



**SPECIAL OTTAWA CITY COUNCIL MEETING**

**Wednesday, 12 December 2012, 10:00 am**

**Andrew S. Haydon Hall, 110 Laurier Avenue West**

**DRAFT MINUTES 46**

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Special meeting called by His Worship Mayor Watson to deal with matters related to Phase 1 of the Ottawa Light Rail Transit Project (OLRT.)

The Council of the City of Ottawa met at Andrew S. Haydon Hall, 110 Laurier Avenue West, Ottawa, on Wednesday, 12 December 2012 beginning at 10:00 a.m.

The Mayor, Jim Watson, presided and led Council in prayer.

**ROLL CALL**

ALL MEMBERS WERE PRESENT.

**DECLARATIONS OF INTEREST INCLUDING THOSE ORIGINALLY ARISING FROM PRIOR MEETINGS**

No declarations were received.

**COMMUNICATIONS**

No communications were filed.

**REGRETS**

No regrets were filed.

**MOTION TO RESOLVE INTO COMMITTEE OF THE WHOLE**

**MOTION NO. 46/1**

Moved by Councillor T. Tierney  
Seconded by Councillor B. Monette

**That City Council resolve to move into Committee of the Whole pursuant to Section 48 of the *Procedure By-law*.**

CARRIED

**IN COMMITTEE OF THE WHOLE**

**MOTION TO INTRODUCE REPORTS**

**MOTION NO. 46/2**

Moved by Councillor T. Tierney  
Seconded by Councillor B. Monette

**That the report from the Deputy City Manager, Planning and Infrastructure, entitled “Design, Build, Finance and Maintenance of Ottawa’s Light Rail Transit (OLRT) Project”, including additional Appendix 2A and further revised Appendix 2, be received and considered.**

CARRIED

Committee of the Whole received a detailed PowerPoint presentation on the Ottawa Light Rail Transit Project, a copy of which is held on file with the City Clerk.

Committee of the Whole then heard from the following delegations. Those persons whose names are marked with an asterisk (\*) have provided written submissions and these documents are held on file with the City Clerk.

David Jeanes, on behalf of Transport Action\*  
Claudio Brun del Re, on behalf of Ottawa U\*  
Dave Donaldson, on behalf of Ottawa Chamber of Commerce\*  
Angela Keller-Herzog\*

Following the delegations, Committee of the Whole asked questions on both the presentation and the staff report and then considered a motion of referral (see Motion No. 46/3 below.)

**REPORT**

## **DEPUTY CITY MANAGER, PLANNING AND INFRASTRUCTURE**

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| <p>1. DESIGN, BUILD, FINANCE AND MAINTENANCE OF OTTAWA'S LIGHT RAIL TRANSIT (OLRT) PROJECT</p> |
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### **REPORT RECOMMENDATIONS**

#### **That Council:**

- 1. Receive the results of the Request for Proposals (RFP) process, as described in this report, and as overseen by a Fairness Commissioner, to design, build, finance and maintain the Ottawa Light Rail Transit Project (OLRT) and to build and finance the Highway 417 widening project, and approve the selection of Rideau Transit Group as the Preferred Proponent to design, build, finance and maintain the OLRT project, and to build and finance the Highway 417 widening project including the undertaking of certain related civic works in the manner described in this report.**
  
- 2. Approve the budgets and funding sources for the projects as follows:**
  - a. The \$2.130B OLRT project budget and funding sources as outlined in this report;**
  - b. The project budgets and funding sources for the associated works as outlined in this report and as follows:**
    - i. Highway 417 widening (\$226 million);**
    - ii. OLRT transition (\$63 million); and**
    - iii. Project contingency (\$100 million).**
  - c. The City's payment obligations under the Project Agreement, both during the construction term and the maintenance and service term, as described in this report;**
  - d. The delegation of authority to the City Treasurer to take any further steps and carry out any further acts as may be necessary to give effect to the approved budgets and funding sources for the OLRT project, the Highway 417 widening, the OLRT transition and the project contingency, subject to the terms and conditions described in this report;**
  - e. The delegation of authority to the City Manager to negotiate and to the Mayor the authority to execute and deliver any further amendments to the Federal and Provincial OLRT Contribution Agreements and**

