

Council Minutes

14th Meeting of City Council
August 29, 2023, 1:00 PM

Present: Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, S. Hillier

Also Present: L. Livingstone, A. Barbon, M. Butlin, S. Corman, K. Dickins, D. Escobar, M. Hepditch, O. Katolyk, P. Ladouceur, S. Mathers, H. McNeely, D. Purdy, R. Sanderson, K. Scherr, M. Schulthess, C. Smith

Remote attendance: B. Baar, B. Card, C. Cooper, J. Raycroft

The meeting is called to order at 1:07 PM; it being noted that Councillors P. Van Meerbergen and S. Hillier were in remote attendance.

1. Disclosures of Pecuniary Interest

That it BE NOTED that Councillor A. Hopkins disclosed a pecuniary interest with respect to Item 3 of the 12th Report of the Council, In Closed Session, having to do with an agreement related to the property located at 869 Commissioners Road West, by indicating that she owns property in close proximity to the location.

2. Recognitions

2.1 His Worship the Mayor Recognizes the 2023 Queen Elizabeth Scholarship Recipients

Angelina Lam, London Central Secondary School with a 99.33% average
Amaris Peng, Sir Frederick Banting Secondary School with a 99.17% average

3. Review of Confidential Matters to be Considered in Public

None.

4. Council, In Closed Session

Motion made by: S. Franke

Seconded by: A. Hopkins

That Council rise and go into Council, In Closed Session, for the purpose of considering the following:

4.1 Land Acquisition / Solicitor-Client Privileged Advice / Position, Plan, Procedure, Criteria or Instruction to be Applied to Any Negotiations

A matter pertaining to the proposed or pending acquisition of land by the municipality, including communications necessary for that purpose; advice that is subject to solicitor-client privilege; commercial and financial information, that belongs to the municipality and has monetary value or potential monetary value and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality.
(6.1/15/CSC)

4.2 Land Acquisition / Solicitor-Client Privileged Advice / Position, Plan, Procedure, Criteria or Instruction to be Applied to Any Negotiations

A matter pertaining to the proposed or pending acquisition of land by the municipality, including communications necessary for that purpose; advice that is subject to solicitor-client privilege; commercial and financial information, that belongs to the municipality and has monetary value or potential monetary value and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality. (6.2/15/CSC)

4.3 Land Acquisition/Disposition / Solicitor-Client Privileged Advice / Position, Plan, Procedure, Criteria or Instruction to be Applied to Any Negotiations

A matter pertaining to the proposed or pending lease of land by the municipality, including communications necessary for that purpose; advice that is subject to solicitor-client privilege; commercial and financial information, that belongs to the municipality and has monetary value or potential monetary value and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality. (6.3/15/CSC)

4.4 Land Disposition / Solicitor-Client Privileged Advice / Position, Plan, Procedure, Criteria or Instruction to be Applied to Any Negotiations

A matter pertaining to the proposed or pending disposition of land by the municipality, including communications necessary for that purpose; advice that is subject to solicitor-client privilege; commercial and financial information, that belongs to the municipality and has monetary value or potential monetary value and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality. (6.4/15/CSC)

4.5 Land Disposition / Solicitor-Client Privileged Advice / Position, Plan, Procedure, Criteria or Instruction to be Applied to Any Negotiations

A matter pertaining to the proposed or pending disposition of land by the municipality, including communications necessary for that purpose; advice that is subject to solicitor-client privilege; commercial and financial information, that belongs to the municipality and has monetary value or potential monetary value and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality. (6.5/15/CSC)

4.6 Land Disposition / Solicitor-Client Privileged Advice / Position, Plan, Procedure, Criteria or Instruction to be Applied to Any Negotiations

A matter pertaining to the proposed or pending disposition of land by the municipality, including communications necessary for that purpose; advice that is subject to solicitor-client privilege; commercial and financial information, that belongs to the municipality and has monetary value or potential monetary value and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality. (6.6/15/CSC)

4.7 Land Disposition / Solicitor-Client Privileged Advice / Position, Plan, Procedure, Criteria or Instruction to be Applied to Any Negotiations

A matter pertaining to the proposed or pending disposition of land by the municipality, including communications necessary for that purpose; advice that is subject to solicitor-client privilege; commercial and financial information, that belongs to the municipality and has monetary value or potential monetary value and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality. (6.7/15/CSC)

4.8 Land Disposition / Solicitor-Client Privileged Advice / Position, Plan, Procedure, Criteria or Instruction to be Applied to Any Negotiations

A matter pertaining to the proposed or pending disposition of land by the municipality, including communications necessary for that purpose; advice that is subject to solicitor-client privilege; commercial and financial information, that belongs to the municipality and has monetary value or potential monetary value and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality. (6.8/15/CSC)

4.9 Land Disposition / Solicitor-Client Privileged Advice / Position, Plan, Procedure, Criteria or Instruction to be Applied to Any Negotiations

A matter pertaining to the proposed or pending disposition of land by the municipality, including communications necessary for that purpose; advice that is subject to solicitor-client privilege; commercial and financial information, that belongs to the municipality and has monetary value or potential monetary value and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality. (6.9/15/CSC)

4.10 Land Acquisition / Solicitor-Client Privileged Advice / Position, Plan, Procedure, Criteria or Instruction to be Applied to Any Negotiations

A matter pertaining to the proposed or pending disposition of land by the municipality, including communications necessary for that purpose; advice that is subject to solicitor-client privilege; commercial and financial information, that belongs to the municipality and has monetary value or potential monetary value and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality. (6.10/15/CSC)

4.11 Personal Matters / Identifiable Individual

A matter pertaining to an identifiable individual; employment-related matters; advice or recommendations of officers and employees of the Corporation, including communications necessary for that purpose and for the purpose of providing instructions and directions to officers and employees of the Corporation. (6.1/21/SPPC)

4.12 Solicitor/Client Advice

Advice that is subject to solicitor-client privilege, as it relates to the Health and Homelessness Whole of Community System Response and future operation of the Hubs. (6.2/21/SPPC)

4.13 (ADDED) Solicitor-Client Privileged Advice / Position, Plan, Procedure, Criteria or Instruction to be Applied to Any Negotiations

A matter pertaining to advice that is subject to solicitor-client privilege; including communications necessary for that purpose, and for the purpose of providing instructions and directions to officers and employees of the Corporation; information explicitly supplied in confidence to the municipality by Canada Mortgage and Housing Corporation pursuant to subsection 239(2)(h) of the Municipal Act, 2001; and the subject matter being considered is a position, plan, procedure, criteria or instructions to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality pursuant to subsection 239(2)(k) of the Municipal Act. (2.4/2/CPSC)

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelosa, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

The Council convenes in closed session at 1:19 PM and reconvenes in public session at 1:40 PM.

5. Confirmation and Signing of the Minutes of the Previous Meeting(s)

5.1 13th Meeting Held on July 25, 2023

Motion made by: P. Cuddy
Seconded by: H. McAlister

That the Minutes of the 13th Meeting held on July 25, 2023, BE APPROVED.

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

6. Communications and Petitions

Motion made by: E. Pelozza
Seconded by: D. Ferreira

That the communications, with respect to the following, BE RECEIVED and BE REFERRED as noted on the Council Added Agenda:

6.1 Fireworks By-law Options

6.2 Springbank Park Recreational Dam

6.3 8th Report of the Environmental Stewardship and Action Advisory Committee

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

7. Motions of Which Notice is Given

7.1 Designate Rail Safety Week - September 18-24, 2023

Motion made by: A. Hopkins
Seconded by: E. Pelozza

That pursuant to section 11.3 of the Council Procedure By-law, leave be given for the introduction of a notice of motion to consider a time sensitive request for the Municipal Council to proclaim September 18 – 24, 2023 as Rail Safety Week.

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

Motion made by: A. Hopkins
Seconded by: E. Pelozza

That in support of ongoing efforts to raise awareness, save lives and prevent injuries in our community, September 18 – 24, 2023 BE PROCLAIMED as Rail Safety Week in the City of London.

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

7.2 Housing Accelerator Fund

At 1:47 PM, His Worship Mayor J. Morgan places Councillor S. Lewis in the Chair.

At 2:14 PM, His Worship Mayor J. Morgan resumes the Chair.

Motion made by: C. Rahman

Seconded by: A. Hopkins

That pursuant to section 11.3 of the Council Procedure By-law, leave BE GIVEN for the introduction of a notice of motion to consider a City-initiated zoning by-law amendment that would permit as of right, building permits for up to 4 residential units.

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

Motion made by: Mayor J. Morgan

Seconded by: S. Lehman

That the following actions be taken with respect to the Housing Accelerator Fund application:

a) the Civic Administration BE DIRECTED to prepare a zoning by-law amendment that would permit as of right building permits for up to 4 residential units wherever a zone permits singles, semis, or street townhomes, for consideration by Council as soon as permitted by the statutory requirements of The Planning Act; and

b) the Civic Administration BE DIRECTED at their earliest opportunity, to review and prepare a strategic assessment for Council, of specific neighbourhoods where as of right building permits for more than 5 residential units may be appropriate within the existing framework of neighbourhood development.

Motion made by: S. Lehman

Seconded by: Mayor J. Morgan

Motion that part b) BE REFERRED to the Planning and Environment Committee for consideration:

b) the Civic Administration BE DIRECTED at their earliest opportunity, to review and prepare a strategic assessment for Council, of specific neighbourhoods where as of right building permits for 5 or more residential units may be appropriate within the existing framework of neighbourhood development.

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

Motion made by: Mayor J. Morgan

Seconded by: S. Lehman

Motion that part a), BE APPROVED:

That the following actions be taken with respect to the Housing Accelerator Fund application:

a) the Civic Administration BE DIRECTED to prepare a zoning by-law amendment that would permit as of right building permits for up to 4 residential units wherever a zone permits singles, semis, or street townhomes, for consideration by Council as soon as permitted by the statutory requirements of The Planning Act; and

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

8. Reports

8.1 13th Report of the Planning and Environment Committee

At 2:16 PM, Councillor S. Stevenson leaves the meeting.

Motion made by: S. Lehman

That the 13th Report of the Planning and Environment Committee BE APPROVED.

Yeas: (14): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Absent: (1): S. Stevenson

Motion Passed (14 to 0)

1. Disclosures of Pecuniary Interest

Motion made by: S. Lehman

That it BE NOTED that no pecuniary interests were disclosed.

