

PUBLIC PARTICIPATION MEETING COMMENTS

3.2 PUBLIC PARTICIPATION MEETING – Urban Design Peer Review Panel Terms of Reference Update

- *(Mayor E. Holder page 131, 4.3 Term and 4.4 Election and Role of Chair, he notes that it says that Panel Members shall serve a two (2) year term from the date of their appointment and shall not sit for two (2) consecutive terms but then it says under 4.4 that the Panel will elect a Chair with a minimum of one (1) year experience but if they have two years' experience according to this thing, they cannot sit on it because you are not allowed to sit for more than one two year term; should that have said not to sit for more than two consecutive terms; he is a little confused by that.);* Mr. J. Smolarek, Urban Designer, responding that it can seem a little bit confusing but actually what happens is that the Panel has six Panel members and there are three that come off every year and three new Panelists that come on the following year so they have an overlap that occurs so the intent of that is that the Chair would be elected from the group that is remaining on the Panel rather than having somebody who is new to the table; *(Mayor E. Holder so when it says that the Chair should have a minimum of one year experience it really means that they are an incumbent by one year and they sit one more year and they are off; clarifying that is what that means.);* Mr. J. Smolarek, Urban Designer, indicating that yes, essentially that is exactly right so everybody sits two years.
- *(Councillor S. Turner asking the Clerk with respect to the Municipal Conflict of Interest Act and the provisions in the former draft of this, the 2008 version applied to the Municipal Conflict of Interest Act provisions, in this it goes a bit further but it does not really directly mention the Municipal Conflict of Interest Act beyond some of the definitions of who family members are; is there a way that this can be done in, it seems a little awkward because it introduces our own terms of what the conflicts may be, he was just trying to read through the Municipal Conflict of Interest Act in terms of local board which he is not sure if this Panel has authority or decision making, it sounds like it is more advisory and it does not really have the ability to exercise authority as it would be defined in the Conflict of Interest Act; looking for a bit of clarity on where the Municipal Conflict of Interest ends and where we have to create our own definitions here.);* Mrs. C. Saunders, City Clerk, did not review this and she was not asked to review this so she is assuming the wording might have been taken out of our Advisory Committee policy that talks about conflicts of interest and how they apply, what we might want to do between now and Council is what we have for our local boards and Advisory Committees and maybe clarify how the *Municipal Conflict of Interest Act* applies; Mr. P. Yeoman, Director, Development Services, responding that they will work with the Clerk's Office on that but his understanding is that someone from the Clerk's Office did review it, maybe not the Clerk herself but one of her talented staff; *(Councillor S. Turner one further technical question, the arbitration of an investigation on a complaint about a contravention of the Conflict of Interest recommends that Council be the arbiter of that rather than say the Integrity Commissioner which may seem like a more appropriate mechanism; any thoughts to that.);* Mrs. C. Saunders, City Clerk, concurring with that, in order for them to apply consistency across all of our Boards and Commissions and Advisory Committees we should be consistent on how we apply it; she will be looking again at our Advisory Committee Policy as well to make it fairly generally the same as what we have for our Local Boards so she agrees it would be helpful if it was all consistent.
- Mike Wallace, London Development Institute – thanking staff for the effort that they put into the consultation that happened on this; he will be frank, at the first meeting they were not sure what was going to happen, but the Working Group came out of it, it was a very active Working Group, everyone contributed, it was an excellent process; thanking Mr. J. Smolarek, Urban Designer and Ms. H. McNeely, Manager, Development Services, for leading that, from staff's perspective it was a very good, we did not get everything we wanted of course but it was an excellent

discussion and lots of input from all sides which resulted in what is here today; agreeing one hundred percent with what is in here; being frank, he did not really get into the issues of the wording around Conflict of Interest, it was actually the Panel members who had come back as advisors to the Working Group talking about the Conflict of Interest and they knew better than we did on that so we will be happy to see what follows up on that; the only thing and he thinks Mr. J. Smolarek, Urban Designer, did an excellent job on explaining it, the one item that is here it looks like it is not the applicant trying to skip the process just to be clear, the process in terms of the application and the paperwork needed to be done still gets submitted to the Panel, the Panel decides, uses the word skipping here, he would not use the word skipping, it satisfies good design and does not need an actual meeting and they decide that it passes on and we are certainly ok with that; sometimes they use examples where, on a commercial application, where it is and he will use Tim Horton's, all the buildings look the same, they are sometimes not a requirement really for a Urban Design Panel Review because it might be cookie cutter or something that has been approved before but that is really a Panel decision just so the Planning and Environment Committee knows that; advising that they are very much in favour of what is in front of you, very happy with the process that you had with all stakeholders on this and since this might be, this is the last Planning and Environment Committee meeting before Christmas, he would like to wish, on behalf of the London Development Institute, all the Council Members here and the Mayor a very Merry Christmas on behalf of the London Development Institute and wanting to thank the staff for and wish them a good holiday and happy holiday; you always have a full house of staff here at all these meetings and since this might be the last chance before Christmas, now that does not mean he is not coming to the Strategic Planning meeting and the Council meeting but he might not be talking; wanting to wish everybody a Merry Christmas and the final thing he wanted to say is, on behalf of the London Development Institute, they want to thank Mr. J.M. Fleming, Managing Director, Planning and City Planner, for his work at the City over the years; he may say that his Industry may not always have agreed with Mr. J.M. Fleming, Managing Director, Planning and City Planner's vision, however, he was an excellent person to deal with and was very professional and they really appreciate the work he has done for the City and since he is leaving pretty quickly he thought he would take this opportunity to thank him for his efforts over the years.

- Laverne Kirkness, Kirkness Planning Consultants – about the Urban Design Peer Review Panel Terms of Reference, he was on the Committee as a representative of the London and Area Planning Consultants or (LAPC) as you may know and they too are kind of echoing the words of Mr. M. Wallace, London Development Institute, appreciate working with Mr. J. Smolarek, Urban Designer and Ms. H. McNeely, Manager, Development Services, they created a very open environment, it was kind of fun to go to the meetings as a matter of fact and it was not just because of the cookies and coffee but it was because of the environment that they created and we were able to come to a consensus on all of these things and bring forward to the Planning and Environment Committee an improved set of Terms of Reference and he learned that London is certainly not unique in having an Urban Design Peer Review Panel, most cities of any size do apparently in Canada and he has to say to those that are on that Review Panel we owe them a lot because they do not get paid compared to what their normal hourly rate is as an Architect or a Landscape Architect and here they come together for an afternoon once a month, it takes at least a day to prepare or a half a day so he always has to respect what they have to say because it is not that they are earning money to say it and they are contributing a lot to make this city more beautiful and if anything he would like to see it monitored so that we can see what great performance is coming from that Panel and that is something that we have to work on yet, in any case LAPC supports what is in front of the Committee and they thank Mr. J. Smolarek, Urban Designer and Ms. H. McNeely, Manager, Development Services for being able to work with them.