



**OTTAWA CITY COUNCIL
MINUTES 39**

**Wednesday, August 26th 2020
10:00 am**

By Electronic Participation

This Meeting was held through electronic participation in accordance with Section 238 of the *Municipal Act, 2001* as amended by Bill 197, the *COVID-19 Economic Recovery Act, 2020*.

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, August 26th, 2020 beginning at 10:00 AM. The Mayor, Jim Watson, presided over the Zoom meeting from Andrew S. Haydon Hall, with the remaining Members participating remotely by Zoom.

Mayor Watson led Council in a moment of reflection.

ROLL CALL

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

CONFIRMATION OF MINUTES

Confirmation of the Regular and *In Camera* Minutes of the Council meeting of July 15, 2020.

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)

- AMO Policy Update - Orders Extended, New Direction regarding Facilities
- AMO Policy Update – New Recreational Facility Guidance, Canada Healthy Communities Initiative, and 2021-22 Connecting Links Program
- AMO Policy Update – Municipal Emergency Fiscal Relief, Quarter 1 Fiscal and COVID-19 Action Plan Updates
- AMO Policy Update – Court Security Funding Review, CCTV Grant Program, Windsor-Essex Goes to Stage 3
- AMO Policy Update – Child Care Funding and Community Safety Initiatives
- AMO Policy Update – COVID-19 Infrastructure Program and Non-Profit Support
- AMO Policy Update – Back-to-School Plan, Child Care, and Long-Term Care Reports Released
- AMO Policy Update – Stage 3 Reopenings and the Long-Term Care Commission Launch
- AMO Policy Update – \$4B Municipal Announcement, Provincial Emergency Ended, Provincial Orders, and Rural Economic Development
- AMO Policy Update – Ontario Legislature Recessed, Standing Committee Now Looking at Infrastructure, Stage 3 Openings Information

Response to Inquiries:

- OCC 20-13 - Cannabis Retail Concentration
- OCC 20-14 - By-law Services matter

Other Communications Received:

- Memo from the General Manager, Planning, Infrastructure and Economic Development regarding the Soundstage Campus & Creative Hub Loan Agreement report, approved at the Finance and Economic Development Committee meeting of March 9, 2020.

REGRETS

Councillors R. Chiarelli and D. Deans (See Motion No. 20/1 of September 25, 2019) advised they would be absent from the City Council meeting of 15 July 2020.

MOTION TO INTRODUCE REPORTS

MOTION NO 38/1

Moved by Councillor E. El-Chantiry
Seconded by Councillor K. Egli

That the report from Ottawa Public Health and the Emergency and Protective Services Department entitled “Temporary Mandatory Mask By-Law - Update”; Built Heritage Sub-Committee Report 14; Community and Protective Services Committee Report 12; and the reports from the City Clerk entitled “Status Update – Council Inquiries and Motions for the Period Ending August 21, 2020” and “Summary of Oral and Written Public Submissions for Items Subject to the *Planning Act* ‘Explanation Requirements’ at the City Council Meeting of July 15, 2020”; be received and considered.

CARRIED

COVID-19 REMARKS BY MAYOR WATSON

VERBAL UPDATES

OTTAWA PUBLIC HEALTH / CITY MANAGER

1. COVID-19 VERBAL UPDATES

Council received verbal updates from Doctor Vera Etches, Medical Officer of Health, and Steve Kanellakos, City Manager. Copies of the presentations are on file with the City Clerk's Office.

REPORTS

EMERGENCY AND PROTECTIVE SERVICES

2. TEMPORARY MANDATORY MASK BY-LAW – UPDATE

REPORT RECOMMENDATION

That City Council approve the amendments to the Temporary Mandatory Mask By-law (2020-186), attached as Document 1 and as described in this report.

CARRIED

CITY CLERK

3. STATUS UPDATE – COUNCIL INQUIRIES AND MOTIONS FOR THE PERIOD ENDING AUGUST 21, 2020

REPORT RECOMMENDATION

That Council receive this report for information.