Motion Passed

2. (2.1) 8th Report of the Ecological Community Advisory Committee

Motion made by: S. Lehman

That the following actions be taken with respect to the 8th Report of the Ecological Community Advisory Committee:

a) the Ecological Community Advisory Committee Working Group comments on the Environmental Impact Statement relating to the property located at 952 Southdale Road West E FORWARDED to the Civic Administration for review and consideration; and,

b) clauses .11, 3.1, 3.2, 4.1, 5.1 to 5.6, inclusive BE RECEIVED for information.

Motion Passed

3. (2.3) Designation Pursuant to Part IV, Ontario Heritage Act - 1350 Wharncliffe Road South

Motion made by: S. Lehman

That, on the recommendation of the Director, Planning and Development, the following actions be taken with respect to the designation of the property located at 1350 Wharncliffe Road South:

a) Notice BE GIVEN under the provisions of Section 29(3) of the Ontario Heritage Act, R.S.O 1990, c. O. 18, of Municipal Council's intention to designate the property to be of cultural heritage value or interest for the reasons outlined in Appendix C of this report; and,

b) should no objections to Municipal Council's notice of intention to designate be received, a by-law to designate the property at 1350 Wharncliffe Road South to be of cultural heritage value or interest for the reasons outlined in Appendix C of the staff report dated August 14, 2023 BE INTRODUCED at a future meeting of Municipal Council within 90 days of the end of the objection period;

it being noted that should an objection to Municipal Council's notice of intention to designate be received, a subsequent staff report will be prepared;

it being further noted that should an appeal to the passage of the by-law be received, the City Clerk will refer the appeal to the Ontario Land Tribunal; and,

it being also noted that the Planning and Environment Committee received a communication dated July 28, 2023, from M. Davis, Siv-ik Planning / Design, with respect to this matter;

it being acknowledged that any and all oral and written submissions from the public, related to this application have been, on balance, taken into consideration by Council as part of its deliberations and final decision regarding these matters. (2023-R01)

Motion Passed

4. (2.4) Heritage Alteration Permit Application - 134 Wortley Road - Wortley Village-Old South Heritage Conservation District

Motion made by: S. Lehman

That, on the recommendation of the Director, Planning and Development, the application under Section 42, Ontario Heritage Act, seeking to recognize the demolition of the former building and approval for a proposed new building on the heritage designated property located at 134 Wortley Road, within the Wortley Village Old South Heritage Conservation District, BE PERMITTED subject to the following terms and conditions:

a) prior to the submission of the Building Permit application, the following details be provided to the Heritage Planner for approval:

i) storefront panelling details;

ii) storefront windows, including transom with simulated divided lights; and,

iii) upper windows, including simulated divided lights;

b) the exterior of the building, including its detailing, have a painted finish;

- c) consideration be given to using permeable pavers for the parking areas;
- d) the Heritage Planner be circulated on the Building Permit application to verify compliance with this Heritage Alteration Permit prior to issuance of the Building Permit; and,
- e) the Heritage Alteration Permit be displayed in a location visible from the street until the work is completed;

it being acknowledged that any and all oral and written submissions from the public, related to this application have been, on balance, taken into consideration by Council as part of its deliberations and final decision regarding these matters. (2023-R01)

Motion Passed

5. (2.2) Heritage Alteration Permit Application - 520 Ontario Street - Old East Conservation District

Motion made by: S. Lehman

That, on the recommendation of the Director, Planning and Development, the application made under Section 42 of the Ontario Heritage Act to erect a new house on the property located at 520 Ontario Street, within the Old East Heritage Conservation District, BE PERMITTED as proposed in the drawings appended to the staff report dated August 14, 2023 as Appendix C, subject to the following terms and conditions:

- a) all elevations of the exterior of the house be clad in horizontal vinyl siding with the exception of shake-style fibre cement board cladding in the gables and around the front doorway;
- b) the Heritage Planner be circulated on the applicant's Building Permit application drawings to verify compliance with the submitted design prior to issuance of the Building Permit;
- c) all exposed wood, including but not limited to the wood porch railing/guard, wood exterior stairs, and wood porch skirt, be painted;
- d) the property owner be encouraged to use colours from the Old East Heritage Conservation District palette (Appendix D);
- e) the property owner be encouraged to use landscaping at the front of the property to minimize the visibility of the height of the basement level; and,
- f) the Heritage Alteration Permit be displayed in a location visible from the street until the work is completed;

it being noted that the Planning and Environment Committee received a verbal delegation from U. Hecht, with respect to this matter;

it being acknowledged that any and all oral and written submissions from the public, related to this application have been, on balance, taken into consideration by Council as part of its deliberations and final decision regarding these matters. (2023-R01)

Motion Passed

6. (3.1) Demolition Request for Heritage Property - 763-769 Dundas Street

Motion made by: S. Lehman

That, on the recommendation of the Director, Planning and Development, the following actions be taken with respect to the demolition request for the building on the heritage listed property located at 763-769 Dundas Street:

- a) the Chief Building Official BE ADVISED that Municipal Council consents to the demolition of the building on the property;
- b) the property located at 763-769 Dundas Street BE REMOVED from the Register of Cultural Heritage Resources; and,
- c) the property owner BE ENCOURAGED to commemorate the history of the property in a future development;

it being pointed out that the following individuals made verbal presentations at the public participation meeting held in conjunction with this matter:

- H. Garrett, Zelinka Priamo Ltd.;
- Q. Lang, Vice Chair, Cross Cultural Learner Centre Board of Directors; and,
- V. Marochko, Executive Director, Cross Cultural Learner Centre;

it being acknowledged that any and all oral and written submissions from the public, related to this application have been, on balance, taken into consideration by Council as part of its deliberations and final decision regarding these matters. (2023-R01)

Motion Passed

7. (3.2) Demolition Request and Alteration Permit for Heritage Property - 320 King Street

Motion made by: S. Lehman

That, on the recommendation of the Director, Planning and Development, the application made under Section 42 of the Ontario Heritage Act seeking approval to demolish the existing parking garage and erect a new high-rise building on the subject property located at 320 King Street, within the Downtown Heritage Conservation District, BE PERMITTED as proposed and described herein and shown in drawings appended to the staff report dated August 14, 2023 as Appendix D, subject to the following terms and conditions:

- a) Design Modifications be implemented if and as appropriate to accommodate any measures required to mitigate potential telecommunications signal interference;
- b) a vibration monitoring strategy be prepared and undertaken during demolition and construction activities to assess and mitigate potential vibration impacts on adjacent cultural heritage resources;
- c) the Heritage Planner be circulated on the applicant's Building Permit application drawings to verify compliance with this Heritage Alteration Permit prior to issuance of the Building Permit; and,
- d) the Heritage Alteration Permit be displayed in a location visible from the street until the work is completed;

it being pointed out that the following individual made a verbal presentation at the public participation meeting held in conjunction with this matter:

- T. Whitney, Zelinka Priamo Ltd.;

it being acknowledged that any and all oral and written submissions from the public, related to this application have been, on balance, taken into consideration by Council as part of its deliberations and final decision regarding these matters. (2023-R01)

Motion Passed

8. (3.3) Vacant Land Condominium - 1875 Dalmagarry Road (39CD-23503)

Motion made by: S. Lehman

That, on the recommendation of the Director, Planning and Development, based on the application by Hyde Park Ventures Inc., relating to the property located at 1875 Dalmagarry Road, the Approval Authority BE ADVISED that the following issue was raised at the public participation meeting with respect to the vacant land condominium application:

- a) the provision of short-term public bicycle parking in the development;

it being pointed out that the following individuals made verbal presentations at the public participation meeting held in conjunction with this matter:

- A. Soufan, York Developments; and,
- S. Allen, MHBC;

it being further noted that the Municipal Council approves this application for the following reasons:

- the purpose and effect of the meeting is to report to the Approval Authority any issues or concerns raised at the public meeting with respect to the application for Draft Plan of Vacant Land Condominium and application for Site Plan Approval;
- the subject development block is of a size and shape suitable to accommodate the Draft Plan of Vacant Land Condominium; and,
- the proposed use, form, and intensity are considered appropriate and compatible with existing residential development in the surrounding neighbourhood;

it being acknowledged that any and all oral and written submissions from the public, related to this application have been, on balance, taken into consideration by Council as part of its deliberations and final decision regarding these matters. (2023-D07)

Motion Passed

9. (3.4) 341 Southdale Road East (Z-9626) (Relates to Bill No. 323)

Motion made by: S. Lehman

That, on the recommendation of the Director, Planning and Development, based on the application by Sam Singh, relating to the property located at 341 Southdale Road East, the proposed by-law appended to the staff report dated August 14, 2023 as Appendix "A" BE INTRODUCED at the Municipal Council meeting

to be held on August 29, 2023 to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan for the City of London, 2016), to change the zoning of the subject property FROM a Residential R3 (R3-3) Zone TO a Holding Residential R5 Special Provision (h-()*h-()*h-()*h-18*R5-6()) Zone;

it being pointed out that the following individual made a verbal presentation at the public participation meeting held in conjunction with this matter:

- A. Richards, Zelinka Priamo Ltd.;

it being further noted that the Municipal Council approves this application for the following reasons:

- the recommended amendment is consistent with the Provincial Policy Statement 2020;
- the recommended amendment conforms to the Southwest Area Secondary Plan;
- the recommended amendment conforms to The London Plan, including, but not limited to the Neighbourhoods Place Type and Key Directions; and,
- the recommended amendment facilitates the development of an underutilized site within the Built Area Boundary and Primary Transit Area with an appropriate form of infill development that provides choice and diversity in housing options;

it being acknowledged that any and all oral and written submissions from the public, related to this application have been, on balance, taken into consideration by Council as part of its deliberations and final decision regarding these matters.(2023-D04)

Motion Passed

10. (3.5) 2550 Sheffield Boulevard (Z-9420) (Relates to Bill No. 324)

Motion made by: S. Lehman

That, on the recommendation of the Director, Planning and Development, the following actions be taken with respect to the application by Sifton Properties Limited, relating to a portion of the lands located at 2550 Sheffield Boulevard:

