



Special Meeting of Council

Minutes

Date: September 14, 2022
Time: 4:26 p.m.
Location: Council Chambers - members participating remotely

Members Present: Mayor Marianne Meed Ward, Kelvin Galbraith, Lisa Kearns, Rory Nisan, Paul Sharman, Angelo Bentivegna

Member Regrets: Shawna Stolte

Staff Present: Tim Commisso, Richard Bellemare (Audio/Video Specialist), Debbie Hordyk, Samantha Yew (Deputy Clerk)

Note: This City Council meeting was conducted using a hybrid model, allowing members of Council, city staff and delegations the option of participating remotely or in-person.

- 1. Call to Order:**
- 2. Regrets:**
- 3. Motion to Waive the Rules of Procedure**

Moved by: Councillor Kearns
Seconded by: Councillor Nisan

Waive rule 22.3 of the procedure by-law to allow an urgent item be added to the agenda less than 24 hours before the hour appointed for holding the meeting. In addition, we will need to waive rule 24.4 as this is a Special Meeting of Council. To allow for Item 6.3 National Day of Mourning (HR-09-22) to be added to the Agenda.

IN FAVOUR: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Sharman, and Councillor Bentivegna

CARRIED (6 to 0)

4. Declarations of Interest:

None.

5. Delegations:

5.1 Motion to Waive the Rules of Procedure

Waive rule 46.1 "Requests to delegate at a Committee meeting and Council must be submitted to the Clerks Department prior to noon the day before a meeting" to allow a non registered delegate to speak.

IN FAVOUR: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Sharman, and Councillor Bentivegna

CARRIED (6 to 0)

5.2 Anne and Dave Marsden spoke regarding the Community Benefits Strategy and By-law (F-31-22)

6. Items to be considered at the Special Meeting of Council:

6.1 2022 Community Benefits Strategy and By-law (F-31-22)

Adopt the Community Benefits Charge (CBC) approach to calculate the charges on a uniform city-wide basis; and

Approve the capital project listing set out in chapter 4 of the CBC Strategy dated August 17, 2022, subject to further annual review during the capital budget process; and

Approve the creation of a Community Benefits Charges reserve fund which will contain all CBC monies collected, with associated bylaw as per Appendix D of finance department report F-31-22 to be brought forward to Council for approval; and

Impose the CBC of \$488 per apartment with 2 or more bedrooms and \$362 per bachelor and one bedroom apartment dwelling unit on the day before a building permit is issued; and

Approve the CBC strategy final report dated August 17, 2022 attached as Appendix A to finance department report F-31-22; and

Approve the CBC By-law as set out in Appendix B of the CBC Strategy dated August 17, 2022 with an effective date of September 14, 2022.

IN FAVOUR: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Sharman, and Councillor Bentivegna

CARRIED (6 to 0)

6.2 City of Burlington Coyote Response Strategy update and response to recent serious attacks on city residents (CM-26-22)

Receive city manager's office report CM-26-22 - City of Burlington Coyote Response Strategy update and, with regard to the City's immediate response to the recent serious coyote attacks on Burlington residents, endorse the actions taken by staff under established authority as outlined in the report at an estimated 2022 one-time cost of \$22,850; and

Approve the single source of a Certified Wildlife Professional (CWP) and authorize the Manager of Procurement Services to sign a multi-year agreement with the CWP for the remainder of 2022 and the duration of 2023, with the option to renew for three (3) additional one (1) year terms; and

Direct the Director of Building and By-law to proceed immediately with the design and implementation of a new two-year Coyote Action and Awareness Program specifically directed at delivering enhanced coyote response services based on the program scope outlined in city manager's office report CM-26-22; and

Direct the Chief Financial Officer to report back to City Council directly on September 20, 2022 with options and recommendations for funding the new Coyote Action and Awareness Program; and

Direct the Executive Director of Community Planning, Regulation and Mobility to report back in Q1 2023 in conjunction with City Council's 2023 budget consideration on the establishment of the proposed new By-Law Compliance Department (as recommended in companion report CM-24-22 in this agenda) inclusive of an enhanced coyote response model as part of the Animal Services function; and

Direct the Executive Director of Community Planning, Regulation and Mobility, following the hiring of a new Director of By-law Compliance, to undertake a full review and update of the current City of Burlington Animal Services By-law (By-law 60-2005) and Coyote Response Strategy by Q4 2023; and

Direct the City Manager, with respect to the February 2022 report, specifically the recommendations of the community association – Burlington & Oakville Coyote Management (BOCM) as outlined in Appendix B of city manager's office report CM-26-22, to proceed with the implementation of the staff recommendations and next steps and report back on the status in Q1 2023; and

