concerns that have been raised about ATVs operating on Blanchfield Road.

CARRIED

[AGRICULTURE AND RURAL AFFAIRS COMMITTEE REPORT 32](#)

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| <ol style="list-style-type: none">3. <u>ZONING – 5640 BANK STREET, 7101 MARCO STREET AND 7041 MITCH OWENS ROAD</u> |
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COMMITTEE RECOMMENDATION

That Council approve an amendment to the Zoning By-law 2008-250 to change the zoning of 5640 Bank Street, 7101 Marco Street and part of 7041 Mitch Owens Road from Mineral Extraction Subzone 2 “ME2” and Rural Commercial exception 153r “RC[153r]” to Rural Commercial exception XXXr “RC[XXXr]”, as shown in Document 1 and as detailed in Document 2.

CARRIED

ENVIRONMENT COMMITTEE REPORT 22

4. [ENVIRONMENTAL STEWARDSHIP ADVISORY COMMITTEE – 2013-14 WORK PLAN](#)

COMMITTEE RECOMMENDATION

That Council approve the objectives contained in the Environmental Stewardship Advisory Committee's 2013-2014 work plan, as detailed in Attachment 1, subject to Environment Committee and Council approval of the Waste Plan – Phase 2 report.

CARRIED

5. [SOLID WASTE SERVICES IN CITY FACILITIES 2011 AND 2012 UPDATE](#)

COMMITTEE RECOMMENDATIONS

That Council:

- 1. Receive this updated report on solid waste services in City facilities for 2011 and 2012; and,**

2. **Approve the expansion of the current model of waste collection and processing at small to medium sized-City facilities to include waste generated within large city facilities, city parks and right-of-ways; including centralized contract management, waste collection and processing, and fee recovery for services provided.**

CARRIED

FINANCE AND ECONOMIC DEVELOPMENT COMMITTEE REPORT 33

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| 6. <u>COUNCILLOR ACCESS TO MAP</u> |
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COMMITTEE RECOMMENDATION AS AMENDED

That Council direct the City Clerk and Solicitor to meet individually with each Member of Council's office to provide them with MAP access appropriate to their work and in accordance with both the existing contracts and relevant legislation.

CARRIED

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| 7. <u>2012 CITY OF OTTAWA CONSOLIDATED FINANCIAL STATEMENTS</u> |
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COMMITTEE RECOMMENDATION

That Council approve the 2012 City of Ottawa Consolidated Financial Statements.

MOTION NO. 56/7

Moved by Councillor R. Chiarelli

Seconded by Councillor A. Hubley

WHEREAS on June 10, 2013, staff issued a REVISED Document 1 with respect to the 2012 City of Ottawa Consolidated Financial Statements (ACS2013-CMR-FIN-0026);

THEREFORE BE IT RESOLVED THAT Council approve the 2012 City of Ottawa Consolidated Financial Statements, as amended by the replacement of Document 1 for the version circulated on June 10, 2013.

CARRIED

Item 7 of the City Council Agenda, as amended by Motion No. 56/7 and set out in full below, was then put to Council:

That Council approve the 2012 City of Ottawa Consolidated Financial Statements, as amended by the replacement of Document 1 for the version circulated on June 10, 2013.

CARRIED

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| <p>8. <u>LANDSLOWNE PARTNERSHIP PLAN – DELEGATION OF AUTHORITY FOR ADMINISTERING FINALIZED AND EXECUTED LANDSLOWNE PARTNERSHIP PLAN LEGAL AGREEMENTS</u></p> |
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COMMITTEE RECOMMENDATIONS

That Council:

- 1. Delegate the authority to the City Manager to provide, when required, a consent, approval, agreement or decision on behalf of the City within the financial and legal parameters currently in the finalized and executed Lansdowne Partnership Plan**

Legal Agreements, as described in this report and with the concurrence of the City Clerk and Solicitor and the City Treasurer; and

- 2. Direct the City Manager to report on the exercise of any delegated authority in the annual report to Council on the Lansdowne Partnership Plan.**

MOTION NO. 56/8

Moved by Councillor D. Deans

Seconded by Councillor K. Egli

That the words "quarterly and" be inserted just before the term "annual report" in Recommendation 2.

CARRIED

Item 8 of the City Council Agenda, as amended by Motion No. 56/8 and set out in full below, was then put to Council:

That Council:

- 1. Delegate the authority to the City Manager to provide, when required, a consent, approval, agreement or decision on behalf of the City within the financial and legal parameters currently in the finalized and executed Lansdowne Partnership Plan Legal Agreements, as described in this report and with the concurrence of the City Clerk and Solicitor and the City Treasurer; and**
- 2. Direct the City Manager to report on the exercise of any delegated authority in the quarterly and annual report to Council on the Lansdowne Partnership Plan.**

CARRIED with Councillors D. Chernushenko and D. Deans dissenting.

DIRECTION TO STAFF

That the City Manager, the City Clerk and Solicitor and the City Treasurer all be required to sign-off on all decisions made under the approved Delegated Authority.