- a) the proposed by-law appended to the staff report dated August 14, 2023 as Appendix "A" BE INTRODUCED at the Municipal Council meeting to be held on August 29, 2023 to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan for the City of London, 2016), to change the zoning of the subject lands FROM a Holding Business District Commercial BDC2 Special Provision / Office OF5 / Residential R8 Special Provision (h•h-54•h-100•h-128•BDC2(5)/OF5/R8-4(17)) Zone TO a Residential R5 Special Provision (R5-7()) Zone; and,
- b) the Civic Administration BE DIRECTED to review short-term public bicycle parking in the development;

it being pointed out that the following individuals made verbal presentations at the public participation meeting held in conjunction with this matter:

- A. Haasen, Sifton Properties Limited; and,
- N. Davis;

it being further noted that the Municipal Council approves this application for the following reasons:

- the recommended zoning by-law amendment is consistent with the Provincial Policy Statement (PPS 2020);
- the recommended zoning conforms to The London Plan, including, but not limited to the Neighbourhoods Place Type, Our Strategy, City Building and Design, Our Tools, and all other applicable London Plan policies; and,
- the recommended zoning will permit cluster townhouse dwellings as a permitted use which is appropriate and compatible with existing and future planned development in the area;

it being acknowledged that any and all oral and written submissions from the public, related to this application have been, on balance, taken into consideration by Council as part of its deliberations and final decision regarding these matters. (2023-D04)

Motion Passed

11. (4.1) Facilitation of London as a Bird Friendly City by Nature Canada

Motion made by: S. Lehman

Whereas bird populations in North America are declining at alarming rates due to human factors that require urgent corrective actions to address;

Whereas the City of London and its surrounding region are home to many species of birds that migrate through or occur here throughout the year;

Whereas the City of London, through its programs, policies and operations, aims to protect the Natural Heritage System and to conserve birds and biodiversity wherever possible;

Whereas Nature Canada has developed a certification standard to certify eligible municipalities as a “Bird Friendly City” that recognizes and celebrates their contributions to saving bird lives within their jurisdictions; and,

Whereas the City of London’s existing “High-level” Bird Friendly City certification reflects the ecological, economic and cultural significance of birds to Londoners;

Be it resolved that the City of London supports efforts by the London Bird Team to pursue London’s re-certification as a Bird Friendly City;

it being noted that the Planning and Environment Committee received a communication from B. Samuels, Bird Friendly City London, ON, with respect to this matter.

Motion Passed

12. (5.1) 9th Report of the Community Advisory Committee on Planning

Motion made by: S. Lehman

That the following actions be taken with respect to the 9th Report of the Community Advisory Committee on Planning, from its meeting held on August 9, 2023:

- a) the revised Working Group comments appended to the Community Advisory Committee on Planning Report, with respect to the property located at 50 King Street and 399 Ridout Street

North, BE FORWARD to S. Wise, Senior Planner, for consideration to be included in the staff report going to the Planning and Environment Committee August 14, 2023; it being noted that Community Advisory Committee on Planning would encourage public access through the corridors connected between the proposed towers and jail and courthouse; and,

b) clauses 1.1, 3.1, 3.2 and 3.3, 4.1, 5.1 to 5.6, inclusive, BE APPROVED.

Motion Passed

8.2 15th Report of the Corporate Services Committee

At 2:17 PM, Councillor S. Stevenson returns to the meeting.

Motion made by: S. Lewis

That the 15th Report of the Corporate Services Committee BE APPROVED.

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

1. Disclosures of Pecuniary Interest

Motion made by: S. Lewis

That it BE NOTED that no pecuniary interests were disclosed.

Motion Passed

2. (2.1) Council Policy Review - Flags at City Hall and Illumination of City of London Buildings and Amenities

Motion made by: S. Lewis

That the following actions be taken with respect to the Flags at City Hall and Illumination of City of London Building and Amenities Policies:

a) the City Clerk BE DIRECTED to bring forward to a future meeting of the Corporate Services Committee the necessary by-law to enact the proposed changes to the Flags at City Hall Policy, as appended to the staff report dated August 14, 2023, as Appendix A;

b) the City Clerk BE DIRECTED to bring forward to a future meeting of the Corporate Service Committee the necessary by-law to enact the proposed changes to the Illumination of City of London Buildings and Amenities Policy, including the addition of national Pride month; and

c) the report dated August 14, 2023, with respect to this matter, BE RECEIVED;

it being noted that the policy changes noted above are outlined in this report.

Motion Passed

3. (4.1) Application - Issuance of Proclamation - Orange Shirt Day/National Day for Truth and Reconciliation

Motion made by: S. Lewis

That based on the application dated July 14, 2023 from the City of London Indigenous Employee Resource Group, September 30, 2023 BE PROCLAIMED Orange Shirt Day/National Day for Truth and Reconciliation.

Motion Passed

4. (4.2) Application - Issuance of Proclamation - National Children's Grief Awareness Day

Motion made by: S. Lewis

That Items 4.2, Application for National Children's Grief Awareness Day, and 4.3, Application for Child Care Worker and Early Childhood Educator Appreciation Day, BE RECEIVED and the City Clerk BE REQUESTED to follow up with applicants for clarification for a specific London connection and reapplication.

Motion Passed

5. (4.3) Application - Issuance of Proclamation - 23rd Annual Child Care Worker and Early Childhood Educator Appreciation Day

Motion made by: S. Lewis

That Items 4.2, Application for National Children's Grief Awareness Day, and 4.3, Application for Child Care Worker and Early Childhood Educator Appreciation Day, BE RECEIVED and the City Clerk BE REQUESTED to follow up with applicants for clarification for a specific London connection and reapplication.

Motion Passed

- 8.3 13th Report of the Community and Protective Services Committee

Motion made by: E. Pelosa

That the 13th Report of the Community Protective Services Committee BE APPROVED, excluding Item 4 (3.1)

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelosa, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

Motion made by: S. Stevenson

Seconded by: P. Cuddy

That pursuant to section 9.6 of the Council Procedure By-law, Councillor S. Stevenson be permitted to speak an additional 5 minutes with respect to this matter.

Yeas: (9): Mayor J. Morgan, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, C. Rahman, P. Van Meerbergen, D. Ferreira, and S. Hillier

Nays: (6): H. McAlister, S. Trosow, S. Lehman, A. Hopkins, S. Franke, and E. Pelozo

Motion Passed (9 to 6)

1. Disclosures of Pecuniary Interest

Motion made by: E. Pelozo

That it BE NOTED that no pecuniary interests were disclosed.

Motion Passed

2. (2.1) 8th Report of the Animal Welfare Community Advisory Committee

Motion made by: E. Pelozo

That the 8th Report of the Animal Welfare Community Advisory Committee, from its meeting held on August 3, 2023, BE RECEIVED.

Motion Passed

3. (2.2) Winter Response Program Outcome Report Year-over-Year Comparison

Motion made by: E. Pelozo

That, on the recommendation of the Deputy City Manager, Social and Health Development, the staff report, dated August 15, 2023, with respect to the Winter Response Program Outcome Year-Over-Year Comparison, BE RECEIVED. (2023-S08)

Motion Passed

5. (4.1) Inter Faith Homes (London) Transition Strategy: Appointment of London-Middlesex Community Housing (Relates to Bill No. 305)

Motion made by: E. Pelozo

That, on the recommendation of the Deputy City Manager, Planning and Economic Development, the following actions be taken with respect to the staff report, dated August 15, 2023, related to the Inter Faith Homes (London) Transition Strategy and the Appointment of London-Middlesex Community Housing:

a) the proposed by-law, as appended to the above-noted staff report, BE INTRODUCED at the Municipal Council meeting to be held on August 29, 2023, to:

i) delegate the Deputy City Manager, Planning and Economic Development, or their written designate, the authority to perform all of the duties and exercise all of the powers of The Corporation of the City of London as service manager under the Housing Services Act, 2011, with respect to designated housing projects and

transferred housing programs in accordance with the Housing Services Act, 2011, and policies and directives issued by the Minister of Municipal Affairs and Housing applicable to service managers under the Housing Services Act, 2011; and,

ii) delegate the Deputy City Manager, Planning and Economic Development, or their written designate, the authority to approve and execute agreements necessary to carry out the authority to perform all of the duties and exercise all of the powers of the City as service manager under the Act with respect to designated housing projects and transferred housing programs; it being noted that this delegation of authority does not include the authority to approve exit agreements and services agreements under the *Housing Services Act, 2011*;

b) the Deputy City Manager, Planning and Economic Development, or their written designate, BE AUTHORIZED, by Council, as Service Manager, to:

i) exercise any of the remedies available to the service manager under the *Housing Services Act, 2011* in connection with the resignation of the board of directors for Inter Faith Homes (London) or a triggering event under the *Housing Services Act, 2011*;

ii) approve and execute any agreements required to exercise any of the remedies available to the service manager under the *Housing Services Act, 2011* in connection with the resignation of the board of directors for Inter Faith Homes (London) or a triggering event under the *Housing Services Act, 2011*; and,

iii) authorize the appointment of City staff to act as an interim Board of Directors for Inter Faith Homes (London); and,

c) the Deputy City Manager, Planning and Economic Development, or their written designate, BE AUTHORIZED to undertake all the administrative acts that are required under the *Housing Services Act, 2011* in connection with the Inter Faith Homes (London) Transition Strategy. (2023-S14)

Motion Passed

4. (3.1) Fireworks By-law Options

Motion made by: E. Pelosa

That the following actions be taken with respect to Fireworks By-law Options:

a) the Civic Administration BE DIRECTED to report back at a future meeting of the Community and Protective Services Committee with a proposed by-law to implement Fireworks By-law Update Option A, as outlined in the staff report dated August 15, 2023; and,

b) the Civic Administration BE DIRECTED to review the Business Licensing By-law with respect to the sale of fireworks and report back on the following:

- licensing all retailers of fireworks;
- required communications to retailers and clients;
- fees; and,
- potential Administrative Monetary Penalty application and other compliance measures;

it being noted that the Community and Protective Services Committee received communications from the following individuals with respect to this matter:

