



**SPECIAL OTTAWA CITY COUNCIL
MINUTES 32**

Wednesday, 22 April 2020

10 h

By Electronic Participation

This meeting was held through electronic participation in accordance with the *Municipal Act, 2001*, as amended by Bill 187, the *Municipal Emergency Act, 2020*, and an Order in Council of March 28, 2020, which amended the *Emergency Management and Civil Protection Act* and prohibits organized public events of more than five people.

Note: Please note that the Minutes are to be considered DRAFT until confirmed by Council.

The Council of the City of Ottawa met on Wednesday, 22 April 2020 beginning at 10:00 a.m. The Mayor, Jim Watson, presided over the teleconference meeting from Andrew S. Haydon Hall, with the remaining Members participating remotely by teleconference.

Mayor Watson led Council in a moment of reflection.

ROLL CALL

All Members were present with the exception of Councillors D. Deans and R. Chiarelli.

CONFIRMATION OF MINUTES

Confirmation of the Minutes of the Council meeting of April 8, 2020.

CONFIRMED

DECLARATIONS OF INTEREST INCLUDING THOSE ORIGINALLY ARISING FROM PRIOR MEETINGS

No declarations of interest were filed.

COMMUNICATIONS

The following communications were received:

Association of Municipalities of Ontario (AMO)

- COVID-19 Update: New COVID-19 Related Items You Need to Know
- COVID-19 Update – New Emergency Orders
- COVID-19 Update: Bill 189, *Coronavirus Support and Protection Act*, 2020 Receives Royal Assent

REGRETS

Councillors D. Deans (See Motion No. 20/1 of September 25, 2019) and R. Chiarelli advised they would be absent from the City Council meeting of 22 April 2020.

MOTION TO INTRODUCE REPORTS

MOTION NO 32/1

Moved by Councillor S. Moffatt
Seconded by Councillor L. Dudas

That Planning Committee Report 22; and the reports from the City Clerk entitled “Ward 19 (Cumberland) – Vacancy Options” (including the revised Rural Implications Section) and “Summary of Oral and Written Public Submissions for Items Subject to the *Planning Act* ‘Explanation Requirements’ at the City Council Meeting of April 8, 2020”; be received and considered.

CARRIED

COVID-19 REMARKS BY MAYOR WATSON

VERBAL UPDATES

MEDICAL OFFICER OF HEALTH

1. COVID-19 VERBAL UPDATE FROM THE MEDICAL OFFICER OF HEALTH

Council received an update from Doctor Vera Etches, Medical Officer of Health, with respect to COVID-19. A copy of the presentation is on file with the City Clerk's Office.

CITY MANAGER

2. COVID-19 AND 2020 SPRING FRESHET VERBAL UPDATE FROM THE CITY MANAGER

Council received a verbal update from Steve Kanellakos, City Manager, and Wendy Stephanson, Chief Financial Officer, with respect to COVID-19. A copy of the staff presentation is on file with the City Clerk's Office.

Councillor El-Chantiry provided an update on the 2020 spring freshet.

DIRECTION TO STAFF (Councillor J. Sudds)

That staff explore using the Innovation Pilot Program to issue a challenge to the local technology community to bring forward innovations and solutions that would support the City's recovery effort.

REPORTS RISING DIRECTLY TO COUNCIL

CITY CLERK

3. WARD 19 (CUMBERLAND) – VACANCY OPTIONS

REPORT RECOMMENDATION

That City Council receive the information related to the options for filling the Ward 19 (Cumberland) vacancy, as outlined in this report.

Council received the report and CARRIED the following motion:

MOTION NO 32/2

Moved by Councillor M. Luloff

Seconded by Councillor G. Darouze

WHEREAS at the Council meeting of March 25, 2020, Council declared the seat for Ward 19 (Cumberland) vacant, as required by Section 262 of the *Municipal Act, 2001*, and Section 263 of the *Municipal Act, 2001* requires that within 60 days of declaring the Office vacant, Council shall either appoint a new Member, or pass a by-law requiring a by-election to be held in accordance with the *Municipal Elections Act, 1996*; and

WHEREAS at the Council meeting of March 25, 2020, Councillors Darouze, Luloff and Dudas were designated to assist with matters related to Ward 19 (Cumberland) and will continue to serve the community of Ward 19 (Cumberland) until a new Councillor is sworn in and takes Office; and