9. [CAPITAL ADJUSTMENTS AND CLOSING OF PROJECTS – CITY TAX AND RATE SUPPORTED](#)

COMMITTEE RECOMMENDATIONS

That Council:

- 1. Authorize the closing of capital projects listed in Document 1;**
- 2. Approve the budget adjustments as detailed in Document 2;**
- 3. Return to source the following funding balances and eliminate debt authority resulting from the closing of projects and budget adjustments:**
 - Reserves \$3.1 million;**
 - Development Charges \$11.1 million; and**
 - Debt Authority \$21.1 million;**
- 4. Permit those projects in Document 3 that qualify for closure, to remain open; and**
- 5. Receive the budget adjustments in Document 4 undertaken in accordance with the Delegation of Authority By-law 2009-231, as amended, as they pertain to capital works.**

MOTION NO. 56/9

Moved by Councillor M. McRae

Seconded by Councillor K. Hobbs

WHEREAS the staff report entitled “Capital Adjustments and Closing of Projects – Tax and Rate Supported” proposes to close the “Cumberland Reserve Fund Dispersal” (project 902250); and

WHEREAS in Document 1 to the report, this project shows an unspent balance of \$56,214 that is to be returned to the City Wide Reserve Fund; and

WHEREAS upon further review, an additional outstanding commitment of \$20,000 to be paid to the Cumberland Agricultural Society was inadvertently omitted;

THEREFORE BE IT RESOLVED that the staff report (i.e. pages 3, 5 and 11 of Document 1 and the table set out in the Financial Implications Section) be amended to reflect this outstanding commitment of \$20,000 to be paid to the Cumberland Agricultural Society and that \$36,214 be returned to the reserve fund.

CARRIED

MOTION NO. 56/10

Moved by Councillor B. Monette

Seconded by Councillor S. Blais

WHEREAS, City Council approved the Cumberland Reserve Fund in 2001 for the funding of community-related projects in Cumberland in the amount of \$2,028,717.00

AND WHEREAS staff have worked with the Councillor’s office and community members to maximize the opportunities for re-investments in their respective communities,

AND WHEREAS the Ward Councillors were erroneously advised that all funds were committed and therefore not given the opportunity to add additional projects,

THEREFORE BE IT RESOLVED that the Cumberland Reserve Fund (project 902250) not be closed and that the balance of \$36,214 be used for additional project(s), being completed by December 31 2013.

CARRIED

Item 9 of the City Council Agenda, as amended by Motion Nos. 56/9 and 56/10 and set out in full below, was then put to Council:

That Council:

- 1. Authorize the closing of capital projects listed in Document 1, as amended by the following:**
 - a. That the staff report (i.e. pages 3, 5 and 11 of Document 1 and the table set out in the Financial Implications Section) be amended to reflect this outstanding commitment of \$20,000 to be paid to the Cumberland Agricultural Society and that \$36,214 be returned to the reserve fund; and**
 - b. That the Cumberland Reserve Fund (project 902250) not be closed and that the balance of \$36,214 be used for additional project(s), being completed by December 31 2013;**
- 2. Approve the budget adjustments as detailed in Document 2;**
- 3. Return to source the following funding balances and eliminate debt authority resulting from the closing of projects and budget adjustments:**
 - Reserves \$3.1 million;**
 - Development Charges \$11.1 million; and**
 - Debt Authority \$21.1 million;**
- 4. Permit those projects in Document 3 that qualify for closure, to remain open; and**
- 5. Receive the budget adjustments in Document 4 undertaken in accordance with the Delegation of Authority By-law 2009-231, as amended, as they pertain to capital works..**

CARRIED

10. [IMPLEMENTATION OF IMPROVED PAYMENT CARD
PROCESSING SERVICES SOLUTION](#)

COMMITTEE RECOMMENDATIONS

That Council:

- 1. Approve the following service fees for processing payment cards transactions and enact the corresponding by-law, attached as Document 1:**
 - a. 1.99% of any payment amount for those transactions that are equal to or greater than \$750.00 for any service, activity, or business line currently accepting payment cards;**
 - b. 1.99% of the payment amount for those transactions that are over \$25.00 for any service, activity, or business line that begins accepting payment cards after June 12, 2013;**
 - c. \$0.50 for those transactions that are \$25.00 or less for any service, activity, or business line that begins accepting payment cards after June 12, 2013; and**
 - d. The fee charged by third party service providers where payment cards transactions are currently charged a fee by those providers;**
- 2. Prohibit the use of payment cards for transactions totaling less than \$1.00; and**
- 3. Delegate the authority to the City Treasurer to reallocate the remaining capital funds from the Payment Card Industry (PCI) compliance project to a new Hosted Enterprise Payments capital project, transfer the operating budgets assigned to PCI DSS compliance towards the costs of the Hosted Enterprise Payment Services Solution, and reallocate the transaction fee budgets in accordance with the payment thresholds.**

CARRIED

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| 11. <u>OTTAWA STADIUM (300 COVENTRY ROAD) – STATUS REPORT ON NEGOTIATIONS WITH PREFERRED OFFERER</u> |
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COMMITTEE RECOMMENDATIONS

That Council:

- 1. Receive the outcome of the negotiations between the City Manager and Beacon Sports Capital Partners pertaining to a Renovation Plan and Lease Agreement for the Ottawa Stadium;**
- 2. Direct staff to solicit a revised Request for Offers for a “best offer to lease” to utilize the Ottawa Stadium facility in the long-term, based on the conditions and guidelines described in this report; and**
- 3. Direct staff to initiate programming activities for 2013 and beyond and approve funding of \$50,000 from the 2013 Provision for Unforeseen & One-time Items account to fund the incremental maintenance costs required by the proposed interim City programming at the Ottawa Stadium as detailed in this report.**

MOTION NO. 56/11

Moved by Councillor R. Bloess

Seconded by Councillor D. Deans

BE IT RESOLVED THAT this report be deferred; and

BE IT FURTHER RESOLVED THAT staff assess the value of the site; and

BE IT FURTHER RESOLVED THAT staff gauge the market for development opportunities for the complete site; and

BE IT FURTHER RESOLVED THAT staff report back on the economic development value for the City.

