



Council Agenda Including Addeds

7th Meeting of City Council

March 5, 2019, 4:00 PM

Council Chambers

The City of London is committed to making every effort to provide alternate formats and communication supports for Council, Standing or Advisory Committee meetings and information, upon request. To make a request for any City service, please contact accessibility@london.ca or 519-661-2489 ext. 2425.

The Council will break for dinner at approximately 6:30 PM, as required.

Pages

1. Disclosures of Pecuniary Interest

2. Recognitions

- 2.1 His Worship the Mayor will present the Environmental and Engineering Services Department with an award for Excellence in Energy Conservation

3. Review of Confidential Matters to be Considered in Public

4. Council, In Closed Session

Motion for Council, In Closed Session (Council will remain In Closed Session until approximately 5:15 PM, at which time Council will rise and reconvene in Public Session; Council may resume In Closed Session later in the meeting, if required.)

4.1 Personal Matters/Identifiable Individual

A matter pertaining to personal matters about an identifiable individual, including communications necessary for that purpose, as it relates to an interview for Eldon House Board of Directors. (6.1/6/CSC)

4.2 Solicitor-Client Privileged Advice / Litigation/Potential Litigation

A matter that pertains to litigation or potential litigation and advice that is subject to solicitor-client privilege, including communications necessary for the purpose and directions and instructions to officers and employees or agents of the municipality regarding properties located on Birchwood Drive and Meadowvale Drive. (6.1/4/CWC)

4.3 Solicitor-Client Privilege Advice

A matter subject to solicitor-client privilege, including communications necessary for that purpose, as it relates to the implementation of King Street Cycling Improvements, including the tendering process. (6.2/4/CWC)

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

- 5.1 6th Meeting held on February 12, 2019

6. Communications and Petitions

6.1 Downtown OEV East - West Bikeway Corridor Evaluation

(Refer to the Civic Works Committee Stage for Consideration with Item 15 (4.2) of the 4th Report of the Civic Works Committee)

- | | | |
|----|---|----|
| 1. | R. Campbell, 2475293 Ontario Inc | 42 |
| 2. | J. Pastorius, The Root Cellar | 43 |
| 3. | <i>(ADDED) G. Gallacher and J. MacDonald, Downtown London</i> | 44 |
| 4. | <i>(ADDED) M. Drangova and J. Pastorius, Old East Village</i> | 46 |
| 5. | <i>(ADDED) D. Hall, Cycle Link</i> | 48 |

7. Motions of Which Notice is Given

8. Reports

8.1 3rd Report of the Community and Protective Services Committee 50

1. Disclosures of Pecuniary Interest
2. (2.1) 1st Report of the Community Safety and Crime Prevention Advisory Committee
3. (2.2) 1st Report of the Accessibility Advisory Committee
4. (2.3) 1st Report of the Diversity, Inclusion and Anti-Oppression Advisory Committee
5. (2.4) Provide Homemaking Services for The Corporation of The City of London - Award Request for Proposal 18-48 (Relates to Bill No. 87)
6. (2.8) Ontario Works Employment Innovations Purchase of Service Agreement - Bridges Out of Poverty & Circles Initiative (Relates to Bill No. 88)
7. (2.5) Unsanctioned and Unsafe Street Parties
8. (2.6) By-law Monitoring and Modernization
9. (2.7) Making Nasal Naloxone Kits Available for Public Use in Some City of London Facilities
10. (3.1) Sound By-Law - Outdoor Patio Time Exemption and Housekeeping Amendments (Relates to Bill No. 96)
11. (3.2) London's Cultural Prosperity Plan Update
12. (5.1) Deferred Matters List
13. (5.2) 2nd Report of the Animal Welfare Advisory Committee

8.2 6th Report of the Corporate Services Committee 66

1. Disclosures of Pecuniary Interest
2. (2.3) 2019 Debenture Issuance

3. (2.4) Declare Surplus - Portion of City-Owned Land Abutting 15 McAlpine Avenue
4. (2.5) Residential Tax By-Law for New Affordable Housing Program Projects - 27 Centre Street, London (Relates to Bill No. 86)
5. (2.6) Association of Municipalities of Ontario (AMO) Board Meeting Update - City of Toronto, ON January 24-25, 2019
6. (2.1) Budweiser Gardens: City Approval of Zamboni Capital Lease Agreement
7. (2.2) 2018 Annual Update on Budweiser Gardens
8. (3.1) Apportionment of Taxes
9. (4.1) Grand Theatre - Municipal Accommodation Tax Funding Request
10. (4.2) Future Tax Policy - Possible Directions
11. (5.1) Consideration of Appointments to the Eldon House Board of Directors

8.3 4th Report of the Civic Works Committee

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1. Disclosures of Pecuniary Interest
2. (2.2) 2018 External Audit of London's Drinking Water Quality Management System and 2018 Management Review
3. (2.3) 2018 Drinking Water Annual Report and Summary Report for the City of London Distribution System
4. (2.6) Endorsement of Updated Operational Plan for the Elgin-Middlesex Pumping Station (London Portion)
5. (2.7) Contract Award - Tender No. RFT 19-02 - 2019 Infrastructure Renewal Program - Egerton Street, Brydges Street and Pine Street - Phase 2 Reconstruction Project (Relates to Bill No. 93)
6. (2.8) Contract Award Tender - No. RFT 19-13 - 2019 Infrastructure Renewal Program - Cavendish Crescent and Mount Pleasant Avenue - Phase 2 Reconstruction Project (Relates to Bill No. 94)
7. (2.9) Sole Source Award - Acoustic Fiber Optic Monitoring Contract - Project No. EW3538
8. (2.10) Amendments to the Traffic and Parking By-Law (Relates to Bill No. 95)
9. (2.11) 2019 Annual New Sidewalk Program
10. (2.1) Southdale Road West and Wickerson Road Improvements Environmental Study Report
11. (2.4) Contract Award - Tender No. 19-15 - 2019 Infrastructure Renewal Program - Downtown Sewer Separation Phase 2

Project

12. (2.5) Agreement Extension with Trojan Technologies for the Use of the Decommissioned Westminster Wastewater Plant (Relates to Bill No. 89)
13. (2.12) Red Light Camera Program 2018 Annual Report
14. (4.1) Street Light Local Improvements Process
15. (4.2) Downtown OEV East - West Bikeway Corridor Evaluation
16. (5.1) Deferred Matters List

8.4 5th Report of the Planning and Environment Committee

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1. Disclosures of Pecuniary Interest
2. (2.1) 2nd Report of the Advisory Committee on the Environment
3. (2.2) 1st Report of the Trees and Forests Advisory Committee
4. (2.3) Application - 132, 146 and 184 Exeter Road - Stormwater Management (SWM) Facility Land Acquisition Agreement - 39T-15501
5. (2.7) Application - 232-240 Oakland Avenue (H-8994) (Relates to Bill No. 103)
6. (2.8) Application - 1284 Sunningdale Road West - 3 Year Extension of Draft Plan Subdivision - 39T-04510
7. (2.9) Passage of Amending By-law for Heritage Designated Property at 660 Sunningdale Road East (Relates to Bill No. 91)
8. (2.10) Passage of Heritage Designating By-law for 336 Piccadilly Street (Relates to bill No. 92)
9. (2.11) Application - 2688 Asima Drive (P-9008)
10. (2.4) Application - 810 Westdel Bourne, Portion of 1055 Westdel Bourne, 1079 Westdel Bourne, 1959 and 1997 Oxford Street West - Eagle Ridge Subdivision Phase 2 - Special Provisions - 39T-17501
11. (2.5) Application - 379 Sunningdale Road West - Sunninglea Subdivision - Special Provisions - 39T-16504
12. (2.6) Urban Forest Health - Oak Wilt
13. (3.1) 131 King Street - Obtain a Section 45(1.4) Council Resolution
14. (3.2) 894 Adelaide Street North - Obtain a Section 45(1.4) Council Resolution
15. (3.3) Application - 1820 Canvas Way - Draft Plan Vacant Land Condominium - 39CD-18513
16. (3.4) Application - 2626 Sheffield Boulevard - Draft Plan of Vacant Land Condominium - 39CD-19501

17.	(3.5) Application - 1395 Riverbend Road - Application for Zoning By-law Amendment (Z-8924) (Relates to Bill No. 104)	
18.	(3.6) 447 Old Wonderland Road (Z-8962) (Relates to Bill No. 105)	
19.	(3.7) Draft Old East Village Dundas Street Corridor Secondary Plan (O-8879)	
20.	(3.8) Proposed New City of London Boulevard Tree Protection By-law (Relates to Bill No. 90)	
21.	(5.1) 3rd Report of the London Advisory Committee on Heritage	
8.5	1st Report of the Audit Committee	131
1.	(1.1) Disclosures of Pecuniary Interest	
2.	(1.2) Election of Chair and Vice-Chair for the Term Ending November 30, 2019	
3.	(2.1) Audit Planning Report for the Year Ended December 31, 2018	
4.	(2.2) London Downtown Closed Circuit Television Program for the Year Ending December 31, 2018	
5.	(2.3) Internal Audit Summary Update	
6.	(2.4) June 2017-December 2018 Internal Audit Dashboard as at January 28, 2019	
7.	(2.5) Internal Audit Plan Refresh Approach and Timing	
8.	(2.6) Observation Summary as at January 28, 2019	
9.	Added Reports	
9.1	6th Report of Council in Closed Session	
9.2	<i>7th Report of the Strategic Priorities and Policy Committee</i>	
1.	<i>Disclosures of Pecuniary Interest</i>	
2.	<i>(2.1) 2019 Assessment Growth Funding Allocation</i>	
3.	<i>(2.2) Response to London Middlesex Housing Corporation (LMHC) Requested Changes to the Articles of Incorporation and PricewaterhouseCoopers Internal Audit Report</i>	
4.	<i>(3.1) Council's Strategic Plan 2019-2023: Draft Outcomes, Expected Results, Strategies, Metrics, Targets and Preliminary Cost Estimates</i>	
5.	<i>(3.2) Core Area Informed Response - Pilot Update Report</i>	
6.	<i>(4.1) 1st Report of the Governance Working Group</i>	
7.	<i>(4.2) Resignation from Councillor A. Kayabaga from the London Public Library Board and the Elgin Area Primary Water Supply Board</i>	

8. *(4.3) Request for a Shareholder's Meeting - Housing Development Corporation, London*
9. *(4.4) Confirmation of Appointment to the Old East Village Business Improvement Area*
10. *(4.5) Confirmation of Appointments to the London Downtown Business Association Board of Directors*
11. *(4.6) Request for Rapid Transit and Other Transportation Seeking Public Transit Infrastructure Stream (PTIS) Funding be Directed to the Strategic Priorities and Policy Committee*

10. Deferred Matters

11. Enquiries

12. Emergent Motions

13. By-laws

By-laws to be read a first, second and third time:

- | | | |
|------|--|-----|
| 13.1 | Bill No. 85 A.-7813-67 | 133 |
| | A by-law to confirm the proceedings of the Council Meeting held on the 5th day of March, 2019. (City Clerk) | |
| 13.2 | Bill No. 86 A.-____-__ | 134 |
| | A by-law to exempt from taxation for municipal and school purposes a portion of the multi-residential assessed value of the property at 27 Centre Street, in the City of London. (2.5/6/CSC) | |
| 13.3 | Bill No. 87 A.-____-__ | 136 |
| | A by-law to approve the Agreement between The Corporation of the City of London and CBI Limited for the provision of Homemaking Services. (2.4/3/CPSC) | |
| 13.4 | Bill No. 88 A.-____-__ | 147 |
| | A by-law to approve the Agreement for the delivery of the Bridges Out of Poverty & Circles Initiative between The Corporation of the City of London and Goodwill Industries, Ontario Great Lakes. (2.8/3/CPSC) | |
| 13.5 | Bill No. 89 A.-____-__ | 166 |
| | A by-law to authorize an Amending Agreement between The Corporation of the City of London and Trojan Technologies and to authorize the Mayor and City Clerk to execute the Agreement. (2.5/4/CWC) | |
| 13.6 | Bill No. 90 CP-____ | 168 |
| | A by-law relating to planting and preserving of trees on boulevards in the City of London. (3.8/5/PEC) | |
| 13.7 | Bill No. 91 L.S.P.-3476(____)-____ | 175 |
| | A by-law to amend By-law No. L.S.P.-3476-474, entitled, "A by-law to designate 660 Sunningdale Road East to be of cultural heritage value or | |

	interest” to correct the legal description of the subject property.” (2.9/5/PEC)	
13.8	Bill No. 92 L.S.P.-____-____ A by-law to designate 336 Piccadilly Street to be of cultural heritage value or interest. (2.10/5/PEC)	177
13.9	Bill No. 93 PS-113-19____ A by-law to amend By-law PS-113 entitled, “A by-law to regulate traffic and the parking of motor vehicles in the City of London.” (2.7/4/CWC)	181
13.10	Bill No. 94 PS-113-19____ A by-law to amend By-law PS-113 entitled, “A by-law to regulate traffic and the parking of motor vehicles in the City of London.” (2.8/4/CWC)	182
13.11	Bill No. 95 PS-113-19____ A by-law to amend By-law PS-113 entitled, “A by-law to regulate traffic and the parking of motor vehicles in the City of London.” (2.10/4/CWC)	183
13.12	Bill No. 96 PW-12-19____ A by-law to amend By-law PW-12, as amended, entitled “A By-law to provide for the Regulation and Prohibition of Noise and Sound” with respect to Temporary Noise Permits. (3.1/3/CPSC)	188
13.13	Bill No. 97 S.-____-____ A by-law to assume certain works and services in the City of London. (Westbury Subdivision, Plan 33M-641) (City Engineer)	189
13.14	Bill No. 98 S.-____-____ A by-law to assume certain works and services in the City of London. (Hyde Park Meadows -Phase 1, Plan 33M-605) (City Engineer)	191
13.15	Bill No. 99 S.-____-____ A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Industrial Road, south of Veterans Memorial Parkway) (City Surveyor - pursuant to Consent B.049/18 and in accordance with Zoning By-law Z-1)	193
13.16	Bill No. 100 S.-____-____ A by-law to lay out, constitute, establish and assume certain reserves in the City of London as public highway. (as part of Sandbar Street, as part of Lawson Road, and as part of Reeves Avenue) (City Surveyor - for unobstructed legal access throughout the Subdivision)	195
13.17	Bill No. 101 S.-____-____ A by-law to repeal By-law No. S.-5930-146 entitled, “A by-law to rename a portion of LA Stradella to La Stradella Gate; to rename a portion of Middlewoods to Middlewoods Drive; to rename a portion of Tailwood to Tailwood Circle and to rename a portion of The Birches to The Birches Place, effective September 1, 2018.” (City Clerk)	197
13.18	Bill No. 102 S.-____-____	198

A by-law to rename a portion of LA Stradella to La Stradella Gate; to rename a portion of Middlewoods to Middlewoods Drive; to rename a portion of Tallwood to Tallwood Circle and to rename a portion of The Birches to The Birches Place, effective July 1, 2019. (City Clerk)

13.19	Bill No. 103 Z.-1-19_____	200
	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 232-240 Oakland Avenue. (2.7/5/PEC)	
13.20	Bill No. 104 Z.-1-19_____	202
	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 1395 Riverbend Road. (3.5/5/PEC)	
13.21	Bill No.105 Z.-1-19_____	204
	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 447 Old Wonderland Road. (3.6/5/PEC)	

14. Adjournment

Council Minutes

6th Meeting of City Council
February 12, 2019, 4:00 PM

Present: Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Peloza, A. Kayabaga, S. Hillier
Also Present: M. Hayward, A. Barbon, B. Card, B. Coxhead, S. Datars Bere, J. Davies, A. Dunbar, J. Fleming, M. Galczynski, G. Kotisfas, S. Mathers, J. Millson, K. Murray, D. O'Brien, M. Ribera, C. Saunders, M. Schulthess, S. Stafford, B. Warner and B. Westlake-Power.

The meeting is called to order at 4:03 PM, with all Members present.

1. Disclosures of Pecuniary Interest

Councillor S. Turner discloses a pecuniary interest in the following matters:

- i) item 3.1 (8.2-9) of the 3rd Report of the Civic Works Committee, having to do with community water fluoridation, by indicating that his employer, the Middlesex London Health Unit provided commentary regarding this matter;
- ii) part b) of item 2.1 (8.4-2) of the 5th Report of the Strategic Priorities and Policy Committee, having to do with Merrymount Children's Centre, by indicating that his spouse is an employee of Childreach;
- iii) item 4.4 (8.4-7) of the 5th Report of the Strategic Priorities and Policy Committee, having to do with any matter specific to EarlyON funding, by indicating that his spouse is an employee of Childreach;
- iv) item 4.4 (8.4-7) of the 5th Report of the Strategic Priorities and Policy Committee, having to do with any matter specific to the Middlesex London Health Unit (MLHU), by indicating that the MLHU is his employer; and
- v) item 1 (9.1) of the 5th Report of Council, In Closed Session and related Bill No. 84, having to do with the acquisition of the property known as 78 Wellington Road, by indicating that he owns property in close vicinity to the subject property.

Councillor J. Helmer discloses a pecuniary interest in item 4.4 (8.4-7) of the 5th Report of the Strategic Priorities and Policy Committee, having to do with any matters related directly to the National Golf Course Owners Association, by indicating that his father is a member of the Association.

Councillor E. Peloza discloses a pecuniary interest in item 4.4 (8.4-7) of the 5th Report of the Strategic Priorities and Policy Committee, having to do with budget funding to the YMCA, by indicating that her partner is employed by Goodlife Fitness.

Councillor P. Van Meerbergen discloses a pecuniary interest in item 4.4 (8.4-7) of the 5th Report of the Strategic Priorities and Policy Committee, having to do with any matters related to child care funding, by indicating that his spouse operates a child care business.

2. Recognitions

None.

3. Review of Confidential Matters to be Considered in Public

None.

4. Council, In Closed Session

Motion made by: A. Kayabaga

Seconded by: E. Pelosa

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

6.1 Personal Matters/Identifiable Individual

A matter pertaining to personal matters about an identifiable individual, including communications necessary for that purpose, as it relates to interviews for Eldon House Board of Directors. (6.1/5/CSC)

6.2 Land Acquisition/Solicitor-Client Privileged Advice

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. (6.2/5/CSC)

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

The Council rises and goes into the Council, In Closed Session, at 4:09 PM, with Mayor E. Holder in the Chair and all Members present.

The Council, In Closed Session, rises at 4:28 PM and Council reconvenes at 4:31 PM, with Mayor E. Holder in the Chair and all Members present.

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

5.1 5th Meeting held on January 29, 2019.

Motion made by: P. Van Meerbergen

Seconded by: S. Lehman

That the Minutes of the 5th Meeting, held on January 29, 2018, BE APPROVED.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

6. Communications and Petitions

6.1 London Hydro Invitation

Motion made by: A. Hopkins

Seconded by: S. Lewis

That the communication from M. Mathur, London Hydro Inc., BE RECEIVED and BE REFERRED as noted on the public Council Agenda.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

7. Motions of Which Notice is Given

None.

8. Reports

8.1 5th Report of the Corporate Services Committee

Motion made by: J. Morgan

That the 5th Report of the Corporate Services Committee BE APPROVED, excluding Item 5 (4.1).

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

1. Disclosures of Pecuniary Interest

Motion made by: J. Morgan

That it BE NOTED that no pecuniary interests are disclosed.

Motion Passed

2. (2.1) RFP-18-40 Licensed Refrigeration Services Provider Irregular Result

Motion made by: J. Morgan

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the following actions be taken with respect to the selection of a Licensed Refrigeration Services Provider:

a) the proposal submitted by CIMCO Refrigeration, 651 Wilton Grove Road, London ON N6N 1N7 for the provision of refrigeration services in accordance RFP18-40 Licensed Refrigeration Services Provider, at a total estimated annual cost of \$189,693.66 excluding HST, BE ACCEPTED; it being noted that the bid submitted by CIMCO Refrigeration was an irregular result (only one bid received);

b) the Civic Administration BE AUTHORIZED to undertake all administrative acts that are necessary in connection with this contract; and

c) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract, having a purchase order, or contract record relating to the subject matter of this approval.

Motion Passed

3. (2.2) Provincial Dedicated Gas Tax Funds for Public Transportation Program 2018/2019 (Relates to Bill No. 72)

Motion made by: J. Morgan

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the proposed by-law appended to the staff report dated February 5, 2019 as Appendix "A" BE INTRODUCED at the Municipal Council meeting on February 12, 2019 to authorize the Mayor and the Managing Director Corporate Services and City Treasurer, Chief Financial Officer, to execute a Letter of Agreement between the Province of Ontario and The Corporation of the City of London, with respect to the Dedicated Gas Tax Funds for the Public Transportation Program.

Motion Passed

4. (3.1) Apportionment of Taxes

Motion made by: J. Morgan

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the taxes on the blocks of land described in the Schedules appended to the staff report dated February 5, 2019 BE APPORTIONED as indicated on the Schedules, pursuant to Section 356 of the Municipal Act, 2001; it being noted that there were no members of the public in attendance to speak to the Corporate Services Committee at the public hearing associated with this matter.

Motion Passed

5. (4.1) London Convention Centre Investment

Motion made by: J. Morgan

That the request of London Convention Centre for financial support in the amount of \$500,000, for the London Convention Centre 2nd Floor Renovation Project, BE APPROVED, with the source of funding being the Economic Development Reserve Fund; it being noted that the Corporate Services Committee received a verbal presentation and the ~~attached~~ information from L. Da Silva, General Manager and CEO of the London Convention Centre with respect to this matter.

Amendment:

Motion made by: M. Cassidy

Seconded by: A. Hopkins

That item 4.1 BE AMENDED, by deleting the words "Economic Development Reserve Fund", and by replacing them with the words "Tourism Infrastructure Reserve Fund".

Yeas: (9): Mayor E. Holder, J. Helmer, M. Cassidy, J. Morgan, S. Lehman, A. Hopkins, S. Turner, E. Pelosa, and A. Kayabaga

Nays: (6): M. van Holst, S. Lewis, M. Salih, P. Squire, P. Van Meerbergen, and S. Hillier

Motion Passed (9 to 6)

Motion made by: J. Morgan
Seconded by: E. Peloza

That item 4.1, as amended BE APPROVED.

Yeas: (13): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, J. Morgan, S. Lehman, A. Hopkins, S. Turner, E. Peloza, A. Kayabaga, and S. Hillier

Nays: (2): P. Squire, and P. Van Meerbergen

Motion Passed (13 to 2)

Item 4.1, as amended, reads as follows:

That the request of London Convention Centre for financial support in the amount of \$500,000, for the London Convention Centre 2nd Floor Renovation Project, BE APPROVED, with the source of funding being the Tourism Infrastructure Reserve Fund; it being noted that the Corporate Services Committee received a verbal presentation and the attached information from L. Da Silva, General Manager and CEO of the London Convention Centre with respect to this matter.

8.2 3rd Report of the Civic Works Committee

Motion made by: P. Squire

That the 3rd Report of the Civic Works Committee BE APPROVED, excluding items 7(4.2) and 9(3.1).

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Peloza, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

1. Disclosures of Pecuniary Interest

Motion made by: P. Squire

That it BE NOTED no pecuniary interests were disclosed.

Motion Passed

2. (2.1) 1st Report of the Transportation Advisory Committee

Motion made by: P. Squire

That the 1st Report of the Transportation Advisory Committee, from its meeting held on January 22, 2019, BE RECEIVED.

Motion Passed

3. (2.2) Environmental Assessment and Design Services Dingman Drive East of Wellington Road to Highway 401 and Area Intersections - Appointment of Consulting Engineer

Motion made by: P. Squire

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the environmental

assessment for Dingman Drive from east of Wellington Road to Highway 401, Exeter Road/Wellington Road intersection and Dingman Drive/White Oak Road intersection and design of localized minor roadworks at the Exeter Road/Wellington Road intersection:

- a) AECOM Canada Ltd, BE APPOINTED Consulting Engineers for the project in the amount of \$431,324.00 (excluding HST), in accordance with Section 15.2(e) of the Procurement of Goods and Services Policy;
- b) the financing for this project BE APPROVED in accordance with the Sources of Financing Report as appended to the staff report dated February 5, 2019 as Appendix A;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the Consultant for the work; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2019-T05)

Motion Passed

4. (2.3) Tree Impacts for 2019 Infrastructure Renewal Program

Motion made by: P. Squire

That, on the recommendation of the Managing Director of Environmental and Engineering Services and City Engineer, the staff report dated February 5, 2019 entitled "Tree Impacts for 2019 Infrastructure Renewal Program" BE RECEIVED. (2019-E04)

Motion Passed

5. (2.4) 2019 Large Diameter Watermain Inspection

Motion made by: P. Squire

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the Large Diameter Watermain Inspection:

- a) the bid submitted by Echologics Engineering Ltd., 6295 Northam Drive, Mississauga, Ontario, L4V 1W8, in the amount of \$874,649 (excluding H.S.T.) BE AWARDED in accordance with Section 15.2 (e) of the City of London's Procurement of Goods and Services Policy;
- b) the contract value for Pure Technologies Ltd., 3rd Floor, 705-11 Avenue SW, Calgary, Alberta, T2R 0E3, in the amount of \$744,582 (excluding H.S.T.) BE APPROVED, in accordance with section 14.4 (e) of the Corporation of the City of London's Procurement of Goods and Services Policy;
- c) the financing for this project BE APPROVED as set out in the Sources of Financing Report as appended to the staff report dated February 5, 2019 as Appendix A;

d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project; and

e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2019-E08)

Motion Passed

6. (2.5) 2018 Ministry of the Environment, Conservation and Parks Inspection Report for the City of London Water Distribution System

Motion made by: P. Squire

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the staff report dated February 5, 2019 and entitled “2018 Ministry of the Environment, Conservation and Parks Inspection of the City of London Water Distribution System” BE RECEIVED.(2019-E02)

Motion Passed

8. (5.3) London Hydro Invitation

Motion made by: P. Squire

That it BE NOTED, that Councillor M. van Holst withdrew the communication dated February 4, 2019 inviting London Hydro to the March 4, 2019 meeting of the Strategic Priorities and Policy Committee.

Motion Passed

10. (4.1) 2nd Report of the Cycling Advisory Committee

Motion made by: P. Squire

That the 2nd Report of the Cycling Advisory Committee, from its meeting held on January 16, 2019, BE RECEIVED.

Motion Passed

11. (5.1) Deferred Matters List

Motion made by: P. Squire

That the Civic Works Committee Deferred Matters List, dated January 28, 2019, BE RECEIVED.

Motion Passed

12. (5.2) Green Bin Program

Motion made by: P. Squire

That the communication from J. Kogelheide, dated December 19, 2018, with respect to the Green Bin program, BE RECEIVED

Motion Passed

7. (4.2) Potential Transportation Projects

Motion made by: P. Squire

That the following actions be taken with respect to ensuring the \$204 million allocated to London under the Federal Public Transit Infrastructure Stream (PTIS) and the \$170 million Provincial funding commitment be fully utilized:

- a) Council RECOGNIZE that the scheduled Fall 2019 Federal election could lead to a significant delay in PTIS funding approval for those projects not submitted by London to the Province before March 31, 2019;
- b) Staff ASSEMBLE a list of transportation projects that are both likely to be eligible for PTIS funding and able to be delivered within the PTIS funding window ending in March of 2028;
- c) the list BE CONSIDERED at a special meeting of SPPC, including a Public Participation Meeting, to be held off site the week of March 18, 2019. (2019-T03)

Amendment:

Motion made by: M. van Holst
Seconded by: Mayor E. Holder

That part c) BE AMENDED by deleting the words, "the week of March 18, 2019" and by replacing them with the words, "on Wednesday, March 20, 2019 at 3 PM".