WHEREAS the Order issued by the Province as Regulation 73/20 suspends the 60 day period of time in Section 263 of the *Municipal Act, 2001* for Council to make a decision to either appoint or elect, and provides discretion to Council, as decision-maker, to defer their decision to appoint or elect for the duration of the emergency; and

WHEREAS, given the current unpredictable circumstances and the emergency declarations which have occurred in relation to the outbreak of the COVID-19 coronavirus disease, as outlined in the staff report, Council has determined that it is in the best interests of the residents of Ward 19 (Cumberland) to defer their

decision to either appoint a candidate or hold a by-election to fill the vacancy in Ward 19 (Cumberland), until the emergency declaration by the Province is no longer required and a decision by Council can be made on how to fill the vacancy in Ward 19 (Cumberland) during a period where more certainty and predictability can be provided to residents and potential candidates, and City resources can be deployed to this effort without impacting services needed for the duration of this emergency;

THEREFORE BE IT RESOLVED that City Council defer the decision on how to fill the vacancy in Ward 19 (Cumberland), meaning whether to appoint or enact a by-election by-law under Section 263 of the *Municipal Act, 2001*, until such time as there is further information available on when the end of the emergency might be expected, and that a report be brought to Council on this matter no later than 30 days after the Provincial emergency declaration Order is lifted.

CARRIED with no Members dissenting.

COMMITTEE REPORTS

PLANNING COMMITTEE REPORT 22

4. ZONING BY-LAW AMENDMENT – 287 LISGAR STREET

COMMITTEE RECOMMENDATION

That Council approve an amendment to Zoning By-law 2008-250 for 287 Lisgar Street to permit parking garage as an additional permitted use and amend Exception 1798 as detailed in Document 2.

CARRIED with Councillors M. Fleury, T. Kavanagh, R. King, J. Leiper, C. McKenney and S. Menard dissenting.

5. MODIFICATION TO OFFICIAL PLAN AMENDMENT NO.136,
REGARDING MINIMUM BUILDING HEIGHTS IN KANATA TOWN
CENTRE

COMMITTEE RECOMMENDATION

That Council approve a modification to Official Plan Amendment No. 136, to be approved by the Local Planning Appeal Tribunal, as attached as Document 1.

CARRIED with no Members dissenting.

6. ZONING BY-LAW AMENDMENT – 25 GRANT STREET

COMMITTEE RECOMMENDATION

That Council approve an amendment to Zoning By-law 2008-250 for 25 Grant Street to permit a three-storey, eight-unit low-rise apartment building, as detailed in Document 2.

CARRIED on a division of 15 YEAS and 6 NAYS, as follows:

YEAS Councillors E. El-Chantiry, K. Egli, T. Tierney, G. Gower,
(15): G. Darouze, A. Hubley, L. Dudas, C. A. Meehan, M. Luloff,
S. Moffatt, J. Sudds, R. Brockington, J. Harder, J. Cloutier, Mayor
J. Watson

NAYS Councillors M. Fleury, S. Menard, T. Kavanagh, C. McKenney,
(6): J. Leiper, R. King

Item E on the Bulk Consent Agenda was lifted from the Bulk Consent Agenda for consideration as part of the regular Agenda.

E. COUNCIL RESOLUTION - 263 GREENSWAY AVENUE

COMMITTEE RECOMMENDATION

That Council approve that by declaration of resolution, under Section 45 of the *Planning Act*, an application to the Committee of Adjustment be permitted in respect to the property at 263 Greensway Avenue for minor variances associated with the proposed development, limited to the number of parking spaces permitted.

MOTION NO 32/3

Moved by Councillor M. Fleury
Seconded by Councillor J. Harder

WHEREAS Planning Committee at its meeting of April 9, 2020 approved the following recommendation in respect to report ACS2020-PIE-PS-004, titled Council Resolution - 263 Greensway Avenue:

That Planning Committee recommend to Council that by declaration of resolution, under Section 45 of the *Planning Act*, an application to the Committee of Adjustment be permitted in respect to the property at 263 Greensway Avenue for minor variances associated with the proposed development, limited to the number of parking spaces permitted; and

WHEREAS it has come to Staff's attention that the 'Disposition' section of this report had not been completed;

THEREFORE BE IT RESOLVED that Council approve the addition of the following text as the report's disposition:

'The Office of the City Clerk will communicate Council's decision to the property owner.'

BE IT FURTHER RESOLVED that pursuant to the *Planning Act*, Subsection 34(17) no further notice be given.

The report recommendation, as amended by Motion 32/3 were then put to Council and CARRIED with no Members dissenting.

