

Community and Protective Services Committee

Report

The 3rd Meeting of the Community and Protective Services Committee
January 31, 2023

PRESENT: Councillors E. Pelozza (Chair), S. Stevenson, J. Pribil, C. Rahman, D. Ferreira

ABSENT: Mayor J. Morgan

ALSO PRESENT: Councillors A. Hopkins, H. McAlister, S. Trosow and P. Van Meerbergen; J. Bunn, A. Job, K. Dickins, Deputy Chief R. Hayes, Deputy Chief A. Hunt, S. Mathers, J.P. McGonigle, S. Stafford

Remote Attendance: L. Livingstone; C. Dooling, O. Katolyk, K. Pawelec, T. Pollitt and B. Westlake-Power

The meeting was called to order at 4:03 PM.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. Consent

Moved by: C. Rahman

Seconded by: D. Ferreira

That Items 2.1 to 2.9 BE APPROVED.

Yeas: (5): E. Pelozza, S. Stevenson, J. Pribil, C. Rahman, and D. Ferreira

Absent: (1): Mayor J. Morgan

Motion Passed (5 to 0)

2.1 1st Report of the Accessibility Community Advisory Committee

Moved by: C. Rahman

Seconded by: D. Ferreira

That the 1st Report of the Accessibility Community Advisory Committee, from its meeting held on January 12, 2023, BE RECEIVED.

Motion Passed

2.2 Next Generation 9-1-1 Authority Service Agreement with Bell Canada

Moved by: C. Rahman

Seconded by: D. Ferreira

That, on the recommendation of the City Manager, the following actions be taken with respect to the staff report, dated January 31, 2023, related to the Next Generation 9-1-1 Authority Service Agreement with Bell Canada:

a) the proposed by-law, as appended to the above-noted staff report, BE INTRODUCED at the Municipal Council meeting to be held on February 14, 2023 to:

- i) approve the Next Generation 9-1-1 Authority Service Agreement between The Corporation of the City of London and Bell Canada; and,
 - ii) authorize the Mayor and the City Clerk to execute the above-noted Agreement;
- b) the above-noted staff report BE RECEIVED; and,
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with part a) above. (2023-S11/P16)

Motion Passed

2.3 Building Safer Communities Fund (BSCF) Contribution Agreement

Moved by: C. Rahman
Seconded by: D. Ferreira

That, on the recommendation of the Deputy City Manager, Neighbourhood and Community-Wide Services, the proposed by-law, as appended to the staff report dated January 31, 2023, BE INTRODUCED at the Municipal Council meeting on February 14, 2023, to:

- a) approve the Building Safer Communities Fund (BSCF) Contribution Agreement, as appended to the above-noted by-law, between His Majesty the King in Right of Canada as represented by the Minister of Public Safety and Emergency Preparedness and The Corporation of the City of London;
- b) delegate authority to the Deputy City Manager, Neighbourhood and Community-Wide Services to execute the above-noted Agreement; and,
- c) delegate authority to the Deputy City Manager, Neighbourhood and Community-Wide Services, or written designate to undertake all the administrative, financial and reporting acts that are necessary in connection with the above-noted Agreement. (2023-P03)

Motion Passed

2.4 Parks and Recreation Master Plan Annual Report

Moved by: C. Rahman
Seconded by: D. Ferreira

That, on the recommendation of the Deputy City Manager, Neighbourhood and Community-Wide Services and the Deputy City Manager, Environment and Infrastructure, the staff report, dated January 31, 2023, related to the Parks and Recreation Master Plan Annual Report, BE RECEIVED; it being noted that the communication, as appended to the Added Agenda, from A. McGuigan, with respect to this matter, was received. (2023-R04)

Motion Passed

2.5 Permanent City of London Indigenous Artwork Collection Source of Financing

Moved by: C. Rahman
Seconded by: D. Ferreira

That, on the recommendation of the Deputy City Manager, Neighbourhood and Community-Wide Services, the following actions be taken with

respect to the staff report dated January 31, 2023, related to the Permanent City of London Indigenous Artwork Collection Source of Financing:

- a) the Culture Services Division, Neighbourhood and Community-Wide Services BE AUTHORIZED to acquire and display a permanent City of London Indigenous Artwork Collection through the London Arts Council Purchase of Service Agreement as part of the City of London Public Art and Monument Policy and Program;
- b) the funding for the above-noted procurement BE APPROVED as set out in the Sources of Financing Report, as appended to the above-noted staff report; and,
- c) the Civic Administration BE AUTHORIZED to undertake all actions necessary to implement these recommendations. (2023-R08)

