



Finance and Economic Development Committee

Minutes

Meeting #: 42
Date: November 1, 2022
Time: 9:30 am
Location: Andrew S. Haydon Hall, 110 Laurier Avenue West, and by electronic participation

Present: Chair: Mayor Jim Watson, Councillor Laura Dudas, Councillor Jean Cloutier, Councillor Cathy Curry, Councillor George Darouze, Councillor Eli El-Chantiry, Councillor Glen Gower, Councillor Allan Hubley, Councillor Matt Luloff, Councillor Scott Moffatt, Councillor Tim Tierney

1. Notices and meeting information for meeting participants and the public

Notices and meeting information are attached to the agenda and minutes, including: availability of simultaneous interpretation and accessibility accommodations; *in camera* meeting procedures; information items not subject to discussion; personal information disclaimer for correspondents and public speakers; notices regarding minutes; and remote participation details.

Accessible formats and communication supports are available, upon request.

Except where otherwise indicated, reports requiring Council consideration will be presented to Council on November 9, 2022 in Finance and Economic Development Committee Report 41.

The deadline to register by phone to speak, or submit written comments or visual presentations is 4 pm on October 31, 2022, and the deadline to register to speak by email is 8:30 am on November 1, 2022.

This draft Minutes document contains a summary of the disposition of items and actions taken at the meeting. This document does not include all of the text that will be included in the final Minutes, such as the record of written and oral submissions. Recorded votes and dissents contained in this draft Minutes document are draft until the Minutes of the meeting are confirmed by the Committee. The final draft Minutes will be published with the agenda for the next regular Committee meeting and, once confirmed, will replace this document.

2. Declarations of Interest

No Declarations of Interest were filed.

3. Confirmation of Minutes

3.1 FEDC Minutes 41 – June 28, 2022

Carried

4. Presentations

4.1 Quarterly Stage 2 LRT Construction Update

Michael Morgan, Director of Rail Construction Program, Transit Services (TS) presented a video and spoke to a PowerPoint slide presentation, which highlighted the work that has been done to date on the Confederation Lines East and West and the Trillium Line. A copy of the presentation is held on file with the City Clerk.

Staff responded to Committee questions regarding increasing costs due to delays, noise mitigations, several stations including Churchill, Dow's Lake and Greenboro, and pedestrian safety concerns north of Carling. After discussion, the Committee RECEIVED this item for information.

Received

5. Finance Services Department

5.1 2022 Tax and Rate Operating and Capital Budget Q2 Status

ACS2022 FSD FSP 0013 City Wide

That the Finance and Economic Development Committee recommend that Council receive the Q2 Operating and Capital Status

and 2022 Year-end Forecast for information as detailed in Documents 1 to 4.

Received

6. Innovative Client Services Department

6.1 Comprehensive Legal Services Report for the Period January 1 to June 30, 2022

ACS2022 ICS LEG 0004 – City wide

That the Finance and Economic Development Committee recommend that Council receive this report for information.

Received

6.2 2022 - Mid-Year Procurement Year in Review

ACS2022 ICS PRO 0003 City Wide

That the Finance and Economic Development Committee and Council receive this report for information.

Received

7. Office of the City Clerk

7.1 French Language Services Advisory Committee end-of-term report for 2018-2022

ACS2022 OCC GEN 0028 City Wide

That the Finance and Economic Development Committee receive the French Language Services Advisory Committee end-of-term report for 2018-2022 as detailed in Document 1.

Received

8. Planning, Real Estate and Economic Development Department

8.1 Delegation of Authority – Acquisition and Sale of Land and Property – 1 January 2022 to 30 June 2022

ACS2022 PIE CRO 0010 City Wide

That the Finance and Economic Development Committee receive this report for information.

Received

8.2 Land Exchange of 529 Tremblay Road and 530 Tremblay Road with His Majesty the King in Right of Canada

ACS2022 PIE CRO 0002 Alta Vista (18)

During the consent portion of the agenda, Committee approved Motion No. FEDC 2022 42-01 as outlined below:

That the Finance and Economic Development Committee recommend Council approve the following:

- 1. Declare a portion of 529 Tremblay Road legally described as part Lot 11, concession Gore Junction, Part 1, 2 and 3, on 5R9226; part blocks K and M, Plan 84, Part Catherine Street, Plan 84, Part 4, 5R9226, Gloucester, now in the City of Ottawa, containing approximately 1.184 hectares (2.926 acres) subject to final survey and shown annexed as Location Map 1 as surplus to City's requirements;**
- 2. Approve the Memorandum of Agreement, attached as Document 2 dated January 2022 between the City, Public Works and Government Services Canada, and Canada Lands Company Limited;**
- 3. Direct that this report be submitted in the new term of Council at Council's first regular meeting subsequent to the meeting where the Governance Report is considered; and**
- 4. Authorize and Delegate the Director, Corporate Real Estate Office to negotiate, conclude, amend, and execute all documents incidental, necessary or desirable to give effect to the Memorandum of Agreement on behalf of the City, including the final documents to complete this transaction.**