RECEIVED

COMMITTEE REPORTS

COMMUNITY AND PROTECTIVE SERVICES COMMITTEE
REPORT 12

4. RENTAL HOUSING PROPERTY MANAGEMENT BY-LAW AND RENTAL ACCOMMODATION STUDY UPDATE

COMMITTEE RECOMMENDATIONS, AS AMENDED

That Council:

- 1. Approve the Rental Housing Property Management By-law attached as Document 1 and an amendment to the Property Standards By-law (2013-416, as amended) attached as Document 2, as described in this report.**
- 2. Approve that Section 8 of the proposed Rental Housing Property Management By-law be amended by adding the following subsections to create a record of a tenant service request when requested by the tenant as follows:**

- (a) **No landlord or property manager shall fail to provide a written record of a service request to a tenant within 30 days, if such a request is made by the tenant when they submit their service request to the landlord or property manager.**
 - (b) **The record of a tenant service request must include all information prescribed in subsection 7 (1)(b).**
2. **Approve that Section 16 and Section 32 of the recommended Rental Housing Property Management By-law be amended as indicated by the following bolded wording and strikeouts:**
16. (1) Two copies of information for tenants shall be provided with the lease agreement:
- (a) one (1) copy must be provided to the tenant; and,
 - (b) one (1) copy must be signed by the tenant as an acknowledgement of receipt and retained by the landlord with the lease agreement.
- (2) When information for tenants are modified, a landlord or property manager shall:
- (a) issue a revised copy to the tenant **in accordance with subsection (4), within 30 days of the modification;** and,
 - ~~(b) collect the revised copy signed by the tenant within 30 days of the date of issuance; and~~
 - (c) replace the copy kept on file with the revised ~~signed~~ copy.
- (3) Where a tenant refuses to sign acknowledgement of receipt of information for tenants as **required**

in subsection 1(b), a landlord or property manager may issue copy to the tenant in accordance with Subsection 4 and retain proof of issuance.

(4) For the purposes of Subsection 2 (a), and Subsection (3), issuance of the information for tenants document or revised information for tenants document may occur by the following means:

- a) registered mail, with appropriate receipt of delivery,
- b) courier delivery, with appropriate receipt of delivery,
- c) personal service to the tenant, with receipt of delivery signed by the tenant,
- d) personal service to an adult in the tenant's rental unit, with receipt of delivery signed by the adult in question,
- e) personal service to the tenant, with an affidavit of service,
- f) personal service to an adult in the tenant's rental unit, with an affidavit of service, or
- g) Email or other electronic transmission, with proof of delivery and receipt to the tenant.

32. No landlord or property manager shall fail to post notice of a pest treatment plan in the lobby of an apartment building when the treatment is in a building area **accessible to tenants** other than a rental unit.

MOTION NO 38/2

Moved by Councillor M. Luloff

Seconded by Councillor J. Sudds

WHEREAS the proposed Rental Housing Property Management By-law requires landlords and property managers to maintain a registry in respect of any request for accommodation voluntarily made by a tenant, including those related to evacuation from a building, vital service disruptions, or other matters of concern, and this has been called the “special assistance registry” in the proposed by-law; and

WHEREAS the Chair of the City’s Accessibility Advisory Committee has provided input to remove or modify the use of the words “special” and “assistance” from the context of the proposed registry in order to reflect the rights of persons to request accommodation under the *Ontario Human Rights Code* and that these rights are part of the usual course of business rather than a special process;

BE IT RESOLVED that the proposed Rental Property Management By-law be amended to:

1. Remove the expression “special assistance registry” wherever it appears in the by-law and replace it with the expression “tenant support registry”, and
2. Remove the expression “special assistance” wherever it appears in the by-law and replace it with “assistance”.

CARRIED

The report recommendations, as amended by Motion no. 38/2, were then put to Council and CARRIED as amended.

5. ACCESSIBILITY ADVISORY COMMITTEE 2020-2022 WORK PLAN

COMMITTEE RECOMMENDATION

That Council approve the Accessibility Advisory Committee’s 2020-2022 work plan, as detailed in Document 1.