Yeas: (12): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, P. Van Meerbergen, S. Turner, and S. Hillier

Nays: (3): A. Hopkins, E. Peloza, and A. Kayabaga

Motion Passed (12 to 3)

Amendment:

Motion made by: A. Hopkins
Seconded by: M. Cassidy

The following new part d) BE ADDED:

- d) the Civic Administration BE DIRECTED to report back, prior to the above-noted public participation meeting, with respect to a history related to work to-date on the Bus Rapid Transit project.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Peloza, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

Motion made by: P. Squire
Seconded by: S. Lehman

That item 4.2, as amended, BE APPROVED.

Yeas: (12): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, P. Van Meerbergen, S. Turner, and S. Hillier

Nays: (3): A. Hopkins, E. Peloza, and A. Kayabaga

Motion Passed (12 to 3)

Item 4.2, as amended, reads as follows:

That the following actions be taken with respect to ensuring the \$204 million allocated to London under the Federal Public Transit Infrastructure Stream (PTIS) and the \$170 million Provincial funding commitment be fully utilized:

- a) Council RECOGNIZE that the scheduled Fall 2019 Federal election could lead to a significant delay in PTIS funding approval for those projects not submitted by London to the Province before March 31, 2019;
- b) Staff ASSEMBLE a list of transportation projects that are both likely to be eligible for PTIS funding and able to be delivered within the PTIS funding window ending in March of 2028;
- c) the list BE CONSIDERED at a special meeting of SPPC, including a Public Participation Meeting, to be held off site on Wednesday, March 20, at 3:00 PM; and,
- d) that staff BE DIRECTED to report back, prior to the above-noted public participation meeting, with respect to a history related to work to-date on the BRT project. (2019-T03)

9. (3.1) Community Water Fluoridation

Motion made by: P. Squire

That the following actions be taken with respect to fluoridation in London drinking water:

- a) the following communications and delegations, BE RECEIVED:
 - a communication from K. Miller, Safe Water London
 - a communication from C. Gupta, Safe Water London
 - a communication from Dr. Mackie, Middlesex London Health Unit
 - a communication from R. Hudon, Safe Water Ottawa
 - a communication from K. Spencer
 - a communication from D. Mayne
 - a communication from C. Hibbs, Ontario Dental Assistants Association
 - a communication from A. Richard, Canadian Association of Public Dentistry
 - a communication from M. Carter, Ontario Dental Hygienists Association
 - a communication from Dr. F. Rashid, Ontario Association of Public Health Dentistry
 - a communication from O. Love, Canadian Dental Hygienists Association
 - a communication from , A. Sherban, Royal College of Dental Surgeons of Ontario

- a communication Dr. H. Limeback, University of Toronto
 - communications from C. Massey
 - a communication from R. Dickson, Safe Water Calgary
 - a communication from M. Lucas
 - a communication from Dr. M. Gross, London and District Dental Association
 - communications from L. Cianchino
 - a communication from Saleem Family
 - a communication and delegation from P. Killen
 - a delegation from L. Timler, School of Health Sciences, Fanshawe College; and,
- b) the City Engineer, in consultation with the Middlesex London Health Unit, BE REQUESTED to report back at a future meeting of the Civic Works Committee with respect to the potential to lower the fluoridation levels in the London drinking water to 0.6 mg/L.

Amendment:

Motion made by: M. van Holst
Seconded by: S. Hillier

That the communications and delegations, noted in part a) of item 3.1 BE RECEIVED and REFERRED to the February 20, 2019 meeting of the Civic Works Committee for further consideration as to how the matters raised in the communications and delegations relate to the Municipal Council's duties under the *Safe Water Drinking Act, 2002*;

Yeas: (5): M. van Holst, J. Helmer, E. Pelosa, A. Kayabaga, and S. Hillier

Nays: (9): Mayor E. Holder, S. Lewis, M. Salih, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, and P. Van Meerbergen

Recuse: (1): S. Turner

Motion Failed (5 to 9)

Amendment:

Motion made by: M. van Holst
Seconded by: S. Hillier

That part b) of item 3.1 BE AMENDED to read as follows:

"b) the City Engineer, in consultation with the Middlesex London Health Unit BE REQUESTED to report back at a future meeting of the Civic Works Committee with respect to the potential to lower the fluoridation levels in the London drinking water to 0.6 mg/L or to eliminate fluoridation in the London drinking water including information with respect to potential cost savings from implementing such measures."

Yeas: (2): M. van Holst, and S. Hillier

Nays: (12): Mayor E. Holder, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, E. Pelozza, and A. Kayabaga

Recuse: (1): S. Turner

Motion Failed (2 to 12)

The Chair recognizes Councillor M. van Holst to continue speaking, pursuant to section 9 of the Council Procedure By-law.

Motion made by: M. Cassidy

Shall the ruling of the Chair be upheld?

Yeas: (8): Mayor E. Holder, M. van Holst, J. Helmer, P. Squire, J. Morgan, S. Lehman, P. Van Meerbergen, and S. Hillier

Nays: (6): S. Lewis, M. Salih, M. Cassidy, A. Hopkins, E. Pelozza, and A. Kayabaga

Recuse: (1): S. Turner

Motion Passed (8 to 6)

Motion made by: P. Squire

That part a) of item 3.1 BE APPROVED.

Yeas: (13): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, E. Pelozza, and S. Hillier

Nays: (1): A. Kayabaga

Recuse: (1): S. Turner

Motion Passed (13 to 1)

Motion made by: P. Squire

That part b) of item 3.1 BE APPROVED.

Yeas: (3): M. van Holst, E. Pelozza, and S. Hillier

Nays: (11): Mayor E. Holder, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, and A. Kayabaga

Recuse: (1): S. Turner

Motion Failed (3 to 11)

Item 3.1, as amended, reads as follows:

The following communications and delegations with respect to fluoridation in London drinking water BE RECEIVED:

- a communication from K. Miller, Safe Water London
- a communication from C. Gupta, Safe Water London
- a communication from Dr. Mackie, Middlesex London Health Unit
- a communication from R. Hudon, Safe Water Ottawa
- a communication from K. Spencer

- a communication from D. Mayne
- a communication from C. Hibbs, Ontario Dental Assistants Association
- a communication from A. Richard, Canadian Association of Public Dentistry
- a communication from M. Carter, Ontario Dental Hygienists Association
- a communication from Dr. F. Rashid, Ontario Association of Public Health Dentistry
- a communication from O. Love, Canadian Dental Hygienists Association
- a communication from , A. Sherban, Royal College of Dental Surgeons of Ontario
- a communication Dr. H. Limeback, University of Toronto
- communications from C. Massey
- a communication from R. Dickson, Safe Water Calgary
- a communication from M. Lucas
- a communication from Dr. M. Gross, London and District Dental Association
- communications from L. Cianchino
- a communication from Saleem Family
- a communication and delegation from P. Killen
- a delegation from L. Timler, School of Health Sciences, Fanshawe College.

Motion made by: J. Helmer

Seconded by: S. Turner

That Council RECESS.

Yeas: (14): Mayor E. Holder, M. van Holst, S. Lewis, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Nays: (1): M. Salih

Motion Passed (14 to 1)

The Council recesses at 6:57 PM and Council reconvenes at 7:58 PM, with Mayor E. Holder in the Chair and all Members present.

8.3 4th Report of the Planning and Environment Committee

Motion made by: A. Hopkins

That the 4th Report of the Planning and Environment Committee BE APPROVED, excluding items 4 (2.3), 8 (4.1) and 9 (4.2).

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

1. Disclosures of Pecuniary Interest

Motion made by: A. Hopkins

That it BE NOTED that no pecuniary interests were disclosed.

Motion Passed

2. (2.1) 1st Report of the Agricultural Advisory Committee

Motion made by: A. Hopkins

That the 1st Report of the Agricultural Advisory Committee, from its meeting held on January 16, 2019, BE RECEIVED for information.

Motion Passed

3. (2.2) 2nd Report of the Environmental and Ecological Planning Advisory Committee

Motion made by: A. Hopkins

That, the following actions be taken with respect to the 2nd Report of the Environmental and Ecological Planning Advisory Committee from its meeting held on January 17, 2019:

- a) the Working Group comments appended to the 2nd Report of the Environmental and Ecological Planning Advisory Committee with respect to the application by John Aarts Group, relating to the property located at 3900 Scotland Drive and other properties BE FORWARDED to C. Lowery, Planner II, for consideration; it being noted that the Environmental and Ecological Planning Advisory Committee received and reviewed a Notice of Planning Application, with respect to this matter;
- b) the Working Group comments appended to the 2nd Report of the Environmental and Ecological Planning Advisory Committee with respect to the ReThink Zoning Draft Terms of Reference BE FORWARDED to J. Adema, Planner II, for consideration;
- c) the Working Group comments appended to the 2nd Report of the Environmental and Ecological Planning Advisory Committee relating to the Forks of the Thames and Springbank Dam Decommissioning Environmental Impact Statements BE FORWARDED to the Civic Administration for consideration;
- d) the following actions be taken with respect to the Byron Gravel Pit Secondary Plan:
 - i) the Civic Administration BE ADVISED that a portion of the Byron Gravel Pit be preserved for species-at-risk, specifically bank swallows and cliff swallows; it being noted that bank swallows are a threatened species and the swallows and their habitat are protected under the Endangered Species Act; and,
 - ii) the Environmental and Ecological Planning Advisory Committee BE CIRCULATED on any environmental work undertaking as part of the Byron Gravel Pit Secondary Plan; and,
- e) clauses 1.1, 2.1, 2.2, 3.1, 3.2, 4.3, 5.1 to 5.3, inclusive, 6.1, 6.3 and 6.4 BE RECEIVED for information.

Motion Passed

5. (2.4) Building Division Monthly Report for December 2018

Motion made by: A. Hopkins

That the Building Division Monthly Report for the month of December, 2018 BE RECEIVED for information. (2019-A23)

Motion Passed

6. (3.1) Application - 240 Oakland Avenue (SPA 18-098)

Motion made by: A. Hopkins

That, on the recommendation of the Manager, Development Planning, the following actions be taken with respect to the application of BlueStone Properties Inc., relating to the property located at 240 Oakland Avenue:

a) the Approval Authority BE ADVISED that no issues were raised at the public participation meeting with respect to the application for Site Plan Approval to permit the construction of a six-storey 113-unit apartment building; and,

b) the Approval Authority BE ADVISED that the Municipal Council supports issuing the Site Plan Application to permit the construction of a six-storey 113-unit apartment building;

it being pointed out that at the public participation meeting associated with these matters, the individuals indicated on the ~~attached~~ public participation meeting record made oral submissions regarding these matters. (2019-D09)

Motion Passed

7. (3.2) Application - 440 Clarke Road (Z-8975/O-8989) (Relates to Bill No.s 73 and 82)

Motion made by: A. Hopkins

That, the following actions be taken with respect to the application of Zerín Development Corporation, relating to the property located at 440 Clarke Road:

a) the proposed by-law appended to the staff report dated February 4, 2019 as Appendix "A" BE INTRODUCED at the Municipal Council meeting to be held on February 12, 2019 to amend the Official Plan by ADDING a policy to section 10.1.3 – Policies for Specific Areas;

b) the ~~attached~~, revised, proposed by-law (Appendix "B") BE INTRODUCED at the Municipal Council meeting to be held on February 12, 2019 to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan as amended in part a) above), to change the zoning of the subject property FROM an Associated Shopping Area/Community Facility (ASA1/ASA2/ASA3/ASA8/CF) TO an Associated Shopping Area Special Provision/Community Facility Special Provision/Residential R8 Special Provision Bonus (ASA1/ASA2/ASA3()/ASA8()/CF1()/R8-4()*B()) Zone and FROM an Associated Shopping Area/Community Facility (ASA1/ASA2/ASA3/ASA8/CF) Zone TO an Associated Shopping Area (ASA8) Zone; it being noted that the B() Zone shall be implemented through one or more agreements to provide for an apartment building with a maximum height of 4-stores or 18 metres with an increased density of up to 95 units per hectare which substantively implements the Site Plan and Elevations attached as Schedule "1" to the amending by-law in return for the following facilities, services and matters:

i) Exceptional Building Design

A) the building design shown in the various illustrations contained in Schedule "1" of the amending by-law is being bonused for features which serve to support the City's objectives of promoting a high standard of design;

B) a building located along the Clark Road frontage next to the internal driveway, accessing the commercial property at the rear, providing a well-defined built edge and activating both the Street and driveway frontages;

C) a building oriented towards Clarke Road with a well-defined principle entrance at the northwest corner of the building;

D) individual courtyards for ground floor units facing both Clark Road and the internal driveway;

E) a variety of building materials and building articulation to break up the massing of the building;

F) all parking located in the rear yard away from the Clarke Road frontage; and,

G) a purpose designed courtyard amenity space within the internal portion of the site;

ii) Provision of Affordable Housing

A) the development provides 65 dwelling units (95 units per hectare), consisting of one and two bedroom units for affordable housing;

it being pointed out that at the public participation meeting associated with these matters, the individuals indicated on the ~~attached~~ public participation meeting record made oral submissions regarding these matters;

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 2014;
- the recommended amendment is consistent with the City of London Specific Area policies of the Official Plan and Shopping Area Place Type policies of the London Plan;
- the recommended amendment facilitates the development of an apartment building accommodating 65 affordable housing units;
- the recommended amendment facilitates the development of an underutilized site and encourages an appropriate form of development; and,
- the bonusing of the subject site ensures the building form and design will fit within the surrounding area and provide a high quality design standard. (2019-D11)

Yeas: (14): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, and S. Hillier

Motion Passed (14 to 0)

4. (2.3) Proposed New City of London Boulevard Tree Protection By-law

Motion made by: A. Hopkins

That on the recommendation of the Managing Director, Environmental & Engineering Services and City Engineer, the proposed new Boulevard Tree Protection By-law appended to the staff report dated February 4, 2019 BE REFERRED to a public participation meeting to be held at the Planning and Environment

Committee on February 19, 2019 for the purpose of seeking public input on the proposed new by-law. (2019-E18)

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

8. (4.1) 894 Adelaide Street North

Motion made by: A. Hopkins

That clauses 8 and 9 BE APPROVED.

Yeas: (14): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Nays: (1): P. Squire

Motion Passed (14 to 1)

8. 4.1 894 Adelaide Street North

That L. Kirkness, Kirkness Consulting Inc., BE GRANTED delegation status at the February 19, 2019 Planning and Environment Committee meeting with respect to the property located at 894 Adelaide Street North. (2019-D13)

9. 4.2 131 King Street

That L. Kirkness, Kirkness Consulting Inc., BE GRANTED delegation status at the February 19, 2019 Planning and Environment Committee meeting with respect to the property located at 131 King Street. (2019-D14)

8. Reports

8.4 5th Report of the Strategic Priorities and Policy Committee - Budget

2. (2.1) 2019 Annual Budget Update - Public Engagement

Motion made by: J. Morgan

That the following actions be taken with respect to the 2019 Annual Budget Update - Public Engagement:

a) that, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the staff report dated January 24, 2019 regarding public engagement for the 2019 Multi-Year Budget Update BE RECEIVED for information; and

b) the verbal update from Councillor J. Morgan and the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, with respect to direction arising from the January 17, 2019 Public Participation Meeting related to the Merrymount Children's Centre funding request, BE RECEIVED for information.

Motion made by: J. Morgan

That item 2.1 a) BE APPROVED.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

Motion made by: J. Morgan

That item 2.1 b) BE APPROVED.

Yeas: (14): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, E. Pelosa, A. Kayabaga, and S. Hillier

Recuse: (1): S. Turner

Motion Passed (14 to 0)

3. (3.1) Budget Overview

Motion made by: J. Morgan

That the ~~attached~~ budget presentation from the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer BE RECEIVED.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

4. (4.1) Review of Operating Budget Amendments (rounded to the closest \$1,000)

That the following actions be taken with respect to the 2019 Annual Budget Update – Operating:

a) the following actions be taken with respect to the following Operating Budget Amendment Cases:

i) Business Cases #1 (Adjustments to Reduce the Tax Levy) - Net Impact \$(1,072), #3 (Confidential - Labour Relations) - Net Impact \$(2,000), and #5 (Additional Land Ambulance Resources) - Net Impact \$590, BE APPROVED;

ii) Business Case #2 (Cancellation of Planned 2019 Minimum wage Increase) - Net Impact \$(521), BE APPROVED;

iii) Business Case #4 (Bicycle Lane Maintenance) - Net Impact \$408, BE APPROVED;

iv) Business Case #6 (Safeguard Program - London Police Service) - Net Impact \$161, BE APPROVED;

v) Business Case #7 (London Children's Museum - Funding Request) - Net Impact \$0, BE APPROVED, including the amended

sources of financing for the Case (\$1,500,000 – Economic Development Reserve Fund and \$500,000 – Tourism Infrastructure Reserve Fund);

vi) Business Case #13 (Subsidized Transit for Seniors) - Net Impact \$285, BE APPROVED;

b) the Hamilton Road Business Improvement Area (BIA) BE GIVEN a grant in the amount of \$50,000 for 2019 to assist the BIA in their activities; it being noted that this is a 4 km, low assessment area with a 4.9% levy totaling only \$70,000; it being further noted that the grant would be funded from the Community Investment Reserve Fund; and,

c) that \$330,000 from Assessment Growth revenue BE ALLOCATED to the 2019 Budget in order to off-set the tax levy.

Motion made by: J. Morgan

That part a)i) and v) of item 4.1 BE APPROVED:

That the following actions be taken with respect to the 2019 Annual Budget Update – Operating:

a) the following actions be taken with respect to the following Operating Budget Amendment Cases:

i) Business Cases #1 (Adjustments to Reduce the Tax Levy) - Net Impact \$(1,072), #3 (Confidential - Labour Relations) - Net Impact \$(2,000), and #5 (Additional Land Ambulance Resources) - Net Impact \$590, BE APPROVED;

v) Business Case #7 (London Children's Museum - Funding Request) - Net Impact \$0, BE APPROVED, including the amended sources of financing for the Case (\$1,500,000 – Economic Development Reserve Fund and \$500,000 – Tourism Infrastructure Reserve Fund);

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Peloza, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

Motion made by: J. Morgan

That parts a)iii), iv) and vi) of item 4.1 BE APPROVED:

iii) Business Case #4 (Bicycle Lane Maintenance) - Net Impact \$408, BE APPROVED;

iv) Business Case #6 (Safeguard Program - London Police Service) - Net Impact \$161, BE APPROVED;

vi) Business Case #13 (Subsidized Transit for Seniors) - Net Impact \$285, BE APPROVED;

Yeas: (14): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, S. Turner, E. Peloza, A. Kayabaga, and S. Hillier

Nays: (1): P. Van Meerbergen

Motion Passed (14 to 1)

Motion made by: J. Morgan

That part a)ii) of item 4.1 BE APPROVED:

ii) Business Case #2 (Cancellation of Planned 2019 Minimum wage Increase) - Net Impact \$(521), BE APPROVED;

Yeas: (9): Mayor E. Holder, M. van Holst, S. Lewis, M. Cassidy, P. Squire, J. Morgan, S. Lehman, P. Van Meerbergen, and S. Hillier

Nays: (6): M. Salih, J. Helmer, A. Hopkins, S. Turner, E. Pelozza, and A. Kayabaga

Motion Passed (9 to 6)

Motion made by: J. Morgan

That part b) of item 4.1 BE APPROVED:

b) the Hamilton Road Business Improvement Area (BIA) BE GIVEN a grant in the amount of \$50,000 for 2019 to assist the BIA in their activities; it being noted that this is a 4 km, low assessment area with a 4.9% levy totaling only \$70,000; it being further noted that the grant would be funded from the Community Investment Reserve Fund; and,

Yeas: (11): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, and S. Hillier

Nays: (4): P. Squire, S. Turner, E. Pelozza, and A. Kayabaga

Motion Passed (11 to 4)

Motion made by: J. Morgan

That part c) of item 4.1 BE APPROVED:

c) that \$330,000 from Assessment Growth revenue BE ALLOCATED to the 2019 Budget in order to off-set the tax levy.

Yeas: (12): M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, A. Kayabaga, and S. Hillier

Nays: (3): Mayor E. Holder, S. Turner, and E. Pelozza

Motion Passed (12 to 3)

5. (4.2) Review of Capital Budget Amendments (rounded to the closest \$1,000)

Motion made by: J. Morgan

That the following actions be taken with respect to the 2019 Annual Budget Update - Capital, Amendment Cases #8 (London Convention Centre - Realign 10 Year Capital Plan) - Net Impact \$1,857 (2019), \$(2,489) (2020-2025), #9 (Covent Garden Market Garage Painting) - Net Impact \$50 (2019), \$52 (2020-2025), #10 (Masonville Transit Village Secondary Plan) - Net Impact \$75 (2019), #11 (Project Estimate updates - Growth Transportation Capital Projects) - Net Impact \$(1,325) (2019), \$23,970 (2020-2025) and #12 (Realignment of Growth Transportation Capital Projects) - Net Impact \$(6,833) (2019), \$6,833 (2020-2025); it being noted that the financing can be accommodated within the capital plan without impacting the tax levy:

- a) changes to the 2019 capital budget, Cases #8 to #12, representing a decrease of \$6.2 million BE APPROVED;
- b) changes to the 2020-2025 forecast period, Cases #8 to #12, representing an increase of \$28.4 million BE APPROVED, in principle; and
- c) the following capital budget adjustments, only impacting the 2020-2025 forecast period, BE APPROVED, in principle; it being noted that the changes to the forecast represent an increase of \$13.1 million:
 - i) Information Technology Services Capital Plan Changes - Lifecycle Renewal - Net Impact \$(1,060);
 - ii) Victoria Bridge Replacement - Lifecycle Renewal - Net Impact \$10,840; and,
 - iii) Victoria Bridge Replacement - Active Transportation - Lifecycle Renewal - Net Impact \$3,300.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

6. (4.3) Reconciliation of the Tabled Budget

Motion made by: J. Morgan

That the reconciliation of the tabled budget to the Public Sector Accounting Board financial statement budget BE RECEIVED for information.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

7. (4.4) Operating Budget

That in accordance with section 291(4)(c) of the *Municipal Act 2001*, as amended, the revised 2019 tax levy BE READOPTED in the gross amount of \$960,381,425 and in the net amount of \$606,536,348.

Motion made by: J. Morgan

That in accordance with section 291(4)(c) of the *Municipal Act 2001*, as amended, the revised 2019 tax levy related to golf BE READOPTED in the gross amount of \$3,849,601 and in the net amount of \$1,902.

Yeas: (12): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, M. Cassidy, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, and S. Hillier

Nays: (2): P. Squire, and A. Kayabaga

Recuse: (1): J. Helmer

Motion Passed (12 to 2)

Motion made by: J. Morgan

That in accordance with section 291(4)(c) of the *Municipal Act 2001*, as amended, the revised 2019 tax levy related to childcare BE READOPTED in the gross amount of \$52,347,793 and in the net amount of \$6,209,761.

Yeas: (12): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, A. Kayabaga, and S. Hillier

Recuse: (3): P. Van Meerbergen, S. Turner, and E. Peloz

Motion Passed (12 to 0)

Motion made by: J. Morgan

That in accordance with section 291(4)(c) of the *Municipal Act 2001*, as amended, the revised 2019 tax levy related to the Community Grant Program BE READOPTED in the gross amount of \$2,797,000 and in the net amount of \$2,797,000.

Yeas: (13): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, E. Peloz, A. Kayabaga, and S. Hillier

Nays: (1): P. Van Meerbergen

Recuse: (1): S. Turner

Motion Passed (13 to 1)

Motion made by: J. Morgan

That in accordance with section 291(4)(c) of the *Municipal Act 2001*, as amended, the revised 2019 tax levy funding for the Middlesex London Health Unit BE READOPTED in the gross amount of \$6,095,059 and in the net amount of \$6,095,059.

Yeas: (14): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, E. Peloz, A. Kayabaga, and S. Hillier

Recuse: (1): S. Turner

Motion Passed (14 to 0)

Motion made by: J. Morgan

That in accordance with section 291(4)(c) of the *Municipal Act 2001*, as amended, the revised 2019 tax levy BE READOPTED in the gross amount of \$960,381,425 and in the net amount of \$606,536,348.

Amendment:

Motion made by: J. Morgan

Seconded by: Mayor E. Holder

That item 4.4 BE AMENDED by adding the following words at the end of the item:

"after recognizing \$11,359,000 of increased taxation from assessment growth."

Yeas: (14): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Peloza, A. Kayabaga, and S. Hillier

Nays: (1): P. Squire

Motion Passed (14 to 1)

Motion made by: J. Morgan
Seconded by: S. Hillier

That item 4.4, as amended, BE APPROVED.

Yeas: (13): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, J. Morgan, S. Lehman, A. Hopkins, S. Turner, E. Peloza, A. Kayabaga, and S. Hillier

Nays: (2): P. Squire, and P. Van Meerbergen

Motion Passed (13 to 2)

Item 4.4, as amended, reads as follows:

That in accordance with section 291(4)(c) of the *Municipal Act 2001*, as amended, the revised 2019 tax levy BE READOPTED in the gross amount of \$960,381,425 and in the net amount of \$606,536,348 after recognizing \$11,359,000 of increased taxation from assessment growth.

8. (4.5) Capital Budget

Motion made by: J. Morgan

That in accordance with section 291(4)(c) of the *Municipal Act 2001*, as amended, the following actions be taken with respect to the capital budget:

a) the revised 2019 capital budget BE READOPTED in the amount of \$205,382,000; and

b) the revised 2020-2025 capital forecast BE APPROVED in principle in the amount of \$1,523,527,000.

Yeas: (14): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, S. Turner, E. Peloza, A. Kayabaga, and S. Hillier

Nays: (1): P. Van Meerbergen

Motion Passed (14 to 1)

9. (4.6) Reserves and Reserve Funds Overview

Motion made by: J. Morgan

That the Reserves and Reserve Funds Overview, as outlined in the 2019 Tax Supported Budget document dated December 17, 2018, BE APPROVED; it being noted projections are subject to annual review and adjustment.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

10. (4.7) By-laws regarding Operating and Capital Budgets

Motion made by: J. Morgan

That the Civic Administration BE DIRECTED to bring forward any necessary by-laws regarding the operating and capital budgets for introduction at Municipal Council on February 12, 2019.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

11. (4.8) 2019 Tax Levy

Motion made by: J. Morgan

That the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer and the City Clerk BE INSTRUCTED to prepare the 2019 Tax Levy By-law for introduction and enactment by the Municipal Council at the appropriate time.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

8.4 5th Report of the Strategic Priorities and Policy Committee - Budget

Motion made by: J. Morgan

That items 1 and 12 (4.9) to 22 (5.1) BE APPROVED.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

1. Disclosures of Pecuniary Interest

Motion made by: J. Morgan

Councillor S. Turner discloses a pecuniary interest with respect to any matter specific to EarlyON funding by indicating that his spouse is an employee of Childreach. Councillor S. Turner further discloses a pecuniary interest with respect to any matter specific to the Middlesex London Health Unit (MLHU), by indicating that the MLHU is his employer

Councillor J. Helmer discloses a pecuniary interest in any matters related directly to the National Golf Course Owners Association, by indicating that his father is a member of the Association.

Councillor P. Van Meerbergen discloses a pecuniary interest in any matters associated with childcare funding, by indicating that his spouse operates a daycare business.

Councillor A. Hopkins discloses a pecuniary interest in matters that may specifically reference Canadian Union of Public Employees (CUPE) Local 107, by indicating that her son is a member of Local 107.

Councillor S. Lehman discloses a pecuniary interest the discussion specific to proposed new Business Improvement Area (BIA) funds, by indicating that he is a member of the Downtown BIA.