Carried as amended

On behalf of Councilor Fleury

Amendment:

Motion No. FEDC 2022 42-01

Moved by J. Cloutier

WHEREAS the Finance and Economic Development Committee is to consider Report ACS2022-PIE-CRO-0002 regarding the subject of a land exchange of 529 Tremblay Road and 530 Tremblay Road with His Majesty the King in Right of Canada; and

WHEREAS a Memorandum of Agreement between the parties, as noted in Report ACS2022-PIE-CRO-0002, is to be considered for approval by City Council; and

WHEREAS the land exchange would support a potential future development by Public Services Procurement Canada (PSPC) and Canada Lands Company (CLC); and

WHEREAS that future development may include office and residential development; and

WHEREAS City Council declared a Housing and Homelessness Crises in January 2020 which have continued to worsen with supply and cost of living challenges;

WHEREAS the federal government through CLC and the Canada Mortgage Housing Corporation (CMHC) provides a variety of affordable housing programs under the objectives of the National Housing Strategy;

WHEREAS CLC has agreed to provide affordable housing on other development projects in the city as part of their mandate;

THEREFORE, BE IT RESOLVED that Finance and Economic Development Committee recommend that Council:

Direct staff to negotiate towards an amendment to the Memorandum of Agreement to include a commitment from CLC, should they acquire the surplus lands, for the provision that 20% of the units developed on the site are affordable housing, as defined through any program under the federal National Housing Strategy, for a minimum of 25 years, including that for affordable units, a maximum of 50% shall be one bedroom units, a minimum of 20% shall be two bedroom

units, a maximum of 25% shall be bachelor units, and a minimum of 5% three or more bedrooms.

Carried

9. City Manager's Office

9.1 Update on the Ottawa Light rail Transit Public Inquiry and Recommended Next Steps

ACS2022-CMR-OCM-0001 - City Wide

At the outset, Committee considered Motion No. FEDC 2022 42-02:

Motion No. FEDC 2022 42-02

Moved by Councillor L. Dudas:

WHEREAS the report (ACS2022-CMR-OCM-0001) titled “Update on the Ottawa Light Rail Transit Public Inquiry and Recommended Next Steps” was not originally listed on the agenda, and was subsequently published with the revised agenda on Friday, October 28, 2022;

THEREFORE BE IT RESOLVED that the Finance and Economic Development Committee approved this item be formally added to the agenda pursuant to Subsection 89(3) of the Procedure By-law (being By-law NO 2021-24), to allow for the consideration at this meeting.

Carried

Committee members asked questions with respect to staff overtime hours and next steps. After discussion, Committee CARRIED the report as presented.

That the Finance and Economic Development Committee recommend City Council:

1. **Receive the information related to the City of Ottawa’s work on the Ottawa Light Rail Transit (OLRT) Public Inquiry, including as follows:**
 - a. **The City’s opening statement (Document 1);**
 - b. **The City’s closing submission and recommendations (Document 2); and**

- c. **Direct staff to bring the OLRT Public Inquiry’s final report and recommendations, together with a companion report outlining staff’s response to the Public Inquiry report, to the appropriate Standing Committee and Council, as soon as practicable, as outlined in this report;**
- 2. **Direct the City Clerk to undertake the following with respect to amending the Records Management Policy and associated policies, procedures and practices, and provide updates in the 2022-2026 Governance Review report on the approach the Clerk will take to:**
 - a. **Establish a process to develop measures to ensure that Information Management and routine and active disclosure are considered at the start of, during and at the close of all major City projects through measures such as project-specific document management architecture, staff training, clear obligations and accountabilities for recordkeeping and public disclosure when external contractors are used, and having access to a dedicated Information Management resource, as described in this report; and**
 - b. **Consult with the Information and Privacy Commissioner of Ontario and work with Information Technology Services as part of a process to establish clear guidelines and processes with respect to temporary records, including transitory records created on instant messaging and social media platforms related to City business, for both staff and elected officials and on both personal and corporate devices and accounts, as described in this report;**
- 3. **Direct the Chief Financial Officer, in consultation with other City departments, to consider the lessons learned and any final recommendations from the OLRT Public Inquiry related to internal project governance and communications for major projects as part of the ongoing review of the City’s Business Case and Project Management Policy and Project Management Framework, as described in this report; and**
- 4. **Receive the lessons learned information from Transit Services and direct staff to include the preliminary recommendations described in this report, in staff’s companion report to the OLRT Public Inquiry’s final report, refined as necessary, and**

considered for potential implementation along with any recommendations from the Public Inquiry's final report.