Motion No. 56/11 LOST on a division of 2 YEAS to 22 NAYS as follows:

YEAS (2): Councillors R. Bloess and D. Deans.

NAYS (22): Councillors M. Wilkinson, A. Hubley, P. Clark, D. Holmes, K. Egli, S. Blais, S. Moffatt, R. Chiarelli, E. El-Chantiry, D. Chernushenko, J. Harder, M. Taylor, T. Tierney, D. Thompson, S. Desroches, P. Hume, K. Hobbs, M. McRae, B. Monette, S. Qadri, M. Fleury and Mayor J. Watson.

MOTION NO. 56/12

Moved by Councillor M. McRae

Seconded by Councillor B. Monette

WHEREAS the City may wish to pursue the future development of the parking lot at 300 Coventry Road; and

WHEREAS the City recognizes the importance of maintaining some on-site parking for affiliated baseball to be viable and the City is prepared to ensure 850 parking spaces are available onsite weekday evening and weekends to support baseball operations should future development of the parking lot occur; and

WHEREAS in the event of the future development of the stadium parking lot, the City is prepared to provide assistance to the stadium operator in their efforts to secure additional parking spaces offsite to utilize during regular stadium events and during the construction phase of the development;

THEREFORE BE IT RESOLVED that the terms and conditions of the Request for Offers for a best offer to lease to utilize the Ottawa stadium facility in the long term specify that City is committed to ensuring that 850 parking spots will be made available on-site weekday evenings and weekends to support baseball operations in the event of the future development of the stadium parking lot; and

BE IT FURTHER RESOLVED that the term “reasonable efforts’ identified in the report currently before Council be replaced by the phrase “assistance, but is not contractually obligated”, in the terms and conditions of the Request for Offers.

CARRIED

MOTION NO. 56/13

Moved by Councillor B. Monette

Seconded by Councillor P. Clark

WHEREAS the report before Council acknowledges Class A affiliated baseball, but the proposed Stage II business plan evaluation process outlined in the report is not explicit, identifying that the next preferred option to Class AAA and Class AA would be “a franchise from a lower level affiliated league” ; and

WHEREAS the Finance and Economic Development Committee has requested that the Request for Offers explicitly note that Class A baseball would be considered; and

WHEREAS it is the City’s position that the most effective process to ensure clarity with respect to who may submit responses to the Request for Offers on behalf of existing and new franchises considering relocation to Ottawa is to have those responses submitted directly by owners/operators of the prospective franchises;

THEREFORE BE IT RESOLVED that Request for Offers state that the City’s preference is for affiliated minor league baseball for the stadium, including Class AAA, Class AA, Class A, followed by independent and non-affiliated leagues in that order, and that the Request for Offers state that the City reserves the right to present none, one or more of the received offers to lease for Council’s consideration;

BE IT FURTHER RESOLVED that the Request for Offers document state that responses may only be submitted by and the City will only negotiate with the owner/operator of an existing franchise proposed for relocation to Ottawa or the owner/operator of a new franchise to be located in Ottawa. Offers may not be submitted and the City will not negotiate with a broker on behalf of a franchise owner during the Request for Offers process.

CARRIED

Item 11 of the City Council Agenda, as amended by Motion Nos. 56/12 and 56/13 and set out in full below, was then put to Council:

That Council:

- 1. Receive the outcome of the negotiations between the City Manager and Beacon Sports Capital Partners pertaining to a Renovation Plan and Lease Agreement for the Ottawa Stadium;**
- 2. Direct staff to solicit a revised Request for Offers for a “best offer to lease” to utilize the Ottawa Stadium facility in the long-term, based on the conditions and guidelines described in this report, and as amended by the following:**

That the terms and conditions of the Request for Offers for a best offer to lease to utilize the Ottawa stadium facility in the long term specify that City is committed to ensuring that 850 parking spots will be made available on-site weekday evenings and weekends to support baseball operations in the event of the future development of the stadium parking lot; and,

That the term “reasonable efforts” identified in the report currently before Council be replaced by the phrase “assistance, but is not contractually obligated”, in the terms and conditions of the Request for Offers; and,

That Request for Offers state that the City’s preference is for affiliated minor league baseball for the stadium, including Class AAA, Class AA, Class A, followed by independent and non-affiliated leagues in that order, and that the Request for Offers state that the City reserves the right to present none, one or more of the received offers to lease for Council’s consideration; and,

That the Request for Offers document state that responses may only be submitted by and the City will only negotiate with the owner/operator of an existing franchise proposed for relocation to Ottawa or the owner/operator of a new franchise

to be located in Ottawa. Offers may not be submitted and the City will not negotiate with a broker on behalf of a franchise owner during the Request for Offers process;

- 3. Direct staff to initiate programming activities for 2013 and beyond and approve funding of \$50,000 from the 2013 Provision for Unforeseen & One-time Items account to fund the incremental maintenance costs required by the proposed interim City programming at the Ottawa Stadium as detailed in this report.**

CARRIED with Councillors R. Bloess and D. Deans dissenting.