BULK CONSENT AGENDA

PLANNING COMMITTEE REPORT 22

- A. TEMPORARY ZONING BY-LAW AMENDMENT TO PERMIT PARK AND CYCLE (NON-ACCESSORY PARKING) AT 3169 CARLING AVENUE - ANDREW HAYDON PARK

COMMITTEE RECOMMENDATION

That Council approve an amendment to Zoning By-law 2008-250 to rezone the property known municipally as 3169 Carling Avenue (Andrew Haydon Park) from O1L to O1L[xxxx] Sxxx, to permit the allocation of 12 existing parking spaces to a Park and Cycle pilot project for a temporary three-year period, as shown on Document 1 and detailed in Documents 2 and 3.

CARRIED with no Members dissenting.

- B. ZONING BY-LAW AMENDMENT – 840 PASEANA PLACE

COMMITTEE RECOMMENDATION

That Council approve an amendment to Zoning By-law 2008-250 for 840 Paseana Place to permit five townhouse units, as detailed in Document 2.

CARRIED with no Members dissenting.

- C. ZONING BY-LAW AMENDMENT - 1068 CUMMINGS AVENUE

COMMITTEE RECOMMENDATION

That Council approve an amendment to Zoning By-law 2008-250 for 1068 Cummings Avenue to permit a six-storey retirement home and seniors apartment building, as detailed in Document 2.

CARRIED with no Members dissenting.

- D. 2019 ANNUAL REPORT PURSUANT TO THE *BUILDING CODE ACT, 1992*

COMMITTEE RECOMMENDATION

That Council receive this report for information.

RECEIVED with no Members dissenting

- F. EXEMPTION TO THE PERMANENT SIGNS ON PRIVATE PROPERTY BY-LAW – RESIDENTIAL MURAL AT 164 ARTHUR STREET

COMMITTEE RECOMMENDATIONS

That Council approve an exemption to Section 140 (2) and 141 (b) and (c) of the Permanent Signs on Private Property By-law 2016-326, as amended to:

- 1. allow a mural on a residential building in a residential zone, which is not adjacent to a commercial, industrial or institutional zone and has been subject to graffiti, to be located on the side wall at 164 Arthur Street;**
- 2. allow this request beyond the general application process for minor variances found in the delegation of authority provisions By-law 2016-326.**

CARRIED with no Members dissenting.

CITY CLERK

G. SUMMARY OF ORAL AND WRITTEN PUBLIC SUBMISSIONS FOR ITEMS SUBJECT TO THE *PLANNING ACT* 'EXPLANATION REQUIREMENTS' AT THE CITY COUNCIL MEETING OF APRIL 8, 2020

REPORT RECOMMENDATION

That Council approve the Summaries of Oral and Written Public Submissions for items considered at the City Council Meeting of April 8, 2020 that are subject to the 'Explanation Requirements' being the *Planning Act*, subsections 17(23.1), 22(6.7), 34(10.10) and 34(18.1), as applicable, as described in this report and attached as Document 1.

CARRIED with no Members dissenting.

MOTION TO ADOPT REPORTS

MOTION NO 32/4

Moved by Councillor S. Moffatt
Seconded by Councillor L. Dudas

That Planning Committee Report 22; and the reports from the City Clerk entitled "Ward 19 (Cumberland) – Vacancy Options" and "Summary of Oral and Written Public Submissions for Items Subject to the *Planning Act* 'Explanation Requirements' at the City Council Meeting of April 8, 2020"; be received and adopted as amended.

CARRIED

MOTIONS OF WHICH NOTICE HAS BEEN PREVIOUSLY GIVEN

MOTION NO 32/5

Moved by Councillor T. Tierney
Seconded by Councillor L. Dudas

WHEREAS Blair Road between Meadowbrook Road and Innes Road is currently a congested two-lane roadway and is a major north-south arterial road in the east end;

WHEREAS approximately 430 buses destined to/from the Blair LRT Station heading south along Blair Road currently travel in mixed traffic, which causes delays for transit users;

WHEREAS widening Blair Road to establish transit priority lanes supports the City's strategic objective to deliver sustainable transportation investments, improve transit service, and increase transit ridership;

WHEREAS the planning for the Blair Road widening is included in the ongoing Brian Coburn/Cumberland Transitway (Navan Road to Blair Station) Environmental (EA) Assessment Study;

WHEREAS the City is committed to completing the Brian Coburn/Cumberland Transitway EA Study to resolve the urgent commuting needs of residents of the growing east urban community;

WHEREAS the Brian Coburn/Cumberland Transitway project is more complex than the relatively straightforward Blair Road widening project.