- V.R. Anber;
- A. Kanji;
- S. Sinnamon;
- L. Green;
- K. Rhodes;
- T. Miller;
- M. Robinson;
- T. McMullen;
- L. Gebhardt;
- G. Rhodes;
- J. McCall;
- K. Godin;
- S. Ross;
- M. Hulet;
- S. Deebrah;
- S. Liggett;
- B. McClement;
- C. Poirier;
- K. Patpatia;
- S. Alexopoulos;
- C. Wilson;
- J. First;
- N. and S. Tirolese;
- M. Luce;
- B. Amendola;
- B. Samuels;
- L. Macklem;
- P. Reid;
- B. Hampton;
- S. Olivastri;
- N. Hans;
- K. Wood;
- D. Devine;
- V. Varapravan;
- Tatvamasi London;
- S. Varapravan;
- S. Richards;
- S. Crane;
- R. St. Pierre;
- M. Hertz;
- L. Miller;
- J. Sayles;
- L. Hemming;
- J. Tennant;
- J. Orchard;
- E. Schwob;
- D. Prout;
- D. Heap and S. Kelly;
- C. Kuijpers;
- C. Healy;
- C. Helka;
- Vishwa Hindu Parishad;
- Hindu Legacy Group;
- G. Mandal;
- J. Jacobson;
- D. Ronson; and,
- D. Fraser;

it being pointed out that the following individuals made verbal presentations at the public participation meeting held in conjunction with this matter:

- V.R. Anber;
- A. Kanji;
- D. Devine;
- G. Dendias;
- P. Soni;
- M. Leff;
- L. Macklem;
- N. Jadav;
- Resident;
- J. Tennant;
- D. Duquetrelle;
- S. Varapravan;
- T. Zacharias;
- Resident:
- V. Patra;
- M. Khandekar;
- S. Pandeh;
- D. Ronson;
- L. Miller;
- B. McClemt;
- D. Sooklem;
- M. Charbineau;
- T. Golden;
- D. Fortney;
- B. Ramakrishna Acharya;
- J. Orchard;
- M. Blosh;
- R. Patel;
- Rick;
- J. Robinson;
- V. Kothari;
- M. Jefbleesh;
- I. Gopalakrishnan;
- D. Prout;
- L. Pelzarri;
- S. Sayare;
- R. Mills;
- S. Twilley;
- D. Divariar;
- J. Paetz;
- M. Borski; and,
- B. Amendola. (2023-P01)

Motion made by: S. Trosow

Seconded by: D. Ferreira

That Item 8.3(4) of the 13th Report of the Community and Protective Services Committee, "Fireworks By-law options" (3.1) BE REFERRED to the Civic Administration for further consideration with a report back to a future meeting of the Community and Protective Services Committee in order to consider the following:

- a) developing an additional option which would recognize and define a "Family Lights Celebration" (or similar consideration) that would be permitted under the by-law;

b) reviewing the Business Licensing By-law with respect to the sale of fireworks and compliance measures; reviewing the various definitions contained in the by-law of the various categories of fireworks; and

c) reviewing such other matters as emerge in the discussion of this Motion to Refer including, but not limited to, various definitions.

Yeas: (5): H. McAlister, S. Trosow, A. Hopkins, S. Franke, and D. Ferreira

Nays: (10): Mayor J. Morgan, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, C. Rahman, S. Lehman, P. Van Meerbergen, E. Pelozza, and S. Hillier

Motion Failed (5 to 10)

Motion made by: C. Rahman

Seconded by: S. Lewis

That Item 4 (clause 3.1) of the 13th Report of the Community and Protective Services Committee BE AMENDED in part a) by adding the following, “and including an exception to permit consumer (backyard) fireworks to be discharged on Chinese New Year Day of the Lunar Calendar”; it being noted that the part a) would read as follows:

a) the Civic Administration BE DIRECTED to report back at a future meeting of the Community and Protective Services Committee with a proposed by-law to implement Fireworks By-law Update Option A, as outlined in the staff report dated August 15, 2023 and including an exception to permit consumer (backyard) fireworks to be discharged on Chinese New Year Day of the Lunar Calendar; and,

Motion made by: E. Pelozza

Seconded by: P. Cuddy

That pursuant to section 11.14 of the Council Procedure By-law, the question related to the proposed amendment to part a) BE CALLED.

Yeas: (12): S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Nays: (3): Mayor J. Morgan, H. McAlister, and S. Trosow

Motion Passed (12 to 3)

Motion made by: C. Rahman

Seconded by: S. Lewis

That Item 4 (clause 3.1) of the 13th Report of the Community and Protective Services Committee BE AMENDED in part a) by adding the following, “and including an exception to permit consumer (backyard) fireworks to be discharged on Chinese New Year Day of the Lunar Calendar”; it being noted that the part a) would read as follows:

a) the Civic Administration BE DIRECTED to report back at a future meeting of the Community and Protective Services

Committee with a proposed by-law to implement Fireworks By-law Update Option A, as outlined in the staff report dated August 15, 2023 and including an exception to permit consumer (backyard) fireworks to be discharged on Chinese New Year Day of the Lunar Calendar; and,

Yeas: (12): Mayor J. Morgan, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozo, and S. Hillier

Nays: (3): H. McAlister, S. Trosow, and D. Ferreira

Motion Passed (12 to 3)

Motion made by: E. Pelozo

Seconded by: C. Rahman

That Item 4 (clause 3.1), as amended, BE APPROVED.

Motion made by: E. Pelozo

Seconded by: C. Rahman

Motion that the amended part a) BE APPROVED.

Yeas: (10): Mayor J. Morgan, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, C. Rahman, S. Lehman, P. Van Meerbergen, E. Pelozo, and S. Hillier

Nays: (5): H. McAlister, S. Trosow, A. Hopkins, S. Franke, and D. Ferreira

Motion Passed (10 to 5)

Motion made by: E. Pelozo

Seconded by: C. Rahman

Motion that part b) BE APPROVED.

Yeas: (13): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, and E. Pelozo

Nays: (2): D. Ferreira, and S. Hillier

Motion Passed (13 to 2)

Item 4 (clause 3.1), as amended, reads as follows:

Item 4 (clause 3.1), as amended, reads as follows:

That the following actions be taken with respect to Fireworks By-law Options:

a) the Civic Administration BE DIRECTED to report back at a future meeting of the Community and Protective Services Committee with a proposed by-law to implement Fireworks By-law Update Option A, as outlined in the staff report dated August 15, 2023 and including an exception to permit consumer (backyard) fireworks to be discharged on Chinese New Year Day of the Lunar Calendar; and,

b) the Civic Administration BE DIRECTED to review the Business Licensing By-law with respect to the sale of fireworks and report back on the following:

- licensing all retailers of fireworks;
- required communications to retailers and clients;
- fees; and,
- potential Administrative Monetary Penalty application and other compliance measures;

it being noted that the Community and Protective Services Committee received communications from the following individuals with respect to this matter:

- V.R. Anber;
- A. Kanji;
- S. Sinnamon;
- L. Green;
- K. Rhodes;
- T. Miller;
- M. Robinson;
- T. McMullen;
- L. Gebhardt;
- G. Rhodes;
- J. McCall;
- K. Godin;
- S. Ross;
- M. Hulet;
- S. Deebrah;
- S. Liggett;
- B. McClement;
- C. Poirier;
- K. Patpatia;
- S. Alexopoulos;
- C. Wilson;
- J. First;
- N. and S. Tirolese;
- M. Luce;
- B. Amendola;
- B. Samuels;
- L. Macklem;
- P. Reid;
- B. Hampton;
- S. Olivastri;
- N. Hans;
- K. Wood;
- D. Devine;
- V. Varapavan;
- Tatvamasi London;
- S. Varapavan;
- S. Richards;
- S. Crane;
- R. St. Pierre;
- M. Hertz;
- L. Miller;
- J. Sayles;
- L. Hemming;
- J. Tennant;
- J. Orchard;
- E. Schwob;
- D. Prout;
- D. Heap and S. Kelly;
- C. Kuijpers;

- C. Healy;
- C. Helka;
- Vishwa Hindu Parishad;
- Hindu Legacy Group;
- G. Mandal;
- J. Jacobson;
- D. Ronson; and,
- D. Fraser;

it being pointed out that the following individuals made verbal presentations at the public participation meeting held in conjunction with this matter:

- V.R. Anber;
- A. Kanji;
- D. Devine;
- G. Dendias;
- P. Soni;
- M. Leff;
- L. Macklem;
- N. Jadav;
- Resident;
- J. Tennant;
- D. Duquetrelle;
- S. Varapravan;
- T. Zacharias;
- Resident:
- V. Patra;
- M. Khandekar;
- S. Pandeh;
- D. Ronson;
- L. Miller;
- B. McClemt;
- D. Sooklem;
- M. Charbineau;
- T. Golden;
- D. Fortney;
- B. Ramakrishna Acharya;
- J. Orchard;
- M. Blosh;
- R. Patel;
- Rick;
- J. Robinson;
- V. Kothari;
- M. Jefbleesh;
- I. Gopalakrishnan;
- D. Prout;
- L. Pelzarri;
- S. Sayare;
- R. Mills;
- S. Twilley;
- D. Divariar;
- J. Paetz;
- M. Borski; and,
- B. Amendola. (2023-P01)

Motion made by: C. Rahman

Seconded by: S. Lehman

That the enforcement of the current Fireworks By-law (PW-11) BE SUSPENDED for Diwali in 2023.

Yeas: (13): Mayor J. Morgan, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozo, D. Ferreira, and S. Hillier

Nays: (2): H. McAlister, and S. Trosow

Motion Passed (13 to 2)

Motion made by: E. Pelozo

Seconded by: S. Franke

That the Council recess at this time, for fifteen minutes.

Motion Passed

The Council recesses at 4:07 PM and reconvenes at 4:28 PM.

8.4 12th Report of the Civic Works Committee

Motion made by: C. Rahman

That the 12th Report of the Civic Works Committee BE APPROVED, excluding Items 11 (4.2) and 13 (5.1).

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozo, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

1. Disclosures of Pecuniary Interest

Motion made by: C. Rahman

That it BE NOTED that no pecuniary interests were disclosed.

Motion Passed

2. (2.1) 8th Report of the Integrated Transportation Community Advisory Committee

Motion made by: C. Rahman

That the 8th Report of the Integrated Transportation Community Advisory Committee, from its meeting July 19, 2023, BE RECEIVED.