- | |
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| <p>12. <u>AGREEMENT WITH UNIVERSITY OF OTTAWA – SPORTS FIELD AT 200 LEES AVENUE</u></p> |
|---|

COMMITTEE RECOMMENDATION

That Council authorize the City Manager to finalize and execute a Joint Use Agreement with the University of Ottawa as described in this report for access to a new sports field at 200 Lees Avenue.

CARRIED

PLANNING COMMITTEE REPORT 50

13. [ZONING - 43 BLACKBURN AVENUE](#)

COMMITTEE RECOMMENDATION

That Council approve an amendment to Zoning By-law 2008-250 to change the zoning of 43 Blackburn Avenue from Residential Fourth Density, Subzone F, Exception 480 (R4F [480]) to Residential Fourth Density, Subzone F, Exception XXXX (R4F [XXXX]), as detailed in Document 2.

CARRIED

TRANSPORTATION COMMITTEE REPORT 27

14. [PETITION RE NON-SIGNALIZED PEDESTRIAN CROSSINGS](#)

COMMITTEE RECOMMENDATION

That Council approve that the City of Ottawa petition the Ministry of Transportation Ontario to amend the *Highway Traffic Act*, to permit municipalities to erect non-signalized pedestrian crossings through the use of signs and pavement markings to define the crossing within the roadway and to provide priority to pedestrians at these non-signalized pedestrian crossings.

CARRIED

REVISED BULK CONSENT AGENDA

AGRICULTURE AND RURAL AFFAIRS COMMITTEE REPORT 32

A. [DEVINE MUNICIPAL DRAIN MODIFICATIONS](#)

COMMITTEE RECOMMENDATION

That Council consider the attached report pertaining to a request for modifications to drainage works and appoint John van Gaal, P.Eng. of Stantec Consulting Ltd. as the Engineer of record to prepare a report in accordance with Section 78 of the Drainage Act.

CARRIED

B. [MUNICIPAL RESPONSIBILITY AGREEMENT - 1229 DWYER HILL ROAD](#)

COMMITTEE RECOMMENDATION

That Council approve the execution of the Municipal Responsibility Agreement for the private sewer and water systems servicing the mobile home park at 1229 Dwyer Hill Road based on the alternative standard of service, as previously supported, with staged contributions to the capital reserve fund by the owner as set out in Document 1.

CARRIED

C. [ZONING - PART OF 799 WILLIAM MOONEY ROAD](#)

COMMITTEE RECOMMENDATION

That Council approve an amendment to Zoning By-law 2008-250 to change the zoning of Part of 799 William Mooney Road from RU (Rural Countryside) to RR (Rural Residential), as shown in Document 1.

CARRIED

FINANCE AND ECONOMIC DEVELOPMENT COMMITTEE REPORT 30A

D. [QUARTERLY PERFORMANCE REPORT TO COUNCIL, Q4:
OCTOBER 1 – DECEMBER 31, 2012](#)

COMMITTEE RECOMMENDATION

That Council receive this report for information.

RECEIVED

[FINANCE AND ECONOMIC DEVELOPMENT COMMITTEE REPORT 33](#)

- E. [SINKING FUND FINANCIAL STATEMENTS AND DISTRIBUTION OF SURPLUS](#)

COMMITTEE RECOMMENDATIONS

That Council approve:

1. The Sinking Fund Financial Statements for 2012; and
2. The distribution of the sum of \$1,309,524.27 from the City of Ottawa Sinking Fund representing the surplus in excess of the debenture commitment authorized by By-law 81 of 1992 which matured on April 15, 2012, to the City of Ottawa.

CARRIED

- F. [2014 PROPOSED BUDGET PROCESS AND TIMETABLE](#)

COMMITTEE RECOMMENDATIONS

That Council:

1. Approve the process and timetable for developing and approving the 2014 budget, as outlined in this report; and
2. Direct each Standing Committee and the Transit Commission

to work within the funding envelope for the budgets in their mandates, and that any additions to the budget will require offsetting reductions.

CARRIED

G. [2012 INVESTMENT AND ENDOWMENT FUND REPORT](#)

COMMITTEE RECOMMENDATION

That Council receive this report on the results of the City's investments for 2012, as required by Ontario Regulation 438/97 as amended, Section 8 (1), and the City's Investment Policy.

RECEIVED

H. [FINANCING LEASE AGREEMENTS 2012](#)

COMMITTEE RECOMMENDATION

That Council receive this report on outstanding Lease Financing Agreements as at 31 December 2012, as required by Ontario Regulation 653/05 and the City's Debt and Financing Policy.

RECEIVED

I. [CONFEDERATION LINE GOVERNANCE](#)

COMMITTEE RECOMMENDATION

That Council approve the allocation of Confederation Line responsibilities to the Transit Commission as outlined in the body of the report.

CARRIED

J. [PROJECT DELIVERY REVIEW AND COST ESTIMATING](#)

COMMITTEE RECOMMENDATION

That Council approve the cost estimate classification system, as shown in Appendix A and outlined in this report, to be used for implementation of capital projects, reports to Committee and Council where cost estimates for capital projects are provided, and future capital budget documents to ensure consistent methods of estimating total project costs.