Motion Passed

12. (4.9) Water – Review of 2019 Capital Budget Amendments – (rounded to the closest \$1,000)

Motion made by: J. Morgan

That the following Capital Budget Amendments - Water, BE APPROVED:

Case #1 – Arva Huron Watermain Environmental Assessment - Net Impact \$600 (2019)

Case #2 – New Watermain Pond Mills Road - Net Impact \$585 (2019) Case #3 – Arva Pumping Station Upgrade - Net Impact \$(332) (2019), \$332 (2020-2025)

Case #4 – New Watermain Summercrest Southdale - Net Impact \$(1,131) (2019), \$1,131 (2020-2025);

it being noted that the financing can be accommodated within the capital plan without impacting the Water rates.

Motion Passed

13. (4.10) Reconciliation of the Tabled Water Budget

Motion made by: J. Morgan

That the reconciliation of the tabled Water budget to the Public Sector Accounting Board financial statement budget BE RECEIVED for information.

Motion Passed

14. (4.11) Water Operating Budget – Annual Rate Increase (to be confirmed)

Motion made by: J. Morgan

That in accordance with section 291(4)(c) of the *Municipal Act, 2001*, the Water Operating budget reflecting an annual rate increase of 3% for the 2019 period BE READOPTED with no net change.

Motion Passed

15. (4.12) Water Capital Budget

Motion made by: J. Morgan

That in accordance with section 291(4)(c) of the *Municipal Act, 2001*, the following actions be taken with respect to the Water Capital budget:

- a) the revised 2019 capital budget BE READOPTED in the amount of \$28,302,000; and
- b) the revised 2020-2025 capital forecast BE APPROVED in principle in the amount of \$231,001,000.

Motion Passed

16. (4.13) Water Reserves and Reserve Funds Overview

Motion made by: J. Morgan

That the Water Reserves and Reserve Funds Overview, as outlined in the 2019 Water and Wastewater & Treatment Budget document dated December 17, 2018, BE APPROVED; it being noted projections are subject to annual review and adjustment.

Motion Passed

17. (4.14) Wastewater & Treatment – Capital Budget Amendments (rounded to the closest \$1,000)

Motion made by: J. Morgan

That the following Capital Wastewater & Treatment Capital Budget Amendments BE APPROVED:

- Case #5 – Erosion Remediation in Open Watercourses Management and Reclamation - Net Impact \$320 (2019)
- Case #6 – Replacement of Equipment Wastewater Treatment Plants -Net Impact \$690 (2019)
- Case #7 – Dingman Creek and other Stream Remediation - Net Impact\$(1,796) (2019), \$1,796 (2020-2025)
- Case #8 – Dingman Creek Main Channel Remediation Works - Net Impact \$(2,300) (2019), \$2,300 (2020-2025)
- Case #9 – Dingman Creek on-line SWM Facility #2 - Net Impact \$(4,290) (2019), \$4,290 (2020-2025)
- Case #10 – Carling Creek Trunk Storm Sewer Phase IV - Net Impact \$(1,350) (2019), \$1450 (2020-2025)

Capital Budget Amendments – 2020-2025 – PDC's Installed with Claimable Remediation Works – Net Impact \$(100); and Greenway Wastewater Treatment Plant Flood Proofing and Effluent Pumping Station – Net Impact \$6,850;

it being noted that the financing can be accommodated within the capital plan without impacting Wastewater & Treatment rates.

Motion Passed

18. (4.15) Reconciliation of the Tabled Wastewater & Treatment Budget

Motion made by: J. Morgan

That the reconciliation of the tabled Wastewater & Treatment budget to the Public Sector Accounting Board financial statement budget BE RECEIVED for information.

Motion Passed

19. (4.16) Wastewater & Treatment Operating Budget - annual Rate Increase (to be confirmed)

Motion made by: J. Morgan

That in accordance with section 291(4)(c) of the *Municipal Act 2001*, as amended, the Wastewater & Treatment Operating budget reflecting an annual rate increase of 3% for the 2019 period BE READOPTED with no net change.

Motion Passed

20. (4.17) Wastewater & Treatment Capital Budget

Motion made by: J. Morgan

That in accordance with section 291(4)(c) of the *Municipal Act 2001*, as amended, the following actions be taken with respect to the Wastewater & Treatment Capital Budget:

- a) the revised 2019 capital forecast BE APPROVED in the amount of \$43,542,000; and
- b) the revised 2020-2025 capital forecast BE APPROVED in principle in the amount of \$373,691,000.

Motion Passed

21. (4.18) Wastewater & Treatment Reserves and Reserve Funds Overview

Motion made by: J. Morgan

That the Wastewater & Treatment Reserves and Reserve Funds Overview, as outlined in the 2019 Water and Wastewater & Treatment Budget document dated December 17, 2018, BE APPROVED; it being noted that the projections are subject to annual review and adjustment.

Motion Passed

22. (5.1) City Budget 2019 - Recommendations

Motion made by: J. Morgan

That the communication dated January 15, 2019, from the London Chamber of Commerce, with respect to 2019 Budget recommendations, BE RECEIVED.

Motion Passed

9. Added Reports

9.1 5th Report of Council in Closed Session

Motion made by: E. Pelosa

Seconded by: M. van Holst

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, with the concurrence of the Managing Director, Environmental and Engineering Services and City Engineer, the Project Director, Rapid Transit Implementation, on the advice of the Manager of Realty Services, with respect to the property located at 78 Wellington Road, further described as Lot 6 and Part Lot 5, Plan 95 (4th) PIN 083570080, containing an area of approximately 6,964 square feet, as shown on the location map attached, for the purpose of future road improvements to accommodate the Bus Rapid Transit initiative, the following actions be taken:

- a) the offer submitted by Jill Lydia Ritchie, to sell the subject property to the City, for the sum of \$290,000.00 BE ACCEPTED, subject to the following conditions:
 - i) the City having the right to view the property one (1) further time prior to closing;
 - ii) the City agreeing to pay the Vendor's reasonable appraisal costs, including fees, and applicable taxes up to an amount of \$4,697.00 plus HST;
 - iii) the transaction includes all the existing appliances;
 - iv) the offer is conditional upon the City inspecting the property by March 1, 2019, and obtaining a report satisfactory to the City;
 - v) the City will assume the existing tenancy; and,
- b) the financing for this acquisition BE APPROVED as set out in the source of Financing Report attached hereto as Appendix "A".

Yeas: (10): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, J. Morgan, A. Hopkins, E. Pelosa, and A. Kayabaga

Nays: (4): P. Squire, S. Lehman, P. Van Meerbergen, and S. Hillier

Recuse: (1): S. Turner

Motion Passed (10 to 4)

10. Deferred Matters

None.

11. Enquiries

None.

12. Emergent Motions

None.

13. By-laws

Motion made by: A. Hopkins
Seconded by: P. Van Meerbergen

That Introduction and First Reading of Bill No.'s 71 to 82 BE APPROVED.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelozza, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

Motion made by: J. Helmer
Seconded by: S. Lewis

That Second Reading of Bill No.'s 71 to 82 BE APPROVED.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelozza, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

Motion made by: A. Kayabaga
Seconded by: S. Lewis

That Third Reading and Enactment of Bill No.'s 71 to 82 BE APPROVED.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelozza, A. Kayabaga, and S. Hillier

Motion Passed (15 to 0)

Motion made by: M. Cassidy
Seconded by: S. Turner

That Introduction and First Reading of Bill No. 83 BE APPROVED.

Yeas: (13): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, J. Morgan, S. Lehman, A. Hopkins, S. Turner, E. Pelozza, A. Kayabaga, and S. Hillier

Nays: (2): P. Squire, and P. Van Meerbergen

Motion Passed (13 to 2)

Motion made by: A. Hopkins
Seconded by: S. Lewis

That Second Reading of Bill No. 83 BE APPROVED.

Yeas: (13): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, J. Morgan, S. Lehman, A. Hopkins, S. Turner, E. Pelozza, A. Kayabaga, and S. Hillier

Nays: (2): P. Squire, and P. Van Meerbergen

Motion Passed (13 to 2)

Motion made by: A. Hopkins
Seconded by: S. Turner

That Third Reading and Enactment of Bill No. 83 BE APPROVED.

Yeas: (13): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, J. Morgan, S. Lehman, A. Hopkins, S. Turner, E. Pelaza, A. Kayabaga, and S. Hillier

Nays: (2): P. Squire, and P. Van Meerbergen

Motion Passed (13 to 2)

Motion made by: M. Cassidy
Seconded by: J. Helmer

That Introduction and First Reading of Added Bill No. 84 BE APPROVED.

Yeas: (10): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, J. Morgan, A. Hopkins, E. Pelaza, and A. Kayabaga

Nays: (4): P. Squire, S. Lehman, P. Van Meerbergen, and S. Hillier

Recuse: (1): S. Turner

Motion Passed (10 to 4)

Motion made by: A. Kayabaga
Seconded by: A. Hopkins

That Second Reading of Added Bill No. 84 BE APPROVED.

Yeas: (10): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, J. Morgan, A. Hopkins, E. Pelaza, and A. Kayabaga

Nays: (4): P. Squire, S. Lehman, P. Van Meerbergen, and S. Hillier

Recuse: (1): S. Turner

Motion Passed (10 to 4)

Motion made by: S. Lewis
Seconded by: E. Pelaza

That Third Reading and Enactment of Added Bill No. 84 BE APPROVED.

Yeas: (10): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, J. Morgan, A. Hopkins, E. Pelaza, and A. Kayabaga

Nays: (4): P. Squire, S. Lehman, P. Van Meerbergen, and S. Hillier

Recuse: (1): S. Turner

Motion Passed (10 to 4)

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

Bill No. 71 By-law No. A.-7809-54	A by-law to confirm the proceedings of the Council Meeting held on the 12 th day of February, 2019. (City Clerk)
Bill No. 72 By-law No. A.-7810-55	A by-law to authorize the execution of a Letter of Agreement for the transfer of Provincial Gas Tax Revenues. (2.2/5/CSC)
Bill No. 73 By-law No. C.P.- 1284(ul)-56	A by-law to amend the Official Plan for the City of London, 1989 relating to 440 Clarke Road. (3.2a/4/PEC)
Bill No. 74 By-law No. S.-5985-57	A by-law to assume certain works and services in the City of London. (Cedar Hollow Subdivision - Phase 3, Plan 33M-678) (City Engineer)
Bill No. 75 By-law No. S.-5986-58	A by-law to assume certain works and services in the City of London. (Andover Trails Subdivision - Phase 2, Stage 2, Plan 33M-602) (City Engineer)
Bill No. 76 By-law No. S.-5987-59	A by-law to assume certain works and services in the City of London. (Fox Hollow Subdivision - Phase 2, Stage 4, Plan 33M-622) (City Engineer)
Bill No. 77 By-law No. S.-5988-60	A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Pack Road west of Bostwick Road) (City Surveyor - for the purpose of establishing Lands as public highway)
Bill No. 78 By-law No. S.-5989-61	A by-law to lay out, constitute, establish and assume certain reserves in the City of London as public highway. (as part of Cedarpark Drive, south of Aukett Drive) (City Surveyor - for unobstructed legal access throughout the Subdivision)
Bill No. 79 By-law No. S.-5990-62	A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Riverbend Road, south of Oxford Street West) (City Surveyor - road widening purposes on Riverbend Road registered as Instrument No. ER871559 (April 5, 2013) that require dedication at the present time as public highway)
Bill No. 80 By-law No. S.-5991-63	A by-law to repeal By-law No. S.-5978-34 entitled, "A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Western Road, from Essex Street to Platt's Lane)." (City Clerk)

Bill No. 81 By-law No. W.-5647-64	A by-law to authorize the new sportspark. (Project PD218117) (2.3/2/CPSC)
Bill No. 82 By-law No. Z.-1- 192730	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 440 Clarke Road. (3.2b/4/PEC)
Bill No. 83 By-law No. A.-7811-65	A by-law respecting the 2016 – 2019 Multi-Year Tax Supported Operating and Capital Budget for The Corporation of the City of London. (4.7/5/SPPC)
Bill No. 84 By-law No. A.-7812-66	A by-law to authorize and approve an Agreement of Purchase and Sale between The Corporation of the City of London and Jill Lydia Ritchie, for the acquisition of property located at 78 Wellington Road, in the City of London, for the Bus Rapid Transit Project and to authorize the Mayor and the City Clerk to execute the Agreement. (6.2/5/CSC)

14. Adjournment

Motion made by: M. Salih
Seconded by: S. Hillier

That the meeting be adjourned.

Yeas: (15): Mayor E. Holder, M. van Holst, S. Lewis, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, S. Lehman, A. Hopkins, P. Van Meerbergen, S. Turner, E. Pelosa, A. Kayabaga, and S. Hillier

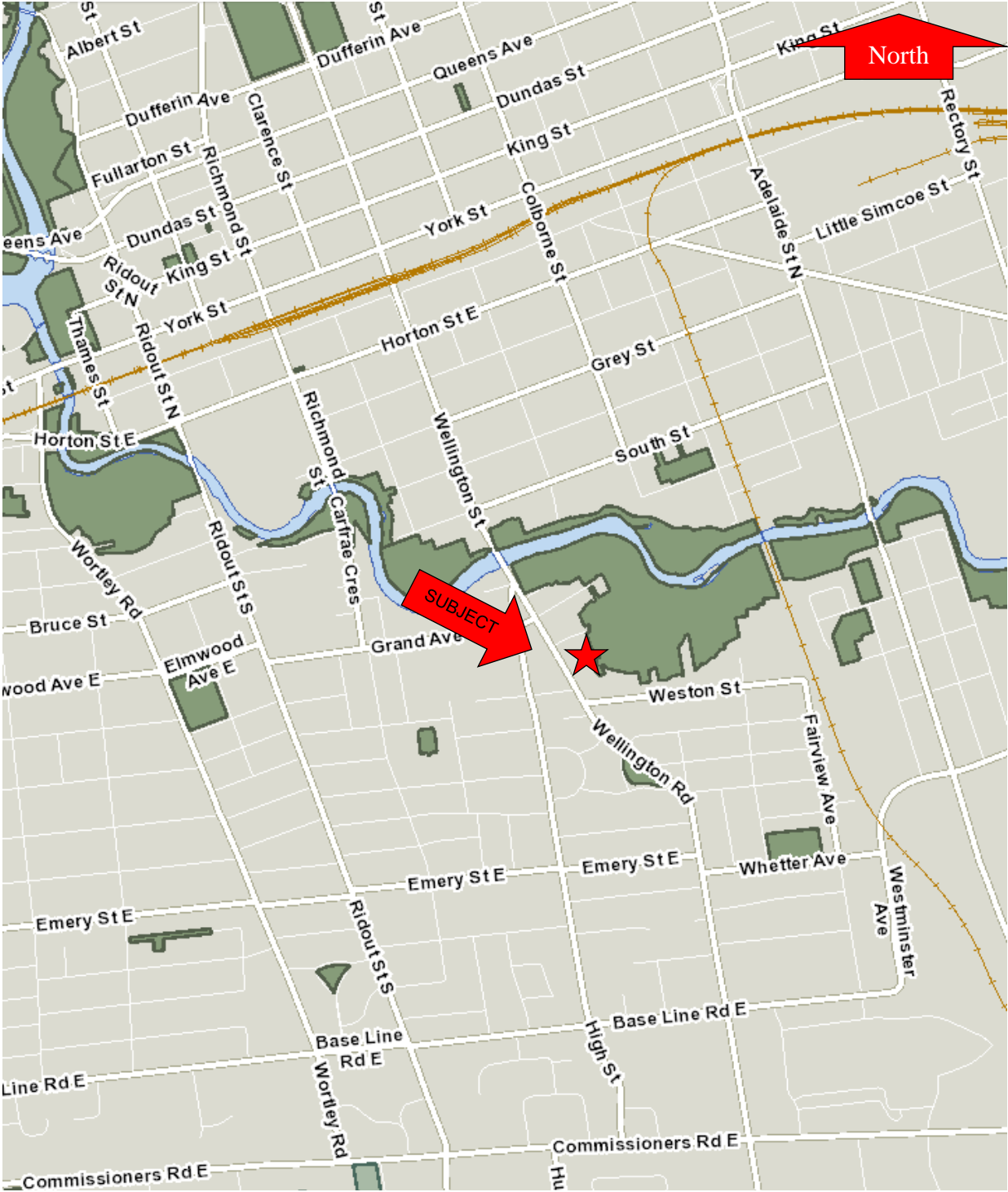
Motion Passed (15 to 0)

The meeting adjourned at 9:40 PM.

Ed Holder, Mayor

Catharine Saunders, City Clerk

Location Map



Chair and Members
Corporate Services Committee

#19011
February 5, 2019
(Property Acquisition)

RE: Property Acquisition - Bus Rapid Transit Project
(Subledger LD180061)
Capital Project TS1430-1 - RT1: Wellington Rd - Bradley Ave to Horton St. South Leg Widening
78 Wellington Road

FINANCE & CORPORATE SERVICES REPORT ON THE SOURCES OF FINANCING:
Finance & Corporate Services confirms that the cost of this purchase can be accommodated within the financing available for it in the Capital Works Budget and that, subject to the adoption of the recommendations of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, with the concurrence of the Managing Director, Environmental and Engineering Services and City Engineer, the detailed source of financing for this purchase is:

ESTIMATED EXPENDITURES	Approved Budget	2019 Proposed Budget 2)	Revised Budget	Committed To Date	This Submission	Balance for Future Work
Engineering	\$2,123,899	\$500,000	\$2,623,899	\$2,142,104		\$481,795
Land Acquisition	2,102,900	4,137,600	6,240,500	2,398,889	302,709	3,538,902
Construction	500		500	445		55
Utilities		2,000,000	2,000,000			2,000,000
City Related Expenses	595,635	100,000	695,635	595,635		100,000
Other Related Expenses	300,698	100,000	400,698	304,183		96,515
NET ESTIMATED EXPENDITURES	\$5,123,632	\$6,837,600	\$11,961,232	\$5,441,256	\$302,709 1)	\$6,217,267
SOURCE OF FINANCING						
Capital Levy	\$264,232	\$136,800	\$401,032	\$240,756	\$18,209	\$142,067
Drawdown from City Services - Roads Reserve Fund (Development Charges) 3)	1,977,000	2,142,400	4,119,400	3,772,400	284,500	62,500
PTIF (Public Transit Infrastructure Fund)	2,882,400	2,255,491	5,137,891	1,428,100		3,709,791
Senior Government		2,302,909	2,302,909			2,302,909
TOTAL FINANCING	\$5,123,632	\$6,837,600	\$11,961,232	\$5,441,256	\$302,709	\$6,217,267

- 1) Financial Note:
Purchase Cost \$290,000
Add: Land Transfer Tax 2,825
Add: Appraisals costs & Fees 4,697
Add: HST @13% 38,311
Less: HST Rebate (33,124)
Total Purchase Cost \$302,709
- 2) This project is included in the 2019 Multi-Year Budget Update and is subject to final Council approval on February 12, 2019.
- 3) Development charges have been utilized in accordance with the underlying legislation and the Development Charges Background Studies completed in 2014.

ms


Jason Davies
Manager of Financial Planning & Policy

From: robert campbell

Sent: Tuesday, February 19, 2019 4:32 PM

To: Helmer, Jesse <jhelmer@london.ca>; City of London, Mayor <mayor@london.ca>; Cassidy, Maureen <mcassidy@london.ca>; Squire, Phil <psquire@london.ca>; Hopkins, Anna <ahopkins@london.ca>; Turner, Stephen <sturner@london.ca>

Cc: O'Hagan, Britt <bohagan@london.ca>; Lysynski, Heather <hlysynsk@London.ca>; jen

Subject: Concern for Bike lanes

Dear Councillors,

My apologies for not being in attendance, this due to issues around childcare.

Thank you for your focus on beautification of the core, specifically the OEV. Also, the move towards greater connectivity will benefit all Londoners.

As a property owner of 5 commercial storefronts in the OEV, I am concerned what the impact of losing parking to bike lanes on Dundas will do to existing businesses, customers and my ability to lease the other vacant spaces.

We are just starting to feel an upward momentum in retail occupancy and I fear eliminating parking may set us back.

While cycling customers are as important, I do not feel loss of vehicular customers should be the cost.

Please consider other alternatives that do not eliminate dundas Street parking.

Best Regards,

Robert Campbell, MBA, CPA, CMA
President
2475293 Ontario Inc.

From: Jeff Pastorius

Sent: Tuesday, February 19, 2019 4:37 PM

To: Helmer, Jesse <jhelmer@london.ca>; Cassidy, Maureen <mcassidy@london.ca>; Squire, Phil <psquire@london.ca>; Turner, Stephen <sturner@london.ca>; Hopkins, Anna <ahopkins@london.ca>; City of London, Mayor <mayor@london.ca>

Cc: jen; Lysynski, Heather <hlysynsk@London.ca>

Subject: Planning and Environment Committee

Due to work related activities I am unable to attend this evening meeting. Please accept the following comments in my absence.

Having developed one of the longest standing businesses in London which utilizes cycling as a mode of distribution, in the core and especially in Old east village, I would like to request extreme caution when deciding on the future of Dundas St with regards to cycling lanes.

As a proprietor who founded and continues to operate a restaurant on Dundas st, which employs 25 people, I am gravely concerned with the complete removal of parking on the South side of Dundas St. A change of this magnitude without a robust plan to provide support to the businesses in OEV is a proposition that poses a great threat to these family owned and operated enterprises. If a change of this magnitude is to occur, I deeply hope it would include planning and robust funding to support these businesses through the 3-5 year transition window that it will take for cyclists to potentially infill the business vacuum made by removing these very necessary parking services. On The Move Organics and The Root Cellar have, and continue to be, very loud and proud advocates of cycling infrastructure in London. We will continue to do so in the future.

However, the complete removal of the on street parking from the south side of Dundas must be paralleled by supports that will aid in the 3-5 year transition window for these small family businesses.

Thank you ,

Jeff Pastorius

On The Move Organics

The Root Cellar

623 Dundas st

OEV

--

Cordially,

Jeff Pastorius

Co-operatively Building a Sustainable Food System

FCWC.COOP



February 20, 2019.

City of London,
300 Dufferin Avenue,
London, ON.

Attention: Chair and Members, Civic Works Committee.

Re: Proposed Temporary Bike Lanes on King St

Dear Chair and Members:

Downtown London is an organization that focuses on recruitment and retention of investment and businesses in downtown London, Ontario. We work together with the City of London and other stakeholders in the community to improve downtown London for the benefit of all Londoners and visitors to our city. We represent over 1600 building and business owners in the core.

We recognize the need for a multi modal city that includes excellent transit, protected bike lanes, a safe place for pedestrians and accessibility for those who require wheels chairs and walkers etc. Without great infrastructure for all user groups, we will have difficulty attracting investment and new businesses in the heart of the City.

When considering the redesign of King Street to accommodate protected bike lanes, we value street parking more than we value through traffic, particularly on the block between Talbot and Richmond Streets which includes Covent Garden Market and many other successful retailers. We are a drive to destination not a drive through destination.

The contentious issue on this block boils down to six parking spaces on the south side of the street along with loading zone space. To lose these spaces outright could prove detrimental to some of our businesses.

We suggest that perhaps we configure this half block with a protected bike lane curbside along with parking spaces and a bus-bay adjacent to it. These six spaces could be utilized at non-peak hours (e.g. the lane would be used for

driving from 6-9am / 3-6pm, and parking from 9am-3pm / 6pm-6am) This off-rush-hour parking model has been successfully implemented in other cities and would alleviate many of the concerns our business community has regarding the installation of protected bike lanes in the core.

We acknowledge that protected bike lanes are new to London, and this is a learning process for all of us. We are ready and willing to work with the City of London to create safe and attractive streets in our core, while supporting the businesses that help our community thrive.

Yours truly,
DOWNTOWN LONDON

A black ink signature, appearing to read 'G. Gallacher', with a long horizontal flourish extending to the right.

Gerald Gallacher,
Chair LDBA.

A blue ink signature, appearing to read 'J. MacDonald', with a large loop at the start and a small flourish at the end.

Janette MacDonald
CEO & General Manager.

March 1, 2019

To: Mayor Holder and Members of Council
Re: The East/West Bikeway Project

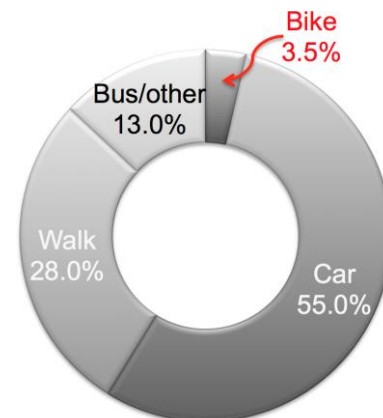
Since early 2018, the Old East Village (OEV) BIA has been in discussion with both City Planning and City Transportation Engineering Departments regarding the Old East Village Secondary Plan, the Dundas Infrastructure improvements and, later, the East-West Bikeway. The OEV BIA staff, Board of Directors, businesses, and property owners participated extensively in the two public community consultations. Furthermore, BIA staff, Directors, and advisors participated in several additional meetings with Department staff and toured both Departments and the Consulting Teams through the Village in order to provide clear understanding of the impact of the proposals.

Throughout the consultation process, a clear and consistent concern was raised by the businesses with regard to incorporating a cycling lane on Dundas Street between Adelaide and Ontario Streets – the loss of street parking; this concern was clearly relayed to City staff and the Consultants. The most vocal group of voices to contact the BIA was the group of businesses located on the south side of Dundas, which will be most impacted by the proposed bike lane and required removal of street parking. The majority of these businesses have no access to their property from the rear and have shared that they rely on these parking spots as loading areas. The City recently repaved and enhanced the three nearby municipal parking lots, with excellent lighting, landscaping and public art. Unfortunately there is no connectivity between Dundas Street and these lots. While they are the least expensive in the city (\$0.75 per hour), the more expensive street parking (\$1.00 per hour) is often full while the parking lots remain underutilized. Businesses have shared that often if drivers cannot find street parking they will simply not stay. Business and property owners have stressed that street parking removal without a *strategy and funding* to create strong connectivity to other parking options will significantly risk their economic viability.

A similar concern was raised with respect to bus bays, which are currently possible due to the existence of a parking lane. Many patrons of the social services in the neighbourhood require extended times to embark/disembark busses and the removal of bus bays is a significant concern for safety and the impact on traffic flow.

On February 20th, London Cycle Link proposed to Civic Works Committee a two-way cycle track along the South side of Dundas Street in Old East Village. This by-directional design is only possible at the expense of dramatically limiting our pedestrian spaces (with sidewalks being reduced to the minimum of 1.5 m in several locations). Minimization of the already narrow sidewalks would eliminate opportunities for pedestrian friendly amenities such as street retail, patios and landscaping. This plan is also likely to jeopardize the inclusion of loading areas and strategically placed bus bays, which have been deemed a necessity to business activity. Importantly, the Old East Village Secondary Plan, which was approved by Planning Committee in draft form on February 19th, prioritizes pedestrian friendly assets to further area revitalization. Therefore, the businesses and the Old East Village BIA cannot support any bike infrastructure – such as the proposed two-way cycle track on Dundas Street – that eliminates such opportunities.

The Old East Village BIA is extremely familiar with every aspect of life along the Dundas Street Corridor and is providing this recommendation based on historical considerations, the types of businesses and services along the corridor, and the immense revitalization of the area since 2008. In fact, since 2011 the BIA – in partnership with area businesses and art venues – has tracked the mode of transportation most used by customers and patrons. As shown in the adjacent graphic, over the period from 2011-2018 a mere 3.5% of those who shop in Old East Village identified cycling as their preferred mode of transportation to visit the Village. Even considering the anticipated 300% increase of cycle traffic promised by cycle lobbyists, the number of customers coming to shop in Old East Village by bike could only reach 10% of our customer base. From a business perspective, this small anticipated increase in patrons cannot justify the potential loss of prized parking spots, impacting traffic flow and local bus transit, or removing the opportunity for pedestrian-friendly enhancements to the street-scape.