CARRIED

BUILT HERITAGE SUB-COMMITTEE REPORT 14

6. APPLICATION FOR DEMOLITION AND NEW CONSTRUCTION AT 189 STANLEY AVENUE, A PROPERTY LOCATED IN THE NEW EDINBURGH HERITAGE CONSERVATION DISTRICT, DESIGNATED UNDER PART V OF THE *ONTARIO HERITAGE ACT*

COMMITTEE RECOMMENDATIONS

That Council:

1. **Approve the application to demolish the existing building at 189 Stanley Avenue;**
2. **Approve the application to construct two new semi-detached buildings at 189 Stanley Avenue, according to plans by Ottawa Carleton Construction Ltd., dated May 7, 2020 and received on June 16, 2020 and July 7, 2020, conditional upon:**
 - a. **The applicant providing samples of the exterior cladding materials for approval by Heritage staff prior to the issuance of a building permit;**
3. **Approve the landscape plan for 189 Stanley Avenue, according to plans submitted by Novatech Engineering Consultants Ltd, dated June 12, 2020 and received on June 16, 2020, conditional upon:**
 - a. **The implementation of the tree protection measures outlined in the Tree Disclosure report attached as Document 8, and further detailed in Document 9;**
4. **Delegate authority for minor design changes to the General Manager, Planning Infrastructure and Economic Development Department; and**

5. **Approve the issuance of the heritage permit with a three-year expiry date from the issuance unless otherwise extended by Council.**

CARRIED

<p>7. APPLICATION TO ALTER TO THE BOOTH STREET BRIDGE, 9 FLEET STREET, A PROPERTY DESIGNATED UNDER PART IV OF THE <i>ONTARIO HERITAGE ACT</i></p>

COMMITTEE RECOMMENDATIONS

That Council:

1. **Approve the application to alter the Booth Street Bridge according to plans submitted by Parsons, dated June 9, 2020; conditional upon:**
 - **Implementation of the conservation measures outlined in the Heritage Brief attached as Document 9 and detailed in the Rehabilitation Approach in Document 10;**
2. **Delegate authority for minor design changes to the General Manager, Planning, Infrastructure and Economic Development Department; and**
3. **Approve the issuance of the heritage permit with a five-year expiry date from the date of issuance unless otherwise extended by Council.**

CARRIED

BULK CONSENT AGENDA

COMMUNITY AND PROTECTIVE SERVICES COMMITTEE
REPORT 12

A. COMMEMORATIVE NAMING PROPOSAL – JULIE DUNNIGAN
ROOM

COMMITTEE RECOMMENDATION

**That Council approve the proposal to name the meeting room in
J.A. Dulude Arena the “Julie Dunnigan Room”**

CARRIED

B. COMMEMORATIVE NAMING PROPOSAL – LAURIER CARRIÈRE
PARK

COMMITTEE RECOMMENDATION

**That Council approve the proposal to name Carrière Park, located
at 6601 Carrière Street the “Laurier Carrière Park”**

CARRIED

C. COMMEMORATIVE NAMING PROPOSAL – SANDY RUCKSTUHL
GRIDIRONS

COMMITTEE RECOMMENDATION

**That Council approve the proposal to name the area that consists
of the Minto and Confederation Fields at Nepean Sportsplex, 1645
Woodroffe Ave, the “Sandy Ruckstuhl Gridirons”**

CARRIED

- D. COMMEMORATIVE NAMING PROPOSAL – STEVE BONK
ADMINISTRATIVE BUILDING

COMMITTEE RECOMMENDATION

That Council approve the proposal to name the Lemieux Island Administrative Building, 1 Onigam St., the “Steve Bonk Administrative Building”

CARRIED

- E. COMMEMORATIVE NAMING PROPOSAL – WRENS WAY

COMMITTEE RECOMMENDATION

That Council approve the proposal to name the Heron Corridor, located at 1612 Kilborn Avenue, “WRENS Way”

CARRIED

- F. COMMEMORATIVE NAMING PROPOSAL – GEORGE BRANCATO
PARK

COMMITTEE RECOMMENDATION

That Council approve the proposal to name Banner Park, located at 90 Banner Road, the “George Brancato Park”

CARRIED

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 JULY 15, 2020

REPORT RECOMMENDATIONS

That Council approve the Summaries of Oral and Written Public Submissions for items considered at the City Council Meeting of July 15, 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 Documents 1 to 7.