Motion Passed

3. (2.2) By-law Update - Vital Services By-law (PH-6) (Relates to Bill No. 309)

Motion made by: C. Rahman

That, on the recommendation of the Deputy City Manager, Environment and Infrastructure, the following actions be taken with respect to the staff report dated August 15, 2023, related to the By-Law Update for the Vital Services By-Law (PH-6):

a) the proposed by-law, as appended to the above-noted staff report, BE INTRODUCED at the Municipal Council Meeting on August 29, 2023, to amend the existing Vital Services By-law (PH-6); and,

b) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this proposed by-law amendment. (2023-C01)

Motion Passed

4. (2.3) Greenway and Adelaide Wastewater Treatment Plants Climate Change Resiliency Consulting Fees Value Increase

Motion made by: C. Rahman

That, on the recommendation of the Deputy City Manager, Environment and Infrastructure, the following actions be taken with respect to the staff report dated August 15, 2023, related to the Greenway and Adelaide Wastewater Treatment Plants climate change resiliency consultant fee value increase:

a) the value of the engineering consulting fees for CIMA Canada Inc. BE INCREASED by \$949,759.80, including contingency (excluding HST), due to additional scope requests and project consolidation;

b) the financing for this project BE APPROVED as set out in the Sources of Financing Report, as appended to the above-noted staff report;

c) the Mayor and City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations; and,

d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project. (2023-E03)

Motion Passed

5. (2.4) Contract Award - RFT-2023-030 Watermain Cleaning and Lining Services

Motion made by: C. Rahman

That, on the recommendation of the Deputy City Manager, Environment and Infrastructure, the following actions be taken with respect to the staff report dated August 15, 2023, related to RFT 2023-030 Watermain Cleaning and Lining Services:

a) the bid submitted by Fer-Pal Construction Ltd. at its tendered price of \$6,498,810.00 (excluding HST), for Watermain Cleaning and Lining Services, BE ACCEPTED; it being noted that the bid submitted by Fer-Pal Construction Ltd. was the lowest of two bids received and meets the City's specifications and requirements in all areas and that this is the first year of a five year contract, where the City has the sole discretion to renew the contract for four additional years based on price and performance;

- b) the financing for this project BE APPROVED as set out in the Sources of Financing Report, as appended to the above-noted staff report;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the approval given, herein, BE CONDITIONAL upon the Corporation entering into a formal contract, or issuing a purchase order for the material to be supplied and the work to be done, relating to this project; and,
- e) the Mayor and City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2023-E08)

Motion Passed

6. (2.5) Consulting Engineer Appointment - 2024/2025 Infrastructure Renewal

Motion made by: C. Rahman

That on the recommendation of Deputy City Manager, Environment and Infrastructure, the following actions be taken with respect to the staff report dated August 15, 2023, related to the Consulting Engineer Appointment for the 2024/2025 Infrastructure Renewal Program:

- a) Dillon Consulting Limited BE APPOINTED consulting engineers to undertake detailed design and construction administration services for the Decommissioning of Water Chamber 13 project and detailed design for the William Street Reconstruction project, in the total amount of \$413,912.40 (excluding HST), in accordance with Section 14.4(a) of the City of London's Procurement of Goods and Services Policy;
- b) the financing for this project BE APPROVED as set out in the Sources of Financing Report, as appended to the above-noted staff report;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the approval given, herein, BE CONDITIONAL upon the Corporation entering into a formal contract; and,
- e) the Mayor and City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2023-T04)

Motion Passed

7. (2.6) Amendments to the Traffic and Parking By-law (Relates to Bill No. 310)

Motion made by: C. Rahman

That, on the recommendation of the Deputy City Manager, Environment and Infrastructure, the proposed by-law, as appended to the staff report dated August 15, 2023, related to 2022 administrative amendments, BE INTRODUCED at the Municipal Council meeting to be held on August 29, 2023, to amend By-law PS-114, "A by-law to regulate traffic and the parking of motor vehicles in the City of London". (2023-C01)

Motion Passed

8. (2.7) Contract Price Increase - Victoria Bridge - Temporary Modular Bridge

Motion made by: C. Rahman

That, on the recommendation of the Deputy City Manager, Environment and Infrastructure, the following actions be taken with respect to the staff report dated August 15, 2023, related to the Contract Price Increase for the Victoria Bridge Temporary Modular Bridge:

- a) Victoria Bridge – Temporary Modular Bridge (Tender RFT21-108) construction contract value with Algonquin Bridge, a Division of AIL International Inc. BE INCREASED by \$150,000.00 to \$380,390.00 (excluding HST) in accordance with Section 20.3 (e) of the Procurement of Goods and Services Policy;
- b) the financing for these projects BE APPROVED as set out in the Sources of Financing Report, as appended to the above-noted staff report;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with these projects; and,
- d) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2023-T04)

Motion Passed

9. (2.8) Contract Price Increase - Churchill Avenue and Manitoba Street

Motion made by: C. Rahman

That, on the recommendation of the Deputy City Manager, Environment and Infrastructure, the following actions be taken with respect to the staff report dated August 15, 2023, related to the Contract Price Increase for the Churchill Avenue and Manitoba Street project:

- a) Churchill Avenue and Manitoba Street (Tender RFT21-130) construction contract value with Elgin construction Company Limited BE INCREASED by \$50,000.00 to \$4,316,261.95 (excluding HST) in accordance with Section 20.3 (e) of the

Procurement of Goods and Services Policy;

b) the financing for these projects BE APPROVED as set out in the Sources of Financing Report, as appended to the above-noted staff report;

c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with these projects; and,

d) the Mayor and City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2023-T04)

Motion Passed

10. (4.1) Springbank Park Recreational Dam

Motion made by: C. Rahman

That it BE NOTED that the delegation from M. Judson, was received and no further action be taken.

Motion Passed

12. (4.3) 9th Report of the Environmental Stewardship and Action Community Advisory Committee

Motion made by: C. Rahman

That the following actions be taken with respect to the 9th Report of the Environmental Stewardship and Action Community Advisory Committee, from its meeting held on August 2, 2023:

a) the Municipal Council BE ADVISED that the Environmental Stewardship and Action Community Advisory Committee (ESACAC)

recommends the City of London adopt Option B as outlined in the staff report presented to the Community and Protective Services Committee; it being noted that Option B would allow for permitted display fireworks only to be discharged on specific days in London; it being further noted that this option would restrict use of all consumer (backyard) fireworks, restrict the sale of consumer fireworks in London, and propose an increase to current fines;

b) the Municipal Council BE ADVISED that the Environmental Stewardship and Action Community Advisory Committee recommends that the City considers the locations of permitted display fireworks to account for nearby environmental disturbance and to limit pollution from entering sensitive features such as the Thames River, and that the City aim to promote lower-impact alternatives to fireworks for at least some subsidized public events, such as outdoor concerts and light shows using drones. it being noted that the submission on the fireworks by-law review, prepared by ESACAC, was received; and,

c) clauses 3.1, 3.2, 5.1, 5.3 and 5.4 BE RECEIVED.

Motion Passed

11. (4.2) Green Bin and Collection Program Changes

Motion made by: C. Rahman

That, on the recommendation of the Deputy City Manager, Environment and Infrastructure, the following actions be taken with respect to the staff report dated August 15, 2023, related to the Green Bin and Collection Program Changes:

- a) the Civic Administration BE DIRECTED to implement a weekly (except for Statutory Holidays) pickup system for Green Bin and Blue Box and a 26 week per year pickup system for garbage collection starting January 15, 2024, that includes a special provision to address the longer garbage collection cycle that occurs because of Statutory Holidays;
- b) the Civic Administration BE DIRECTED to establish an interim Waste Reduction & Conservation Calendar from October 1, 2023, to January 15, 2024, and distribute the Calendar using a combination of on-line tools and hard copies available at City facilities and other locations and not delivered door-to-door as is normally done;
- c) the Garbage Container Limit at the curb remain at three (3) containers or bags BE APPROVED, it being noted that the number of garbage pickup days has been reduced from 42 to 26 pickups;
- d) the Garbage Tag fee for use at the curb for extra bags or containers of garbage or for Bagged Residential Garbage brought to the EnviroDepots BE INCREASED from \$1.50 to \$2.00 as part of the upcoming Fees and Charges By-law review as part of the multi-year budget development;
- e) the Civic Administration BE DIRECTED to implement a separate large furniture and large bulky items collection program (limit of four items per pickup) that requires booking the pickup service in advance, with collection occurring on a regular collection day starting October 1, 2023, and includes a 3 month grace period; and,
- f) the Civic Administration BE DIRECTED to establish a monitoring system to determine the level of household satisfaction with the Green Bin and collection program changes and report back to Civic Works Committee in July 2024 and at year end, including specific details on managing pet waste and diapers and incontinence products;

it being noted that the presentation from J. Stanford, as appended to the Added Agenda, with respect to this matter was received; it being further noted that the communications, as appended to the Added Agenda, from M. Hulet, C. Butler and L. McColl, with respect to this matter, were received. (2023-E07)

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Peloza, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

13. (5.1) Referred by Municipal Council on July 25, 2023 - Clause 5.1 of the 8th Report of the Environmental Stewardship and Action Community Advisory Committee

Motion made by: H. McAlister

That the Civic Administration BE DIRECTED to prepare an information brochure to assist Municipal Law Enforcement Officers to explain the Council Policy on Naturalized Areas and Wildflower Meadows in response to community complaints and with respect to the Yard and Lot Maintenance By-law where applicable;

it being noted that a verbal delegation from B. Samuels, a communication from L. Johnson and the staff report dated August 15, 2023, with respect to this matter, were received. (2023-E07)

Motion made by: C. Rahman

Seconded by: S. Lewis

That clause 5.1 BE AMENDED to read as follows:

That the Civic Administration BE DIRECTED to prepare information materials to assist Municipal Law Enforcement Officers to explain the Council Policy on Naturalized Areas and Wildflower Meadows in response to community complaints and complainants, and with respect to the Yard and Lot Maintenance By-law where applicable;

it being noted that a verbal delegation from B. Samuels, a communication from L. Johnson and the staff report dated August 15, 2023, with respect to this matter, were received.

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

Motion made by: H. McAlister

Seconded by: P. Cuddy

That the clause, as amended, BE APPROVED.

