

PROCEDURAL REQUEST

Item #7.1.2

Infrastructure Services Procedural Request to
Combined Meeting of Council
2022 July 26

ISC: UNRESTRICTED
C2022-0904

Procedural Request – Release Attachments 2a and 4 to Report IP2022-0808 as Public Documents

RECOMMENDATION:

That Council:

1. Direct that Attachment 2a (Site map) and Attachment 4 (Proposed bylaw text for discussion) to Report IP2022-0808 be released as public documents in order to advertise the Proposed Bylaw ahead of the public hearing at the 2022 September 13 Combined Meeting of Council; and
2. Direct Administration to amend the third Whereas preamble in the Proposed Bylaw to remove reference to Section 230 of the *Municipal Government Act* and replace with Section 216.4.

Background:

It was identified that the Committee Approved Recommendation 5 for Report IP2022-0808, as follows, hinders Administration's ability to adequately advertise the bylaw in advance of the 2022 September 13 Combined meeting of Council as Attachment 4 contains the Proposed wording of the bylaw:

"5. Direct that Attachments 2b and 4 remain confidential pursuant to Sections 23 (Local public body confidences), 24 (Advice from officials), and 25 (Disclosure harmful to economic and other interests of a public body) of the Freedom of Information and Protection of Privacy Act until published in the Council agenda". In order to properly advertise the bylaw prior to the 2022 September 13 Combined Meeting of Council, the Recommendation should allow for the above-mentioned attachments to not be held confidential.

Law have also identified that after the proposed bylaw was initially drafted, Bill 21 Red Tape Reduction Statutes Amendment Act 2022 was passed and in turn has changed the reference under the current bylaw of Section 230 (with respect to notice of intention of Council to pass such a Bylaw). They advised that reference to Section 230 should be changed to Section 216.4 so the Proposed Bylaw is advertised with the correct Section of the *Municipal Government Act*.

Excerpt from the Minutes of the 2022 July 07 Regular Meeting of the Infrastructure and Planning Committee:

"Moved by Councillor Spencer

That with respect to Report Confidential IP2022-0808, the following be approved:
That the Infrastructure and Planning Committee recommend that Council:

**Infrastructure Services Procedural Request Report
to
Combined Meeting of Council
2022 July 26**

**ISC: UNRESTRICTED
C2022-0904**

**Procedural Request - Release Attachments 2a and 4 to Report IP2022-0808 as
Public Documents**

1. Hold a Public Hearing on the proposed Bylaw outlined in Attachment 4;
2. Authorize the proposed transfer of Environmental Reserve in accordance with Administration's Recommendations as outlined in Attachment 3;
3. Give three readings to the proposed Bylaw outlined in Attachment 4;
4. Direct that the Recommendations, Report and Attachments 1, 2a, 2c, 3 and 5 remain confidential pursuant to Sections 23 (Local public body confidences), 24 (Advice from officials), and 25 (Disclosure harmful to economic and other interests of a public body) of the *Freedom of Information and Protection of Privacy Act* until the transaction has been closed; and
5. Direct that Attachments 2b and 4 remain confidential pursuant to Sections 23 (Local public body confidences), 24 (Advice from officials), and 25 (Disclosure harmful to economic and other interests of a public body) of the *Freedom of Information and Protection of Privacy Act* until published in the Council agenda.

For: (4) Councillor Demong, Councillor Spencer, Councillor Mian, and Councillor Chabot
Against: (1) Councillor Carra

MOTION CARRIED”