CARRIED

MOTION TO ADOPT REPORTS

MOTION NO 38/3

Moved by Councillor E. El-Chantiry
Seconded by Councillor K. Egli

That the report from Ottawa Public Health and the Emergency and Protective Services Department entitled "Temporary Mandatory Mask By-Law - Update"; Built Heritage Sub-Committee Report 14; Community and Protective Services Committee Report 12; and the reports from the City Clerk entitled "Status Update – Council Inquiries and Motions for the Period Ending August 21, 2020" and "Summary of Oral and Written Public Submissions for Items Subject to the Planning Act 'Explanation Requirements' at the City Council Meeting of July 15, 2020"; be received and adopted as amended.

CARRIED

MOTIONS OF WHICH NOTICE HAS BEEN PREVIOUSLY GIVEN

MOTION NO 38/4

Moved by Councillor J. Sudds

Seconded by Councillor G. Gower

WHEREAS many brave women came forward and shared their experiences with this individual and showed tremendous courage by their actions and inspired many to stand with them; and

WHEREAS the Integrity Commissioner's "Report to Council on an Inquiry Respecting the Conduct of Councillor Chiarelli" (ACS2020-OCC-GEN-0023) concluded that all three allegations were not vexatious or frivolous, and that the courageous and brave women who provided testimony were credible and their allegations were established and founded; and

WHEREAS the City's independent Integrity Commissioner found that Councillor Chiarelli contravened Section 4 and Section 7 of the Code of Conduct and has recommended to Council the suspension of the remuneration paid to this individual for 90 days for each complaint, amounting to 270 days; and

WHEREAS as a first step, Council has approved, with amendments, a "Review of Recruitment and Hiring Process for Councillors' Assistants" (ACS3030-OCC-GEN-0022), which outlines various recommendations and is committed to continuing to look at ways to improve all aspects of the workplace of Members of Council and their staff; and

WHEREAS the City's Women and Gender Equity Sponsors Group has completed extensive community and employee consultations to inform the development of recommendations for the Women and Gender Equity Strategy improving equity within the City and its policies and services;

THEREFORE BE IT RESOLVED that City's Chief Financial Officer be directed to invest the total 2020/2021 remuneration being suspended from this Member of Council due to the contraventions of Section 4 and Section 7 of the Code of Conduct, to be allocated to community organizations that support survivors of domestic violence and/or sexual assault in consultation with the General Manager of Community and Social Services.

CARRIED

MOTIONS REQUIRING SUSPENSION OF THE RULES OF PROCEDURE

MOTION NO 38/5

Moved by Councillor E. El-Chantiry
Seconded by Councillor G. Gower

That the Rules of Procedure be suspended to consider the following motion in order to provide support in a timely manner to the Mississippi Valley Conservation Authority's request for Provincial funding of flood control infrastructure on the Mississippi River;

WHEREAS the City of Ottawa is the largest municipality within the Mississippi Valley watershed, which is represented by the Mississippi Valley Conservation Authority (MVCA); and

WHEREAS the Province of Ontario, in its March, 2020 Ontario Flooding Strategy, reaffirmed its commitment to “continue its cost share funding arrangement with municipalities...to support high priority repairs to conservation authority infrastructure”; and

WHEREAS the province allocated \$5 million annually for this purpose in 2003 and has not increased or indexed the funding envelope in 17 years; and

WHEREAS demand for replacement and upgrade of water and erosion control assets is increasing due to aging infrastructure and the impacts of climate change; and