Carried

.10 In Camera Items

10.1 Light Rail Transit (LRT) - Legal Update - In Camera - Reporting out date:
Not to be reported out

To be considered *in camera* pursuant to Procedure By-law (By-law No. 2021-24), Subsections 13 (1)(e), litigation or potential litigation affecting the City, and 13(1)(f), the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose and to provide a status update on the LRT Stage 1 Confederation Line and Stage 2 Confederation and Trillium Lines legal considerations, as they may relate to the litigation overlay for the Ottawa Light Rail Public Inquiry.

As the content of the *in camera* update contains information pertaining to the legal aspects of the subject matter, the material falls within the exception contemplated by subsections 13(1)(e) and (f) of City Council's Procedure By-Law. As such, this matter will not be reported out.

At the outset, Committee approved Motion Nos. FEDC 2022 42-03 and 2022 42-04, as follows:

Motion No. FEDC 2022 42-03

Moved by Councillor L. Dudas

WHEREAS the item titled "Light Rail Transit (LRT) – Legal Update – In Camera" was not originally listed on the agenda, and was published with the revised agenda on Friday, October 28, 2022;

THEREFORE BE IT RESOLVED that that the Finance and Economic Development Committee approved this item be formally added to the agenda pursuant to Subsection 89(3) of the Procedure By-law (being By-law NO 2021-24) to allow for the consideration of this item at this meeting.

Carried

Motion No. FEDC 2022 42-04

Moved by Councillor L. Dudas

BE IT RESOLVED THAT the Finance and Economic Development Committee resolve In Camera to receive and consider LIGHT RAIL TRANSIT (LRT) – LEGAL UPDATE – pursuant to the Procedure By-Law, Subsections 13 (1)(e), litigation or potential litigation affecting the City, and 13(1)(f), the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose – Reporting out Date: Not to be reported out.

Carried

Committee resolved In Camera at 11:18 am and resumed in open session at 12:57 pm.

Upon resuming in open session, Acting Chair L. Dudas advised that the Finance and Economic Development Committee met In Camera to consider Light Rail Transit (LRT) – Legal Update.

As noted above, the content of the In Camera update regarding Light Rail Transit contains information pertaining to the legal aspects of the subject matter, the material falls within the exception contemplated by Subsections 13(1)(e), and 13(1)(f) of City Council's Procedure By-Law. As such, this matter will not be reported out.

The subject matter of this item was the receipt and consideration of an update on the legal issues and options with respect to the Light Rail Transit (LRT). Upon resuming in open session, Acting Chair L. Dudas stated that no votes were taken other than procedural motions and/or directions to staff.

11. Information Previously Distributed

11.1 2022-2026 Election Compliance Audit Committee Appointment of Members and Update on Compliance Audit Process

ACS2022 OCC GEN 0025

11.2 Economic Development Update Q4 2021 and Q1 2022

ACS2022 PIE EDP 0029

12. Motions of Which Notice has been Previously Given

12.1 Motion – Waive the Disposal of Real Property Policy to transfer lands to Tartan Homes Ltd

ACS2022 OCC FED 0007 Stittsville (6)

That the Finance and Economic Development Committee recommend:

1. **This report be submitted in the new term of Council at Council's first regular meeting subsequent to the meeting where the Governance Report is considered; and**
2. **Council to waive the Disposal of Real Property Policy to enable the City to transfer a portion of the hydro corridor to accommodate either a public or private road, back to Tartan Homes Ltd for a nominal charge.**

Carried as amended

During the consent portion of the agenda, Committee approved the following technical amendment:

Motion No. FEDC 2022 42-05

Moved by Councillor G. Gower

THEREFORE BE IT RESOLVED that the Finance and Economic Development Committee (FEDC) replace the wording in Recommendation 2 of Item 12.1 of the Revised FEDC Agenda titled "Motion – Waive the Disposal of Real Property Policy to transfer lands to Tartan Homes Ltd" as follows:

2. **Council to waive the Disposal of Real Property Policy to enable the City to transfer a portion of the hydro corridor to accommodate either a public or private road, back to Davidson Shea Properties Inc. for a nominal charge.**

Carried

13. Notices of Motions (For Consideration at Subsequent Meeting)

There were no Notices of Motion.

14. Inquiries

There were no Inquiries.

15. Other Business

There was no other business.

16. Adjournment

Next Meeting

To be determined.

The meeting adjourned at 12:59 pm.

Original signed by C. Legault,
Committee Coordinator

Original signed by Mayor J.
Watson, Chair