Motion made by: S. Trosow

Seconded by: H. McAlister

That the clause BE FURTHER AMENDED by adding the following:

b) that the Civic Administration BE DIRECTED to undertake a comprehensive review of the Yard and Maintenance By-law that encompasses the by-law provisions, definitions and related policies concerning naturalization of yards, naturalized areas and wildflower meadows, weeds, grass, and what is considered waste; the review should include:

i) a jurisdictional scan of other municipalities to examine how other by-laws have been updated to account for naturalization.

ii) to provide information about the enforcement of London's by-law, including the number of exemptions given for naturalization and the procedures followed by enforcement staff to assess a yard; and,

c) that a public participation meeting BE SET to allow the public to assess the by-law and any potential changes; and

d) that a "Get Involved" site BE ADDED, with respect to the above information.

Yeas: (6): H. McAlister, S. Trosow, A. Hopkins, S. Franke, E. Pelozza, and D. Ferreira

Nays: (9): Mayor J. Morgan, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, C. Rahman, S. Lehman, P. Van Meerbergen, and S. Hillier

Motion Failed (6 to 9)

Motion made by: H. McAlister
Seconded by: P. Cuddy

That the clause, as amended, BE APPROVED.

Yeas: (14): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Nays: (1): S. Trosow

Motion Passed (14 to 1)

Item 13 (5.1), as amended reads as follows:

That the Civic Administration BE DIRECTED to prepare information materials to assist Municipal Law Enforcement Officers to explain the Council Policy on Naturalized Areas and Wildflower Meadows in response to community complaints and complainants, and with respect to the Yard and Lot Maintenance By-law where applicable;

it being noted that a verbal delegation from B. Samuels, a communication from L. Johnson and the staff report dated August 15, 2023, with respect to this matter, were received.

8.5 21st Report of the Strategic Priorities and Policy Committee

Motion made by: S. Lewis

That the 21st Report of the Strategic Priorities and Policy Committee BE APPROVED.

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

1. Disclosures of Pecuniary Interest

Motion made by: S. Lewis

That it BE NOTED that no pecuniary interests were disclosed.

Motion Passed

2. (2.1) 3rd Report of the Governance Working Group

Motion made by: S. Lewis

That the following actions be taken with respect to the 3rd Report of the Governance Working Group from its meeting held on July 27, 2023:

a) the following actions be taken with respect to the draft Council Members' Expense Account Policy:

i) that section 4.2, part c), item vi BE AMENDED to read "advertising, in the manner deemed appropriate by the Member to extend greetings";

ii) that section 4.2, part c), item vii BE AMENDED to read "expenses related to ward matters, including such expenses as: neighbourhood or constituent meetings, notices, printing, and other engagement opportunities deemed appropriate by the Member;" and;

iii) the balance of the draft Council Member's Expense Account Policy BE REFERRED to the next meeting of Governance Working Group for further discussion;

it being noted that an update to the transportation allowance in 4.2c) ix A. will come forward at a future meeting of Governance Working Group (GWG) for consideration;

b) the Verbal Update on the Appointment of Deputy Mayor Policy from the City Clerk BE RECEIVED and that the City Clerk BE DIRECTED to bring forward a report on Strong Mayor legislation to a future meeting of Governance Working Group; and

c) clauses 1.1, 2.1, 4.1, 4.4 and 4.5 BE RECEIVED.

Motion Passed

3. (4.1) August Progress Update- Health and Homelessness Whole of Community System Response

Motion made by: S. Lewis

That the following actions be taken with respect to the Health and Homelessness Whole of Community System Response;

a) the August Progress Update – Health & Homelessness Whole of Community System Response Report BE RECEIVED for information;

b) a one-time Single Source contract agreement with Ark Aid Mission Services in the total estimated cost of \$130,000., to support continued services at 696 Dundas from 2:30pm-9:30pm daily from August 1, 2023, through September 30, 2023, BE APPROVED;

c) a one-time contract amendment agreement to Canadian Mental Health Association (CMHA) at a total estimated cost of \$70,000. to support the Coffee House drop-in program with additional evening hours per day from August 1, 2023, through September 30, 2023, BE APPROVED;

d) a one-time contract amendment of existing agreements to London Cares for the continuation of service provision in Encampment Service Depots for a six (6)-week extension from August 14, 2023, to September 30, 2023, the total estimated cost of

\$52,000, BE APPROVED as follows:

- i) for food total estimated cost \$42,000;
 - ii) for water total estimated cost \$5,000;
 - iii) for comfort stations total estimated cost \$5,000;
- e) the Civic Administration BE AUTHORIZED to undertake all administrative acts which are necessary in relation to this project;
- f) the approval given herein BE CONDITIONAL upon the Corporation amending a Purchase of Service Agreement; and
- g) the Mayor and Government Relations staff BE DIRECTED to take the following actions:
- i) undertake immediate advocacy efforts with the Association of Municipalities of Ontario, the Ontario Big City Mayors Caucus, and the Government of Ontario to develop a united policy condemning the relocation of homeless individuals under false pretense or against their will;
 - ii) further work with those partners to undertake the processes to stop this practice, including the development of proper levels of funding by the senior levels of government for adequate homelessness and supportive housing services, and appropriate consequences for organizations or individuals found to be engaging in such activities;
 - iii) work with the province to develop a program by which those released from hospitals or detention centres are provided proper discharge planning that includes transportation back to their home communities; and
- h) that the Civic Administration BE DIRECTED to provide to the appropriate standing committee the existing data that is available with respect to this matter, including the reliability of the information;

it being noted that the Strategic Priorities and Policy Committee received a communication dated August 8, 2023 from Deputy Mayor S. Lewis and Councillor E. Pelosa and a communication dated August 14, 2023 from F. Moore, President, M. Rioux, Vice-President and J. Thompson, Executive Director, LIFE*SPIN with respect to this matter.

Motion Passed

4. (4.2) Consideration of Appointment to the Museum London Board of Directors

Motion made by: S. Lewis

That Councillor S. Trosow BE APPOINTED to the Museum London Board of Directors for the term ending November 14, 2026.

Motion Passed

5. (4.3) Confirmation of Appointment to the Old East Village Business Improvement Area

Motion made by: S. Lewis

That the following actions be taken with respect to the Old East Village Business Improvement Area:

a) the resignations of Kimberly DeSousa, Libro Credit Union and John Young, East Village Market BE ACCEPTED; and,

b) Caileigh Robson, Libro Credit Union BE APPOINTED to the Old East Village Business Improvement Area for the term ending November 14, 2026;

it being noted that the Strategic Priorities and Policy Committee received a communication dated July 26, 2023 from M. Drangova, Board Chair and J. Pastorius, General Manager, Old East Village BIA with respect to this matter.

Motion Passed

6. (4.4) Confirmation of Appointments to the Hamilton Road BIA

Motion made by: S. Lewis

That the following individuals BE APPOINTED to the Hamilton Road BIA for the term ending November 14, 2026:

Councillor H. McAlister

Shahin Kardan, Vice Chair, Apollo Pizza and Wings

Gursharan Singh, Baked Bites

Dan Martens, Western IT

Naz Tilva, Sak's Variety Store

Rick Pinheiro, Pinheiro Realty

it being noted that the Strategic Priorities and Policy Committee received a communication dated August 9, 2023 from C. Luistro, Executive Director, Hamilton Road BIA with respect to this matter.

Motion Passed

9. Added Reports

9.1 12th Report of Council in Closed Session

Motion made by: C. Rahman

Seconded by: A. Hopkins

1. Property Acquisition – 16 Wellington Road – Wellington Gateway Project

That, on the recommendation of the Deputy City Manager, Finance Supports, with the concurrence of the Director, Construction and Infrastructure Services, on the advice of the Director, Realty Services, with respect to the property located at 16 Wellington Road, further described as Part of Lot 13 Plan 11 (4th), in the City of London, County of Middlesex, being all of PIN 08357 0035 (LT), containing an area of approximately 7,373 square feet, as shown on the location map attached as Appendix "B", for the purpose of future road improvements to accommodate the Wellington Gateway Project, the following actions be taken:

a) the offer submitted by 16 WELLINGTON HOLDINGS LTD. (the "Vendor"), to sell the subject property to the City, for the sum of

\$1,380,000.00 BE ACCEPTED, subject to the terms and conditions as set out in the agreement attached as Appendix “C”; and

b) the financing for this acquisition BE APPROVED as set out in the Source of Financing Report attached hereto as Appendix “A”.

2. Property Acquisition – 124-126 Wellington Road – Wellington Gateway Project

That, on the recommendation of the Deputy City Manager, Finance Supports, with the concurrence of the Director, Construction and Infrastructure Services, on the advice of the Director, Realty Services, with respect to the property located at 124 - 126 Wellington Road, further described as Part of Lot 4, Plan 312 (4th) as in Inst. No. 676511, S/T 676511, in the City of London, County of Middlesex, being all of PIN 08357-0095 (LT), containing an area of approximately 10,054 square feet, as shown on the location map attached as Appendix “B”, for the purpose of future road improvements to accommodate the Wellington Gateway Project, the following actions be taken:

a) the offer submitted by SJMA ON SITE GROUP INC. (the “Vendor”), to sell the subject property to the City, for the sum of \$1,495,000.00 BE ACCEPTED, subject to the terms and conditions as set out in the agreement attached as Appendix “C”; and

b) the financing for this acquisition BE APPROVED as set out in the Source of Financing Report attached hereto as Appendix “A”.

Yeas: (14): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, S. Franke, E. Pelosa, D. Ferreira, and S. Hillier

Nays: (1): P. Van Meerbergen

Motion Passed (14 to 1)

Motion made by: C. Rahman
Seconded by: P. Cuddy

3. License Agreement – City and London Hydro Inc. – New Telecommunications Tower and Equipment Room – 869 Commissioners Road West (Reservoir Park)

That, on the recommendation of the Deputy City Manager, Finance Supports, with the concurrence of Deputy City Manager, Enterprise Supports, and the concurrence of Deputy City Manager, Environment and Infrastructure, on the advice of the Director, Realty Services, with respect to the License Agreement for the lease of lands for a new Telecommunications Tower and Equipment Room located at 869 Commissioners Road West, the License Agreement between the City (the “Licensor”) and London Hydro Inc. (the “Licensee”) attached as Appendix “A”, for the license in respect of the construction, maintenance and operation of a new Telecommunications Tower, Equipment Room, Servicing Connections, Transformer and Back-up generator on a portion of lands located at 869 Commissioners Road West for a term of Thirty Five (35) years commencing on December 30, 2023 (the “Commencement Date”) and terminating on December 30, 2058 (the “Expiry Date”) BE APPROVED, subject to renewal options.