WHEREAS a completed EA is required prior to the implementation of any major transportation project; and

WHEREAS separating the two studies would position the Blair Road transit priority project to be ready for implementation sooner and would not constitute piece-mealing in accordance with the *Environmental Assessment Act of Ontario*;

WHEREAS carrying out the Blair Road widening project as a separate EA study requires approval from Transportation Committee;

THEREFORE BE IT RESOLVED that staff be directed to separate the Blair Road Widening for Transit Priority EA Study from the Brian Coburn/Cumberland Transitway EA Study, so that the Blair Road portion becomes a standalone project and EA study;

BE IT FURTHER RESOLVED that the Blair Road Widening EA Study assess the option of combined transit-HOV (high occupancy vehicle) lanes and address pedestrian and cycling infrastructure and connectivity to the Blair LRT Station.

CARRIED with no Members dissenting.

MOTIONS REQUIRING SUSPENSION OF THE RULES OF PROCEDURE

MOTION NO 32/6

Moved by Councillor L. Dudas

Seconded by Councillor G. Darouze

That the Rules of Procedure be suspended to consider the following motion in response to the COVID-19 Pandemic and to give the public prompt notice of any meeting cancellations and/or opportunity to participate in meetings by videoconference:

WHEREAS the Novel Coronavirus (COVID-19) pandemic continues to evolve, causing significant effects across the world and in the City of Ottawa, including restricting the ability for Council and Standing Committees to meet in person; and

WHEREAS at its meeting of March 25, 2020 City Council approved Motion 30/1 to provide for Members to participate electronically in all meetings of City Council while the emergency declaration set out in Order in Council 518/2020 remains in effect, pursuant to subsections 238(3.1) to 238(3.3) of the *Municipal Act, 2001*; and

WHEREAS Motion 30/1 also provided that, while the emergency declaration set out in in Order in Council 518/2020 remains in effect, all Council and Committee meetings may be convened as Special Meetings in accordance with Sections 14

and 87 of the Procedure By-law, as modified by the provisions set out in that Motion; and

WHEREAS, by virtue of Section 72 of the *Procedure By-law*, these emergency procedure by-law provisions also apply to Standing Committees and Transit Commission while the emergency declaration is in place; and

WHEREAS the Office of the City Clerk is working with the Mayor, Committee/Commission Chairs, the City Manager and the City's Senior Leadership team to evaluate which legislative agenda items are required to proceed to Committee and Council over the coming weeks; and

WHEREAS Subsection 81(1)(f) of the Procedure By-law provides that Committee/Commission Chairs may cancel one or more regular meetings of the Committee/Commission if in the Chair's opinion such meetings are not necessary for the proper conduct of the business of the Committee/Commission and provided that not more than two successive regular meetings are cancelled under this Subsection; and

WHEREAS, due to the timing of the COVID-19 pandemic following the March legislative break, some Committees have already cancelled two successive regular meetings and require additional procedural flexibility to cancel and additional regular meeting or replace it with a Special Meeting; and

WHEREAS the Office of the City Clerk is establishing procedures to enable Members of the Public to provide oral submissions (delegations) to Standing Committees/ Commission via Zoom teleconference, beginning with the Joint Planning Committee/ARAC meeting of May 11, 2020; and

WHEREAS Motion 30/1 of March 25, 2020 provided that, in order to respond to evolving circumstances, the emergency provisions of the Procedure By-law set out therein may be amended or revisited by a majority of Council at a future meeting;

THEREFORE BE IT RESOLVED THAT, the Council approve the following additional amendments to Procedure By-law (No. 2019-8), to remain in effect while the emergency declaration set out in in Order in Council 518/2020 remains in effect:

1. More than two regular meetings of Standing Committee /Commission may be cancelled if in the Chair's opinion such meetings are not necessary for

the proper conduct of the business of the Committee/Commission, or convened as Special Meetings as provided for in Council Motion 30/1 of March 25, 2020; and

2. The means of electronic participation for future meetings of Council and Committee/Commission may be by telephone or other electronic means as may be communicated to Members and the public in advance of the Meeting, including the process for members of the public to participate electronically Committee/Commission meetings by means of written and/or oral submission.