CARRIED

PLANNING COMMITTEE REPORT 50

- | |
|---|
| K. <u>APPLICATION TO ALTER CENTRAL PARK, A PROPERTY DESIGNATED UNDER PART V OF THE <i>ONTARIO HERITAGE ACT</i> AND LOCATED IN THE CLEMOW ESTATE EAST HERITAGE CONSERVATION DISTRICT</u> |
|---|

COMMITTEE RECOMMENDATIONS:

That Council:

- 1. Approve the application to construct a meeting place and a children's play area called the Exploration Garden in Central Park as per plans prepared by Lashley and Associates and submitted on April 11, 2013;**
- 2. Delegate authority for minor design changes to the General Manager, Planning and Growth Management Department; and**
- 3. Issue the heritage permit with a two-year expiry from the date of issuance.**

(Note: The statutory 90-day timeline for consideration of this application under the Ontario Heritage Act will expire on July 10, 2013.)

(Note: Approval to alter this property under the *Ontario Heritage Act* must not be construed to meet the requirements for the issuance of a building permit.)

CARRIED

L. [O'KEEFE DRAIN ENVIRONMENTAL MANAGEMENT PLAN](#)

COMMITTEE RECOMMENDATIONS AS AMENDED

That Council approve the O'Keefe Drain Environmental Management Plan, as detailed in Document 2, as amended by the following:

- 1. On page 5-33, replace the second and third sentences in the last paragraph under the heading "Proposed Corridor Width", with the following text: "The 6 metre pathway may be located in adjacent City-owned lands, such as a street right-of-way or stormwater management facility, subject to the development review process, and provided that the remaining corridor width is at least 40m as described above."**
- 2. On pages 5-33, 5-35, 5-52, 6-2, 6-3, and 7-2, and in Table 7.1, delete the word "minimum" where it appears before the text "46m corridor".**
- 3. On page 7-2, delete from the last paragraph under the heading "Corridor and Channel" the sentence "This includes grade raises at low points in the west overbank reach upstream of McKenna Casey Drive for provision of required hydraulic head to convey peak flow rate of 13.6 m³/s."**
- 4. In Table 7.1, for the row "McKenna-Casey/CNR culvert crossing", under the column "Trigger" add "or City replacement of the culvert as per an approved Engineer's Report" after the words "within Study Area".**
- 5. In Appendix K "Public Consultation", add meeting minutes from the Technical Advisory Committee, as included in the attached document.**

CARRIED

- M. [OFFICIAL PLAN AND ZONING – 4123, 4225, 4337, 4433 AND 4501 STRANDHERD DRIVE](#)

COMMITTEE RECOMMENDATIONS AS AMENDED

That Council approve amendments to:

- 1. Official Plan Volume 1 to add a site specific policy to allow commercial uses and require certain landowners to enter into private cost sharing agreements as detailed in Document 2;**
- 2. Official Plan Volume 2A - Secondary Plan for Nepean Urban Areas 9 and 10 as detailed in Document 2, as amended, by:**

a) adding the following text at the end of Section 2.7:

“In the same section by adding a new policy as follows:

An existing City owned and operated Snow Disposal Facility is also permitted on lands adjacent to the Canadian National Railway corridor, west of Strandherd Drive, legally described as “Part of Lot 16, Concession 4, Rideau Front; Part 1 of Reference Plan 4R-9045.”;

b) deleting the following text in Section 2.15:

“The corridor width recommended in the study represents the minimum width that will be provided throughout the study area. Opportunities to increase the corridor width will be explored at the detailed design stage in conjunction with the subdivision, site plan and rezoning approval processes, in consultation with the Conservation Authority and the City of Ottawa.”;

c) adding the following text in Section 2.16 after words “and outside the corridor of the O’Keefe Drain”:

“In some locations the Multi Use Pathway may be located

within road right-of-ways and/or stormwater management facilities.”;

3. Proposed Schedule A - Land Use, by replacing the existing Document 3 with the revised schedule attached to the report as Revised Document 3 - Proposed Schedule A - Land Use; and,
4. Zoning By-law 2008-250 to change the zoning of 4123, 4225, 4337, 4433 and 4501 Strandherd Drive from Business Park Industrial zone exception 1219 with a holding symbol (IP[1219]-h) to Open Space (O1), new Business Park Industrial zones with exceptions, height suffix, and holding provisions (IP[xxxx]H(45)-h, IP[xxxx]H(18)-h, IP[yyyy]H(18)-h) and General Mixed-Use zone with exceptions, height suffix, and holding provisions (GM[zzzz]H(18)-h), as detailed in Document 6 and as shown in Document 7.

CARRIED

N. <u>ZONING – 276 SUNNYSIDE AVENUE</u>

COMMITTEE RECOMMENDATION

That Council approve an amendment to Zoning By-law 2008-250 to change the zoning of 276 Sunnyside Avenue from Residential Third Density Subzone P Exception 487 (R3P[487]) to a new Residential Third Density Subzone P Exception (R3P[xxxx]) as shown in Document 1 and as detailed in Document 4.

CARRIED

O. [ZONING – 66 HEARST WAY](#)

COMMITTEE RECOMMENDATION

That Council approve an amendment to the Zoning By-law 2008-250 to change the zoning of 66 Hearst Way from Light Industrial, Subzone 1 (IL1), to Light Industrial, Subzone 1, Exception XXXX (IL1[XXXX]) as shown in Document 1 and detailed in Document 2.

CARRIED

TRANSPORTATION COMMITTEE REPORT 27

P. [PARKING OPERATIONS, MAINTENANCE AND DEVELOPMENT
BRANCH 2012 ANNUAL REPORT](#)

COMMITTEE RECOMMENDATION

That Council receive the Parking Operations, Maintenance and Development branch 2012 Annual Report.