Yeas: (14): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, P. Van Meerbergen, S. Franke, E. Pelosa, D. Ferreira, and S. Hillier

Recuse: (1): A. Hopkins

Motion Passed (14 to 0)

Motion made by: C. Rahman

Seconded by: D. Ferreira

4. Offer to Purchase Industrial Lands – Raven Windows Inc. – Huron Industrial Park

That, on the recommendation of the Deputy City Manager, Finance Supports, on the advice of the Director, Realty Services, with respect to the City-owned industrial land located in Huron Industrial Park C1, being composed of being Part South 1/2 Lot 4, Concession 3, as in 750136 London/London Twp and being part of PIN 08147-0337 and to be further described in a reference plan to be deposited, and further shown outlined in black and labelled as Parcel A and Parcel B, as outlined on the sketch attached hereto as Appendix “A”, the Agreement of Purchase and Sale (the “Agreement”), attached as Appendix “B”, submitted by Raven Windows Inc., (the “Purchaser”) to purchase 3 acres more or less of the subject property from the City, at a purchase price of \$419,400.00 BE ACCEPTED, subject to the conditions and terms as set out in the Agreement.

5. Offer to Purchase Industrial Lands – Dhandabani Ramakrishnan (In Trust for a Corporation to be Incorporated) Huron Industrial Park C1 Lands

That, on the recommendation of the Deputy City Manager, Finance Supports, on the advice of the Director, Realty Services, with respect to the City-owned industrial land located in Huron Industrial Park C1, being composed of being Part South 1/2 Lot 4, Concession 3, as in 750136 London/London Twp and being part of PIN 08147-0337, further described in a reference plan to be deposited, and further shown outlined in red and labelled as Parcel 8, on the sketch attached hereto as Appendix “A”, the Agreement of Purchase and Sale (the “Agreement”), attached as Appendix “B”, submitted by Riverside Surgeon Inc., (the “Purchaser”) to purchase 0.50 acres of the subject property from the City, at a purchase price of \$87,500.00, reflecting a sale price of \$175,000.00 per acre BE ACCEPTED, subject to the conditions and terms as set out in the Agreement.

6. Offer to Purchase Industrial Lands – Huron Industrial Inc. – Huron Industrial Park

That, on the recommendation of the Deputy City Manager, Finance Supports, on the advice of the Director, Realty Services, with respect to the City-owned industrial land located in Huron Industrial Park C1, being composed of being Part South 1/2 Lot 4, Concession 3, as in 750136 London/London Twp and being part of PIN 08147-0337 and to be further described in a reference plan to be deposited, and further shown outlined in black and labelled as Parcel A and Parcel B, as outlined on the sketch attached hereto as Appendix “A”, the Agreement of Purchase and Sale (the “Agreement”), attached as Appendix “B”, submitted by Huron Industrial Inc., (the “Purchaser”) to purchase 4 acres of the subject property from the City, at a purchase price of \$606,425.00 BE ACCEPTED, subject to the conditions and terms as set out in the Agreement.

7. Offer to Purchase Industrial Lands – Wyedel Power Inc. – Huron Industrial Park

That, on the recommendation of the Deputy City Manager, Finance Supports, on the advice of the Director, Realty Services, with respect to the City-owned industrial land located in Huron Industrial Park C1, being composed of being Part South 1/2 Lot 4, Concession 3, as in 750136 London/London Twp and being part of PIN 08147-0337, further described in a reference plan to be deposited, and further shown outlined in red and

labelled as Parcel 7, as outlined on the sketch attached hereto as Appendix “A”, the Agreement of Purchase and Sale (the “Agreement”), attached as Appendix “B”, submitted by Wyedel Power Inc., (the “Purchaser”) to purchase 2.88 acres of the subject property from the City, at a purchase price of \$504,000.00, reflecting a sale price of \$175,000.00 per acre BE ACCEPTED, subject to the conditions and terms as set out in the Agreement.

8. Offer to Purchase Industrial Lands – 2864150 Ontario Inc. – Innovation Park

That, on the recommendation of the Deputy City Manager, Finance Supports, on the advice of the Director, Realty Services, with respect to the City-owned industrial land located in Innovation Park Phase II, being composed of Part of Block 1, Plan 33M592, being Parts 14 and 17, on Plan 33R-20884, in the City of London, County of Middlesex, as outlined on the sketch attached hereto as Appendix “A”, the Agreement of Purchase and Sale (the “Agreement”), attached as Appendix “B”, submitted by 2864150 Ontario Inc., under the corporate name Aeon Canada (the “Purchaser”), to purchase six (6) acres of the subject property from the City, at a purchase price of \$990,000.00, reflecting a sale price of \$165,000.00 per acre BE ACCEPTED, subject to the conditions and terms as set out in the Agreement.

9. Offer to Purchase Industrial Lands – Thomson Foods Inc. – Huron Industrial Park C1 Lands

That, on the recommendation of the Deputy City Manager, Finance Supports, on the advice of the Director, Realty Services, with respect to the City-owned industrial land located in Huron Industrial Park C1, being composed of being Part South 1/2 Lot 4, Concession 3, as in 750136 London/London Twp and being part of PIN 08147-0337 and to be further described in a reference plan to be deposited, and further shown outlined in red and labelled as Parcel 6, as outlined on the sketch attached hereto as Appendix “A”, the Agreement of Purchase and Sale (the “Agreement”), attached as Appendix “B”, submitted by Thomson Foods Inc., (the “Purchaser”) to purchase 1.00 acre of the subject property from the City, at a purchase price of \$175,000.00, reflecting a sale price of \$175,000.00 per acre BE ACCEPTED, subject to the conditions and terms as set out in the Agreement.

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelosa, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

10. Deferred Matters

10.1 Consideration of Appointment to the London Hydro Board of Directors (Requires 2 Members) (Relates to Bill No. 306)

Motion made by: S. Stevenson

Seconded by: P. Cuddy

That the following actions be taken with respect to appointments to the London Hydro Board of Directors:

a) Tim Watson and Cedric Gomes BE APPOINTED to the London Hydro Board of Directors as First Class Members for the term ending the close of the annual meeting of the shareholders to be held in 2025 for the financial year ending December 31, 2024; and,

b) the ~~attached~~ proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on August 29, 2023, to ratify and confirm the Resolution of the Shareholder of London Hydro Inc.

Motion made by: Mayor J. Morgan
Seconded by: C. Rahman

That the Council convene in closed session, in order to consider a personal matter about an identifiable individual, including municipal or local board employees, related to appointments to the London Hydro Board of Directors.

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

The Council convenes in closed session at 6:02 PM and reconvenes in public session at 6:14 PM.

Motion made by: C. Rahman
Seconded by: S. Lewis

That the Council convene in closed session, in order to consider a personal matter about an identifiable individual, including municipal or local board employees, and advice that is subject to solicitor-client privilege, including communications necessary for that purpose, related to appointments to the London Hydro Board of Directors.

Yeas: (15): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Motion Passed (15 to 0)

The Council convenes in closed session at 6:19 PM.

Councillor P. Van Meerbergen leaves the meeting at 7:00 PM.

The Council reconvenes in public session at 7:18 PM.

Motion made by: D. Ferreira
Seconded by: S. Stevenson

That the matter of consideration of appointments to the London Hydro Board of Directors to a future SPPC meeting, including an invitation to the London Hydro Board Chair to address the Council with respect to this matter, including the process undertaken by the London Hydro Board and including the information gathered by the Board as a part of their due diligence.

Yeas: (8): Mayor J. Morgan, H. McAlister, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, A. Hopkins, and D. Ferreira

Nays: (6): S. Lewis, C. Rahman, S. Lehman, S. Franke, E. Pelozza, and S. Hillier

Absent: (1): P. Van Meerbergen

Motion Passed (8 to 6)

11. Enquiries

None.

12. Emergent Motions

None.

13. By-laws

Motion made by: S. Stevenson

Seconded by: P. Cuddy

That Introduction and First Reading of Bill No.'s 304, 305, and 307 to 324, and the Added Bill No.'s 325, 326 and 328 to 333, BE APPROVED.

Yeas: (14): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Absent: (1): P. Van Meerbergen

Motion Passed (14 to 0)

Motion made by: D. Ferreira

Seconded by: A. Hopkins

That Second Reading of Bill No.'s 304, 305, and 307 to 324, and the Added Bill No.'s 325, 326 and 328 to 333,, BE APPROVED.

Yeas: (14): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Absent: (1): P. Van Meerbergen

Motion Passed (14 to 0)

Motion made by: J. Pribil

Seconded by: C. Rahman

That Third Reading and Enactment of Bill No.'s 304, 305, and 307 to 324, and the Added Bill No.'s 325, 326 and 328 to 333,, BE APPROVED.

Yeas: (14): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, A. Hopkins, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Absent: (1): P. Van Meerbergen

Motion Passed (14 to 0)

Motion made by: P. Cuddy

Seconded by: S. Stevenson

That Introduction and First Reading of Added Bill No. 327, BE APPROVED.

Yeas: (13): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Recuse: (1): A. Hopkins

Absent: (1): P. Van Meerbergen

Motion Passed (13 to 0)

Motion made by: D. Ferreira
Seconded by: S. Lehman

That Second Reading of Added Bill No. 327, BE APPROVED.

Yeas: (13): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Recuse: (1): A. Hopkins

Absent: (1): P. Van Meerbergen

Motion Passed (13 to 0)

Motion made by: P. Cuddy
Seconded by: S. Stevenson

That Third Reading and Enactment of Added Bill No. 327, BE APPROVED.