Regardless of our concerns, we are a cycle-friendly community so in the spirit of moving cycling infrastructure in our city forward there could be justification for removing parking on the South side of Dundas Street to accommodate a single bike lane, *provided that appropriate supports are in place prior to the conclusion of construction*. Most critical is improved connectivity, through pedestrian lighting and landscaping, to the existing and redeveloped Municipal parking lots located both North and South of Dundas Street. These connections should be mid-block as well as on the connector streets in order to be most effective. Enhanced additional cycling amenities will also be required, such as directional signage for cars, pedestrians, and bikes, including signs to towards the municipal parking lots and fully outfitted and secure bike racks. We have worked with City Staff to help identify potential opportunities to integrate formal loading zones and reintegrate critical bus bays and – *provided the timely implementation of the above-mentioned enhancements* – the BIA supports the “preferred Dundas Street and Queens Ave OEV Hybrid plan” through Old East Village.

The Draft Old East Village Dundas Corridor Secondary Plan and the London Plan both prioritize dynamic pedestrian spaces. The Transportation Master Plan promotes an increase in multi-modal and active transportation. The BIA’s support of the East-West Bikeway – as presented by Staff at Civic Works Committee on February 20th – is in respect to the vision of these three foundational documents. We recognize that our support will result in fundamental changes to the commercial corridor. If not acknowledged and addressed in a timely manner, these changes may result in damaging the two decades of investment and steady area revitalization. BIA Staff and Directors look forward to continue working with City Staff to realize the kind of connectivity required to create a climate where the existing parking lots and new single bike lane may work together to provide successful multi-modal opportunities in the Old East Village.

We ask you to support the preferred Dundas/Queens Ave Hybrid on March 5th as well as the required funding for connectivity-related infrastructure, as plans are finalized in the coming months.

Thank you for the opportunity to provide feedback to this transformative infrastructure project.

Maria Drangova
Chair
Old East Village BIA

Jen Pastorius
Manager
Old East Village BIA

March 4, 2019

Dear members of council,

The East-West Bikeway connecting Old East Village with Downtown is an excellent opportunity to see rapid growth in the number of Londoners choosing to cycle. Both areas are vibrant, diverse, and expanding hubs of activity and are less than a 10-minute bike ride apart. Providing protected bike lanes **directly** between them will make cycling one of the most convenient and well-used options available.

Some Old East Village businesses have expressed concern about the reduction of on-street parking that is required to add bicycle infrastructure. We acknowledge that any change that affects their customers is something to be concerned with. Having said that, providing a direct and safe option for people on bikes will bring hundreds if not thousands of new riders to Dundas Street, who are potential customers passing directly by their businesses on a regular basis.

Research on the economic impacts of converting road space to bike infrastructure is spotty for mid-size cities, but for large cities, such as Toronto¹, Portland², and New York³, it has been found that people on bikes stop more often and spend more per month than their driving counterparts.

Additionally, there is good evidence that protected bike lanes result in rapid increases in the number of people cycling. In Hamilton, a two-way protected bike lane on Cannon Street saw growth from 580 daily cyclists in year one, to 972 daily cyclists in year three⁴. In Calgary, the downtown cycle track network increased cycling volumes by 40% in the first year⁵. More people cycling will make our city healthier, more sustainable, and give more choice in how we get around.

People on bikes can be a key component of the successful revitalization of Old East Village. As the number of cyclists increases, Old East businesses will gain more customers. As businesses flourish there are more reasons to go to Old East and the number of cyclists will increase. But if we build the City's hybrid plan, the success of Old East will lead to a greater

1

<https://www.tcat.ca/resources/economic-impact-study-of-bike-lanes-in-torontos-bloor-annex-and-korea-to-wn-neighbourhoods/>

2 http://kellyjclifton.com/Research/EconImpactsofBicycling/TRN_280_CliftonMorrissey&Ritter_pp26-32.pdf

3

<https://d3n8a8pro7vhmx.cloudfront.net/americanbikes/pages/211/attachments/original/1351785187/2012-10-measuring-the-street.pdf?1351785187>

4 <https://www.thespec.com/news-story/8678655-council-digest-cannon-street-bike-lanes-here-to-stay/>

5

<http://www.calgary.ca/Transportation/TP/Pages/Cycling/Cycling-Route-Improvements/Downtown-cycle-track-pilot-project.aspx?redirect=/cycletracks>

penalty to cyclists, who want to be on Dundas where the destinations are, but are directed to Queens.

Additionally, the secondary plan for Old East encourages high-density development on the south side of Dundas and mid-rise on the north side. As development on Dundas increases, the need for cycling infrastructure on Dundas will as well. **Two-way bike lanes on Dundas are future-proof.**

Providing bike lanes in both directions will mean a better pedestrian realm. Adding protected bike lanes to Calgary's downtown streets saw a reduction of sidewalk cyclists from 16% of cyclists to 2% in the first year⁵.

If we build cycling infrastructure in both directions on Dundas, it will offer a safe and convenient travel choice - whether you choose to walk, cycle, take the bus or drive. With **two high schools along Dundas**, a diverse retail offering, a number of social services in Old East, and lots of cultural amenities, we need to offer a solution for everyone.

Please vote to refer the East-West Bikeway back to staff for further consultation on a two-way Dundas solution.

Sincerely,

Daniel Hall
Executive Director



Community and Protective Services Committee

Report

3rd Meeting of the Community and Protective Services Committee
February 20, 2019

PRESENT: Councillors M. Cassidy (Chair), S. Lewis, M. Salih, E. Pelozza, S. Hillier, Mayor E. Holder
ALSO PRESENT: Councillors J. Helmer, A. Kayabaga and P. Squire; A. Anderson, R. Armistead, J. Bunn, C. Crossman, S. Datars Bere, K. Dawtry, O. Katolyk, L. Livingstone, L. Loubert, J.P. McGonigle, N. Musicco, D. O'Brien, M. Schulthess, S. Spring, S. Stafford, G. Tucker

The meeting was called to order at 12:03 PM.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. Consent

Moved by: E. Pelozza
Seconded by: S. Hillier

That Items 2.1 to 2.4 and 2.8 BE APPROVED.

Yeas: (5): M. Cassidy, S. Lewis, M. Salih, E. Pelozza, and S. Hillier

Absent: (1): E. Holder

Motion Passed (5 to 0)

2.1 1st Report of the Community Safety and Crime Prevention Advisory Committee

Moved by: E. Pelozza
Seconded by: S. Hillier

That the 1st Report of the Community Safety and Crime Prevention Advisory Committee, from its meeting held on January 24, 2019, BE RECEIVED.

Motion Passed

2.2 1st Report of the Accessibility Advisory Committee

Moved by: E. Pelozza
Seconded by: S. Hillier

That the 1st Report of the Accessibility Advisory Committee, from its meeting held on January 24, 2019, BE RECEIVED.

Motion Passed

2.3 1st Report of the Diversity, Inclusion and Anti-Oppression Advisory Committee

Moved by: E. Pelosa

Seconded by: S. Hillier

That the following actions be taken with respect to the 1st Report of the Diversity, Inclusion and Anti-Oppression Advisory Committee (DIAAC), from its meeting held on January 17, 2019:

a) the following actions be taken with respect to the London Middlesex Local Immigration Partnership event being held on March 19, 2019:

i) the amount of \$300.00 BE APPROVED for the London Middlesex Local Immigration Partnership event, to be held on March 19, 2019; and,

ii) the amount of up to \$350.00 BE APPROVED to purchase a pop up banner;

it being noted that the DIAAC has sufficient funds in its 2019 budget for these expenses and that R. Hussain will provide more information with respect to the above event at the next meeting; and,

b) clauses 1.1, 1.2, 2.1, 2.2, 3.1 to 3.3, 4.1 to 4.4, 5.1 to 5.3 and 7.2, BE RECEIVED.

Motion Passed

2.4 Provide Homemaking Services for The Corporation of The City of London - Award Request for Proposal 18-48

Moved by: E. Pelosa

Seconded by: S. Hillier

That, on the recommendation of the Managing Director Housing, Social Services and Dearness Home, the following actions be with respect to the award of the Request for Proposal (RFP) 18-48 related to Homemaking Services at the Dearness Home:

a) the Request for Proposal (RFP) 18-48 BE AWARDED to CBI Limited, 3300 Bloor Street W, Suite 900 Toronto, ON M8X 2X2; and,

b) the proposed by-law, as appended to the staff report dated February 20, 2019, BE INTRODUCED at the Municipal Council meeting of March 5, 2019 to:

i) approve the Agreement between The Corporation of the City of London and CBI Limited, as appended to the above-noted by-law, for the provision of homemaking services at the Dearness Home; and,

ii) authorize the Mayor and the City Clerk to execute the above-noted Agreement. (2019-S02)

Motion Passed

2.8 Ontario Works Employment Innovations Purchase of Service Agreement - Bridges Out of Poverty & Circles Initiative

Moved by: E. Pelosa

Seconded by: S. Hillier

That, on the recommendation of the Managing Director, Housing, Social Services and Dearness Home, the proposed by-law, as appended to the

staff report dated February 20, 2019, BE INTRODUCED at the Municipal Council meeting to be held on March 5, 2019, to:

- a) approve the Agreement, as appended to the above-noted by-law, for the delivery of the Bridges Out of Poverty & Circles Initiative entered into between The Corporation of the City of London and Goodwill Industries, Ontario Great Lakes; and,
- b) authorize the Mayor and the City Clerk to execute the above-noted Agreement. (2019-S04)

Motion Passed

2.5 Unsanctioned and Unsafe Street Parties

Moved by: S. Lewis

Seconded by: M. Cassidy

That the following actions be taken with respect to the staff report dated February 20, 2019 related to unsanctioned and unsafe street parties:

- a) the Mayor BE REQUESTED to write a letter to the government of Ontario requesting an investigation into the enhanced collection of by-law offenses; and,
- b) the above-noted staff report and the attached presentation from O. Katolyk, Chief Municipal Law Enforcement Officer, with respect to this matter, BE RECEIVED; it being noted that J. Massey, Office of the Provost at Western University, responded to questions from the Committee. (2019-P01)

Yeas: (6): M. Cassidy, S. Lewis, M. Salih, E. Pelozo, S. Hillier, and E. Holder

Motion Passed (6 to 0)

2.6 By-law Monitoring and Modernization

Moved by: S. Lewis

Seconded by: M. Salih

That, on the recommendation of the Managing Director, Development and Compliance Services and Chief Building Official, the staff report dated February 20, 2019, with respect to by-law monitoring and modernization, BE RECEIVED.(2019-P01)

Yeas: (6): M. Cassidy, S. Lewis, M. Salih, E. Pelozo, S. Hillier, and E. Holder

Motion Passed (6 to 0)

2.7 Making Nasal Naloxone Kits Available for Public Use in Some City of London Facilities

Moved by: S. Lewis

Seconded by: E. Pelozo

That the staff report dated February 20, 2019 with respect to making nasal Naloxone kits available for public use in some City of London facilities BE RECEIVED and no further action be taken with respect to this matter. (2019-S08)

Yeas: (4): M. Cassidy, S. Lewis, E. Pelozza, and S. Hillier

Nays: (2): M. Salih, and E. Holder

Motion Passed (4 to 2)

3. Scheduled Items

3.1 Sound By-Law - Outdoor Patio Time Exemption and Housekeeping Amendments

Moved by: M. Salih

Seconded by: S. Lewis

That, on the recommendation of the Managing Director, Development and Compliance Services and Chief Building Official, the proposed by-law, as appended to the staff report dated February 20, 2019, BE INTRODUCED at the Municipal Council meeting to be held on March 5, 2019, to amend the Sound By-law PW-12 to extend the minimum time conditions for amplified sound on outdoor patios, effective 12:00 midnight to 1:00 AM, and other housekeeping amendments;

it being pointed out that at the public participation meeting associated with this matter the individuals indicated on the attached public participation meeting record made oral submissions regarding this matter. (2019-P01)

Yeas: (6): M. Cassidy, S. Lewis, M. Salih, E. Pelozza, S. Hillier, and E. Holder

Motion Passed (6 to 0)

Voting Record:

Moved by: M. Salih

Seconded by: S. Lewis

Motion to open the public participation meeting.

Yeas: (6): M. Cassidy, S. Lewis, M. Salih, E. Pelozza, S. Hillier, and E. Holder

Motion Passed (6 to 0)

Moved by: M. Salih

Seconded by: E. Pelozza

Motion to close the public participation meeting.

Yeas: (6): M. Cassidy, S. Lewis, M. Salih, E. Pelozza, S. Hillier, and E. Holder

Motion Passed (6 to 0)

3.2 London's Cultural Prosperity Plan Update

Moved by: E. Holder

Seconded by: E. Pelozza

That, on the recommendation of the Managing Director, Parks and Recreation, the staff report dated February 20, 2019, with respect to London's Cultural Prosperity Plan Update Report, BE RECEIVED; it being noted that the attached presentation as well as a video entitled "Our City Our Culture", that was shown at the meeting, from R. Armistead, Manager, Culture and C. Crossman, London Music Industry Development Officer, were received with respect to this matter. (2019-R08)

Yeas: (6): M. Cassidy, S. Lewis, M. Salih, E. Pelozza, S. Hillier, and E. Holder

Motion Passed (6 to 0)

4. Items for Direction

None.

5. Deferred Matters/Additional Business

5.1 Deferred Matters List

Moved by: E. Pelozza

Seconded by: S. Hillier

That the Deferred Matters List for the Community and Protective Services Committee, as at February 11, 2019, BE RECEIVED.

Yeas: (6): M. Cassidy, S. Lewis, M. Salih, E. Pelozza, S. Hillier, and E. Holder

Motion Passed (6 to 0)

5.2 (ADDED) 2nd Report of the Animal Welfare Advisory Committee

Moved by: M. Salih

Seconded by: S. Hillier

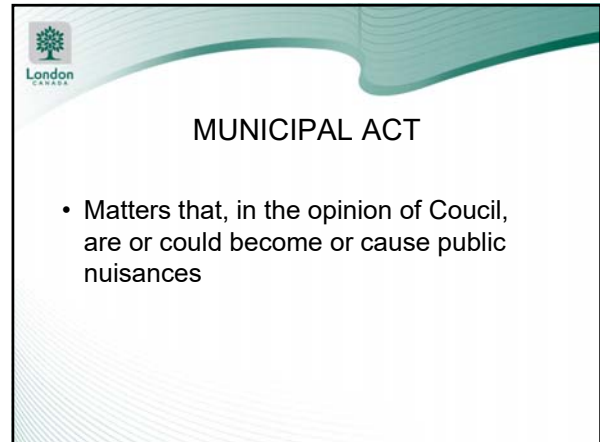
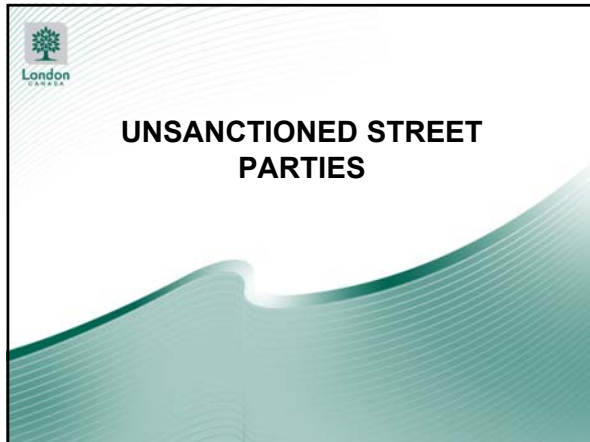
That the 2nd Report of the Animal Welfare Advisory Committee, from its meeting held on February 7, 2019, BE RECEIVED.

Yeas: (6): M. Cassidy, S. Lewis, M. Salih, E. Pelozza, S. Hillier, and E. Holder

Motion Passed (6 to 0)

6. Adjournment

The meeting adjourned at 2:42 PM.





Nuisance Party

- A social gathering on premises within the municipality and which , by reason of the conduct of persons in attendance, results in any one or more of the following activities occurring that constitute a public nuisance whether occurring on neighbouring public or private property:



- disorderly conduct;
- public drunkenness; urination;
- the unlawful distribution of alcohol;
- littering; noise; open burning;
- destruction of property;
- obstruction of emergency services;
- brewfing (2017)



- No person shall sponsor, conduct, continue, host, create, attend, allow, cause or permit a Nuisance Party.



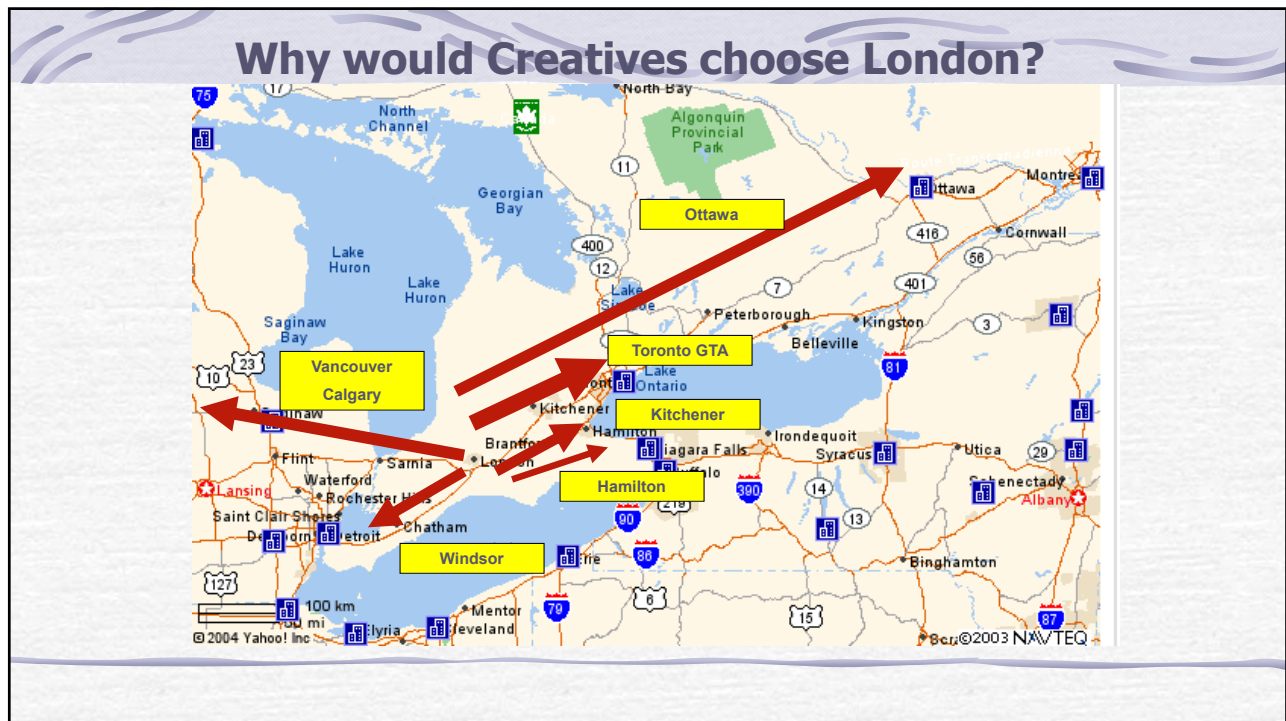
MOVING FORWARD

- Policy matters – Student Code of Conduct; Nuisance By-law; (April 2019)
- Operational Matters – education and communications (April 2019 – ongoing)
- Committed to continual collaboration.

PUBLIC PARTICIPATION MEETING COMMENTS

3.1 Sound By-law – Outdoor Patio Time Exemption and Housekeeping Amendments

- A.M. Valastro – indicating that she is there to speak to the sound by-law with respect to Juno Week as well as the housekeeping items; stating that the housekeeping items are of particular concern to those in neighbourhood, which is right off of Richmond Row; indicating that the housekeeping item is expanding amplified sound on patios year round and she has not been able to get a reason why this is happening from staff; noting that in her neighbourhood there is currently amplified sound coming from the Runt Club; stating that there is amplified sound that comes from Meat Heads and it was quite loud in December; noting that there is nobody on the patio now, it is just amplified for the sake of bringing attention to the establishment; stating that this is very concerning for those in her neighbourhood and nobody has been able to explain why an expansion of construction permits is being linked to the expansion of patio permits; asking the Committee to please be clear and concise with respect to what the intentions are with the housekeeping items; stating that if the intent is to allow amplified music on patios in the winter, can that be stated in the by-law so that people have an understanding of what the rules are; indicating that if it not the intent to have amplified music on patios year-round, please state that; stating that a lot of people are uncomfortable with the fact that one person, the Chief Municipal Law Enforcement Officer, has discretionary power; stating that she got the permits from last year and there were some discrepancies in how those permits were issued; stating that she is looking for some more clarity as to what the intent of the housekeeping items is; indicating that another housekeeping item is to remove annual reporting because establishments that will be getting permits will be listed on the website for the public to see but it is more than just who has a permit, it is about what is in those permits that is a concern and there needs to be an avenue to have those conversations in a transparent manner; stating that if the annual reporting is removed she does not understand where that dialogue might take place; stating that this issue is being pushed through at an afternoon meeting, when it is difficult for people to attend to speak to this issue, because of the Junos; indicating that it is her understanding that linking the construction permits to the amplified sound on patio permits is related to the Junos so that patios do not have to pay twice for a permit; noting that March 17 is St. Patrick's Day and there is a real enforcement issue in her neighbourhood on that day; requesting that the time extension not happen on March 17 because people will just loiter outside of the establishments that amplify music which causes a lot of street congestion and disruption for residents.

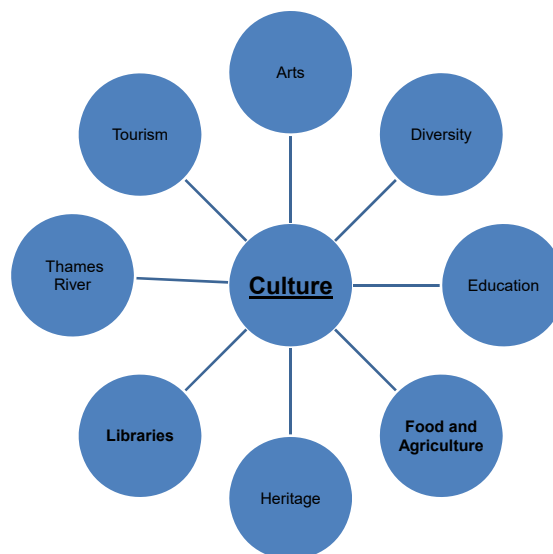




Vision






Culture is at the heart of our thriving and vibrant city and plays an important role in:


- building economic and community growth
- attracting and retaining talent
- informing municipal decision making processes
- elevating London as a Regional cultural centre



LONDON CITY OF OPPORTUNITY

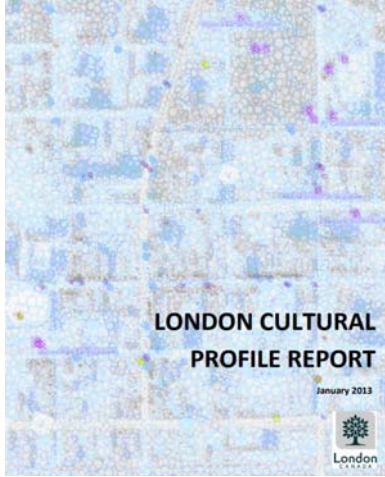
Cultural Prosperity Plan Strategic Directives

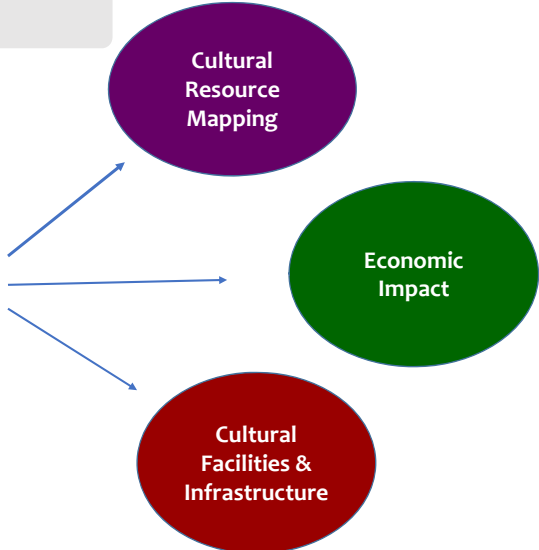
- 1. Strengthen Culture to Build Economic Prosperity**

- 2. Support Cultural Programming**


- 3. Leverage London's Cultural Assets**

- 4. Celebrate and Promote Culture**





LONDON CITY OF OPPORTUNITY

4. London's Culture Profile










LONDON CITY OF OPPORTUNITY

Where are we now with Implementation?



- All Strategic Directives and Objectives have been actioned
- The economic case for culture has been made

London CANADA




Where are we now with Implementation?

- Creativity is being fostered through cultural programming and place-making
- An inclusive, welcoming atmosphere is being created
- Cultural assets are being maintained
- Awareness of culture is being built





The Culture Plan Aligns With London's Other Strategies



THE LONDON PLAN


EXCITING. EXCEPTIONAL. CONNECTED.




London Music Strategy

Submitted by:
London's Music Industry
Development Task Force

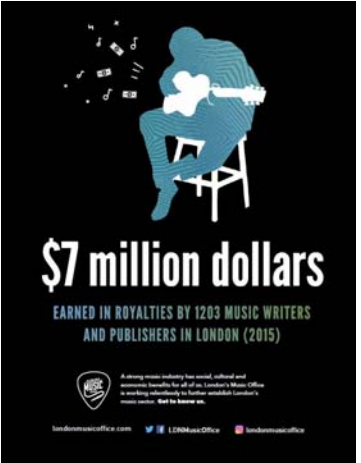

August 27, 2014





LONDON MUSIC CENSUS (2016)

- 875 post secondary students studying music
- \$7million in song writing royalties earned (2015)
- 55 live music venues (2018)
- Total seating capacity at venues, 57,000
- 4,620 live shows (2015)
- 17 commercial recording studios

Our City, Our Culture

LONDON'S CULTURAL
PROSPERITY PLAN REPORT





Our City, Our Culture Highlights

- Investing in Culture Builds Economic Prosperity
- Animating London through the Arts
- Honouring Indigenous and First Nations
- Preserving our Heritage. Telling our Stories
- Public Art / Monuments
- Investing in Shared Creative Spaces
- A Healthy Core is our Cultural Showpiece
- Celebrating Culture

17 



Where are we going?

London's Cultural Prosperity Plan will be enhanced through key areas of focus:

- A balance between cultural initiatives that enhance quality of life with those that have direct economic benefit
- Investment in cultural industries
- Support to creative jobs and training
- Telling the stories of all Londoners
- Creative facilities/spaces investment





Vision for London's Creative Future?

- A vibrant city attracts and retains creative talent
- Culture is for Londoners, it tells our story
- Thank you to our key partners and cultural community - who continue to build upon their achievements



Corporate Services Committee

Report

6th Meeting of the Corporate Services Committee
February 19, 2019

PRESENT: Councillors J. Morgan (Chair), J. Helmer, P. Van Meerbergen, A. Kayabaga, S. Hillier, Mayor E. Holder
ALSO PRESENT: Councillors S. Lewis, E. Peloza and M. van Holst; A.L. Barbon, B. Card, I. Collins, J. Edmonds, M. Galczynski, R. Hicks, J. Logan, K. Murray, J. Raycroft, C. Saunders, S. Spring, B. Warner and B. Westlake-Power

The meeting is called to order at 12:31 PM.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. Consent

Moved by: S. Hillier

Seconded by: A. Kayabaga

That items 2.3 - 2.6, inclusive, BE APPROVED.