**Infrastructure Ontario Memorandum of Understanding on and subject to, the terms and conditions described in this report and the report approved by City Council on July 14, 2011 entitled “Implementation of the Ottawa Light Rail Transit (OLRT) Project” (Ref N°ACS2011-ICS-RIO-0002); and to take any further steps and carry out any further acts as may be necessary to give effect to the foregoing, subject to the terms and conditions described in this report.**

- 3. Delegate to the City Manager the authority to negotiate, approve, execute, deliver, amend and extend the Project Agreement and associated ancillary agreements for the OLRT project, the Highway 417 widening project and specific related civic works on and subject to the terms and conditions described in this report.**
- 4. Approve the land acquisitions for the OLRT and related projects as follows:**
  - a. The negotiated agreements, listed in Appendix 2, and as described in this report as follows:**
    - i. The Memorandum of Understanding with the National Capital Commission (NCC) including approving the deposit of \$24.5 million in escrow to the NCC, pending finalization of a land transfer agreement with the NCC;**
    - ii. The Hydro Agency Agreement with Hydro Ottawa Limited;**
    - iii. The Memorandum of Understanding with the University of Ottawa, including the declaration of the lands outlined in the MOU as surplus to the City’s needs;**
    - iv. Approve the continuation of negotiating a Memorandum of Understanding with VIA Rail Canada Inc. (“VIA MOU”) on the basis of what is described in this report; and**
  - b. The delegation of authority to the Deputy City Manager, Planning and Infrastructure, to negotiate, approve, execute, deliver, amend and extend the Memorandum of Understanding with the NCC, and any documents, agreements or instruments resulting therefrom, including a land transfer agreement with the NCC and each of following: the Hydro Agency Agreement with Hydro Ottawa Limited, the Memorandum of Understanding with the University of Ottawa, the Memorandum of Understanding with**

- Public Works and Government Services Canada, the Memorandum of Understanding with Parks Canada, and the Memorandum of Understanding with VIA Rail Canada, and any documents, agreements or instruments resulting therefrom on and subject to the terms and conditions described in this report;**
- c. The delegation of authority to the Deputy City Manager, Planning and Infrastructure, to complete and execute the agreements required for station integrations, within the project's budget authority and subject to the terms and conditions described in this report;**
  - d. The expropriations as follows and in accordance with any related legislation:
    - i. The enactment of a by-law authorizing the making of an application to expropriate certain lands as set out in Schedule 1 of this report;**
    - ii. The enactment of a by-law to authorize the expropriation of certain lands for which expropriation proceedings were commenced in June of 2012, as set out in Schedule 2 of this report.****
- 5. The delegation of authority to the Deputy City Manager, Planning and Infrastructure, to negotiate, approve, execute, deliver, amend and extend the Utility Works Infrastructure Letter of Agreement with Hydro Ottawa Limited, subject to the terms described in this report.**
  - 6. Approve the re-naming of the OLRT project as the "Confederation Line" as described in this report.**
  - 7. Direct staff to prepare the By-Law and Official Plan amendments required for the Ottawa Light Rail Project as described in this report and in accordance with legislation.**
  - 8. Approve the amendments to the City's noise by-law (by-law number 2004-253), as outlined in schedule 3.**

**MOTION NO. 46/3**

Moved by Councillor T. Tierney  
Seconded by Councillor B. Monette

**That the report from the Deputy City Manager, Planning and Infrastructure entitled “Design, Build, Finance and Maintenance of Ottawa’s Light Rail Transit (OLRT) Project” and dated 4 December 2012, be referred to Council at its meeting of 19 December 2012 for consideration and approval.**

REFERRAL CARRIED

Item 1 of the City Council Agenda, Report from the Deputy City Manager, Planning and Infrastructure, entitled “Design, Build, Finance and Maintenance of Ottawa’s Light Rail Transit (OLRT) Project” was REFERRED by Motion No. 46/3.

**MOTION TO RISE**

**MOTION NO. 46/4**

Moved by Councillor T. Tierney  
Seconded by Councillor B. Monette

**That the Committee of the Whole rise and resume in Council.**

CARRIED

**ADJOURNMENT**

Council adjourned the meeting at 4:10 p.m.

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CLERK

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MAYOR