Yeas: (13): Mayor J. Morgan, H. McAlister, S. Lewis, P. Cuddy, S. Stevenson, J. Pribil, S. Trosow, C. Rahman, S. Lehman, S. Franke, E. Pelozza, D. Ferreira, and S. Hillier

Recuse: (1): A. Hopkins

Absent: (1): P. Van Meerbergen

Motion Passed (13 to 0)

The following are enacted as by-laws of The Corporation of the City of London:

Bill No. 304By-law No. A.- _____ _____	A by-law to confirm the proceedings of the Council Meeting held on the 29th day of August, 2023. (City Clerk)
Bill No. 305By-law No. A.- _____ _____	A by-law to delegate the Deputy City Manager, Planning and Economic Development, or their written designate, the authority to perform all of the duties and exercise all of the powers of the City as service manager under the Housing Services Act, 2011 (4.1/13/CPSC)
Bill No. 306By-law No. A.- _____ _____	A by-law to ratify and confirm the Resolutions of the Shareholder of London Hydro Inc. (4.3/19/SPPC)
Bill No. 307By-law No. A.- 6377(____)- _____	A by-law to amend By-law No. A.-6377-206, as amended, entitled "A by-law to continue the London Transit Commission". (4.4/19/SPPC)

Bill No. 308By-law No. L.S.P.- _____-____	A by-law to designate 81 Wilson Avenue to be of cultural heritage value or interest. (2.2/11/PEC)
Bill No. 309By-law No. PH-6- 23____	A by-law to amend By-law No. PH-6, as amended, being “A by-law concerning the provision of vital services and the maintenance of suitable heat at leased or rented dwellings”. (2.2/12/CWC)
Bill No. 310By-law No. PS-114- 23_____	A by-law to amend By-law PS-114 entitled, “A by-law to regulate traffic and the parking of motor vehicles in the City of London.” (2.6/12/CWC)
Bill No. 311By-law No. S.-_____- ____	A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Old Victoria Road and Bradley Avenue, west of Oetker Gate) (Chief Surveyor – for road dedicated purposes pursuant to a industrial land sale)
Bill No. 312By-law No. S.-_____- ____	A by-law to lay out, constitute, establish, name, and assume certain reserves in the City of London as public highway as part of Ayrshire Avenue. (Chief Surveyor – registration of 33M-833 requires 0.3m Reserve on abutting plan 33M-821 to be registered as public highway for unobstructed legal access through the subdivision)
Bill No. 313By-law No. S.-_____- ____	A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Dundas Street, east of Highbury Avenue North) (Chief Surveyor – for road dedication purposes pursuant to Consent B.035/23)
Bill No. 314By-law No. S.-_____- ____	A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Southdale Road West, west of Wonderland Road South; and as widening to Bostwick Road, south of Southdale Road West) (Chief Surveyor – for road dedication purposes pursuant to the Southdale Rd W; Pine Valley Blvd to Bostwick Rd improvements project)
Bill No. 315By-law No. S.-_____- ____	A by-law to lay out, constitute, establish, and assume lands in the City of London as public highway. (as widening to Sunningdale Road West and Hyde Park Road, south of Sunningdale Road West and west of Hyde Park Road; and as widening to Sunningdale Road West and Hyde Park Road, north of Sunningdale Road West and east of Hyde Park Road) (Chief Surveyor – for road dedication purposes pursuant to the Sunningdale Rd W at Hyde Park Intersection Improvements project)
Bill No. 316By-law No. S.-_____- ____	A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Trafalgar Street, west of Veterans Memorial Parkway) (Chief Surveyor – for road dedication purposes pursuant to B.037/19)

<p>Bill No. 317By-law No. S.-_____- _____</p>	<p>A by-law to lay out, constitute, establish and assume certain reserves in the City of London as public highway. (as part of Bluegrass Drive) (Chief Surveyor – establishment of Bluegrass Drive as road allowance requires 0.3m Reserve on abutting plan 33M-595 to be dedicated as public highway for unobstructed legal access throughout the subdivision)</p>
<p>Bill No. 318By-law No. S.-_____- _____</p>	<p>A by-law to lay out, constitute, establish and assume certain reserves in the City of London as public highway. (as part of Beaverbrook Avenue; and as part of Oakcrossing Road) (Chief Surveyor – registration of 33M-600 requires a 0.3m reserve on abutting plans 33M-532 and 33M-566 to be dedicated as public highway for unobstructed legal access throughout the Subdivision)</p>
<p>Bill No. 319By-law No. S.-_____- _____</p>	<p>A by-law to lay out, constitute, establish and assume certain reserves in the City of London as public highway. (as part of Baird Street; as part of Whetherfield Street; and as part of Beaverbrook Avenue) (Chief Surveyor – registration of 33M-611 requires 0.3m Reserves on abutting plans 33M-511 and 3M-566 to be dedicated as public highway for unobstructed legal access throughout the subdivision)</p>
<p>Bill No. 320By-law No. W.- 5577(____)- _____</p>	<p>A by-law to amend by-law No. W.-5577-64, as amended, entitled, “A by-law to authorize the Western Road and Philip Aziz Avenue Improvements. (Project No. TS1136)”. (2.4/11/CWC)</p>
<p>Bill No. 321By-law No. W.- 5676(____)- _____</p>	<p>A by-law to amend by-law No. W.-5676-194 entitled, “A by-law to authorize the Capital Project TS1627 – Philip Aziz – Western Rd to Thames River.” (2.4/11/CWC)</p>
<p>Bill No. 322By-law No. W.- _____- _____</p>	<p>A by-law to authorize Project TS1670 – Intersection – Sarnia/Philip Aziz – Western Rd. (2.4/11/CWC)</p>
<p>Bill No. 323By-law No. Z.-1- 23____</p>	<p>A by-law to amend By-law No. Z.-1 to rezone an area of land located at 341 Southdale Road East. (3.4/13/PEC)</p>
<p>Bill No. 324By-law No. Z.-1- 23____</p>	<p>A by-law to amend By-law No. Z.-1 to rezone lands located at 2550 Sheffield Boulevard. (3.5/13/PEC)</p>
<p>Bill No. 325By-law No. A.- _____- _____</p>	<p>A by-law to authorize and approve an Agreement of Purchase and Sale between The Corporation of the City of London and 16 Wellington Holdings Ltd., for the acquisition of the property located at 16 Wellington Road, in the City of London, for the Wellington Gateway Project, and to authorize the Mayor and the City Clerk to execute the Agreement. (6.1/15/CSC)</p>

<p>Bill No. 326By-law No. A.- _____- _____</p>	<p>A by-law to authorize and approve an Agreement of Purchase and Sale between The Corporation of the City of London and SJMA ON SITE GROUP INC., for the acquisition of the property located at 124-126 Wellington Road, in the City of London, for the Wellington Gateway Project, and to authorize the Mayor and the City Clerk to execute the Agreement. (6.2/15/CSC)</p>
<p>Bill No. 327By-law No. A.- _____- _____</p>	<p>A by-law to authorize and approve a License Agreement between The Corporation of the City of London and London Hydro Inc. for the license in respect of the construction, maintenance and operation of a new Telecommunications Tower, Equipment Room, Servicing Connections, Transformer, and Back-up generator on a portion of lands located at 869 Commissioners Road West for a term of Thirty Five (35) years commencing on December 30, 2023 (the "Commencement Date") and terminating on December 30th, 2058 (the "Expiry Date"), subject to renewal options. (6.3/15/CSC)</p>
<p>Bill No. 328By-law No. A.- _____- _____</p>	<p>A by-law to authorize and approve an Agreement of Purchase and Sale between The Corporation of the City of London and Raven Windows Inc. for the sale of the City owned industrial land located in Huron Industrial Park, being composed being Part South 1/2 Lot 4, Concession 3, as in 750136 London/London Twp and being part of PIN 08147-0337 and to be further described in a reference plan to be deposited, containing an area of approximately 3 acres, and to authorize the Mayor and the City Clerk to execute the Agreement. (6.4/15/CSC)</p>
<p>Bill No. 329By-law No. A.- _____- _____</p>	<p>A by-law to authorize and approve an Agreement of Purchase and Sale between The Corporation of the City of London and Riverside Burgeon Inc. for the sale of the City owned industrial land located in Huron Industrial Park, being composed being Part South 1/2 Lot 4, Concession 3, as in 750136 London/London Twp and being part of PIN 08147-0337 and to be further described in a reference plan to be deposited, containing an area of approximately 0.50 acres, and to authorize the Mayor and the City Clerk to execute the Agreement. (6.5/15/CSC)</p>
<p>Bill No. 330By-law No. A.- _____- _____</p>	<p>A by-law to authorize and approve an Agreement of Purchase and Sale between The Corporation of the City of London and Huron Industrial Inc. for the sale of the City owned industrial land located in Huron Industrial Park, being composed being Part South 1/2 Lot 4, Concession 3, as in 750136 London/London Twp and being part of PIN 08147-0337 and to be further described in a reference plan to be deposited, containing an area of approximately 4 acres, and to authorize the Mayor and the City Clerk to execute the Agreement. (6.6/15/CSC)</p>

<p>Bill No. 331By-law No. A.- _____- _____</p>	<p>A by-law to authorize and approve an Agreement of Purchase and Sale between The Corporation of the City of London and Wyedel Power Inc. for the sale of the City owned industrial land located in Huron Industrial Park, being composed being Part South 1/2 Lot 4, Concession 3, as in 750136 London/London Twp and being part of PIN 08147-0337 and to be further described in a reference plan to be deposited, containing an area of approximately 2.88 acres, and to authorize the Mayor and the City Clerk to execute the Agreement. (6.7/15/CSC)</p>
<p>Bill No. 332By-law No. A.- _____- _____</p>	<p>A by-law to authorize and approve an Agreement of Purchase and Sale between The Corporation of the City of London and 2684150 Ontario Inc. for the sale of the City owned industrial land located in Innovation Park, being composed Part of Block 1, Plan 33M592, being Parts 14 and 17, on Plan 33R-20884, in the City of London, County of Middlesex, containing an area of approximately 6 acres, and to authorize the Mayor and the City Clerk to execute the Agreement. (6.8/15/CSC)</p>
<p>Bill No. 333By-law No. A.- _____- _____</p>	<p>A by-law to authorize and approve an Agreement of Purchase and Sale between The Corporation of the City of London and Thomson Foods Inc. for the sale of the City owned industrial land located in Innovation Park, being composed of being Part South 1/2 Lot 4, Concession 3, as in 750136 London/London Twp and being part of PIN 08147-0337 and to be further described in a reference plan to be deposited, containing an area of approximately 1.00 acres, and to authorize the Mayor and the City Clerk to execute the Agreement. (6.9/15/CSC)</p>

14. Adjournment

Motion made by: S. Stevenson
Seconded by: P. Cuddy

That the meeting BE ADJOURNED.

Motion Passed

The meeting adjourned at 7:36 PM.

Josh Morgan, Mayor

Michael Schulthess, City Clerk