RECEIVED

**[DISPOSITION OF ITEMS APPROVED BY COMMITTEES UNDER DELEGATED
AUTHORITY](#)**

[That Council receive the list of items approved by its Committees under
Delegated Authority, attached as Document 1.](#)

RECEIVED

MOTION TO ADOPT REPORTS

MOTION NO. 56/14

Moved by Councillor E. El-Chantiry

Seconded by Councillor D. Holmes

That Agriculture and Rural Affairs Committee Reports 23B, 31A and 32; Environment Committee Report 22; Finance and Economic Development Committee Reports 30A and 33; Planning Committee Report 50; and Transportation Committee Report 27 be received and adopted as amended.

CARRIED

MOTIONS OF WHICH NOTICE HAS BEEN PREVIOUSLY GIVEN

MOTION NO. 56/15

Moved by Councillor D. Deans

Seconded by Councillor K. Egli

WHEREAS the formal process for bringing local improvements to the Court of Revision only began in December 2012; and

WHEREAS several of the local improvements constructed by the City of Ottawa date from the 2001-2006 period; and

WHEREAS, given the passage of time, the monies set aside by some homeowners for paying these local improvements may have been utilized for other purposes and it is fair and equitable for the City to provide for interest relief for those local improvements that date from the 2001-2006 period;

THEREFORE BE IT RESOLVED THAT, for those local improvements approved by Council prior to November 30th, 2006, no interest shall accrue prior to January 1st, 2019 on the conditions that the equal, annual payments are made commencing no later than the June, 2014 final payment due date and that such annual payments are not in arrears; and

BE IT FURTHER RESOLVED that this interest waiver shall end in respect of any property sold subsequent to the notice of the first applicable Court of Revision meeting for such property.

MOTION NO. 56/16

Moved by Councillor S. Moffatt

Seconded by Councillor J. Harder

That the date in the first resolution be changed from “November 30th, 2006” to “November 30th, 2012”.

MOTION NO. 56/17

Moved by Councillor S. Blais

Seconded by Councillor S. Desroches

That Motion No. 56/16 be referred to the Finance and Economic Development Committee for consideration.

Motion No. 56/16 was WITHDRAWN by Councillor Moffatt and Motion No. 56/17 was therefore ruled REDUNDANT. Motion No. 56/15 was then put to Council and CARRIED on a division of 19 YEAS to 5 NAYS, as follows:

YEAS (19): Councillors M. Wilkinson, A. Hubley, R. Bloess, P. Clark, D. Holmes, K. Egli, S. Blais, R. Chiarelli, E. El-Chantiry, D. Chernushenko, M. Taylor, T. Tierney, D. Thompson, P. Hume, D. Deans, K. Hobbs, M. McRae, B. Monette and Mayor J. Watson.

NAYS (5): Councillors S. Moffatt, J. Harder, S. Desroches, S. Qadri and M. Fleury.

MOTION NO. 56/18

DECLARATION OF INTEREST

Councillor Rainer Bloess, declared a potential, deemed pecuniary interest on Motion No. 56/18, as his son is a member of the armed forces.

DECLARATION OF INTEREST

Councillor Stephen Blais, declared a potential, deemed pecuniary interest on Motion No. 56/18, as his brother is a member of the armed forces.

Councillors R. Bloess and S. Blais did not take part in the discussion or vote on Motion No. 56/18.

Moved by Councillor S. Desroches

Seconded by Councillor E. El-Chantiry

WHEREAS between 4,000 and 5,000 Canadian Armed Forces members leave the military each year; and

WHEREAS, at an average release age of 37 years old, these Veterans have transferable skills in areas such as planning, teamwork, communication, management, leadership and skilled trades; and

WHEREAS the City of Ottawa is the National Capital and home to the headquarters of the Department of National Defense as well as operating units such as the Canadian Forces Station Leitrim; and

WHEREAS the City of Ottawa is committed to providing quality services by establishing a qualified workforce that reflects the diverse population it serves and many Canadian Veterans have valuable work experience that can benefit the City of Ottawa;

THEREFORE BE IT RESOLVED THAT the City of Ottawa participate in the Veterans Affairs Canada (VAC) – Hire a Veteran Program, which is aimed at assisting in the transitioning from military careers to the civilian workforce for our Veterans who have distinguished themselves in their service and sacrifice for Canadians; and

BE IT FURTHER RESOLVED that the City of Ottawa share all externally available vacant employment opportunities with Veterans Affairs Canada for distribution to the Canadian Veterans community, enhance its recruitment outreach presence to local military units by participating in events as appropriate, and undertake any other communications and outreach activities that are available within existing resources to promote the City's commitment to this initiative.