Yeas: (5): J. Morgan, J. Helmer, P. Van Meerbergen, A. Kayabaga, and S. Hillier

Absent: (1): E. Holder

Motion Passed (5 to 0)

2.3 2019 Debenture Issuance

Moved by: S. Hillier

Seconded by: A. Kayabaga

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the Civic Administration BE AUTHORIZED to proceed with the issuance of debentures in the capital markets to provide permanent financing for capital works in an amount not to exceed \$49,380,000, with the flexibility to postpone the issuance in the event of unfavourable market conditions.

Motion Passed

2.4 Declare Surplus - Portion of City-Owned Land Abutting 15 McAlpine Avenue

Moved by: S. Hillier

Seconded by: A. Kayabaga

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, on the advice of the Manager of Realty Services, with respect to a portion of City-owned land abutting 15 McAlpine Avenue, described as Lots 13-18, Block C, Plan 376, containing an area of approximately 900 square feet, as shown on Schedule "A" of the staff report dated February 19, 2019, the following actions be taken:

- a) the subject property BE DECLARED SURPLUS; and
- b) the subject property (“Surplus Lands”) BE TRANSFERRED to the abutting property owner at 15 McAlpine Avenue, in accordance with the City’s Sale and Other Disposition of Land Policy.

Motion Passed

2.5 Residential Tax By-Law for New Affordable Housing Program Projects - 27 Centre Street, London

Moved by: S. Hillier

Seconded by: A. Kayabaga

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the proposed by-law appended to the staff report dated February 19, 2019, BE INTRODUCED at the Municipal Council meeting to be held on March 5, 2019, to tax the affordable housing property at 27 Centre Street, London (Escalade Property Corp.) at an effective tax rate equal to the residential tax rate and that the City Clerk BE DIRECTED to give written notice of the by-laws to the Municipal Property Assessment Corporation and the Secretary of all area school boards.

Motion Passed

2.6 Association of Municipalities of Ontario (AMO) Board Meeting Update - City of Toronto, ON January 24-25, 2019

Moved by: S. Hillier

Seconded by: A. Kayabaga

That the communication dated February 19, 2019, from Councillor A. Hopkins, with respect to the Association of Municipalities of Ontario (AMO) Board meeting held in Toronto, Ontario on January 24-25, 2019 BE RECEIVED for information.

Motion Passed

2.1 Budweiser Gardens: City Approval of Zamboni Capital Lease Agreement

Moved by: P. Van Meerbergen

Seconded by: A. Kayabaga

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the capital lease for two new Zamboni ice resurfacing machines at Budweiser Gardens BE APPROVED to replace the previous two Zamboni ice resurfacing machines, that are no longer in service.

Yeas: (5): J. Morgan, J. Helmer, P. Van Meerbergen, A. Kayabaga, and S. Hillier

Absent: (1): E. Holder

Motion Passed (5 to 0)

2.2 2018 Annual Update on Budweiser Gardens

Moved by: S. Hillier

Seconded by: P. Van Meerbergen

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the 2018 Annual Report on Budweiser Gardens appended to the staff report dated February 19, 2019 as Appendix "B", BE RECEIVED for information.

Yeas: (5): J. Morgan, J. Helmer, P. Van Meerbergen, A. Kayabaga, and S. Hillier

Absent: (1): E. Holder

Motion Passed (5 to 0)

3. Scheduled Items

3.1 Apportionment of Taxes

Moved by: J. Helmer

Seconded by: S. Hillier

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the taxes on the blocks of land described in the Schedules appended to the staff report dated February 19, 2019, BE APPORTIONED as indicated on the Schedules, pursuant to Section 356 of the *Municipal Act, 2001*; it being noted that there were no members of the public in attendance to speak to the Corporate Services Committee at the public hearing associated with this matter.

Motion Passed

4. Items for Direction

4.1 Grand Theatre - Municipal Accommodation Tax Funding Request

That the following actions be taken with respect to the Grand Theatre – Municipal Accommodation Tax Funding request:

- a) the request from the Grand Theatre BE APPROVED, in the amount of \$2 million, with the first source of financing being the Tourism Infrastructure Reserve Fund and a secondary source of financing being the Economic Development Reserve Fund;
- b) the Civic Administration BE DIRECTED to finalize the sources of financing for the request in Q1 2020, taking into account the balances, anticipated contributions and anticipated draws on the two reserve funds;
- c) the staff report dated February 19, 2019 with respect to this matter BE RECEIVED;
- d) it BE NOTED that the attached presentation from G. Kerhoulas and T. Tillman, Grand Theatre was received; and,
- e) further request for funding from the Tourism Infrastructure Reserve Fund BE DEFERRED, pending the Civic Administration's report on a process for future allocations from the Tourism Infrastructure Reserve Fund.

Motion Passed

Voting Record:

Moved by: A. Kayabaga
Seconded by: S. Hillier

That the delegation request from the Grand Theatre, related to a funding request, BE APPROVED to be heard at this time.

Motion Passed

Moved by: J. Helmer
Seconded by: E. Holder

That the following actions be taken with respect to the Grand Theatre – Municipal Accommodation Tax Funding request:

- a) the request from the Grand Theatre BE APPROVED, in the amount of \$2 million, with the first source of financing being the Tourism Infrastructure Reserve Fund and a secondary source of financing being the Economic Development Reserve Fund;
- b) the Civic Administration BE DIRECTED to finalize the sources of financing for the request in Q1 2020, taking into account the balances, anticipated contributions and anticipated draws on the two reserve funds;
- c) the staff report dated February 19, 2019 with respect to this matter BE RECEIVED; and,
- d) it BE NOTED that the attached presentation, from G. Kerhoulas and T. Tillman, Grand Theatre, was received.

Yeas: (6): J. Morgan, J. Helmer, P. Van Meerbergen, A. Kayabaga, S. Hillier, and E. Holder

Motion Passed (6 to 0)

Moved by: J. Helmer
Seconded by: S. Hillier

Further request for funding from the Tourism Infrastructure Reserve Fund BE DEFERRED, pending the Civic Administration's report on a process for future allocations from the Tourism Infrastructure Reserve Fund.

Motion Passed

4.2 Future Tax Policy - Possible Directions

Moved by: J. Helmer
Seconded by: S. Hillier

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the staff report dated February 19, 2019 with respect to future tax policy - possible directions BE RECEIVED for information; it being noted that the attached presentation was received from the Director, Financial Services.

5. Deferred Matters/Additional Business

5.1 Consideration of Appointments to the Eldon House Board of Directors

Moved by: S. Hillier
Seconded by: J. Helmer

That the following BE APPOINTED to the Eldon House Board of Directors for the term ending November 15, 2022, based on the interviews conducted by the Corporate Services Committee on January 21, 22, February 12 and 19, respectively, and the attached ranked ballot:

Louanne Henderson
Theresa Regnier
Mark Tovey
Joseph O'Neil
Mike Donachie
Maureen Spencer Golovchenko
Ron Koudys
Rebecca Elizabeth Griesmayer
Manosij (Mano) Majumdar

Yeas: (5): J. Morgan, J. Helmer, A. Kayabaga, S. Hillier, and E. Holder

Absent: (1): P. Van Meerbergen

Motion Passed (5 to 0)

6. Confidential (Enclosed for Members only.)

Moved by: A. Kayabaga
Seconded by: S. Hillier

That the Corporate Services Committee convene In Closed Session at 12:33 PM for consideration of a matter pertaining to personal matters about an identifiable individual, including communications necessary for that purpose, as it relates to an interview for Eldon House Board of Directors.

Yeas: (5): J. Morgan, J. Helmer, P. Van Meerbergen, A. Kayabaga, and S. Hillier

Absent: (1): E. Holder

Motion Passed (5 to 0)

The Corporate Services Committee convenes, In Closed Session from 12:33 to 12:43 PM.

7. Adjournment

The meeting adjourned at 2:43 PM.

CITY OF LONDON FUNDING REQUEST
GRAND THEATRE RENOVATIONS 2019/20

GRAND THEATRE LONDON, CANADA

BACKGROUND BY THE NUMBERS

- Grand Theatre employs more than 300 people throughout our season;
- Grand Theatre paid over \$4.5 million in salaries in 2017/18;
- Grand Theatre hosts over 100,000 visitors annually;
- In 2017/18 season Grand Theatre purchased over \$1.5 million of local goods and services;
- Through the 100 Schools Project, more than 33,000 school kids from our community benefited from the work at the Grand Theatre;
- Grand Theatre raised over \$130,000 for the London Food Bank and donated 750 theatre tickets to 375 local charities in 2017/18.

GRAND THEATRE LONDON, CANADA

RENOVATION PROJECT DETAILS

1. SPRIET STAGE

- Fly System
- Sound System
- Stage Lighting
- House Lighting
- Special Effects Automation
- Video Projection
- Working at Heights Safety

2. MCMANUS STAGE

- New Seating
- Transform Space into a Theatre “Lab”
- Sound System
- Stage Lighting
- House Lighting

GRAND THEATRE LONDON, CANADA

RENOVATION PROJECT DETAILS

3. BUILDING ENVELOPE/ INFRASTRUCTURE

- Replace 4 roofs
- Air sealing/window replacements
- Reconfigure & Secure Stage Door Entrance

4. BOX OFFICE

- Completely reconfigure
- Provide Street facing access
- Modernize

GRAND THEATRE LONDON, CANADA

RENOVATION PROJECT DETAILS

5. LOBBY SPACE

- Modernize/update Lobbies & Lounges
- Open up walls on 4th floor
- Reconfigure Stairs and Street entrance
- Add two Lobby Stages

6. WARDROBE & PROPS

- Expand Wardrobe into unused space above prop shop
- Greatly reduce crowding
- Streamline work and storage areas

GRANDTHEATRE LONDON, CANADA

RENOVATION PROJECT DETAILS

7. ARTIST SPACES

- Rehearsal Halls, Dressing Rooms, Green Room
- Modernize and repair two Rehearsal Halls
- Modernize and refit Green Room and Dressing Rooms

TOTAL PROJECT COSTS

•\$8 Million

GRANDTHEATRE LONDON, CANADA

FUNDING

- \$4 million Federal Government – Canada Cultural Spaces Fund (application submitted)
- \$2 million Private Donations – already in place, contingent on Municipal Matching Funds
- \$2 million City of London

TIMING

- In order to meet our schedule, the Grand Theatre will require a Letter of Commitment from the City of London in March 2019

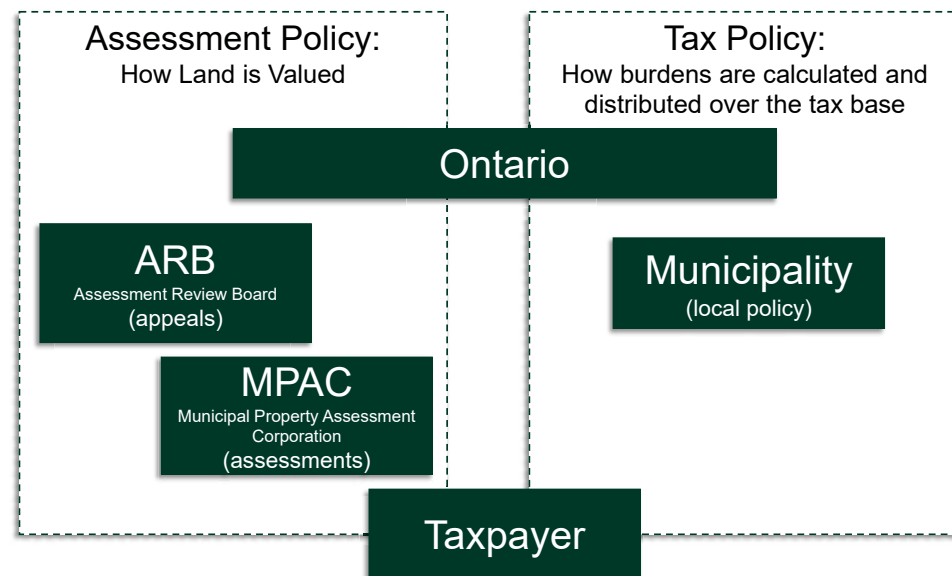
GRANDTHEATRE LONDON, CANADA

Future Tax Policy

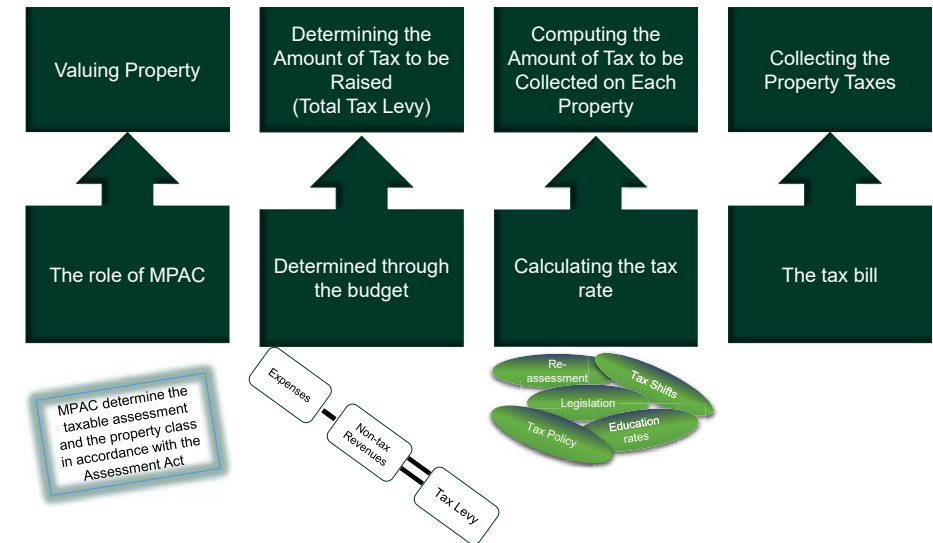


Corporate Services Committee
Tuesday February 19, 2019

Property Tax: Who Does What

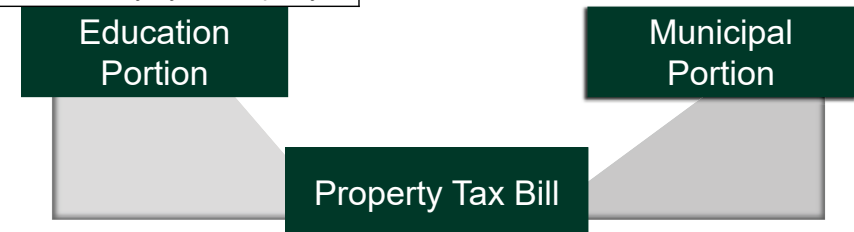


The Property Tax Process



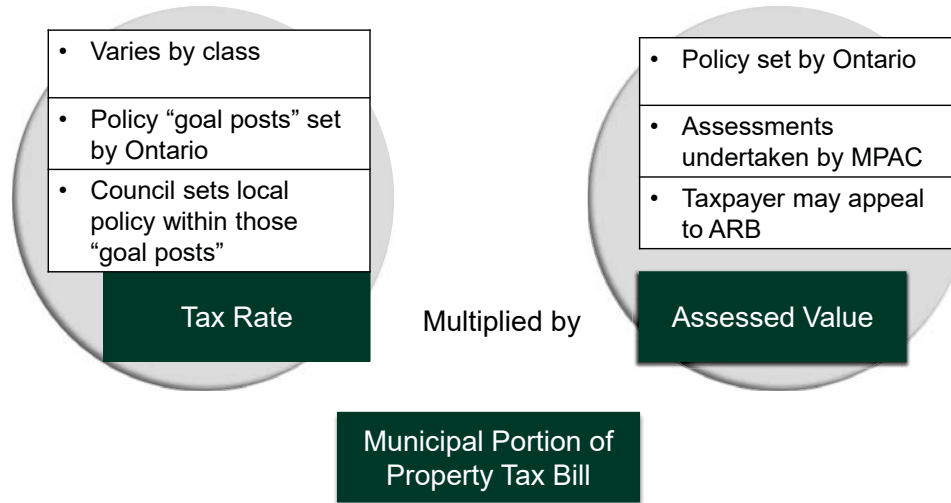
Two Parts to the Property Tax Bill

- Set by Province
- Uniform provincial residential, multi-residential, new multi-residential and farmland classes
- Commercial and industrial rates vary by municipality





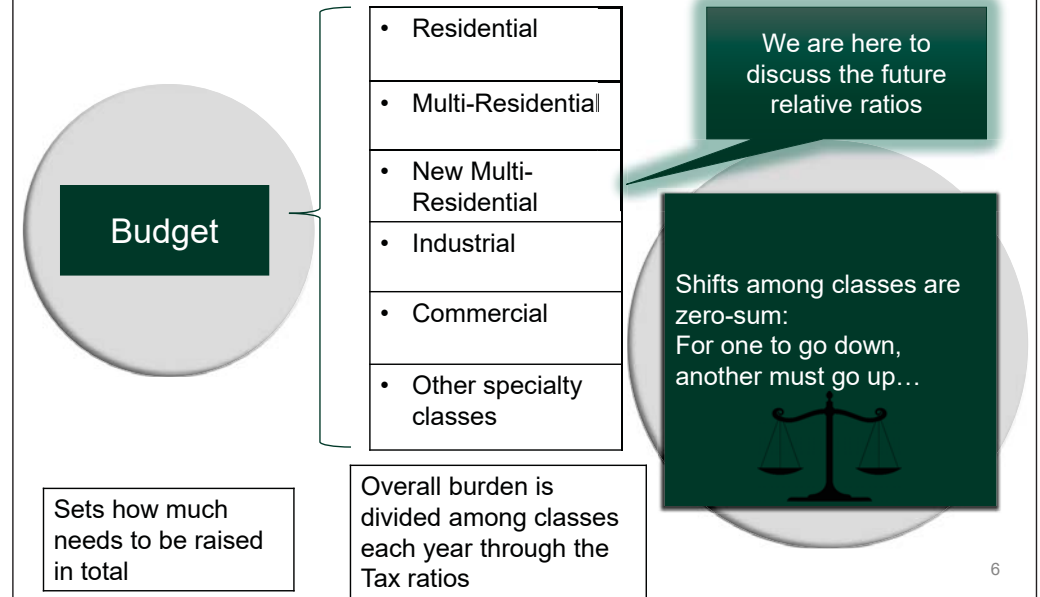
How the Municipal Portion is Calculated...



5



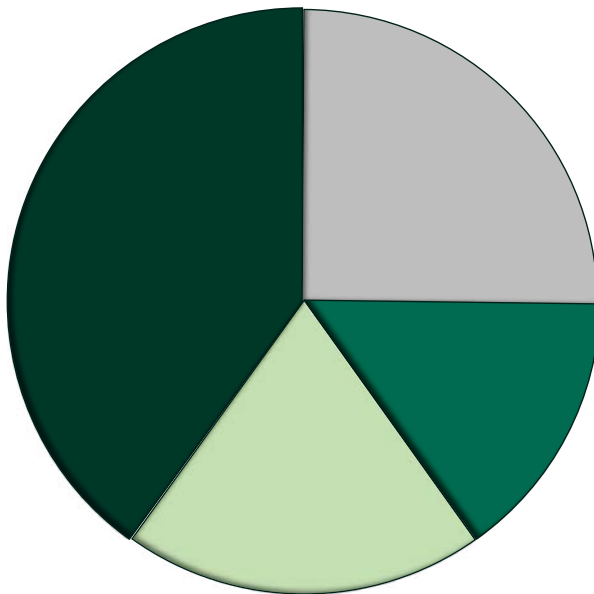
Council Sets the Overall Budget



6



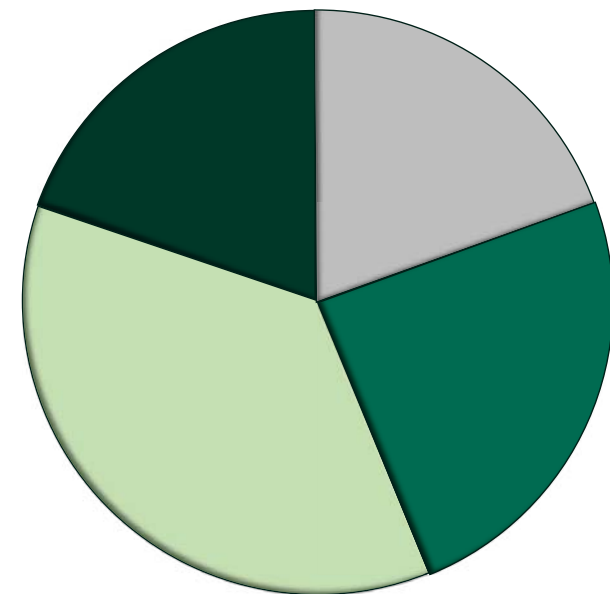
Visualization Budget & Tax Policy



7



Visualization Budget & Tax Policy



8

Annual Tax Policy Review

❖ Property tax policy in the City of London has been guided by **four principles**:

- Equity
- Economic Development
- Transparency and Public Acceptance
- Administrative Efficiency

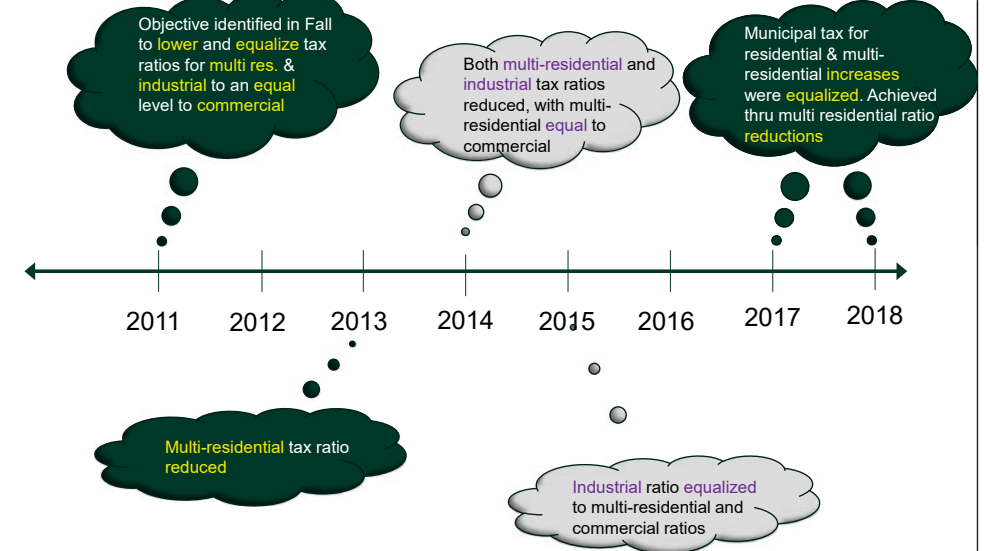
❖ A number of **variables** are required and factored into setting policy:

- Impact of reassessment,
- Municipal Tax Levy,
- Education Tax Rates,
- Provincial Regulations, and
- Then the detailed calculations, taking in all the of above.



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Over the Years



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Possible Future Directions

- ❖ **Maintain** tax ratios in the three main non-residential classes (multi residential, commercial, and industrial) at their current levels.
- ❖ **Reduce** all the non-residential tax ratios in a gradual way, possibly giving priority to the multi-residential property class.
- ❖ Focus only on **lowering** the multi-residential tax ratio over a period of time.
- ❖ Adjust ratios on an annual basis to **mitigate assessment related tax increases** in non-residential property classes possibly giving priority to the multi-residential property class.

	City of London 2018 Tax Ratio
Commercial	1.93000
Industrial	1.93000
Multi-Residential	1.79580
Pipeline	1.71300
Farm	0.11803
Residential	1.00000
New Multi-Residential	1.00000

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Key Takeaways

- ❖ Annual setting of tax ratios and tax rates determines how the “tax pie” is divided between the property classes
- ❖ Tax policy has **long term** implications:
 - Once a ratio is reduced it can’t automatically be increased
 - can be positive or negative
 - may impact the achievement of Council’s strategies and goals

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Next Steps

- ❖ Awaiting Education Tax Rates, however preliminary calculations have started since the Municipal Tax Levy was set on Tuesday February 12th.
- ❖ Tax Policy Report to be brought forward in early spring, subject to Education Tax Rate, consistent with prior years.

Eldon House						
Councillors:	HELMER	MORGAN	KAYABAGA	HILLIER	Holder	SUM
Nominated Slate:						
Mike Donachie	6	1	1	1	8	17
Maureen Spencer Golovchenko	4	5	7	3	3	22
Rebecca Elizabeth Griesmayer	8	8	3	7	7	33
Louanne Henderson	7	9	5	9	4	34
Ron Koudys	2	3	6	6	1	18
Manosij (Mano) Majumdar	9	2	2	4	6	23
Joseph O'Neil	5	7	4	2	5	23
Theresa Regnier	3	6	9	8	2	28
Mark Tovey	1	4	8	5	9	27

Civic Works Committee

Report

4th Meeting of the Civic Works Committee
February 20, 2019

PRESENT: Councillors P. Squire (Chair), M. van Holst, S. Lewis, S. Lehman, E. Pelosa

ABSENT: Mayor E. Holder

ALSO PRESENT: Councillors J. Helmer and P. Van Meerbergen; J. Fleming, G. Gauld, A. Giesen, P. Kavcic, D. Huggins, D. MacRae, S. Maguire, B. O'Hagan, D. Popadic, S. Mathers, A. Rozentals, C. Saunders, P. Shack, J. Simon, J. Stanford, S. Spring and B. Westlake-Power

The meeting was called to order at 4:00 PM.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. Consent

Moved by: S. Lehman
Seconded by: E. Pelosa

That items 2.2, 2.3, 2.6-2.11, BE APPROVED.