Motion Passed

2.6 London Fire Department Single Source Call Handling Software

Moved by: C. Rahman
Seconded by: D. Ferreira

That, on the recommendation of the Deputy City Manager, Neighbourhood and Community-Wide Services, the following actions be taken with respect to the staff report dated January 31, 2023, related to the London Fire Department Single Source Call Handling Software:

- a) in accordance with Section 14.4(g) of the Procurement of Goods and Services Policy, Fire Administration BE AUTHORIZED to enter into negotiations with Solacom Technologies Inc., 80 Rue Jean-Proulx, Gatineau, Quebec, J8Z 1W1, for pricing for a single source contract for five (5) years for the provision of Next Generation 9-1-1 - compatible call handling software to the London Fire Department;
- b) the above-noted approval BE CONDITIONAL upon The Corporation of the City of London negotiating satisfactory prices, terms, conditions, and entering into a contract with Solacom Technologies Inc. to provide Next Generation 9-1-1 -compatible call handling software to the London Fire Department;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with the authorization above; and,
- d) the funding for the above-noted procurement BE APPROVED as set out in the Source of Financing Report, as appended to the above-noted staff report. (2023-A03)

Motion Passed

2.7 London Fire Department Single Source for Battery Operated Extrication Equipment - SS-2023-008

Moved by: C. Rahman
Seconded by: D. Ferreira

That, on the recommendation of the Deputy City Manager, Neighbourhood and Community-Wide Services, the following actions be taken with respect to the staff report dated January 31, 2023, related to the London Fire Department Single Source for Battery Operated Extrication Equipment (SS-2023-008):

- a) in accordance with Section 14.4(d) of the Procurement of Goods and Services Policy, Fire Administration BE AUTHORIZED to enter into negotiations with Darch Fire Inc., 9-402 Harmony Road, Ayr, Ontario, N0B 1E0, for pricing for a single source contract for two (2) years with three (3) option years for the provision of Holmatro battery operated extrication equipment to the London Fire Department;
- b) the above-noted approval BE CONDITIONAL upon The Corporation of the City of London negotiating satisfactory prices, terms, conditions, and entering into a contract with Darch Fire Inc. to the London Fire Department;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with the above-noted authorization; and,
- d) the funding for this procurement BE APPROVED as set out in the Source of Financing Report, as appended to the above-noted staff report. (2023-V07)

Motion Passed

2.8 London Fire Department Single Source Stabilization Rescue Struts - SS-2023-009

Moved by: C. Rahman
 Seconded by: D. Ferreira

That, on the recommendation of the Deputy City Manager, Neighbourhood and Community-Wide Services, the following actions be taken with respect to the staff report dated January 31, 2023, related to the London Fire Department Single Source Stabilization Rescue Struts (SS-2023-009):

- a) in accordance with Section 14.4(d) of the Procurement of Goods and Services Policy, Fire Administration BE AUTHORIZED to enter into negotiations with A.J. Stone Co. Ltd., 62 Bradwick Drive, Vaughan, Ontario, L4K 1K8, for pricing for a one-time, single source purchase of stabilization rescue struts for the London Fire Department;
- b) the above-noted approval BE CONDITIONAL upon The Corporation of the City of London negotiating satisfactory prices, terms, conditions, and entering into a contract with A.J. Stone Co. Ltd. to the London Fire Department;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with the above-noted authorization; and,
- d) the funding for this procurement BE APPROVED as set out in the Source of Financing Report, as appended to the above-noted staff report. (2023-V06)

Motion Passed

2.9 Housing Stability Services Purchase of Service Agreement Template

Moved by: C. Rahman
 Seconded by: D. Ferreira

That, on the recommendation of the Deputy City Manager, Social and Health Development, the proposed by-law, as appended to the staff report

dated January 31, 2023, BE INTRODUCED at the Municipal Council meeting to be held on February 14, 2023, to:

- a) approve the Municipal Purchase of Service Agreement, as appended to the above-noted by-law, as the standard form of agreement with respect to the purchase of homeless prevention and housing stability services by The Corporation of the City of London; and,
- b) delegate authority to the Deputy City Manager, Social and Health Development, or their written designate, to execute and amend Municipal Purchase of Service Agreements with Service Providers, employing the above-noted standard form Agreement that do not require additional funding or are provided for in the City's current budget and that do not increase the indebtedness or contingent liabilities of The Corporation of the City of London, with no further approval required from Municipal Council. (2023-S11)

Motion Passed

3. Scheduled Items

None.