WHEREAS infrastructure within the Mississippi Valley watershed did not receive funding this year and there are no guarantees that it will in the foreseeable future based upon current program demand; and

WHEREAS, should funding not be received from the province for these and other Mississippi Valley Conservation Authority capital projects, the burden of those costs will fall in part to member municipalities; and

WHEREAS on July 13, 2020, the MVCA sent a letter to the Minister of Natural Resources and Forestry expressing concern with respect to the underfunding of water and erosion control infrastructure in the province and has asked member municipalities for support;

THEREFORE BE IT RESOLVED that the Mayor, on behalf of Council, write a letter to the Minister of Natural Resources and Forestry, the Minister of Environment, Conservation and Parks, and the Minister of Municipal Affairs and Housing supporting the letter from the Mississippi Valley Conservation Authority¹ and requesting that funding of the Water and Erosion Control Infrastructure (WECI) program be significantly increased and that program rules be adjusted to allow or reasonable construction periods and the carry-over of funds between fiscal years.

CARRIED

NOTICES OF MOTION (FOR CONSIDERATION AT SUBSEQUENT MEETING)

MOTION

Moved by Mayor J. Watson

Seconded by Councillor C. McKenney

WHEREAS on March 9, 2020, the Government of Canada introduced Bill C-8, *An Act to Amend the Criminal Code (Conversion Therapy)*; and,

WHEREAS conversion therapy is defined by Bill C-8 as:

“... a practice, treatment or service designed to change a person’s sexual orientation to heterosexual or gender identity to cisgender, or to repress or reduce non-heterosexual attraction or sexual behaviour. For greater certainty, this definition does not include a practice, treatment or service that relates

(a) to a person’s gender transition; or

(b) to a person’s exploration of their identity or to its development.”;
and

WHEREAS the Preamble to Bill C-8 cites the harmful effects to persons subjected to conversion therapy, particularly children, as well as the broader harms it causes to society by promoting myths and stereotypes about sexual orientation and gender identity; and

¹ A copy of the letter is held on file with the City Clerk

WHEREAS several associations for health professions, such as the Canadian Psychological Association, the Canadian Psychiatric Association and the Canadian Paediatric Society, have denounced conversion therapy as a practice due to its harmful effects; and

WHEREAS some activities associated with conversion therapy may be criminal offences under the *Criminal Code of Canada* in certain circumstances, such as kidnapping, forcible confinement, assault, and fraud; and

WHEREAS the regulation of conversion therapy is better sanctioned at the criminal level because of its pervasive harms to persons; and

WHEREAS any municipal prohibition on or regulation of conversion therapy may face legislative and jurisdictional challenges, and are often practiced in secret outside of formal business settings, which are difficult for municipalities to regulate and enforce; and

WHEREAS it is deemed that regulation of this practice is better addressed at the federal level where it can be criminalized; and,

BE IT RESOLVED that City Council formally denounce the practice of conversion therapy as harmful for individuals, and to society by promoting myths and stereotypes about sexual orientation and gender identity; and

BE IT FURTHER RESOLVED that the Mayor be directed to send a letter to the Prime Minister of Canada, the Minister of Justice and the Attorney General, and the Minister of Diversity and Inclusion and Youth, to express support for the reintroduction of Bill C-8, *An Act to Amend the Criminal Code (Conversion Therapy)* as soon as possible in the upcoming session of Parliament, and to encourage the Government of Canada to pass and implement this legislation in an expeditious manner; and

BE IT FURTHER RESOLVED that City Council hereby encourages anyone who may have experienced this harmful practice to reach out for help to the various supports in the community such as The Community Information Centre of Ottawa (211), Community Health Centres across the city, Family Services Ottawa – Around the Rainbow, The Royal Mental Health Centre, the Distress Centre of Ottawa’s Mental Health Crisis Line, and the Youth Services Bureau of Ottawa’s Integrated Crisis Service, amongst others; and

BE IT FURTHER RESOLVED that City Council hereby encourages anyone who suspects that any criminal activity associated with conversion therapy, such as kidnapping and forcible confinement, has taken place, to report that activity to the Ottawa Police.