CARRIED with no Members dissenting

MOTION NO 32/7

Moved by Councillor J. Harder

Seconded by Councillor E. El-Chantiry

WHEREAS no meetings of the Committee of Adjustment have been able to occur since the State of Emergency was declared by the Province of Ontario in respect of the Novel Coronavirus (COVID-19) pandemic;

THEREFORE BE IT RESOLVED that the Rules of Procedure be suspended to permit the introduction of the following motion:

WHEREAS the Committee of Adjustment of the City of Ottawa was constituted pursuant to Planning and Development Committee Report 13, Item 17 adopted at the Council Meeting of September 12, 2001; and

WHEREAS the Rules of Procedure of the Committee of Adjustment do not presently allow for electronic meetings of the Committee; and

WHEREAS, in order to permit the Committee of Adjustment to adopt amendments to its Rules of Procedure to permit electronic hearings, it is appropriate for Council to authorize an electronic meeting of the entire Committee of Adjustment, sitting as a Committee of the Whole, to meet electronically;

THEREFORE BE IT RESOLVED that the Council of the City of Ottawa authorizes the Committee of Adjustment of the City of Ottawa, sitting as a Committee of the

Whole, to meet electronically, on condition of public participation, for the purposes of considering revisions to its Rules of Procedure.

CARRIED with no Members dissenting.

MOTION NO 32/8

Moved by Councillor R. Brockington

Seconded by Councillor K. Egli

That the Rules of Procedure be suspended to consider the following motion in response to the COVID-19 Pandemic and due to time sensitivity around the spring growing season:

WHEREAS on March 30, 2020, the Government of Ontario issued a Regulation under the *Emergency Management and Civil Protection Act* to close various "outdoor recreational amenities", such as sports fields and playgrounds for the duration of the declared emergency regarding COVID-19; and

WHEREAS the Regulation included the closure of "all outdoor allotment gardens and community gardens"; and

WHEREAS individuals and families in Ottawa rely on community gardens to supplement their food supply over the growing season, and the closure of these gardens in the spring threatens communities' food security at a vulnerable time; and

WHEREAS other jurisdictions have listed community gardens as essential services, including British Columbia and New Brunswick, and the City of Gatineau plans to open its community gardens for the coming season; and

WHEREAS outdoor allotment gardens and community gardens can be operated safely, with physical distancing and other public health measures to prevent the spread of COVID-19; and

WHEREAS in Ottawa, there are local partners in place that are prepared to support the safe operation of these outdoor allotment gardens and community gardens, based on public health guidelines to prevent the spread of COVID-19; and

WHEREAS, the Community Growing Network of Sustain Ontario sent a letter including new proposed safety protocols for Community Gardens to the Ontario Chief Medical Officer of Health of Ontario, Premier, and all Members of Provincial Parliament on April 14, 2020; and

WHEREAS, the Ottawa Board of Health at its meeting of April 20, 2020, agreed to send a letter to the Premier and Minister of Health asking for an exemption for outdoor allotment gardens and community gardens where food is grown from the closure of outdoor recreational amenities;

THEREFORE BE IT RESOLVED that Ottawa City Council calls on the Province of Ontario to lift current restrictions on community gardens, and request that the Mayor send a letter, with a copy of this Resolution to the Premier of Ontario, Ontario's Chief Medical Officer of Health and local Members of Provincial Parliament for their consideration.

CARRIED with no Members dissenting

MOTION NO 32/9

Moved by Councillor S. Menard
Seconded by Councillor R. King

WHEREAS the City is reconstructing Fairbairn Street, Belmont Avenue, Willard Street and Bellwood Avenue; and

WHEREAS the tender for this project is scheduled to be released in mid-May and thus is being finalized;

THEREFORE BE IT RESOLVED that the Rules of Procedure be suspended to permit the introduction of the following motion:

WHEREAS the City is reconstructing Fairbairn Street, Belmont Avenue, Willard Street and Bellwood Avenue; and

WHEREAS the City's zoning by-law and private approach by-law is normally only enforced on a complaint-driven basis; and

WHEREAS there have not been complaints with respect to non-compliant driveways (private approaches) or front-yard parking in this area; and

WHEREAS the area residents support providing relief for residents with existing driveways (private approaches) while acknowledging that any future driveways (private approaches) and front-yard parking must be in accordance with City by-laws;

THEREFORE BE IT RESOLVED that Council approve that, in respect of the reconstructing of Fairbairn Street, Belmont Avenue, Willard Street and Bellwood Avenue, private approaches be reinstated as they were immediately prior to the reconstruction of these streets.