Yeas: (5): P. Squire, M. van Holst, S. Lewis, S. Lehman, and E. Pelosa

Absent: (1): E. Holder

Motion Passed (5 to 0)

2.2 2018 External Audit of London's Drinking Water Quality Management System and 2018 Management Review

Moved by: S. Lehman
Seconded by: E. Pelosa

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the staff report dated February 20, 2019 related to the 2018 external audit of London's Drinking Water Quality Management System, and the subsequent 2018 Management Review meeting, BE RECEIVED for information. (2019-E13)

Motion Passed

2.3 2018 Drinking Water Annual Report and Summary Report for the City of London Distribution System

Moved by: S. Lehman
Seconded by: E. Pelosa

That, on the recommendation of the Director, Water & Wastewater, the 2018 Drinking Water Annual Report and Summary Report for the City of London Distribution System BE RECEIVED for information. (2019-E13)

Motion Passed

2.6 Endorsement of Updated Operational Plan for the Elgin-Middlesex Pumping Station (London Portion)

Moved by: S. Lehman

Seconded by: E. Pelosa

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the updated Operational Plan for the Elgin-Middlesex Pumping Station (London Portion) BE ENDORSED as per the requirements of the *Safe Drinking Water Act, 2002*. (2019-E08)

Motion Passed

2.7 Contract Award - Tender No. RFT 19-02 - 2019 Infrastructure Renewal Program - Egerton Street, Brydges Street and Pine Street - Phase 2 Reconstruction Project

Moved by: S. Lehman

Seconded by: E. Pelosa

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the award of contract for the 2019 Infrastructure Renewal Program Egerton Street Phase 2 Reconstruction Project:

a) the bid submitted by Bre-Ex Construction Inc at its tendered price of \$5,723,375.76, excluding HST, BE ACCEPTED; it being noted that the bid submitted by Bre-Ex Construction Inc was the lowest of seven bids received and meets the City's specifications and requirements in all areas;

b) Archibald, Gray and McKay Engineering Ltd. (AGM) BE AUTHORIZED to carry out the resident inspection and contract administration for the said project in accordance with the estimate, on file, at an upset amount of \$429,880.00, excluding HST, in accordance with Section 15.2 (g) of the City of London's Procurement of Goods and Services Policy, noting that this firm completed the engineering design for this project;

c) the proposed by-law as appended to the staff report dated February 20, 2019 BE INTRODUCED at the Municipal Council meeting to be held on March 5, 2019, for the purpose of amending the Traffic and Parking By-law (PS-113);

d) the financing for this project BE APPROVED as set out in the Sources of Financing Report as appended to the staff report dated February 20, 2019;

e) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;

f) 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 (Tender RFT19-02); and

g) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2019-T04)

Motion Passed

2.8 Contract Award Tender - No. RFT 19-13 - 2019 Infrastructure Renewal Program - Cavendish Crescent and Mount Pleasant Avenue - Phase 2 Reconstruction Project

Moved by: S. Lehman
Seconded by: E. Pelosa

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the award of contracts for the 2019 Infrastructure Renewal Program Cavendish Phase 2 Reconstruction Project:

- a) the bid submitted by Bre-Ex Construction Inc. at its tendered price of \$4,214,630.88, excluding HST, BE ACCEPTED; it being noted that the bid submitted by Bre-Ex Construction Inc. was the lowest of seven bids received and meets the City's specifications and requirements in all areas;
- b) Spriet Associates BE AUTHORIZED to carry out the resident inspection and contract administration for the said project in accordance with the estimate, on file, at an upset amount of \$287,944.80, excluding HST, in accordance with Section 15.2 (g) of the City of London's Procurement of Goods and Services Policy, noting that this firm completed the engineering design for this project;
- c) the proposed by-law as appended to the staff report dated February 20, 2019 BE INTRODUCED at the Municipal Council meeting to be held on March 5, 2019, for the purpose of amending the Traffic and Parking By-law (PS-113);
- d) the financing for this project BE APPROVED as set out in the Sources of Financing Report as appended to the staff report dated February 20, 2019;
- e) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- f) 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 (Tender RFT19-13); and
- g) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2019-T04)

Motion Passed

2.9 Sole Source Award - Acoustic Fiber Optic Monitoring Contract - Project No. EW3538

Moved by: S. Lehman
Seconded by: E. Pelosa

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the Acoustic Fiber Optic (AFO) Monitoring Contract:

- a) the contract value for Pure Technologies Ltd., 3rd Floor, 705-11 Avenue SW, Calgary, Alberta, T2R 0E3, BE APPROVED, in accordance with section 14.3 (c) of The Corporation of the City of London's Procurement of Goods and Services Policy, in the amount of \$150,922.00 (excluding HST) for 2019 to continuously monitor 15.86 km of the City's most critical watermains;
- b) the financing for this project BE APPROVED from current available budget as set out in the Sources of Financing Report as appended to the staff report dated February 20, 2019;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations.(2019-E03)

Motion Passed

2.10 Amendments to the Traffic and Parking By-Law

Moved by: S. Lehman
 Seconded by: E. Pelosa

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the proposed by-law as appended to the staff report dated February 20, 2019 BE INTRODUCED at the Municipal Council meeting to be held on March 5, 2019, for the purpose of amending the Traffic and Parking By-law (PS-113). (2019-T08)

Motion Passed

2.11 2019 Annual New Sidewalk Program

Moved by: S. Lehman
 Seconded by: E. Pelosa

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the sidewalk candidates proposed for the 2019 Annual New Sidewalk Program in the staff report dated February 20, 2019, BE ENDORSED for implementation in 2019. (2019-T04)

Motion Passed

2.1 Southdale Road West and Wickerson Road Improvements Environmental Study Report

Moved by: M. van Holst
 Seconded by: S. Lehman

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the Southdale Road West / Wickerson Road Improvements Environmental Assessment:

- a) Southdale Road West / Wickerson Road Improvements Environmental Study Report BE ACCEPTED;
- b) a Notice of Study Completion for the Project BE FILED with the Municipal Clerk; and

- c) the Environmental Study Report BE PLACED on the public record for a 30 day review period. (2019-E05)

Yeas: (5): P. Squire, M. van Holst, S. Lewis, S. Lehman, and E. Pelosa

Absent: (1): E. Holder

Motion Passed (5 to 0)

2.4 Contract Award - Tender No. 19-15 - 2019 Infrastructure Renewal Program - Downtown Sewer Separation Phase 2 Project

Moved by: S. Lewis

Seconded by: E. Pelosa

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the award of contracts for the 2019 Infrastructure Renewal Program Downtown Sewer Separation Phase 2 Project:

- a) the bid submitted by J-AAR Excavating Limited (J-AAR) at its tendered price of \$6,812,793.33, excluding HST, for the 2019 Infrastructure Renewal Program, Downtown Sewer Separation Phase 2 project, BE ACCEPTED; it being noted that the bid submitted by J-AAR Excavating Limited was the lowest of eight bids received and meets the City's specifications and requirements in all areas;
- b) AECOM Canada Ltd. (AECOM), BE AUTHORIZED to carry out the resident inspection and contract administration for the said project in accordance with the estimate, on file, at an upset amount of \$420,299.00, excluding HST, in accordance with Section 15.2 (g) of the City of London's Procurement of Goods and Services Policy;
- c) the financing for this project BE APPROVED as set out in the Sources of Financing Report as appended to the staff report dated February 20, 2019;
- d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- e) 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 (Tender 19-15); and
- g) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2019-E01)

Yeas: (5): P. Squire, M. van Holst, S. Lewis, S. Lehman, and E. Pelosa

Absent: (1): E. Holder

Motion Passed (5 to 0)

2.5 Agreement Extension with Trojan Technologies for the Use of the Decommissioned Westminster Wastewater Plant

Moved by: M. van Holst

Seconded by: S. Lehman

That, on the recommendation of the Managing Director Environmental and Engineering Services and City Engineer, the proposed By-law as appended to the staff report dated February 20, 2019 BE INTRODUCED at the Municipal Council Meeting of March 5, 2019 to:

- a) approve the Amending Agreement with Trojan Technologies; and,
- b) authorize the Mayor and the City Clerk to execute the Agreement extension. (2019-E03)

Yeas: (5): P. Squire, M. van Holst, S. Lewis, S. Lehman, and E. Pelosa

Absent: (1): E. Holder

Motion Passed (5 to 0)

2.12 Red Light Camera Program 2018 Annual Report

Moved by: S. Lewis

Seconded by: E. Pelosa

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the 2018 Annual Report for the Red Light Camera Program dated February 20, 2019 BE RECEIVED for information, in support of Vision Zero London. (2019-T08)

Yeas: (5): P. Squire, M. van Holst, S. Lewis, S. Lehman, and E. Pelosa

Absent: (1): E. Holder

Motion Passed (5 to 0)

3. Scheduled Items

None.

4. Items for Direction

4.1 Street Light Local Improvements Process

Moved by: S. Lewis

Seconded by: M. van Holst

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, an annual New Street Light Local Improvement Program with a 50% cost sharing, 100% City and 1/3 property owner with abutting property owners BE CONSIDERED alongside other investment priorities in the upcoming 2020-2023 multi-year budget process. (2019-T01)

Yeas: (5): P. Squire, M. van Holst, S. Lewis, S. Lehman, and E. Pelosa

Absent: (1): E. Holder

Motion Passed (5 to 0)

4.2 Downtown OEV East - West Bikeway Corridor Evaluation

Moved by: S. Lewis

Seconded by: S. Lehman

That the following actions be taken with respect to implementation of cycling infrastructure:

- a) the temporary bike lane for King Street, scheduled for installation in 2019, BE DEFERRED until such time as the Municipal Council has made decisions regarding the rapid transit project, pending the above-noted Council decisions related to transit projects, the matter of temporary King

Street bike lane be brought back to the Civic Works Committee for additional consideration; and,

b) the matter of the Downtown OEV East-West Bikeway BE REFERRED back to the staff in order to have further consultation related to a viable Dundas Street corridor solution;

it being noted that the Civic Works Committee received the attached presentations from:

- P. Kavcic, Transportation Design Engineer
- J. Pastorius, Manager, Old East Village BIA
- D. Hall, Executive Director, London Cycle Link
- G. Gallacher, Board Chair, LDBA-verbal presentation

Motion Passed

Voting Record:

Moved by: S. Lewis
Seconded by: S. Lehman

That D. Hall, J. Pastorius and G. Gallacher BE GRANTED delegation status.

Yeas: (5): P. Squire, M. van Holst, S. Lewis, S. Lehman, and E. Pelosa

Absent: (1): E. Holder

Motion Passed (5 to 0)

Moved by: S. Lewis
Seconded by: S. Lehman

That the temporary bike lane for King Street, scheduled for installation in 2019, BE DEFERRED until such time as the Municipal Council has made decisions regarding the rapid transit project, pending the above-noted Council decisions related to transit projects, the matter of temporary King Street bike lane be brought back to the Civic Works Committee for additional consideration.

Yeas: (4): P. Squire, S. Lewis, S. Lehman, and E. Pelosa

Nays: (1): M. van Holst

Absent: (1): E. Holder

Motion Passed (4 to 1)

Moved by: S. Lewis
Seconded by: S. Lehman

That the matter of the Downtown OEV East-West Bikeway BE REFERRED back to the staff in order to have further consultation related to a viable Dundas Street corridor solution.

Yeas: (3): S. Lewis, S. Lehman, and E. Peloz

Nays: (2): P. Squire, and M. van Holst

Absent: (1): E. Holder

Motion Passed (3 to 2)

5. Deferred Matters/Additional Business

5.1 Deferred Matters List

Moved by: S. Lewis

Seconded by: E. Peloz

That it BE NOTED that the Deferred Matters List as amended, was received.

Yeas: (5): P. Squire, M. van Holst, S. Lewis, S. Lehman, and E. Peloz

Absent: (1): E. Holder

Motion Passed (5 to 0)

6. Confidential (Enclosed for Members Only)

6.1 Solicitor-Client Privileged Advice / Litigation/Potential Litigation

Moved by: E. Peloz

Seconded by: S. Lehman

That the Civic Works Committee convene, In Closed Session at 6:58 PM, for the purpose of considering: a matter that pertains to litigation or potential litigation and advice that is subject to solicitor-client privilege, including communications necessary for the purpose and directions and instructions to officers and employees or agents of the municipality regarding properties located on Birchwood Drive and Meadowvale Drive.

Yeas: (5): P. Squire, M. van Holst, S. Lewis, S. Lehman, and E. Peloz

Absent: (1): E. Holder

Motion Passed (5 to 0)

The Civic Works Committee convenes, In Closed Session from 6:58 PM to 7:05 PM.

6.2 (ADDED) Solicitor-Client Privilege Advice

Moved by: S. Lewis

Seconded by: S. Lehman

That the Civic Works Committee convene In Closed Session at 5:46 PM for the purpose of considering: a matter subject to solicitor-client privilege, including communications necessary for that purpose, as it relates to the implementation of King Street Cycling Improvements, including the tendering process.

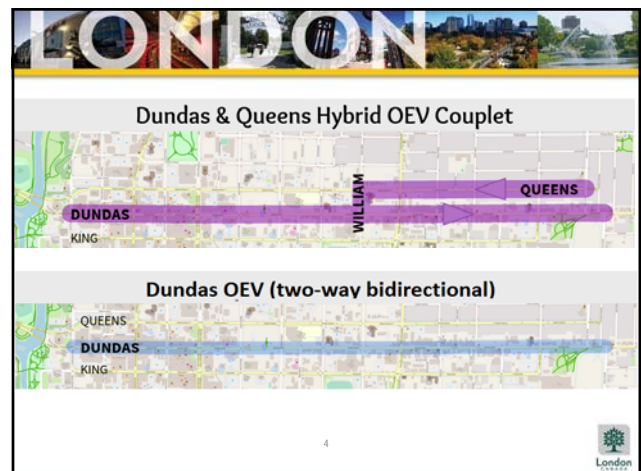
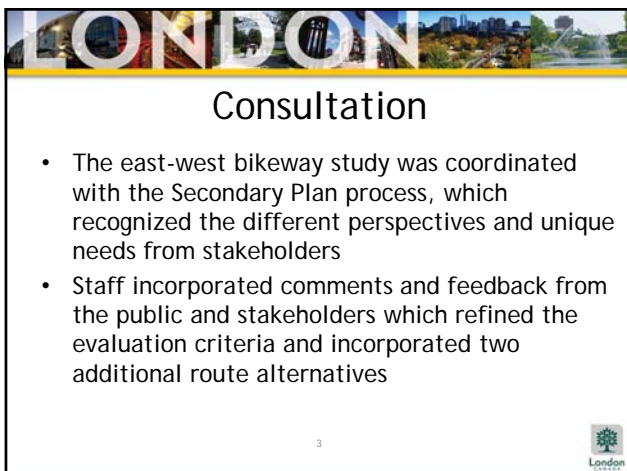
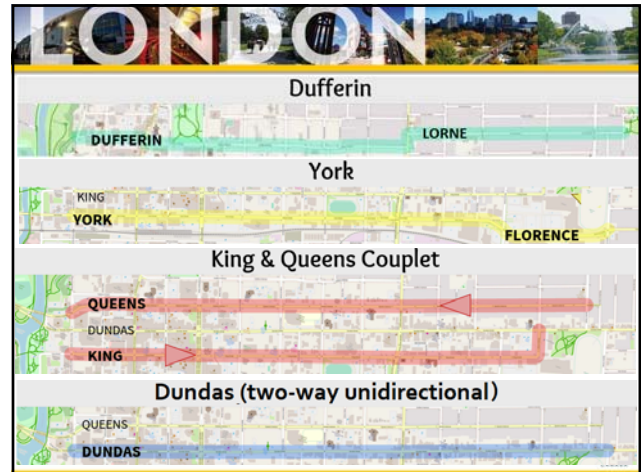
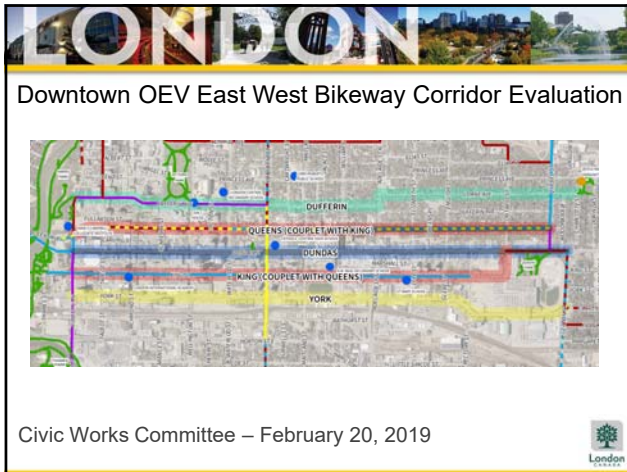
Yeas: (5): P. Squire, M. van Holst, S. Lewis, S. Lehman, and E. Peloz

Motion Passed (5 to 0)

The Civic Works Committee convenes, In Closed Session from 5:46 PM to 6:08 PM.

7. Adjournment

The meeting adjourned at 7:06 PM



Study Evaluation Criteria

- These criteria were developed using best practices from Ontario Traffic Manual (OTM) Book 18: Cycling Facilities and with input from key stakeholders



Conflict Mitigation



Transit Operations



Streetscape & Public Realm



Constructability



Traffic Operations



Social Health & Equity



On-Street Parking



Cost



Retail Economic Impact



Connectivity & Directness

Destination
Access

5



Preferred Alternative

Dundas & Queens Hybrid OEV Couplet



Enhancing the Public Realm



New street features enhance the public realm and vitality of the Old East Village

- Landscaping zones to beautify the street
- Wider sidewalks to attract pedestrians and provide opportunities for businesses
- Loading zones to provide businesses what they require for their operations
- Separated bikeway for eastbound cyclists


7



Next Steps

- Report the recommended alternative to council
- The recommendation from the east-west study and OEV secondary plan process to build the 2020 infrastructure program planned for construction on Dundas Street
- Continue to enhance connectivity to Dundas Street within the Old East Village
- Consult with stakeholders during the design and implementation phases





Downtown OEV East-West Bikeway

Feedback – Old East Village BIA

Presented by: Jen Pastorius, BIA Manager



Supporting Documents

- Mayor’s Report on Old East Village (1998)
- Planner’s Action Team Report (2003)
- OEV Community Improvement Plan (2004)
- OEV Commercial Corridor Urban Design Manual (2016)



- London Plan (2016)
- Transportation Master Plan (2013)



On-Street Parking

Business community has stressed the importance of on-street parking





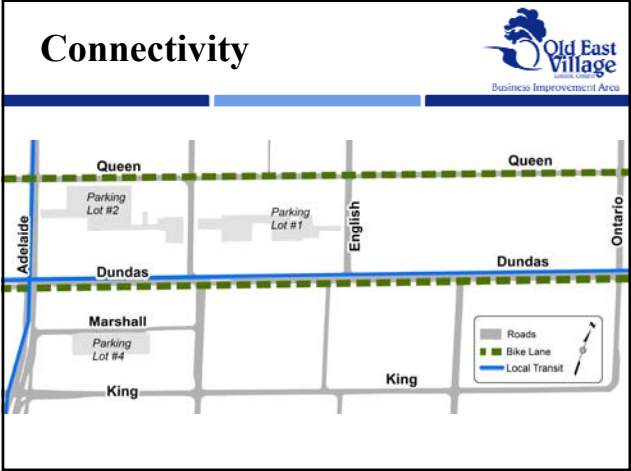
Amenities

Request to provide opportunities for business friendly amenities









Thank You!

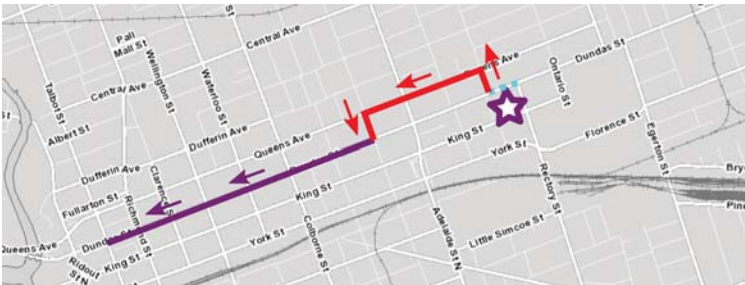
The Old East Village BIA would like to thank you for your time and we look forward to continuing our successful, collaborative relationship.

BIKES ON DUNDAS

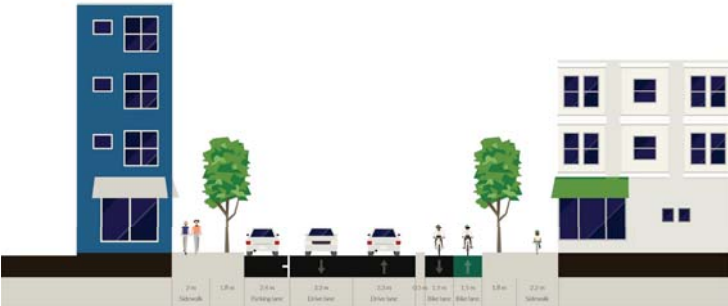
City's Current Recommendation



City's Current Recommendation



LCL's Recommendation: Dundas St in OEV



More people on bikes

- 1. Cannon St, Hamilton - 580 daily riders in 2015 to 972 daily riders in 2017
- 2. Laurier Ave, Ottawa - 330% increase in cyclists over 5 years
- 3. Downtown cycle tracks, Calgary - 40% increase in first year

Rue Rachel in Montreal



A better Old East Village



We want a fair evaluation

Retail Economic Impact - "Recognizing the importance of providing customer access by all modes of travel, this criteria assesses the overall impacts to walking, cycling, and parking access."

Our ask

- 1) Do not endorse preferred hybrid alternative
- 2) Direct staff to include two-way cycle track on Dundas

Planning and Environment Committee

Report

5th Meeting of the Planning and Advisory Committee
February 19, 2019

PRESENT: Councillors A. Hopkins (Chair), J. Helmer, M. Cassidy, P. Squire, S. Turner
ABSENT: Mayor E. Holder
ALSO PRESENT: A. Anderson, G. Barrett, M. Elmadhoon, M. Feldberg, J.M. Fleming, K. Gonyou, K. Killen, S. King, P. Kokkoros, C. Lowery, H. Lysynski, D. MacRae, L. Marshall, L. Maitland, H. McNeely, L. Mottram, B. O'Hagan, M. Pease, L. Pompili, C. Smith, J.-A. Spence, S. Spring, M. Tomazincic, B. Westlake-Power, S. Wise and P. Yeoman

The meeting was called to order at 4:01 PM

1. Disclosures of Pecuniary Interest

That it BE NOTED that Councillor P. Squire disclosed a pecuniary interest in clause 2.5 of this Report, having to do with the application by Sunningdale Golf and Country Club Ltd., relating to the property located at 379 Sunningdale Road West, by indicating that he is a member of the Sunningdale Golf and Country Club.

2. Consent

Moved by: M. Cassidy
Seconded by: P. Squire

That Items 2.1 to 2.3, inclusive, and 2.7 to 2.11, inclusive, BE APPROVED.

Yeas: (4): A. Hopkins, J. Helmer, M. Cassidy, and P. Squire

Absent: (2): S. Turner, and E. Holder

Motion Passed (4 to 0)

2.1 2nd Report of the Advisory Committee on the Environment

Moved by: M. Cassidy
Seconded by: P. Squire

That, the following actions be taken with respect to the 2nd Report of the Advisory Committee on the Environment, from its meeting held on February 6, 2019:

a) the Civic Administration BE ADVISED that the Advisory Committee on the Environment recommends that a communication program be developed related to the Bee City implementation that would increase awareness for members of the public as well as between City of London departments; it being noted that the following items were received with respect to London as a Bee City:

- the presentation appended to the 2nd Report of the Advisory Committee on the Environment from L. McDougall, Ecologist Planner, entitled "Protecting and Enhancing Pollinator Habitat in London;
- a verbal delegation from A.M. Valastro;

- a verbal delegation from G. Barrett, Manager – Long Range Planning and Research; and,
- the resubmitted Memo, appended to the agenda, dated August 22, 2018, entitled “Responses to the ACE’s Plight of the Pollinators and Bee City Recommendations (2014 and 2018)”;
- the update document, appended to the agenda, dated Summer 2018, entitled “City of London A Leader in Habitat and Pollinator Protection, Engagement and Creation Initiatives”;

b) the following actions be taken with respect to the Energy and Built Environment Sub-Committee Report dated January 2019:

- i) the Civic Administration BE ADVISED that the Advisory Committee on the Environment recommends that the Discover Wonderland Environmental Assessment explore every possible avenue to avoid widening Wonderland Road to six lanes as there are a number of alternative methods that provide better traffic flow, improved options outside of driving ones own personal vehicle (public transit, cycling, walking, etc.), and proper access management; and,
- ii) the above-noted sub-committee report BE RECEIVED;

it being noted that verbal delegations from J. Ackworth, Transportation Design Technologist and J. Johnson, Dillon Consulting Limited, were received with respect to this matter; and,

c) clauses 1.1, 3.1 to 3.6, inclusive, 5.1 to 5.5, inclusive, 6.1 and 6.2, BE RECEIVED for information.

Motion Passed

2.2 1st Report of the Trees and Forests Advisory Committee

Moved by: M. Cassidy
Seconded by: P. Squire

That the 1st Report of the Trees and Forests Advisory Committee, from its meeting held on January 23, 2019, BE RECEIVED for information.

Motion Passed

2.3 Application - 132, 146 and 184 Exeter Road - Stormwater Management (SWM) Facility Land Acquisition Agreement - 39T-15501

Moved by: M. Cassidy
Seconded by: P. Squire

That, on the recommendation of the Manager, Development Planning, the following actions be taken with respect to entering into an Agreement between The Corporation of the City of London and Sifton Properties Limited, for the subdivision of land over Part of Lots 34 and 35, Concession 2, (Geographic Township of Westminster), City of London, County of Middlesex, situated on the north side of Exeter Road, between White Oak Road and Wonderland Road South, municipally known as 132, 146 and 184 Exeter Road:

- a) the Agreement appended to the staff report dated February 19, 2019 as Appendix “A” between The Corporation of the City of London and Sifton Properties Limited (39T-15501), BE APPROVED;

- b) the financing for this project BE APPROVED as set out in the Source of Financing Report appended to the staff report dated February 19, 2019 as Appendix “B”; and,
- c) the Mayor and the City Clerk BE AUTHORIZED to execute the above-noted Agreement, any amending agreements and all documents required to fulfil its conditions. (2019-L07)

Motion Passed

2.7 Application - 232-240 Oakland Avenue (H-8994)

Moved by: M. Cassidy
Seconded by: P. Squire

That, on the recommendation of the Manager, Development Planning, based on the application by BlueStone Properties Inc., relating to the property located at 240 Oakland Avenue, the proposed by-law appended to the staff report dated February 19, 2019 BE INTRODUCED at the Municipal Council meeting to be held on March 5, 2019 to amend Zoning By-law Z.-1, (in conformity with the Official Plan), to change the zoning of the subject lands FROM a Holding Residential R8 Special Provision (h-5•R8-4(31)) Zone TO a Residential R8 Special Provision (R8-4(31)) Zone to remove the h-5 holding provision. (2019-D09)

Motion Passed

2.8 Application - 1284 Sunningdale Road West - 3 Year Extension of Draft Plan Subdivision - 39T-04510

Moved by: M. Cassidy
Seconded by: P. Squire

That, on the recommendation of the Senior Planner, Development Services, based on the request by Auburn Development Inc., for the property located at 1284 Sunningdale Road West, the Approval Authority BE ADVISED that the Municipal Council supports the granting of a three (3) year extension of the draft plan of subdivision, submitted by Auburn Development Inc., (File No. 39T-04510), prepared by Stantec Consulting Inc., certified by Jeremy C. E. Matthews (Drawing No. DP2, dated March 31, 2009), as redline revised which shows thirty (30) low density residential blocks, three (3) medium density residential blocks, three (3) park blocks, one (1) SWM Block, walkway blocks and various reserve blocks served by two (2) new collector roads and ten (10) new local streets, SUBJECT TO the revised conditions contained in Appendix “39T-04510” appended to the staff report dated February 19, 2019. (2019-D09)

Motion Passed

2.9 Passage of Amending By-law for Heritage Designated Property at 660 Sunningdale Road East

Moved by: M. Cassidy
Seconded by: P. Squire

That, on the recommendation of the Managing Director, Planning and City Planner, with the advice of the Heritage Planner, the by-law appended to the staff report dated February 19, 2019 BE INTRODUCED at the Municipal Council meeting to be held on March 5, 2019 to amend the heritage designating by-law for the property at 660 Sunningdale Road

East, By-law No. L.S.P.-3476-474; it being noted that this matter has been considered by the London Advisory Committee on Heritage and notice has been completed with respect to the designation, in compliance with the requirements of the *Ontario Heritage Act*. (2019-R01)

Motion Passed

2.10 Passage of Heritage Designating By-law for 336 Piccadilly Street

Moved by: M. Cassidy
Seconded by: P. Squire

That, on the recommendation of the Managing Director, Planning and City Planner, with the advice of the Heritage Planner, the by-law appended to the staff report dated February 19, 2019 BE INTRODUCED at the Municipal Council meeting to be held on March 5, 2019 to designate 336 Piccadilly Street to be of cultural heritage value or interest; it being noted that this matter has been considered by the London Advisory Committee on Heritage and public notice has been completed with respect to the designation, in compliance with the requirements of the *Ontario Heritage Act*. (2019-R01)

Motion Passed

2.11 Application - 2688 Asima Drive (P-9008)

Moved by: M. Cassidy
Seconded by: P. Squire

That, on the recommendation of the Senior Planner, Development Services, the following actions be taken with respect to the application by Rockwood Homes to exempt Block 56, Plan 33M-699 from Part-Lot Control:

- a) pursuant to subsection 50(7) of the *Planning Act, R.S.O. 1990, c. P.13*, the proposed by-law appended to the staff report dated February 19, 2019 BE INTRODUCED at a future Municipal Council meeting, to exempt Block 56, Plan 33M-699 from the Part-Lot Control provisions of subsection 50(5) of the said *Act*; it being noted that these lands are subject to registered subdivision agreements and are zoned Residential R4 Special Provision (R4-5(2)) in Zoning By-law No. Z.-1, which permits street townhouse dwellings with a minimum garage front yard depth of 5.5m, a minimum exterior side yard main building depth of 3.0m and a minimum interior side yard depth of 1.5m; and,
- b) the following conditions of approval BE REQUIRED to be completed prior to the passage of a Part-Lot Control By-law for Block 56, Plan 33M-699 as noted in part a) above:
 - i) the applicant be advised that the costs of registration of the said by-laws are to be borne by the applicant in accordance with City Policy;
 - ii) the applicant submit a draft reference plan to the Development Services for review and approval to ensure the proposed part lots and development plans comply with the regulations of the Zoning By-law, prior to the reference plan being deposited in the land registry office;
 - iii) the applicant submits to the Development Services a digital copy together with a hard copy of each reference plan to be deposited. The digital file shall be assembled in accordance with the City of London's Digital Submission / Drafting Standards and be referenced to the City's NAD83 UTM Control Reference;

- iv) the applicant submit each draft reference plan to London Hydro showing driveway locations and obtain approval for hydro servicing locations and above ground hydro equipment locations prior to the reference plan being deposited in the land registry office;
- iv) the applicant submit to the City Engineer for review and approval prior to the reference plan being deposited in the land registry office; any revised lot grading and servicing plans in accordance with the final lot layout to divide the blocks should there be further division of property contemplated as a result of the approval of the reference plan;
- v) the applicant shall enter into any amending subdivision agreement with the City, if necessary;
- vi) the applicant shall agree to construct all services, including private drain connections and water services, in accordance with the approved final design of the lots;
- vii) the applicant shall obtain confirmation from the Development Services that the assignment of municipal numbering has been completed in accordance with the reference plan(s) to be deposited, should there be further division of property contemplated as a result of the approval of the reference plan prior to the reference plan being deposited in the land registry office;
- ix) the applicant shall obtain approval from the Development Services of each reference plan to be registered prior to the reference plan being registered in the land registry office;
- x) the applicant shall submit to the City, confirmation that an approved reference plan for final lot development has been deposited in the Land Registry Office;
- xi) the applicant shall obtain clearance from the City Engineer that requirements iv), v) and vi) inclusive, outlined above, are satisfactorily completed, prior to any issuance of building permits by the Building Controls Division for lots being developed in any future reference plan;
- xii) the applicant shall provide a draft transfer of the easements to be registered on title for the reciprocal use of parts 3 and 4 by parts 2 and 5; and,
- xiii) that on notice from the applicant that a reference plan has been registered on a Block, and that Part-Lot Control be re-established by the repeal of the bylaw affecting the Lots/Block in question. (2019-D09)

Motion Passed

2.4 Application - 810 Westdel Bourne, Portion of 1055 Westdel Bourne, 1079 Westdel Bourne, 1959 and 1997 Oxford Street West - Eagle Ridge Subdivision Phase 2 - Special Provisions - 39T-17501

Moved by: A. Hopkins

Seconded by: J. Helmer

That, on the recommendation of the Manager, Development Planning, the following actions be taken with respect to entering into a Subdivision Agreement between The Corporation of the City of London and West Kains Land Corporation and Dr. Hugh Allen (Liahn Farms), for the subdivision of land over Part of Lot 1, Registrar's Compiled Plan No. 400 and Part of Lots 3, 4, 13 and 14, Registrar's Compiled Plan No. 376, (Geographic Township of Delaware), in the City of London, situated on the west side of Westdel Bourne and the north side of Oxford Street West, municipally known as 810 Westdel Bourne, a portion of 1055 Westdel Bourne, 1079 Westdel Bourne, 1959 and 1997 Oxford Street West:

- a) the Special Provisions, to be contained in a Subdivision Agreement between The Corporation of the City of London and West Kains Land Corporation and Dr. Hugh Allen (Liahn Farms), for the Eagle Ridge Subdivision, Phase 2 (39T-17501) appended to the staff report dated February 19, 2019 as Appendix "A", BE APPROVED;

- b) the Applicant BE ADVISED that Development Finance has summarized the claims and revenues information appended to the staff report dated February 19, 2019 as Appendix “B”,
- c) the financing for this project BE APPROVED as set out in the Source of Financing Report appended to the staff report dated February 19, 2019 as Appendix “C”; and,
- d) the Mayor and the City Clerk BE AUTHORIZED to execute the above-noted Agreement, any amending agreements and all documents required to fulfill its conditions. (2019-D09)

Yeas: (4): A. Hopkins, J. Helmer, M. Cassidy, and P. Squire

Absent: (2): S. Turner, and E. Holder

Motion Passed (4 to 0)

2.5 Application - 379 Sunningdale Road West - Sunninglea Subdivision - Special Provisions - 39T-16504

Moved by: M. Cassidy
 Seconded by: J. Helmer

That, on the recommendation of the Manager, Development Planning, the following actions be taken with respect to entering into a Subdivision Agreement between The Corporation of the City of London and Sunningdale Golf and Country Club Ltd., for the subdivision of land over Part of Lot 12, Registrar’s Compiled Plan 1028 and Part of Block 104, 33M-633, in the City of London, County of Middlesex, situated on the north side of Sunningdale Road West, between Richmond Street and Wonderland Road North, municipally known as 379 Sunningdale Road West:

- a) the Special Provisions, to be contained in a Subdivision Agreement between The Corporation of the City of London and Sunningdale Golf and Country Club Ltd., for the Sunninglea Subdivision, (39T-16504), appended to the staff report dated February 19, 2019 as Appendix “A”, BE APPROVED;
- b) the Applicant BE ADVISED that Development Finance has summarized the claims and revenues information appended to the staff report dated February 19, 2019 as Appendix “B”,
- c) the financing for this project BE APPROVED as set out in the Source of Financing Report appended to the staff report dated February 19, 2019 as Appendix “C”; and,
- d) the Mayor and the City Clerk BE AUTHORIZED to execute this Agreement, any amending agreements and all documents required to fulfill its conditions. (2019-D09)

Yeas: (3): A. Hopkins, J. Helmer, and M. Cassidy

Recuse: (1): P. Squire

Absent: (2): S. Turner, and E. Holder

Motion Passed (3 to 0)

2.6 Urban Forest Health - Oak Wilt

Moved by: M. Cassidy
Seconded by: P. Squire

That, on the recommendation of the Managing Director, Environmental and Engineering Services & City Engineer, the staff report dated February 19, 2019 entitled "Urban Forest Health - Oak Wilt" BE RECEIVED for information; it being noted that the attached presentation was received. (2019-E04)

Yeas: (4): A. Hopkins, J. Helmer, M. Cassidy, and P. Squire

Absent: (2): S. Turner, and E. Holder

Motion Passed (4 to 0)

3. Scheduled Items

3.1 Delegation - L. Kirkness, Kirkness Consulting Inc. - 131 King Street - Obtain a Section 45(1.4) Council Resolution

Moved by: P. Squire
Seconded by: J. Helmer

That, the following actions be taken with respect to the property located at 131 King Street:

a) the Managing Director, Development Services and Compliance and Chief Building Official BE AUTHORIZED to accept a Minor Variance application by Kirkness Consulting Inc., for the property located at 131 King Street;

b) on the recommendation of the Director, Development Services, the staff report dated February 19, 2019 entitled "Delegation Request By: Kirkness Consulting Inc., 131 King Street, Obtain a Section 45(1.4) Council Resolution BE RECEIVED for information;

it being noted that the Planning and Environment Committee heard a verbal delegation and reviewed and received the attached presentation from L. Kirkness, Kirkness Consulting, with respect to this matter. (2019-D09)

Yeas: (4): A. Hopkins, J. Helmer, M. Cassidy, and P. Squire

Absent: (2): S. Turner, and E. Holder

Motion Passed (4 to 0)

3.2 Delegation - L. Kirkness, Kirkness Consulting Inc. - 894 Adelaide Street North - Obtain a Section 45(1.4) Council Resolution

Moved by: P. Squire
Seconded by: J. Helmer

That, the following actions be taken with respect to the property located at 894 Adelaide Street North:

a) the Managing Director, Development Services and Compliance and Chief Building Official BE AUTHORIZED to accept a Minor Variance application by Kirkness Consulting Inc., for the property located at 894 Adelaide Street North; and,

b) on the recommendation of the Director, Development Services, the staff report dated February 19, 2019 entitled "Delegation Request By Kirkness Consulting Inc., 894 Adelaide Street North" BE RECEIVED for information;

it being noted that the Planning and Environment Committee heard a verbal delegation and reviewed and received the attached presentation from L. Kirkness, Kirkness Consulting, with respect to this matter. (2019-D09)

Yeas: (4): A. Hopkins, J. Helmer, M. Cassidy, and P. Squire

Absent: (2): S. Turner, and E. Holder

Motion Passed (4 to 0)

3.3 Public Participation Meeting - Application - 1820 Canvas Way - Draft Plan of Vacant Land Condominium - 39CD-18513

Moved by: P. Squire

Seconded by: M. Cassidy

That, on the recommendation of the Senior Planner, Development Services, the Approval Authority BE ADVISED that no issues were raised at the public participation meeting with respect to the application for Draft Plan of Vacant Land Condominium by 2584857 Ontario Inc., relating to lands located at 1820 Canvas Way;

it being pointed out that at the public participation meeting associated with these matters, the individuals indicated on the attached public participation meeting record made oral submissions regarding these matters. (2019-D09)

Yeas: (4): A. Hopkins, J. Helmer, M. Cassidy, and P. Squire

Absent: (2): S. Turner, and E. Holder

Motion Passed (4 to 0)

Additional Votes:

Moved by: M. Cassidy

Seconded by: J. Helmer

Motion to open the public participation meeting.

Yeas: (4): A. Hopkins, J. Helmer, M. Cassidy, and P. Squire

Absent: (2): S. Turner, and E. Holder

Motion Passed (4 to 0)

Moved by: P. Squire

Seconded by: M. Cassidy

Motion to close the public participation meeting.

Yeas: (4): A. Hopkins, J. Helmer, M. Cassidy, and P. Squire

Absent: (2): S. Turner, and E. Holder

Motion Passed (4 to 0)

3.4 Public Participation Meeting - Application - 2626 Sheffield Boulevard - Draft Plan of Vacant Land Condominium - 39CD-19501

Moved by: M. Cassidy
Seconded by: J. Helmer

That, on the recommendation of the Senior Planner, Development Services, the Approval Authority BE ADVISED that no issues were raised at the public meeting with respect to the application for Draft Plan of Vacant Land Condominium by Sifton Properties Ltd., relating to lands located at 2626 Sheffield Boulevard;

it being pointed out that at the public participation meeting associated with these matters, the individuals indicated on the attached public participation meeting record made oral submissions regarding these matters. (2019-D09)

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

Additional Votes:

Moved by: P. Squire
Seconded by: M. Cassidy

Motion to open the public participation meeting.

Yeas: (4): A. Hopkins, J. Helmer, M. Cassidy, and P. Squire

Absent: (2): S. Turner, and E. Holder

Motion Passed (4 to 0)

Moved by: S. Turner
Seconded by: P. Squire

Motion to close the public participation meeting.

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

3.5 Public Participation Meeting - Application - 1395 Riverbend Road - Application for Zoning By-law Amendment (Z-8924)

Moved by: J. Helmer
Seconded by: M. Cassidy

That, on the recommendation of the Senior Planner, Development Services, based on the application by Sifton Properties Limited, relating to lands located at 1395 Riverbend Road, the proposed by-law appended to the staff report dated February 19, 2019 BE INTRODUCED at the Municipal Council meeting to be held on March 5, 2019 to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of the subject lands FROM a Holding Residential R5/R6/R7/R8 Special Provision (h•h-206•R5-6(10)/R6-5(42)/R7•D75•H18/R8-4(29)) Zone and a Holding Residential R5/R6 Special Provision (h•h-206•R5-3(18)/R6-5(42)) Zone TO a Holding Residential R6/R7 Special Provision (h•h-206•R6-

5(42)/R7()•D115•H30) Zone with a special provision to permit a seniors apartment building with a maximum 115 units and a retirement lodge with a maximum 150 beds; front and exterior side yard depth to main building (minimum) of 3.0 metres; front and exterior side yard depth to the sight triangle (minimum) of 0.8 metres; lot coverage (maximum) of 40%; and required parking (minimum) of 123 spaces;

it being pointed out that at the public participation meeting associated with these matters, the individuals indicated on the attached public participation meeting record made oral submissions regarding these matters;

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;
- the recommended zoning special provisions are appropriate, and conform with The London Plan, the (1989) Official Plan, and the Riverbend West Five Specific Area Policies; and,
- the proposal is found to be compatible in terms of form, scale, and intensity within the context of existing and planned future development for this area. (2019-D09)

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

Additional Votes:

Moved by: M. Cassidy
Seconded by: S. Turner

Moton to open the public participation meeting.

Yeas: (4): A. Hopkins, J. Helmer, M. Cassidy, and S. Turner

Absent: (2): P. Squire, and E. Holder

Motion Passed (4 to 0)

Moved by: S. Turner
Seconded by: P. Squire

Motion to close the public participation meeting.

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

3.6 Public Participation Meeting - 447 Old Wonderland Road (Z-8962)

Moved by: S. Turner

Seconded by: A. Hopkins

That, on the recommendation of the Director, Development Services, the following actions be taken with respect to the application of Nest on Wonderland, relating to the property located at 447 Old Wonderland Road:

a) the attached, revised, proposed by-law appended BE INTRODUCED at the Municipal Council meeting to be held on March 5, 2019 to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of the subject property FROM an Open Space (OS1) Zone and Residential R1 (R1-10) Zone TO a Holding Residential R8 Special Provision/Restricted Office Special Provision (h-5*R8-4(____)/RO2(____)) Zone and a Residential R1 (R1-10) Zone;

b) subject to policy 19.1.1 ii) of the 1989 Official Plan where 'Minor variations from numerical requirements in the Plan may be permitted by Council without an Official Plan amendment, provided that the general intent and objectives of the Plan are maintained', the requested density of 78 units per hectare BE INTERPRETED to conform to the policies of the 1989 Official Plan; and,

b) pursuant to Section 34(17) of the *Planning Act*, no further public notice BE GIVEN with the exception of the h-5 holding provision for the public site plan;

it being pointed out that at the public participation meeting associated with these matters, the individuals indicated on the attached public participation meeting record made oral submissions regarding these matters;

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

- the recommended amendment is consistent with the policies of the Provincial Policy Statement, 2014;
- the recommended amendment is in conformity with the policies of The London Plan; and,
- the recommended amendment is in conformity with the policies of the 1989 Official Plan. (2019-D09)

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

Additional Votes:

Moved by: M. Cassidy

Seconded by: S. Turner

Motion to open the public participation meeting.

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

Moved by: M. Cassidy
Seconded by: S. Turner

Motion to close the public participation meeting.

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

Moved by: S. Turner
Seconded by: A. Hopkins

Motion to include an h-5 holding provision for the site plan; and,

c) pursuant to Section 34(17) of the *Planning Act*, no further public notice BE GIVEN with the exception of the h-5 holding provision for the public site plan;

Yeas: (4): A. Hopkins, J. Helmer, M. Cassidy, and S. Turner

Nays: (1): P. Squire

Absent: (1): E. Holder

Motion Passed (4 to 1)

3.7 Public Participation Meeting - Draft Old East Village Dundas Street Corridor Secondary Plan (O-8879)

Moved by: J. Helmer
Seconded by: M. Cassidy

That, on the recommendation of the Managing Director, Planning and City Planner, the draft Old East Village Dundas Street Corridor Secondary Plan, appended to the staff report dated February 19, 2019 BE RECEIVED for information; it being noted that the draft Secondary Plan will:

- serve as the basis for further consultation with the community and stakeholders and the feedback received through this consultation process; and,
- the outcomes of supporting and informing studies will feed into a revised Secondary Plan and implementing Official Plan Amendment that will be prepared for the consideration and approval of the Planning and Environment Committee at a future public participation meeting in the second quarter of 2019;

it being pointed out that at the public participation meeting associated with these matters, the individuals indicated on the attached public participation meeting record made oral submissions regarding these matters. (2019-D08)

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

Additional Votes:

Moved by: M. Cassidy
Seconded by: P. Squire

Motion to open the public participation meeting.

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

Moved by: M. Cassidy
Seconded by: J. Helmer

Motion to close the public participation meeting.

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

3.8 Public Participation Meeting - Proposed New City of London Boulevard
Tree Protection By-law

Moved by: S. Turner
Seconded by: M. Cassidy

That, on the recommendation of the Managing Director, Environmental and Engineering Services & City Engineer, the proposed by-law appended to the staff report dated February 19, 2019 BE INTRODUCED at the Municipal Council meeting to be held on March 5, 2019 to regulate planting trees on boulevards in London;

it being pointed out that at the public participation meeting associated with these matters, the individuals indicated on the attached public participation meeting record made oral submissions regarding this matter. (2019-E04)

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

Additional Votes:

Moved by: M. Cassidy
Seconded by: S. Turner

Motion to open the public participation meeting.

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

Moved by: S. Turner
Seconded by: M. Cassidy

Motion to close the public participation meeting.

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

4. Items for Direction

None.

5. Deferred Matters/Additional Business

5.1 (ADDED) 3rd Report of the London Advisory Committee on Heritage

Moved by: M. Cassidy
Seconded by: S. Turner

That, the following actions be taken with respect to the 3rd Report of the London Advisory Committee on Heritage from its meeting held on February 13, 2019:

a) the following actions be taken with respect to the Stewardship Sub-Committee Report, from its meeting held on January 30, 2019:

i) the Stewardship Sub-Committee Report, as noted above and appended to the 3rd Report of the London Advisory Committee on Heritage, BE FORWARDED to J. Ramsay, Project Director, Rapid Transit Implementation so that the comments within it can be incorporated into future Cultural Heritage Evaluation Reports (CHER) and Environmental Project Reports; it being noted that the London Advisory Committee on Heritage supports an individual CHER or Heritage Impact Assessment (HIA) being completed during detailed design for the following six properties that the Stewardship Sub-Committee recommended be further reviewed:

- 740 Richmond Street;
- 744 Richmond Street;
- 746 Richmond Street;
- 136 Wellington Road;
- 138 Wellington Road; and,
- 142 Wellington Road; and,

ii) the following items, related to the above-noted matter, BE RECEIVED:

- the presentation and hand-out appended to the 3rd Report of the London Advisory Committee on Heritage from M. Tovey and J. Hunten with respect to properties located on Richmond Street;
- the presentation and hand-out appended to the 3rd Report of the London Advisory Committee on Heritage from J. Ramsay, Project Director, Rapid Transit Implementation with respect to the Rapid Transit CHERs; and,
- the above-noted Stewardship Sub-Committee Report;

b) the following actions be taken with respect to the Notice of Public Meeting, dated January 24, 2019, from K. Killen, Senior Planner, with respect to an Official Plan Amendment for the Draft Old East Village Dundas Street Corridor Secondary Plan as well as the Old East Village-Dundas Street Corridor Secondary Plan Cultural Heritage Assessment

Report (CHAR) prepared by ASI Archaeological and Cultural Heritage Services:

i) K. Killen, Senior Planner, BE ADVISED that the London Advisory Committee on Heritage recommends that the properties included on the Appendix C appended to the above-noted Old East Village-Dundas Street Corridor Secondary Plan Cultural Heritage Assessment Report, be added to the Register (Inventory of Heritage Resources); and,

ii) the above-noted Notice of Public Meeting and CHAR, BE RECEIVED;

c) B. Debbert, Senior Planner, BE ADVISED of the following with respect to the Notice of Planning Application for a Zoning By-law Amendment for the property located at 2096 Wonderland Road North:

- the London Advisory Committee on Heritage (LACH) is not satisfied with the research and assessment of the Heritage Impact Statement (HIS) Addendum, appended to the agenda, from zedd Architecture and Kirkness Consulting;

- the LACH does not support the conclusions of the above-noted HIS Addendum;

- the LACH suggests that further consideration be given to the conservation of the heritage attributes, described in the designating by-law, for the property located at 2096 Wonderland Road North; and,

- the LACH has concerns about the following with respect to this application:

- retaining the Georgian character of the current building;
- massing of the proposed development related to the Georgian farmhouse, particularly townhouse 1, 2, 8 and 9 on the submitted plans;
- proposed window and door replacement, which was proposed to match design treatment of the new townhouses, but should, instead, reflect the Georgian character of the farmhouse;
- the lack of green space to retain the context of the Georgian farmhouse; and,
- potential construction impacts on the heritage building;

it being noted that the presentation appended to the 3rd Report of the London Advisory Committee on Heritage from L. Dent, Heritage Planner, was received with respect to this matter; and,

d) clauses 1.1, 3.1 to 3.3, 3.6, 5.1 to 5.4, inclusive, and 6.1 BE RECEIVED, for information.

Yeas: (5): A. Hopkins, J. Helmer, M. Cassidy, P. Squire, and S. Turner

Absent: (1): E. Holder

Motion Passed (5 to 0)

6. Adjournment

The meeting adjourned at 7:46 PM



Urban Forest Health – Oak Wilt



Planning & Environment Committee
February 19, 2019



What is Oak Wilt



- Vascular disease of oak trees, caused by the fungus *Bretziella fagacearum*
- Fungus creates blockages in the tree's vascular system, killing it as water and nutrients cannot move throughout the tree
- Regulated pest under the Plant Health Act and Plant Protection Regulations enforced by the Canadian Food Inspection Agency (CFIA)
- There is no "cure" for Oak Wilt
- No confirmed cases in Canada



Where is Oak Wilt



- Oak wilt has spread throughout the Eastern United States.
- Origin unknown but confirmed in Wisconsin in 1942
- Thought to be present much earlier through historical records 1890's



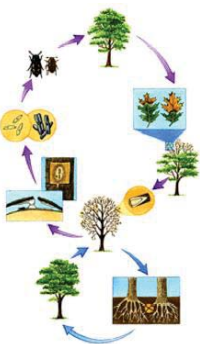
Where is Oak Wilt



- In 2016 Oak Wilt was confirmed on Belle Isle, Michigan
- 579 m from the Canadian Border
- 150 km from London



How Does Oak Wilt Spread



Above Ground

Beetles carry fungus spores from "spore mats" on infected trees to wounds on healthy trees during feeding or breeding.



Below Ground

Fungus travels from infected roots to healthy tree roots.

Oak Wilt Life Cycle (USDA Forest Service)



What Does it Look Like



FAST! Wilting and bronzing of foliage starting at top of the tree and moving downwards



What Does it Look Like



- Leaves turn dull green, brown or yellow
- Discolouration of leaves progressing from the edge of the leaf to the middle
- Premature leaf fall (including green leaves)



What Does it Look Like



- White, grey or black fungal mats just under bark that emit a fruity smell
- Vertical black cracks in the trunk and large branches
- Fungal spore mats (also referred to as pressure pads) exerting outward pressure on the bark



Invasive Species Centre



What is the City Doing?

Communicate and Educate – Early Detection

- Bringing Oak Wilt to the attention of Municipal leaders
- Maintaining regional partnerships with the Canadian Food Inspection Agency & The Invasive Species Centre on emerging research and information on Oak Wilt
- Planning a regional Oak Wilt workshop for industry leaders; municipalities, conservation authorities and/or golf courses
- “Oak Wilt Awareness” campaign
 - Spring to coincide with camping season highlight the risks with moving fire wood.
 - Creation of videos for social media
 - Plan to host local educational sessions for residents



What is the City Doing?

Home / Residents / Environment / Trees and Forests

Oak Wilt



The image above shows symptoms of Oak Wilt killing an oak. Photo by Steven Katsenich.

Where is Oak Wilt?

Oak Wilt has never been detected in Canada before, but the disease is widespread less than 400km from Windsor, Ontario, on Belle Isle, Michigan. That's only five football stadiums away! London is strategically located along the corridor where Oak Wilt could make its way into Ontario. Having an educated and engaged community aware of this disease that can help with early detection is especially important.

What is Oak Wilt?

Related Content

- Oak Wilt Fact Sheet
- Oak Wilt Description
- Ontario's Invasive Species Program
- Canadian Food Inspection Agency

How Do I...

- Report Oak Wilt to City of London
- Report Oak Wilt to CFIA
- Help Track Oak Wilt

Contact Us

Urban Forestry
7:30 a.m. - 5:00 p.m. Mon-Fri
Phone: 519-661-5783 Choose Option 2
E-mail: treeprotection@london.ca



What is the City Doing?

Staff Training and Best Management Practices

- Staying current with industry research attending workshops
- Participating in the regional efforts; co hosting event
- Internal training of City Staff (Forestry, Parks)
- Oak Wilt Qualification designation
- Upper Thames River Conservation Authority staff staying current on the pest
- Forestry Operations Best Management Practices
- Reducing the number of red oak trees planted under the current tree planting contract; white oak species still permitted.
- Updating tree inventory to ensure accurate information



What is the City Doing?