CARRIED

MOTIONS REQUIRING SUSPENSION OF THE RULES OF PROCEDURE

MOTION NO. 56/19

Moved by Councillor D. Chernushenko

Seconded by Councillor S. Qadri

That the Rules of Procedure be waived, due to the project's compressed construction schedule which requires the immediate commencement of construction around the O-Train Corridor on the Carleton University Campus during the evening and nighttime hours of the summer months prior to the return of regular O-Train Operations at the end of August 2013, to consider the following motion:

WHEREAS the construction of a parking facility overtop the O-Train Corridor on the Carleton University Campus located at 1125 Colonel By Drive is a significant and innovative project that, when completed, will provide parking for community-based activities to the residents of the City among other benefits; and

WHEREAS the construction work for this project includes bulk excavation, concrete pouring and related works, and precast construction placement which require the operation of equipment and vehicles (the "construction work") during daytime, evening and nighttime hours on an ongoing basis to ensure optimal results and project completion; and

WHEREAS a portion of this construction work around the O-train Corridor itself must specifically take place during the summer prior to the resumption of the O-Train regular service on August 31st, and another portion of the construction work on campus must continue until October 31st, 2013 in order to meet project deadlines prior to the winter season; and

WHEREAS it is anticipated that the construction work will have minimal impact on adjacent residents given that the closest homes on Bronson Avenue are approximately 900 feet from the construction area and those on Colonel By Drive are approximately 1500 feet from the construction area;

THEREFORE BE IT RESOLVED THAT City Council approve the exemptions to the Noise By-law for the construction of a parking facility overtop the O-Train

Corridor at Carleton University located at 1125 Colonel By Drive (the “project”) from the date of Council approval until October 31, 2013 inclusive, as follows:

- 1. An exemption from Section 7(1) of the Noise By-law (By-law 2004-253, as amended) for the operation of construction vehicles and construction equipment being used for the project such that they may operate between the hours of 2200 and 0700, Monday through Saturday; and**
- 2. An exemption from Section 8(1) of the Noise By-law for the loading and unloading of any transport truck, moving van or motor vehicle for the project such that these activities may take place between the hours of 2300 and 0700, Monday through Saturday.**

CARRIED

MOTION NO. 56/20

Moved by Councillor M. Fleury

Seconded by Councillor T. Tierney

That the Rules of Procedure be waived, due to timelines, to consider the following:

WHEREAS Canada Day is a national day of celebration; and

WHEREAS the ByWard Market, due to its proximity to Parliament Hill and because it is a prominent tourist attraction in its own right, is a natural gathering space for celebrating Canadians; and

WHEREAS to assist in crowd control, the Councillor of Rideau-Vanier Ward has, following the process set in place by the former City Councillor for Bruyere-Strathcona Ward since 1996, required that all ByWard Market stakeholders be involved in reviewing the requests to host parking lot parties on Canada Day and sought the input of Ottawa Police and the Alcohol and Gaming Commission of Ontario – Liquor Enforcement Section and City staff, to review relevant liquor laws, criminal laws and City by-laws; and

WHEREAS Ottawa City Council has, since Canada Day 1996, exempted certain parking lots from the enforcement of the zoning by-law and other relevant City by-laws for Canada Day weekend only; and

WHEREAS the City Councillor consulted ByWard Market stakeholders and the Police and staff from the Alcohol and Gaming Commission of Ontario – Liquor Enforcement Section and, together, they reached a consensus as to which parking lots should be exempted from the provisions of municipal by-laws for Canada Day;

THEREFORE BE IT RESOLVED THAT the following addresses in the ByWard Market area be exempt from enforcement of the zoning by-law, specifically the sections which prohibit a place of public assembly, for no more than three nights, between 6:00 pm Saturday June 29 and 2:00 am on Monday, July 1, 2013:

- 151 George Street & 126-130 York Street (Industry Room/Liquor Store);
- 62 York Street (Fat Tuesdays);
- 95 York Street (The Great Canadian Cabin);
- 129 York (The Smoke Shack);
- 92 Clarence Street (The Cornerstone Bar and Grill);
- 34 Clarence Street (My Condo);
- 67 Clarence Street (Heart & Crown Restaurant);
- 112 Clarence Street (Whiskey bar) ;
- 111 Parent Avenue (Pier 21) ;

BE IT FURTHER RESOLVED THAT the above addresses shall be exempted from the provisions of the City's Noise By-law until midnight on July 1, 2013 only;

BE IT FURTHER RESOLVED THAT the Councillor's office inform Zoning Enforcement staff, the Alcohol and Gaming Commission of Ontario – Liquor Enforcement Section and the Board's local inspectors and the Ottawa Police of the events which have been exempted.

CARRIED

NOTICES OF MOTION (FOR CONSIDERATION AT SUBSEQUENT MEETING)

MOTION

Moved by Councillor S. Desroches

Seconded by Councillor J. Harder

WHEREAS 2013 marks the 60th Anniversary of the end of the Korean War Armistice and the 50th Anniversary of diplomatic relations between Canada and South Korea; and

WHEREAS more than 26,000 Canadian men and woman in uniform came to the aid of South Korea resulting in the loss of 516 Canadians and 1,558 wounded and Veterans Affairs Canada has declared 2013 Year of the Korean Veteran; and

WHEREAS it is fitting that the Nation's Capital participates in events to recognize Canada's contribution and sacrifice in Korea; and

WHEREAS local Korean War veteran and Barrhaven resident Mr Gus Este is a model of lifetime service to Canada and community; and

WHEREAS Mr. Este's name has been submitted to the commemorative naming process and has received community support, including the endorsement of the Barrhaven branch of Royal Canadian Legion; and

WHEREAS staff has advised that the park on Brookstone Street in Barrhaven has no park sign or distinct name which would be problematic for emergency response and they are comfortable with proceeding with the proposed naming by way of motion to ensure a timely dedication;

THEREFORE BE IT RESOLVED that the week of June 25 – July 1st, 2013 be recognized as Korean Veterans Week in the City of Ottawa and the flag of the Republic of Korea be flown at City Hall for the week of June 25 – July 1st, 2013; and

BE IT FURTHER RESOLVED THAT the park on Brookstone Street in Barrhaven be named Gus Este Park to help commemorate Mr Este and Canada's contribution to the Korean Conflict.