Direct the City Manager to initiate meetings, as required, with the Chief Administrative Officer of the Town of Oakville and senior staff of both Burlington and Oakville to develop and implement a coordinated workplan related to both the BOCM recommendations as well as other City/Town coyote response initiatives including, but not limited to, joint procurement of external professional wildlife management services, joint coyote related data collection, research and analysis and public educational and awareness programs and possible mutual coyote response service agreements; and

Direct the City Manager and Chief Financial Officer to include for consideration in the 2023 proposed budget the recommended resources to fully address all of the above noted service delivery requirements for an enhanced coyote action and awareness program; and

Authorize the Director of Roads, Parks and Forestry to procure and install lids for non-decorative garbage cans in the immediate area of coyote concern, to an upset limit of \$15,000 in 2022; and

Direct the Director of Building and By-law to adopt a pro-active coyote response strategy model inclusive of adding two additional contract By-law Enforcement Officers, and engage appropriate coyote specialist resources to assist with investigations, canid response team, training staff and members of the public; and

Direct the Executive Director of Community Planning, Regulation and Mobility to review waste receptacles identified in various urban design guidelines, starting with Downtown Streetscape Guidelines, to ensure that those identified are secure and enclosed, and to report to CPRM Committee in Q4 2022; and

Director the Chief Financial Officer to include information regarding expenses incurred related to the Coyote Response Strategy when reporting on the 2022 year-end financial position and bring forward any amendments in the 2023 budget; and

Direct the Mayor and Government Relations Manager to connect with the Ministry of Natural Resources and Forestry, and other Ministries as

needed, to formally request emergency funding, and staffing support, to help us respond to coyote attacks in Burlington; and

Direct the Executive Director of Legal Services and Corporation Counsel and the Director of Building and By-law to review the current fine structure for illegal dumping contained in the Lot Maintenance By-law 49-2022 and fines contained in City's Animal Control By-law 60-2005 relating to feeding of wildlife and bring back options to increase the fines for ticketing offences (Part I) and the maximum fine for Part III offences for the feeding of wildlife, including any required by-law amendments for consideration by Council on September 20, 2022; and

Direct the Director of Corporate Communications & Engagement to distribute a city-wide mail drop/social media communication plan by September 30, 2022 and focused solely on the fact that the recent crisis of aggressive wildlife attacks is the direct result of illegal dumping and/or feeding of wildlife and clearly communicating increases in Part I Offence ticketing and Part III Offence fines to be considered by Council on September 20, 2022; and

Direct the City Manager to include targeted cutting back of vegetation on public lands as part of the risk mitigation actions to be considered in the updated coyote response strategy.

IN FAVOUR: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Sharman, and Councillor Bentivegna

CARRIED (6 to 0)

6.3 Employee/Labour Relations Matter related to Day of Mourning (HR-09-22)

Moved by: Councillor Galbraith

Seconded by: Councillor Bentivegna

Provide September 19th as a declared holiday as a day of mourning for Queen Elizabeth II to employees (union & non-union) on the actual day, September 19, 2022.

Subject to the service impacts provided in the presentation.

IN FAVOUR: (5): Mayor Meed Ward, Councillor Galbraith, Councillor Nisan, Councillor Sharman, and Councillor Bentivegna

CARRIED (5 to 0)

7. Motion to Receive and File Information Items:

None.

8. Motion to Approve By-laws:

Enact and pass the following by-laws which are now introduced, entitled and numbered as indicated below:

IN FAVOUR: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Sharman, and Councillor Bentivegna

CARRIED (6 to 0)

8.1 66-2022: Community Benefits Charges By-law for the City of Burlington.

8.2 67-2022: A by-law to establish a reserve fund and guidelines for the utilization of Section 37 of the Planning Act, R.S.O. 1990, as amended Community Benefits Charges Reserve Fund.

9. Motion to Confirm Proceedings of the Council Meeting:

Enact and pass By-law Number 68-2022, being a by-law to confirm the proceedings of Council at its meeting held Wednesday, September 14, 2022, being read a first, second and third time.

IN FAVOUR: (6): Mayor Meed Ward, Councillor Galbraith, Councillor Kearns, Councillor Nisan, Councillor Sharman, and Councillor Bentivegna

CARRIED (6 to 0)

10. Motion to Adjourn:

Adjourn this Council now to meet again at the call of the Mayor.

5:04 pm

Samantha Yew

Deputy Clerk

Marianne Meed Ward

Mayor