CARRIED with no Members dissenting

MOTION NO 32/10

Moved by Councillor T. Kavanagh

Seconded by Councillor J. Leiper

That the Rules of Procedure be suspended to consider the following motion:

WHEREAS on March 25, 2020 the City of Ottawa enacted a declaration of emergency to help contain the spread of the COVID-19 virus and protect the public; and

WHEREAS our public health officials continue to encourage people to exercise social distancing and social isolation to flatten the curve of COVID-19; and

WHEREAS it is important to one's mental health and wellbeing to interact with family, friends and other supports to have a sense of connection; and

WHEREAS health care providers and other essential workers have continued to put themselves at risk to provide us access to medical resources, food, transportation and other essential services while most of our population are able to self-isolate; and

WHEREAS it was encouraged that on Wednesday evenings between March 25th, 2020 to Wednesday April 8, 2020 from 6:30 to 6:45pm residents across the City take to the open air to give a raucous support in response to City Council's invitation to unite, while still respecting social and physical distancing, to show their appreciation and gratitude to our essential workers; and

WHEREAS this initiative that has become known as "THE BIG COMMUNITY SHOUT OUT" has been so well received - residents have requested to keep

expressing their gratitude in an organized fashion each Wednesday evening for our frontline and essential workers who continue to selflessly serve our City during this unprecedented time, beyond the April 8, 2020 date;

THEREFORE BE IT RESOLVED THAT the Mayor and City Council members continue to encourage and invite residents to recognize and participate in “THE BIG COMMUNITY SHOUT OUT” every Wednesday evening from 6:30 to 6:45pm from now until June 24, 2020.

CARRIED with no Members dissenting

NOTICES OF MOTION (FOR CONSIDERATION AT SUBSEQUENT MEETING)

MOTION

Moved by Councillor J. Cloutier
Seconded by Mayor J. Watson

WHEREAS Subsection 223.19(1) of the *Municipal Act, 2001* authorizes a municipality to appoint an Auditor General “who reports to council and is responsible for assisting the council in holding itself and its administrators accountable for the quality of stewardship over public funds and for achievement of value for money in municipal operations”; and

WHEREAS on October 23, 2013, City Council approved the appointment of Ken Hughes as the City’s Auditor General, effective December 15, 2013, and continuing for a fixed term of seven years that is set to expire on December 31, 2020, as set out in Subsection 3(2) of the Auditor General’s By-law [By-law No. 2013-375, as amended by By-law No. 2015-11]; and

WHEREAS the City is required by the *Employment Standards Act, 2000* and regulations to give a minimum of eight weeks’ notice to an employee in this position that the employment will terminate on the expiry of the fixed term; and

WHEREAS recruitment, appointment and contract administration for the City’s Auditor General is conducted in accordance with the City’s Statutory Officer Recruitment, Appointment and Contract Administration Policy and Procedures approved by Council on April 8, 2020, which incorporate Council’s past practices and include provisions with respect to objectivity, impartiality, equity and

diversity in the staffing and recruitment process while setting out the roles of staff and hiring panels and their accountability to Council;

THEREFORE BE IT RESOLVED that, pursuant to the process set out in the City of Ottawa's Statutory Officer Recruitment, Appointment and Contract Administration Policy and Procedures, City Council:

- 1. Thank Mr. Hughes for the valuable auditing work that he has undertaken for the City of Ottawa over his tenure;**
- 2. Provide Mr. Hughes with written notice in compliance with the *Employment Standards Act, 2000* and regulations;**
- 3. Approve the Mayor (Chair), the Chair and Vice-Chair of the Audit Committee, and the Deputy Mayors to be the Hiring Panel to interview candidates for the position of City Auditor General, and that the Mayor also seek input from all other Members of Council on their expectations of the desired qualifications for same;**
- 4. Approve the Terms of Reference for the Hiring Panel attached to this motion as Appendix A¹;**
- 5. Approve the engagement of an external search firm from the City's Standing Offer list to assist the Hiring Panel in undertaking an executive search for a new Auditor General, to an upset limit of \$50,000;**
- 6. Direct the Office of the City Clerk to provide the required administrative support to the Hiring Panel; and**
- 7. Direct the Hiring Panel to report back to Council by Q4 of 2020 with a recommended candidate for Council's approval as the new Auditor General.**