MOTION TO INTRODUCE BY-LAWS

THREE READINGS

MOTION NO. 56/21

Moved by Councillor E. El-Chantiry

Seconded by Councillor D. Holmes

That the following by-laws be enacted and passed:

- 2013-167 A by-law of the City of Ottawa to amend By-law No. 2001-17 to appoint certain Inspectors, Property Standards Officers and Municipal Law Enforcement Officers in the Building Code Services Branch of the Planning and Growth Management Department.
- 2013-168 A by-law of the City of Ottawa to amend By-law No. 2004-60 to appoint Municipal Law Enforcement Officers in accordance with private property parking enforcement.
- 2013-169 A by-law of the City of Ottawa to close part of Leitrim Road in the City of Ottawa.
- 2013-170 A by-law of the City of Ottawa to establish certain lands as common and public highway and assume it for public use (Leitrim Road).
- 2013-171 A by-law of the City of Ottawa to establish certain lands as common and public highway and assume it for public use (Casey Creek Lane).
- 2013-172 A by-law of the City of Ottawa to amend By-law No. 2003-527 respecting a schedule of retention periods for certain records of the City of Ottawa.
- 2013-173 A by-law of the City of Ottawa to amend By-law No. 2008-250 of the City of Ottawa to change the zoning of lands known municipally as 66 Hearst Way.
- 2013-174 A by-law of the City of Ottawa to amend By-law No. 2008-250 of the City of Ottawa to change the zoning of lands known municipally as 43 Blackburn Avenue.
- 2013-175 A by-law of the City of Ottawa to amend By-law No. 2008-250 of the City of Ottawa to change the zoning of lands known municipally as 276 Sunnyside.
- 2013-176 A by-law of the City of Ottawa to amend By-law No. 2008-250 of the City of Ottawa to remove the holding symbol from the properties known as 2781, 2791, 2792 Baseline Road and 2734, 2724, 2706, 2704 Draper Avenue.
- 2013-177 A by-law of the City of Ottawa to designate certain lands at 6084 to 6086 (even only), 6081 to 6085 (odd only) and 6077 to 6079 (odd only) North Bluff Drive being exempt from Part Lot Control.

- 2013-178 A by-law of the City of Ottawa to designate certain lands at 4007 to 4049 (odd only) Kelly Farm Drive, 721 to 739 (odd only) and 745 to 751 (odd only) White Alder Avenue being exempt from Part Lot Control.
- 2013-179 A by-law of the City of Ottawa to designate certain lands at 444 and 479 Ashbourne Crescent being exempt from Part Lot Control.
- 2013-180 A by-law of the City of Ottawa to designate certain lands at 3893 Greenbank Road being exempt from Part Lot Control.
- 2013-181 A by-law of the City of Ottawa to designate certain lands at 202, 224, 226, 228, 230 Accolade Private being exempt from Part Lot Control.
- 2013-182 A by-law of the City of Ottawa to amend By-law No. 2008-250 of the City of Ottawa to change the zoning of lands known municipally as 5640 Bank Street, 7101 Marco Street and part of 7041 Marco Street.
- 2013-183 A by-law of the City of Ottawa to amend By-law No. 2008-250 of the City of Ottawa to change the zoning of part of the lands known municipally as 799 William Mooney Road.
- 2013-184 A by-law of the City of Ottawa to amend the Official Plan for the City of Ottawa to change the designations and policies applicable to part of the Highway 416 Employment lands.
- 2013-185 A by-law of the City of Ottawa to amend By-law No. 2008-250 of the City of Ottawa to change the zoning of lands known municipally as 4123, 4225, 4337, 4433 and 4501 Strandherd Drive.
- 2013-186 A by-law of the City of Ottawa to amend By-law No. 2008-250 of the City of Ottawa to change the zoning of lands known municipally as 5780 Flag Station Road.
- 2013-187 A by-law of the City of Ottawa to amend By-law No. 2003-499 respecting fire routes.
- 2013-188 A by-law of the City of Ottawa to provide for the abandonment of drainage works in the City of Ottawa – Jas. Blais Municipal Drain.

CARRIED

CONFIRMATION BY-LAW

MOTION NO. 56/22

Moved by Councillor E. El-Chantiry

Seconded by Councillor D. Holmes

THAT By-law 2013-189 to confirm the proceedings of Council be enacted and passed.

CARRIED

OTHER BUSINESS

DIRECTION TO STAFF

That staff write a letter to the Province to reaffirm the City's position that Ottawa Road (OR) 174 should be uploaded to provincial responsibility and request the Province assume responsibility for OR 174 as soon as possible;

And that, if the response to the City's request is no, staff ask the Province to allow the City, by way of an appropriate regulation, to designate parts of OR 174 as a Toll Highway under Subsection 40(2) of the *Municipal Act, 2001* If Council so chooses in the future.

INQUIRIES

From Councillor M. Fleury concerning fire hydrants.

From Councillor R. Bloess concerning the blocking of City e-mail accounts.

[ADJOURNMENT](#)

Council adjourned the meeting at 1:00 p.m.

CITY CLERK

MAYOR