



## **REPORT FOR ACTION WITH CONFIDENTIAL ATTACHMENTS**

### **Appointment of Public Members to the Toronto Local Appeal Body**

**Date:** November 15, 2018

**To:** Local Appeal Body Nominating Panel

**From:** City Clerk

**Wards:** All

#### **REASON FOR CONFIDENTIAL INFORMATION**

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This report deals with personal matters about identifiable individuals who are being considered for appointment to the Toronto Local Appeal Body.

#### **SUMMARY**

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The Local Appeal Body Nominating Panel will conduct interviews and recommend four candidates to City Council for appointment to the Toronto Local Appeal Body.

#### **RECOMMENDATIONS**

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The City Clerk recommends that:

1. The Local Appeal Body Nominating Panel recommend four candidates for appointment to the Toronto Local Appeal Body for a term of office ending on December 13, 2022, and until successors are appointed.
2. City Council direct that the confidential information contained in Confidential Attachments 1 - 3 remain confidential in its entirety as it relates to personal matters about identifiable individuals being considered for appointment to the Toronto Local Appeal Body.

#### **FINANCIAL IMPACT**

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There are no financial implications arising from this report.

## DECISION HISTORY

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At its meeting held November 7, 2018, the Local Appeal Body Nominating Panel selected twelve candidates for interview at its November 23, 2018 meeting:  
<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2018.XV9.1>.

At its meeting held July 23 - 30, 2018, City Council approved an increase in the Toronto Local Appeal Body composition from seven to ten members including the Chair, as well as an amendment to the terms of reference for the Toronto Local Appeal Body to provide for a Vice Chair:  
<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2018.EX36.10>.

## COMMENTS

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### **Composition of the Toronto Local Appeal Body**

The Toronto Local Appeal Body (TLAB) consists of ten public members, including one as Chair and one as Vice Chair.

### **There are four vacancies on TLAB**

In July 2018, City Council approved an increase in the TLAB composition from seven to ten members, including the Chair. These three new positions have not yet been filled by City Council.

In addition, there is a fourth position for Council to consider due to the resignation of Laurie McPherson which will take effect on November 30, 2018.

### **Public members should meet certain qualifications**

Members should collectively bring the following skills and expertise to the committee:

- Experience in adjudication and mediation;
- Knowledge and experience with land use planning and planning law;
- Excellent listening skills and ability to analyze complex evidence;
- Sound judgement, tact, fairness and decorum;
- Ability to write clearly and concisely;
- Demonstrated high ethical standards and integrity;
- Ability to work under pressure to ensure timely hearing decisions; and
- Respect for access to justice, diversity and accommodation.

### **Members must satisfy certain eligibility requirements**

In addition to the general eligibility requirements set out in the Public Appointments Policy, members of the Toronto Local Appeal body must meet these criteria:

- Cannot be a member of Toronto's Committee of Adjustment, a land division committee, or planning advisory committee member;
- Former Members of Council who served in the immediately preceding term of Council are ineligible for appointment; and
- Members cannot act as agents for applicants before the Committee of Adjustment, Toronto Local Appeal Body and other City administrative tribunals and would be required to resign from the TLAB before doing so.

### **Members receive remuneration**

Members of the Toronto Local Appeal Body receive:

- \$500 per diem for full day hearing or mediation
- \$250 for a ½ day hearing or mediation
- \$200 for a written decision
- \$200 for attendance at a business meeting

In addition to receiving the remuneration for a member, the Chair shall receive \$60,000 annually and the Vice Chair \$15,000 annually.

### **Public members serve four year terms and until successors are appointed**

The successful candidates will be appointed for a term of office until December 13, 2022, continuing to serve until a successor is appointed.

### **Public release of names of recommended candidates**

The name of the recommended candidates will be publicly reported once the Local Appeal Body Nominating Panel forwards its recommendations to City Council.

## **CONTACT**

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## **SIGNATURE**

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Ulli S. Watkiss  
City Clerk

## **ATTACHMENTS**

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Confidential Attachment 1 – List of candidates, qualifications, confidential diversity information summary, and applications for appointment to the Toronto Local Appeal Body (previously distributed with Item XV9.1)

Confidential Attachment 2 - Interview questions for November 23, 2018

Confidential Attachment 3 - Interview schedule for November 23, 2018