MOTION

Moved by Councillor S Menard

Seconded by Councillor J. Leiper

WHEREAS By-law 2017-41 was enacted by Council on February 8, 2017 and directed the Owner of the lands at 265 Carling Avenue to enter into an agreement pursuant to Section 37 of the Planning Act, to be registered on title, to the

¹ See Appendix A to Minutes

satisfaction of the City Solicitor and General Manager, Planning, Infrastructure and Economic Development, to secure an amount of \$204,581.25; and

WHEREAS 100% of the required funds were directed to improvements to Eugene Forsey Park and Dalhousie South Park, as detailed with Part 19 of By-law 2008-250; and

WHEREAS no further improvements are needed at this time for Dalhousie South Park beyond the \$157,000.00 presently allocated for park upgrades to this park in the 2020 City budget; and

WHEREAS it is estimated that improvements to Eugene Forsey Park can be accommodated within a budget of \$100,000.00; and

WHEREAS the Parties entered into the aforementioned Section 37 Agreement, being Instrument No. OC1859698 which was registered on January 10, 2017, but the funds have not yet been paid to the City as development in respect of the property has not commenced; and

WHEREAS it is at the request and direction of the Ward Councillor to have 51% the above funds redirected toward affordable housing within Ward 17; and

WHEREAS it is at the request and direction of the Ward Councillor that the remaining 49% of the funds would be directed to improvements at Eugene Forsey Park; and

WHEREAS the Section 37 Agreement may be amended upon the consent and approval of the Owner and the City, whereby such approval has been granted by the Owner;

THEREFORE BE IT RESOLVED that Council approve an amendment to Instrument No. OC1859698 to provide for the redistribution of the anticipated funds in the following manner:

- a) \$104,581.25 be directed towards Ward 17 Affordable Housing
- b) \$100,000.00 be directed towards Eugene Forsey Park improvements; and

BE IT FURTHER RESOLVED that such amending agreement be registered on title to the lot, to the satisfaction of the City Solicitor, in consultation with the General Manager Planning, Infrastructure and Economic Development.

MOTION

Moved by Councillor J. Leiper

Seconded by Councillor R. King

WHEREAS at its meeting of April 20, 2020, the Ottawa Board of Health expressed its formal support for the City of Ottawa, federal and provincial governments to increase the amount of safe active transportation space outdoors for residents, including when accessing essential services, to improve their physical and mental health while still adhering to all municipal and federal guidelines related to physical distancing as well as provincial regulations and emergency orders against not assembling in groups of more than five persons; and,

WHEREAS at Council's meeting of March 25, staff took direction as follows:

- That, in light of new distancing protocols, staff work with interested Councillors on targeted measures to extend pedestrian and active transportation space on appropriate right-of-ways within existing resources (Councillor C. McKenney)
- That the funding associated with the targeted measures to extend pedestrian and active transportation space on appropriate right-of-ways be funded by the appropriate Ward Councillors' office budgets. (Mayor J. Watson); and

WHEREAS Councillors have collaborated with city staff in the interim to accomplish from their ward budgets closures including partially of Byron Avenue and across the Bank Street Bridge and those closures have to date been successful, and the National Capital Commission has commenced a pilot closure of a portion of Queen Elizabeth Drive all to provide safe spaces for active transportation where appropriate physical distancing can be practiced; and,

WHEREAS the accomplishment of road closures for said purpose municipally solely through the Ward Councillors' office budgets is a constraint that will hinder the rollout of further initiatives;

THEREFORE BE IT RESOLVED that the direction to fund pandemic-related temporary extensions of active transportation space inclusive of accessing essential services solely through ward Councillors' office budgets be removed, and that Councillors may work with staff to identify opportunities for further

implementations including identifying any appropriate funding sources not restricted to their ward budgets.

MOTION TO INTRODUCE BY-LAWS

MOTION NO 32/11

Moved by Councillor S. Moffatt
Seconded by Councillor L. Dudas

That the by-laws listed on the Agenda under Motion to Introduce By-laws, Three Readings, be read and passed.

CARRIED

BY-LAWS

Councillors S. Moffatt and L. Dudas

THREE READINGS

- 2020-100. A by-law of the City of Ottawa to amend By-law No. 2017-180 respecting the appointment of Municipal Law Enforcement Officers in accordance with private property parking enforcement.
- 2020-101. A by-law of the City of Ottawa to establish certain lands as common and public highway and assume them for public use (Kanata Avenue).
- 2020-102. A by-law of the City of Ottawa to establish certain lands as common and public highway and assume them for public use (route Lake Trail Road, promenade Shoreway Drive).
- 2020-103. A by-law of the City of Ottawa to amend By-law No. 2019–8 governing the proceedings of the Council and its Committees.
- 2020-104. A by-law of the City of Ottawa to amend By-law No. 2008-250 to change the zoning of the lands known municipally as 3169 Carling Avenue.
- 2020-105. A by-law of the City of Ottawa to amend By-law No. 2008-250 to change the zoning of the lands known municipally as 25 Grant Street.