4. Items for Direction

4.1 Exotic Animal Establishments

Moved by: S. Stevenson

Seconded by: J. Pribil

That the following actions be taken with respect to the staff report, dated January 31, 2023, related to Exotic Animal Establishments:

- a) the revised attached proposed by-laws, BE REFERRED to a future meeting of the Community and Protective Services Committee for a public participation meeting; and,
- b) the requests for delegation, as appended to the Added Agenda, BE REFERRED to the above-noted public participation meeting;

it being noted that the Community and Protective Services Committee heard a verbal delegation from W. Brown, Chair, Animal Welfare Community Advisory Committee, with respect to this matter;

it being further noted that the communications from the following individuals, as appended to the Added Agenda, were received with respect to this matter:

- W. Brown, Chair, Animal Welfare Community Advisory Committee;
- A.M. Valastro;
- C. Kuijpers;
- F. Morrison;
- M. Hamers, World Animal Protection;
- R. Laidlaw, Zoocheck Inc.;
- D. Brooks, Ontario SPCA and Humane Society; and,
- S. Thompson. (2023-P14)

Yeas: (3): S. Stevenson, J. Pribil, and C. Rahman

Nays: (2): E. Peloza, and D. Ferreira

Absent: (1): Mayor J. Morgan

Motion Passed (3 to 2)

Additional Votes:

Moved by: S. Stevenson

Seconded by: J. Pribil

Motion to approve a proposed amendment to By-law PH-3, part a) to read, "a) up to 35,000 square feet indoors of the property located at 785 Wonderland Road South.

Yeas: (3): S. Stevenson, J. Pribil, and C. Rahman

Nays: (2): E. Pelozza, and D. Ferreira

Absent: (1): Mayor J. Morgan

Motion Passed (3 to 2)

Moved by: S. Stevenson

Seconded by: J. Pribil

Motion to approve a proposed amendment to By-law L.-131-16, under "Regulations" to add, "or the Zoological Association of America."

Yeas: (3): S. Stevenson, J. Pribil, and C. Rahman

Nays: (2): E. Pelozza, and D. Ferreira

Absent: (1): Mayor J. Morgan

Motion Passed (3 to 2)

Moved by: C. Rahman

Seconded by: D. Ferreira

Motion to hear the delegation from W. Brown, Chair, Animal Welfare Community Advisory Committee, to be heard at this meeting.

Yeas: (5): E. Pelozza, S. Stevenson, J. Pribil, C. Rahman, and D. Ferreira

Absent: (1): Mayor J. Morgan

Motion Passed (5 to 0)

5. Deferred Matters/Additional Business

None.

6. Confidential

Moved by: D. Ferreira

Seconded by: J. Pribil

That the Community and Protective Services Committee convene, In Closed Session, for the purpose of considering the following:

6.1 Litigation/Potential Litigation/Solicitor-Client Privilege

A matter pertaining to litigation or potential litigation and advice that is subject to solicitor-client privilege, including communications necessary for that purpose and directions and instructions to officers and employees or agents of the municipality, with respect to exotic animals.

Yeas: (5): E. Pelozza, S. Stevenson, J. Pribil, C. Rahman, and D. Ferreira

Absent: (1): Mayor J. Morgan

Motion Passed (5 to 0)

The Community and Protective Services Committee convened, In Closed Session, from 4:28 PM to 5:24 PM.

7. Adjournment

The meeting adjourned at 6:46 PM.

Appendix 'A'

Bill No. --
2023

By-law No. L.-131____

A by-law to amend By-law No. L.-131-16 entitled
"A by-law to provide for the Licensing and
Regulation of Various Businesses".