MOTION TO INTRODUCE BY-LAWS

MOTION NO 38/6

Moved by Councillor E. El-Chantiry
Seconded by Councillor K. Egli

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

CARRIED

BY-LAWS

THREE READINGS

- 2020-239. 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.
- 2020-240. A by-law of the City of Ottawa to designate the Standard Bread Company bakery at 951 Gladstone Avenue to be of cultural heritage value or interest.
- 2020-241. A by-law of the City of Ottawa to designate the Deschâtelets Building, 175 Main Street, 320 Deschâtelets Avenue, and part of 205 Scholastic Drive to be of cultural heritage value or interest
- 2020-242. A by-law of the City of Ottawa to establish certain lands as common and public highway and assume them for public use (Cooper Hill Road, Rideau Street, Brian Coburn Boulevard, Rideau Valley Drive, Eagleson Road, Galetta Side Road, Canon Smith Drive, Somerset Street West, Golden Line Road, Holland Avenue, Main Street, McLinton Road, Colonial Road, Mavis Street, Fallowfield Road, Carson's Road, Walkley

Road, Golflinks Drive, Longfields Drive, Avondale Avenue, Kirkwood Avenue).

- 2020-243. A by-law of the City of Ottawa to appoint a Chief Building Official for the City of Ottawa.
- 2020-244. A by-law of the City of Ottawa to establish certain lands as common and public highway and assume them for public use (avenue Robin Easey Avenue, promenade Cappamore Drive).
- 2020-245. A by-law of the City of Ottawa to establish certain lands as common and public highway and assume them for public use (Longfields Drive).
- 2020-246. 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, Infrastructure and Economic Development Department.
- 2020-247. A by-law of the City of Ottawa to establish certain lands as common and public highway and assume them for public use (Hunt Club Road, Alta Vista Drive, Devine Road, Albion Road, Carp Road, Wesley Avenue, Leitrim Road, Fairbanks Avenue, Paden Road, Torbolton Ridge Road, St. Joseph Boulevard, Copeland Road, Cole Avenue, Richmond Road, Carling Avenue and Bronson Avenue).
- 2020-248. A by-law of the City of Ottawa to repeal By-law No. 2020-227 entitled “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 70 Gloucester Street and 89 and 91 Nepean Street”.
- 2020-249. A by-law of the City of Ottawa to amend By-law 2001-301 to appoint certain Municipal Law Enforcement Officers in the Transportation Services Department.
- 2020-250. A by-law of the City of Ottawa to change the name of rue Wellington Street Ouest/West, chemin Bren-Maur Road, voie Farmers Way, croissant Deighton Crescent, promenade Roswell Drive, avenue Piccadilly Avenue, avenue Premier Avenue, avenue Lakeview Avenue, croissant Davidson Crescent, promenade Golden Meadow Drive, avenue New Orchard Avenue, ruelle Regina Lane and voie Leacock Way, municipal highways in the City of Ottawa.

- 2020-251. A by-law of the City of Ottawa to amend By-law No. 2020-186 respecting mandatory masks in prescribed places.
- 2020-252. 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 part of the lands known municipally as parts of 6335 and 6350 Perth Street.

CONFIRMED

CONFIRMATION BY-LAW

MOTION NO 38/7

Moved by Councillor E. El-Chantiry
Seconded by Councillor K. Egli

That the following by-law be read and passed:

To confirm the proceedings of the Council meeting of August 26th, 2020.

CARRIED

INQUIRIES

Councillor T. Tierney

Can the Medical Officer of Health be requested to review the level of granularity of information (i.e. zones, sources of transmission) and best practices in the province of Ontario municipalities and report back to council as part of a future COVID-19 Update.

Examples to contrast and compare are Hamilton, Mississauga, and Toronto on what level of details those municipalities use.

ADJOURNMENT

Council adjourned the meeting at 1:47 pm.

CITY CLERK

MAYOR

DRAFT