- 2020-106. A by-law of the City of Ottawa to amend By-law No. 2008-250 to change the zoning of the lands known municipally as 1068 Cummings Avenue.
- 2020-107. A by-law of the City of Ottawa to amend By-law No. 2008-250 to change the zoning of the lands known municipally as 287 Lisgar Street.
- 2020-108. A by-law of the City of Ottawa to amend By-law No. 2008-250 to change the zoning of the lands known municipally as 840 Paseana Place.
- 2020-109. A by-law of the City of Ottawa (the "City") to designate the 300 Coventry Road as a municipal capital facilities for recreational and tourist purposes.

CARRIED

CONFIRMATION BY-LAW

MOTION NO 32/12

Moved by Councillor S. Moffatt
Seconded by Councillor L. Dudas

That the following by-law be read and passed:

By-law 2020 -111 to confirm the proceedings of the Council meeting of April 22, 2020.

CARRIED

INQUIRIES

ADJOURNMENT

Prior to adjournment, Councillor Moffatt, Chair of the Standing Committee on Environmental Protection, Water and Waste Management provided an update on the operations of the Trail Road Waste Facility, which would will be re-opening beginning April 23, 2020.

Council adjourned the meeting at 1:16 pm

CITY CLERK

MAYOR

APPENDIX A

Auditor General Hiring Panel Terms of Reference

MANDATE

The Hiring Panel for the Auditor General (“Hiring Panel”) is responsible for facilitating the recruitment process for the Auditor General and recommending to City Council a preferred candidate for the position, in accordance with the Statutory Officer Recruitment, Appointment and Contract Administration Policy and Procedures, and any direction from City Council.

MEMBERSHIP

Membership of the Hiring Panel shall consist of the Mayor (Chair), the Chair and Vice-Chair of the Audit Committee, and the Deputy Mayors.

GENERAL RESPONSIBILITIES

The Hiring Panel shall:

1. Facilitate the recruitment and appointment process in accordance with the Statutory Officer Recruitment, Appointment and Contract Administration Policy and Procedures, and any direction from City Council.

SPECIFIC RESPONSIBILITIES

1. Consider the approval of the external search firm (if Council has approved the engagement of an external search firm), and establish timelines to meet Council's direction;
2. Review any list(s) of candidates prepared by the executive search firm and to select those to be interviewed for the position;
3. Interview candidates, select a recommended candidate for Council's consideration, and make any other recommendations to Council with respect to matters such as terms and conditions that the Hiring Panel deems appropriate.

AUTHORITY, DECISION-MAKING AND REPORTING RELATIONSHIP

The Hiring Panel shall meet at the call of its Chair in accordance with the notice provision of the *Procedure By-law*. The Hiring Panel is an ad-hoc committee of Council. Therefore, the Panel's meetings shall be held in accordance with Council's *Procedure By-law*, including public notice, agenda and minute provisions. It should be noted, however, that the majority of some meetings are likely to be, by necessity and in accordance with standards in employment and administrative law, conducted in closed session under the relevant provisions of the *Municipal Act, 2001*.

Members of the Hiring Panel may be permitted to access related confidential information. The following City staff, or their respective designate, may be involved by the Hiring Panel in the recruitment process and may be permitted to access related confidential information, subject to provisions of the Statutory Officer Recruitment, Appointment and Contract Administration Policy and Procedures:

- Director, Human Resources and/or delegate(s) as set out in writing;
- City Clerk and/or delegate(s) as set out in writing;
- City Solicitor and/or delegate(s) as set out in writing; and
- Other staff as approved by the Hiring Panel and/or City Council.

As set out in the Statutory Officer Recruitment, Appointment and Contract Administration Policy, all City staff and Members of Council involved in the recruitment process are required to hold in strict confidence all confidential information concerning matters dealt with by the Hiring Panel. Each Member of the Hiring Panel will be required to sign a mandatory confidentiality agreement with respect to their involvement in the process. The confidentiality agreement must be signed at the outset of the process, before the participant receives any confidential information.