AND WHEREAS section 5(3) of the Municipal Act, 2001 S.O. 2001, c.25, as amended, provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 23.2 of the Municipal Act, 2001 permits a municipality to delegate certain legislative and quasi-judicial powers;

AND WHEREAS the City deems it to be in the public interest, having regard to health and safety including safety of service providers and consumers/patrons and nuisance control as it is related to Exotic Animal Establishments;

AND WHEREAS it is deemed expedient to amend By-law No. L.-131-16, entitled "A by-law to provide for the Licensing and Regulation of Various Businesses", passed on December 12, 2017;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. The Business Licensing By-law L.-131-16 is hereby amended by adding "**Exotic Animal Establishment**", as referenced in the attached **Schedule 'xx'** to the Business Licence By-law Schedule.

Schedule xx

Definitions:

Exotic Animal Establishment means a place where exotic animals are kept or put on display.

Exotic Animal means any animal of a type that is normally found in a wild and natural state, whether or not it has been bred and/or raised in captivity and includes but is not limited to bear, wolf, coyote, crocodile, alligator, bobcat, lynx, mountain lion, cougar, tiger, lion, monkey, fox, skunk, kangaroo, eagle, hawk, elephant, weasel, racoon, venomous lizard, venomous snake, venomous spider, all birds the keeping of which is prohibited in the Migratory Birds Convention Act, S.C. 1985, C.M-7, and regulations thereto and all animals the keeping of which is prohibited in the Fish and Wildlife Conservation Act, 1997 and regulations thereto.

Regulations:

In addition to all the requirements set out in this By-law, every holder of an Exotic Animal Establishment shall be a member of or accredited by the Canadian Association of Zoos and Aquaria (CAZA), the Association of Zoos and Aquariums (AZA) or the Zoological Association of America (ZAA).

Prohibitions:

- No Person shall own or operate an Exotic Animal Establishment without holding a current valid licence issued under this By-law.

- No Person shall operate an Exotic Animal Establishment in contravention of any Regulations of this By-law.
- No person shall operate an Exotic Animal Establishment in contravention of any Administrative Regulations as approved and amended from time to time by the Licence Manager.

Powers of Licence Manager:

In addition to any other power, duty and or function prescribed in the By-law, the Licence Manager may establish Administrative Regulations under this Schedule, in consultation with partner agencies, including but not limited to: London Police Service, Middlesex London Health Unit, Fire Department and Middlesex London Paramedic Service:

- Prescribe the content of the Animal Inventory Record including but not limited to the following information for each exotic animal: species, description including length, weight and any identifiable markings, age and gender;
- Prescribe the content of a Veterinary Health Certificate maintained by a Veterinarian registered in the Province of Ontario for each exotic animal certifying the good health of the animal and the absence of any zoonotic diseases including a record of vaccinations as applicable;
- Prescribe the content of an Animal Accommodation plan including species appropriate maintenance protocol including a description of the housing, cleaning and maintenance procedures and general animal welfare;
- Prescribe the content of a Transportation Plan describing the transportation of animals as permitted from the premises to government regulated educational facilities including record keeping protocol;
- Prescribe the content of an Emergency Management and Public Safety Plan including protocol for controlling and containing any exotic animal, crowd control measures, public health requirements and evacuation protocol in any situation which becomes or could become a threat to public health and safety;
- Prescribe the requirements for Commercial General Liability and Indemnification from any and all claims, demands, cause of action, loss costs or damages that the City of London may suffer, incur or be liable for resulting from the performance of the applicant as set out in the By-law whether with or without negligence on the part of the applicant, the applicant's employees, directors, and agents with respect to the operations of the licensed premise.

This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on , 2023.

Josh Morgan
Mayor

Michael Schulthess
City Clerk

First reading –
Second reading –
Third reading –

Bill No. --
2023

By-law No. PH-3

A by-law to amend By-law No. PH 3 "Animal Control By-law".

AND WHEREAS paragraph 1 of section 210 of the *Municipal Act, R.S.O. 1990, c. M.45*, as amended, provides that by-laws may be passed by Councils of local municipalities for prohibiting or regulating the keeping of animals or any class therein within the municipality or defined areas thereof, including the number of animals that may be kept by any person and the number of animals or any class thereof that may be kept about any dwelling unit.

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. Section 14 of Animal Control By-law PH-3 is hereby amended by adding the following:
Class 7 animals may be kept or put on display at the following licensed Exotic Animal Establishment locations:

- (a) Up to 35,000 square feet indoors of the property located at 785 Wonderland Road South;

PASSED in Open Council on , 2023.

Josh Morgan
Mayor

Michael Schulthess
City Clerk

First reading –
Second reading –
Third reading –