Continue to Encourage Communities to Plant Trees





What Can Londoners Do

Early Detection - Awareness

- Attend a public information session or research online
- Learn how to identify oak trees and signs of Oak Wilt

Follow best practices:

- Do not prune oak trees from April - August
- Paint pruning wounds
- Dispose properly of debris; grind stumps
- Keep trees healthy
- Be on the look out! Monitor your oak trees for sudden leaf drop or leaf colour in the summer
- Contact and arborist



What Can Londoners Do



What Can Londoners Do

IF OAK WILT IS SUSPECTED, CONTACT:

Canadian Food Inspection Agency (CFIA)

www.inspection.gc.ca/pest

The City of London Urban Forestry Section

treeprotection@london.ca



Information

City of London's Website

www.london.ca/residents/Environment/Trees-Forests/Pages/Oak-Wilt

Canadian Food Inspection Agency (CFIA)

www.inspection.gc.ca/plants/plant-pests-invasive-species/diseases/oak-wilt

Invasive Species Centre

www.invasivespeciescentre.ca

Forest Invasives

www.forestinvasives.ca

Ontario's Invading Species Awareness Program

www.invadingspecies.com/oak-wilt

(York) 131 King West at 131 King Street

meeting PEC
City of London February 19, 2019



EAST ELEVATION Original Massing



Current Reduced Massing



Current South elevation



Current West elevation

King Street elevation



East elevation



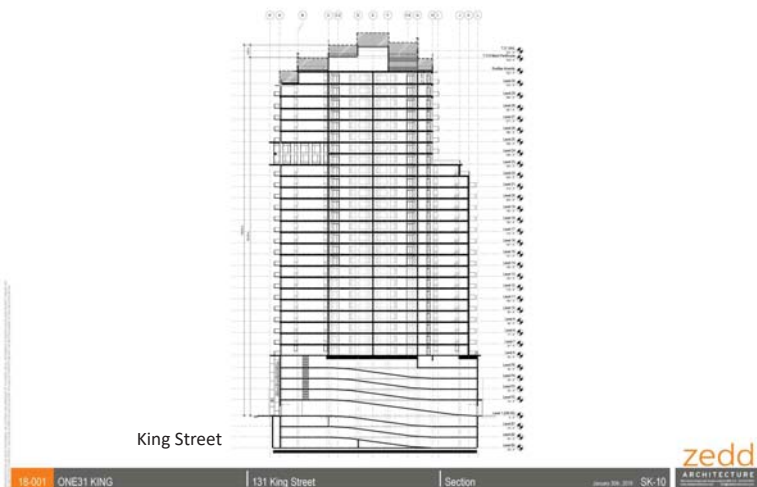
South elevation (York Street)



West elevation



West cross section



Adelaide Properties 894 Adelaide Street North

PEC Meeting
Ross-Grosvenor Neighbourhood
February 19, 2019

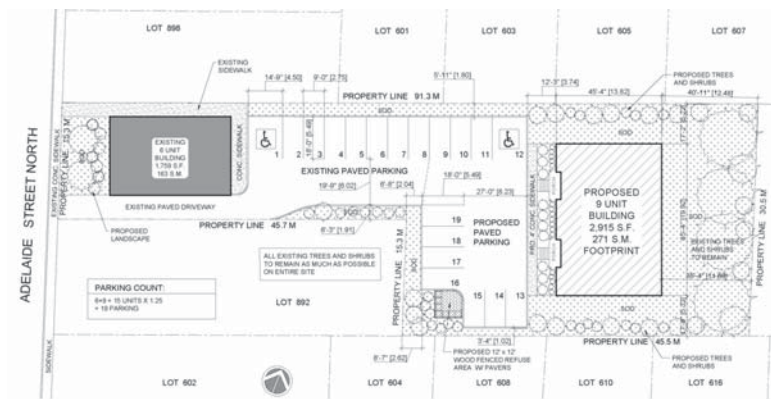
894 Adelaide Street North property



Rear yard views



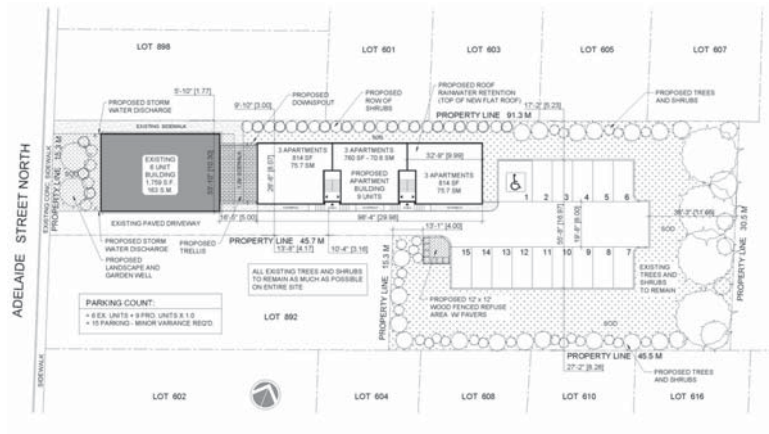
Original Site Design



Original front elevation



New Proposal



NEW 2-STOREY APARTMENT 894 ADELAIDE ST. N. LONDON, ONTARIO JANUARY 2019



PUBLIC PARTICIPATION MEETING COMMENTS

3.3 PUBLIC PARTICIPATION MEETING – Application – 1820 Canvas Way – Draft Plan of Vacant Land Condominium – 39CD-18513

- *(Councillor M. Cassidy enquiring about the parkland dedication at five percent, wondering if that is on site; realizing that there is a subdivision to the northwest of this site and there is some park over there, but of that five percent will the parkland be in this area or was it in lieu and to be built somewhere else.);* Mr. C. Smith, Senior Planner, responding that this is a block of the subdivision of all the single-family homes to the north, the five percent park they took is the park further to the north, the Environmentally Significant Area as well as there is a public park there with play equipment and that is all part and parcel of the whole of the subdivision and this is just one block within it; *(Councillor M. Cassidy going back to the issue of sidewalks and the widening of Sunningdale Road, she keeps getting a different date, she had heard 2025, wondering if 2027, and this may not be for Mr. C. Smith, it may be for someone in Transportation, does that date keep moving, is it a moving target.);* Mr. M. Elmadhoon, Traffic Planning Engineer, responding that it is 2025 but it is being considered as part of the GMIS which is not final yet; reiterating that it is being considered and it could be 2025; *(Councillor M. Cassidy advising that Mr. C. Smith, Senior Planner, mentioned that there are sidewalks to the south, wondering if they are the entire length of Adelaide Street on the south side on Sunningdale Road from Richmond Street to Adelaide Street or does it stop at some point.);* Mr. C. Smith, Senior Planner, responding that it does stop across the street where the newer townhouses have been built, where that driveway is located at 585 Sunningdale Road and from there there is ability to get through the townhouse site to the multi-use pathway system which runs along the park to the west and that also can carry you down towards the subdivision of Blackwater and off to Adelaide Street from there as well.

PUBLIC PARTICIPATION MEETING COMMENTS

3.4 PUBLIC PARTICIPATION MEETING – Application – 2626 Sheffield Boulevard – Draft Plan of Vacant Land Condominium – 39CD-19501

- Maureen Zunti, Sifton Properties Limited – expressing agreement with the staff recommendation.

PUBLIC PARTICIPATION MEETING COMMENTS

3.5 PUBLIC PARTICIPATION MEETING – Application – 1395 Riverbend Road – Application for Zoning By-law Amendment (Z-8924)

- Maureen Zunti, Sifton Properties Limited – expressing agreement with the staff recommendation; indicating that, as Mr. L. Mottram, Senior Planner, mentioned the only change that they are requesting from their original application to the revised application is the increase in the number of units; noting that there is no change in their request to any of the height permissions; stating that the revised number of units has been able to be accommodated because of advanced construction techniques so that the difference between floor heights is different than it was previously so the actual number of units is still accommodated within essentially the same building envelope that we had proposed before, there is just a very small difference in the seven storey wings but it is still within the permissions that they had requested and, as Mr. L. Mottram, Senior Planner, indicated, there is very little difference in terms of any shadowing; advising that there had been questions about where construction traffic was going to go and the construction traffic would be from the southerly part of the site, through the linkway boulevard and on Riverbend Road through the internal driveway at the rear of the site, there is no intention to use Shore Road for construction traffic; however, there may be one or two periods of time when there might need to be something specific but in general, there is no intention to use Shore Road for construction; advising that one of their architects is present so if there are any technical questions about the building design or the shadowing, he can answer the questions and he does have some graphics that could be shown but they would not be any different than what Mr. L. Mottram, Senior Planner, has provided because that is what they have provided to him.
- (*Councillor A. Hopkins asking to be reminded why the increase in height was changed.*); Ms. M. Zunti, Sifton Properties Limited, indicating that they did not change the increase in the height or do you mean from the original; (*Councillor A. Hopkins indicating yes, from the original.*); Ms. M. Zunti, Sifton Properties Limited, indicating what they had from the very beginning, the original master plan has always shown a retirement building and seniors building of five and six storeys, when they did the original calculation in terms of the number of metres per floor, the actual height of the floors is higher because the main floors are taller and then because of the reconfiguration of the buildings, the original master plan concept showed two “L” shaped buildings, one of them was closer to Shore Road than the other one along the side so the buildings were reconfigured to be more compact and to be pulling them away from Shore Road so that minimized the shadowing impact and the visual impact but then it brought the building height up to be able to accommodate the number of units, the building had always been intended to be at a smaller footprint so that went up a bit as well as the difference in the floor heights.

Bill No.(number to be inserted by Clerk's Office)
(2019)

By-law No. Z.-1-19_____

A by-law to amend By-law No. Z.-1 to
rezone an area of land located at 447
Old Wonderland Road.

WHEREAS Nest on Wonderland has applied to rezone an area of land
located at 447 Old Wonderland Road, as shown on the map attached to this by-law, as
set out below;

AND WHEREAS this rezoning conforms to the Official Plan;

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

- 1) Schedule “A” to By-law No. Z.-1 is amended by changing the zoning applicable to
lands located at 447 Old Wonderland Road, as shown on the attached map
comprising part of Key Map No. A106, from an Open Space (OS1) Zone and a
Residential R1 (R1-10) Zone to a Holding Residential R8 Special
Provision/Restricted Office Special Provision (h-5*R8-4(____)/RO2(____)) Zone and a
Residential R1 (R1-10) Zone.
- 2) Section Number 12.4(d) of the Residential R8 (R8-4) Zone is amended by adding
the following Special Provision:

) R8-4() 447 Old Wonderland Road

a) Regulations

i) Front Yard Depth (Minimum)0.75 metres (2.46 feet)

ii) Exterior Side Yard Depth (Minimum)0.75 metres (2.46 feet)

iii) Setback of Balcony Projection to Lot Line (Minimum)0.75 metres (2.46 feet)

iv) Building Height (Maximum)15.5 metres (50.85 feet)

v) Density (Maximum)78 units per hectare

3) Section Number 18.4(c) of the Restricted Office (RO2) Zone is amended by adding
the following Special Provision:

) RO2() 447 Old Wonderland Road

b) Regulations

i) Front Yard Depth (Minimum)0.75 metres (2.46 feet)

ii) Exterior Side Yard Depth (Minimum)0.75 metres (2.46 feet)

- | | | |
|------|---------------------|---|
| iii) | Parking (minimum) | In accordance with Section 4.19(10) or 85 spaces, whichever is lesser |
| iv) | Height
(maximum) | 9 metres (29.53 feet) |

The inclusion in this By-law of imperial measure along with metric measure is for the purpose of convenience only and the metric measure governs in case of any discrepancy between the two measures.

This By-law shall come into force and be deemed to come into force in accordance with Section 34 of the *Planning Act, R.S.O. 1990, c. P13*, either upon the date of the passage of this by-law or as otherwise provided by the said section.

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

AMENDMENT TO SCHEDULE "A" (BY-LAW NO. Z.-1)



PUBLIC PARTICIPATION MEETING COMMENTS

3.6 PUBLIC PARTICIPATION MEETING – Application – 447 Old Wonderland Road (Z-8962)

- *(Councillor S. Turner indicating that he has a number of questions as this comes to the Committee after a fairly lengthy history in several forms and arrives at this one now; advising that he was not quite clear through the report and even through the design, he recognizes that they are looking to retain the Office designation but are they looking to utilize that designation or is the building just supposed to be residential.); Ms. C. Lowery, Planner II, responding that the proposed development is the four storey forty-one unit apartment building; in terms of the intent to maintain and bring forward those office permissions, she will defer that question to the applicant; (Councillor S. Turner indicating that he will ask when the applicant presents; in comparison to the previous application that was contemplated on this site, does she have a sense of the lot coverage, the setback from the rear lot line, the concerns that they heard from the residents at that time was a question of the adjacency on that rear lot line to the homes that were on Teeple Terrace and on Old Wonderland Road, it looks like it is being brought forward as much as possible but he is not sure if the breadth of the building has increased as well to come closer, the parking looks like it is right adjacent to that rear lot line all the way through and he was not sure if there is also an opportunity to bring that forward towards Wonderland Road at the northern parking lot area that is identified in the proposed site plan.); Ms. C. Lowery, Planner II, responding that at the narrowest point, the minimum setback between the building and the abutting residential is 14.17 metres; as Councillor S. Turner mentioned, the building is pushed as far to the street as possible which allows for a buffer between the building and the residential, there is a 6.21 metre and 3.65 metre setback for a portion of the parking area and a 1.5 metre setback for the remainder of the parking from the adjacent residential; in terms of buffering and site design features that could be accommodated on site to mitigate any impacts of that distance, those are things that can be explored at the site plan stage; (Councillor S. Turner recognizing that in the report it states that a Traffic Impact Study was not required at this point, by comparison to the Office Commercial use, Medical/Office/Commercial that had been proposed, he thinks that there had been a traffic study proposed at this point versus the residential, does this reflect a lower intensity of traffic usage associated with that site or a higher one or is it considered to be equal.); Mr. M. Elmadhoon, Traffic Planning Engineer, responding that this will be a lower trip generator development and it is going to generate lower than when it was a medical development; (Councillor S. Turner confirming that that is if it retains its Residential only, if it becomes Residential and Office/Commercial then that would change it back almost to a similar traffic plus the residential impacts that were contemplated in the previous applications; wondering if that would be correct.); Mr. M. Elmadhoon, Traffic Planning Engineer, responding that there was a previous traffic study and what they required when that traffic study came in that they provide an eastbound side by side left hand lane to the development; Wonderland Road is undergoing now an Environmental Assessment to be widened to six lanes so Transportation staff does not envision that any increase in traffic will have an adverse impact on the surrounding area at all.*
- *(Councillor A. Hopkins asking about the footprint as they do not have a picture of the new building on the property and the question she has is the four storey residential building the same footprint as the commercial, does it occupy the same amount of land.); Ms. C. Lowery, Planner II, responding that the foot print is similar, this proposed building is taller, the medical office proposed previously was two storeys whereas this is four storeys but the foot print itself is similar.*

- (Councillor M. Cassidy indicating that she does not have any drawings in her report either; enquiring where will the entrance be for this building, is it off of Teeple Terrace or is it that connection to Old Wonderland Road.); Ms. C. Lowery, Planner II, responding that you can see on the screen on the conceptual site plan submitted with the application the proposed access is off of Teeple Terrace; (Councillor M. Cassidy wondering if the new building would maintain that right-of-way out to Old Wonderland Road.); Ms. C. Lowery, Planner II, clarifying that this proposed access, there is no access on the site currently, the access shown on the site plan is the proposed access to support this development from Teeple Terrace; (Councillor M. Cassidy wondering if there would be a right-of-way, she knows of places in her neighbourhood, for example, where there exists a right-of-way out to a cul-de-sac and that could at some point be used; wondering if they will lose any right to have an access out to Old Wonderland Road, another example is the 420 Fanshawe Park Road development, there was a right to access Donnybrook Road to the north but when they rezoned that site they put in a one metre buffer so that there will never be access to Donnybrook Road; is something like that contemplated here or will that right-of-way exist in perpetuity.); Mr. M. Tomazincic, Manager, Current Planning, responding that on page 223 of the Planning and Environment Committee Agenda, the recommended zoning, the reason that is relevant is because that little sliver of land is not proposed to be rezoned, that will retain the R-1 Zoning and because they do not share the same zoning, you cannot have access through that site; (Councillor M. Cassidy expressing concern about the setback, early in the report it talks about Transportation staff not being in support of 0 and they originally recommended a one metre setback as a minimum and it is later in the report that they say that they are in support of 0.75 and she would like to hear from Transportation staff if there are any concerns going forward with that 0.75, there was a comment in the report about doors swinging out into the public right-of-way and that sort of thing so would there be entrances out onto Wonderland Road or Teeple Terrace where the reduced setback is contemplated; wanting to hear from Transportation staff that there are not concerns such as the ones that were raised because there does not seem to be a really huge difference between 0 and 0.75.); Mr. M. Elmadhoon, Traffic Planning Engineer, responding that initially Transportation had at least 1.0 as a minimum setback, there was discussion with the developer just because of the way the building is laid out and the size of the building and it did not work to have it 1 and Transportation agreed to have it 0.75, they thought this was reasonable, it is still better than 0 and they have also reviewed this with the Consultant of the Environmental Assessment of Wonderland Road to make sure that the right-of-way that they asked for on the setback will not impact the plans for the widening of Wonderland Road and it was ok as well; Mr. M. Tomazincic, Manager, Current Planning, indicating that the other reason for that 0.75 rather than 0 is to avoid the need for easements, for example, if there was an awning overhanging the sidewalk it would require an easement because now you are going beyond the property line and that little setback negates the need for future easements; (Councillor M. Cassidy confirming is the 0.75 from the current lot line or would it be after the road allowance; where is the road allowance and what would need to be taken when they do the road widening; how does that fit into the mix.); Ms. C. Lowery, Planner II, indicating that the proposed 0.75 metre setback would be taken from the new lot line post widening; (Councillor M. Cassidy says that in the report it says that the requested restricted office zone includes special provisions to permit reduced front and exterior side yards; wondering if that requested restricted office zone including the special provisions was that what was awarded through the Ontario Municipal Board process.); Ms. C. Lowery, Planner II, indicating that that is correct, the previous rezoning approved a 0 metre setback along both Wonderland Road and Teeple Terrace; they are carrying forward through this new application that 0.75 metre setback for the restricted office zoning as well.

- *(Deputy Mayor J. Helmer stating because of the way the proposed Zoning By-law Amendment is written, it is not totally clear to folks how many parking spaces are required under the different scenarios so he wonders if staff could speak to that; the way the Zoning By-law is written it says that it is conditional, it is going to be eighty-five parking spaces or this other number which has to be calculated by looking at the Zoning By-law; just as an aside because he had to go look up how to do that he thinks the numbering is incorrect, he thinks it is 4.19(10) not 4.9(10); believing that the range is something like between forty-one and fifty-one spots instead of eighty and that is a big difference and he just wants to clarify that for people if it develops residential how many parking spots are required and if it develops as a residential/medical/dental office building how many spots would be required because it is a very big difference between the two options.); Ms. C. Lowery, Planner II, responding that the parking reduction for the restricted office zoning was what was approved previously before the office development at that time and they are just carrying forward that approval exactly how it was through the Ontario Municipal Board; in terms of the parking that is required for the residential development they are meeting the minimum required parking, they require fifty-one spaces and they are providing sixty.*
- Michelle Doornbosch, Owner and Applicant – advising that she has had a chance to review the staff report that has been presented this evening and she has no concerns with regards to the recommendations by staff; expressing satisfaction with the special provisions and the minor modifications that they have made to the application that was submitted with respect to the setbacks and they have no concerns with that; providing some clarification through the discussion and the technical questions that were put forward to staff, she was actually the original Planner on file for the medical building back in 2013-2015 so she does have that history as well with respect to the previous application; confirming that the foot print for the building that they are proposing is slightly larger; indicating that it is a difference of thirteen percent lot coverage is what was proposed with the original office building and today they are proposing a twenty four percent lot coverage so it is a slight increase but at the same time because the parking requirement is so high for medical office uses, they had previously eighty-five parking spaces whereas now they are proposing sixty; advising that that has allowed them to significantly increase the amount of landscaped open space on the property; noting that, with the office building, it was thirty-four percent whereas today they are proposing forty-two percent landscaped open space so it has been an off set for the two; stating that by bringing the building closer to the street they have also been able to increase the setbacks from the parking area along the easterly property line adjacent to the residential properties and they have also increased the landscaped areas so that there is additional buffering along the driveways further than what was previously provided with the office use; indicating that they have definitely taken that into consideration and brought that forward in terms of dealing with the public and the comments from the residents in how they can move forward; providing another point of clarification and additional information with respect to the 0.75 metre setback, that setback and again, this is an irregular shaped property so the 0.75 metres is actually just strictly at the northwest corner of the building and as you head further south along Wonderland Road South, the building actually does get farther away; noting that was one of the things that they also discussed with staff that essentially that 0.75 is literally at one point only of the building and then increases as it gets closer to Teeple Terrace; *(Councillor S. Turner indicating that Ms. M. Doornbosch answered a couple of his questions, the thirteen percent to twenty-four percent is getting close to doubling, not just a little bit more; wondering what the difference is in the setback, Ms. M. Doornbosch said it was a bit of an increase in the setback from those rear lot lines, wondering if she knows what the actual setback difference is between what the previous iteration was and this.); Ms. M. Doornbosch, asking if Councillor S. Turner is referring to the parking setback or the building setback; (Councillor S. Turner advising that the parking setback looks pretty much the same but more*

the building setback itself from the rear lot line to the wall.); Ms. M. Doornbosch responding that just for clarification, there is a slight increase in the parking setback, it is a smaller area of the property that has a 1.5 metre setback and you can see that is behind municipal address 439; closer to Teeple Terrace adjacent to the condominium units at 525 Teeple Terrace they have increased the landscape area in that region by one metre and their building setback from the easterly property line is 14.2 metres at the closest point and it is a little bit different because of the jog in the property line; to the rear of 443 Old Wonderland Road, they are 14.2 metres, in the other area and that is the only other area that she can compare because the other building does not have that setback so they are looking at it is 22.75 and that would be from the northwest corner of the condominium block; advising that it is a comparison of 22.75 and they are approximately 20 metres, she believes because of the sidewalk; (Councillor S. Turner indicating that probably the easiest comparison based on the siting and everything is the southernmost edge of the building as it approaches Teeple Terrace because that would be apples to apples, the easternmost wall at the southern edge of the building compared to the lot line of the condominium corporation at 525 Teeple Terrace, Ms. M. Doornbosch said she thought before it was 25 and now it is 20 so it is actually reduced then, correct.); Ms. M. Doornbosch responding that yes, there is a slight reduction in the setback between the building but again the building is closer but the parking is farther away; (Councillor A. Hopkins getting back to is this strictly a residential building or is it commercial and residential.); Ms. M. Doornbosch responding that this is strictly a residential apartment building, the reason for the restricted office zone was so that they can maintain that if, in the event there was an application or an appeal brought forward by the public on an application moving forward they wanted to ensure that everything was consolidated because of the fact of the previous restricted office was not in full force and effect yet so they wanted to ensure that everything was covered off together should a resident appeal the application.

PUBLIC PARTICIPATION MEETING COMMENTS

3.7 PUBLIC PARTICIPATION MEETING – Application – Draft Old East Village Dundas Street Corridor Secondary Plan (O-8879)

- *(Councillor P. Squire stating that this whole plan relies on the bikeway and how it is set up on Dundas Street; advising that another Committee is actually considering the bikeway tomorrow so what happens if the Committee tomorrow says they are going to change the bikeway; how does that affect the work that staff have done on this plan; wanting to be really clear on that because there is another group tomorrow that is dealing with the bikeway issue.); Mr. J.M. Fleming, Managing Director, Planning and City Planner, responding that this is a great question because it is really important that these two conversations are integrated; what they are bringing forward is a draft plan which is based on a consultation process and engagement process with the cycling community and the Old East Village community as well as the general public that has looked at both of these issues and come up what they believe to be the best plan for both the cycling network and the land use plan; indicating that this is also a coordinated effort between the engineering group and their consultants, themselves and their planning consultants so it has been a coordination between the groups to come up with this recommended plan so the Committee will see that tomorrow's recommendation is hand and glove with the recommendation for the Old East Village Secondary Plan; that said, if Council goes in another direction, this is a draft plan, it is out for circulation, comment and feedback and they can roll with that and make changes as necessary; (Councillor P. Squire indicating that that is the first time Mr. J.M. Fleming has said one of his questions was great so he is going to go home tonight really happy.)*
- *(Deputy Mayor J. Helmer stating that he mentioned on a previous application that there is a great difference, in that case he thinks it was helpful to the transition between the heights, in this case it goes the other way where the houses that are further down on Queens Avenue are generally lower than what is built already on Dundas Street so in terms of the transition in heights from eight storeys down using the triangle how is eight going to present given the existing residential properties that are down on Queens Avenue are about three metres lower than Dundas Street.); Mr. J. Berridge, Urban Strategies, responding that they looked with a great deal of care at what the cross section ought to be and there were a couple of things guiding them, the first was to look at shadow impact and to the extent possible, determine there should not be any shadow impact; advising that they had a forty-five degree angular plane and that is a very effective measure if you are having to negotiate between an existing neighbourhood and a new development on a major street; that is very good in terms of the sense of overlook and it moderates the sense of overlook, it certainly moderates the shadows so he thinks that that will work very well; stating that one of the concerns that they had was that they wanted to increase the population on Dundas Street, the local population, because there is a vacancy rate there, there is no question it needs customers and it needs liveliness and you want to have as many people as you can who are local residents working up and down; they wanted to manage that with the minimum impact on the neighbours to the north and that is the proposition; Mr. J.M. Fleming, Managing Director, Planning and City Planner, supplementing Mr. Berridge's response by indicating that during this engagement process, they were glad to model the topography to understand that forty-five degree angle as well and understand how it works when they bring in that level of detail, which is something that they can do internally.*
- *(Councillor A. Hopkins advising that the Master Plan Cycling group will be meeting tomorrow but there is an Engineering report out there that may relate to this as well and she wanted to bring it to the Committee's attention as well; expressing that she is unsure if someone is here to speak, Mr. J.M. Fleming, Managing Director, Planning and City Planner, if you could just add to that that*

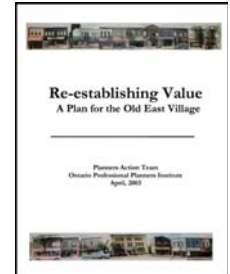
there is an Engineering report.); Mr. J.M. Fleming, Managing Director, Planning and City Planner, responding that Mr. D. MacRae, Division Manager, Environmental & Engineering Services, is here and he has been leading this together with his team and, with the Chair's permission, he would invite him to do so; Mr. D. MacRae, Division Manager, Environmental & Engineering Services thanking the Planning and Environment Committee for the plug for the Civic Works Committee being held tomorrow, item 4.2 is the Downtown Old East Village East-West Bikeway Corridor Evaluation report and it has been mentioned in this presentation that it has been a very coordinated process, they recognize that both perspectives rely on each other and they have tried to leverage the two processes and get the best feedback and input from the community that they can and as Mr. Berridge, Consultant, has mentioned, he thinks that they have landed on a good spot and the Civic Works Committee report is focused on the roadway portion not on the private realm but the limits are somewhat longer and they extend further east and west but the heart of it and the focus is based on the public feedback which certainly overlapped between the two studies.

- Joel, 769 Queens Avenue – stating that, as far as housing is concerned, there is a great need for social housing, we have a push for affordable housing so he knows that that is part of the plan but affordable housing only being ten percent below market value is still really tight for people to make it if they are on any sort of Ontario Works or social assistance; wondering if there are any options as far as housing is concerned, he knows that the Council wants to see development and wants to see revenue and tax revenue; indicating that there is a strong push for bicycle facilities in the neighbourhood but the theft rate of bicycles is so high that he has two bikes at home, he has about five thousand dollars in bikes and he has had approximately five bikes stolen in the last five years so he does not take his bike out because he is so worried it will be stolen so some secure bicycle facilities would be a real asset to the neighbourhood; advising that if you are also looking at major changes he knows public washrooms has come up because there is a good deal of a vulnerable population in the area and they do not have anything to use so when you are out in the cold and you do not even have a washroom to use it is pretty tough.
- Daniel Hall, 42 Arbour Glen – advising that he will be speaking tomorrow night directly to the east-west bikeway but just to plant a seed, he really appreciates hearing Mr. J. Berridge's presentation, it was very well done and casts a really compelling vision for Old East and he thinks that is really a good vision to have; stating that he really likes Old East and would like to see it thrive; thinking that having bike lanes in both directions is a really important piece of that puzzle though, that when we talk about complete streets plans that have been approved already at Council and at staff that they allow for all modes, all users, and both directions of bike lanes is an important piece of that puzzle and he would like to have that on record.
- Eva - expressing concerns similar to Joel; looking at not just a development approach but a human rights based approach to development if the Committee has taken that into consideration; advising that she read over the plan and it said eventually hoping that struggles with drugs, mental health and addictions and those kinds of things that are prevalent in the neighbourhood will hopefully be alleviated but could the Committee address specifically how the Committee thinks that will happen; thinking about London as a mid-sized city and the specific demographics that they have that you are wanting to draw people into that area and infuse the area economically but the type of city that we have and the type of population that we have, there are other options where to go and she is just worried that some of the stigma surrounding that neighbourhood is going to see the continued failure of businesses as they have been thus far and as much as she likes bikes; noting that she is a big bike fan as well; looking at some of those concerns, she believes, but she could be incorrect that it is the highest concentration of the lowest income within the city so when you are looking at bike removal for example, or creating bike lanes and removing some of those public metered spaces versus two dollar parking paying fifteen dollars or flat rates, just looking at some of those socio-economic pieces of the demographics of who is actually currently in that space.
- Deputy Mayor Jesse Helmer reading the attached statement prepared by Ms. J. Pastorius, Manager, Old East Village Business Improvement Area.

Old East Village Secondary Plan Feedback – Old East Village BIA

Presented by: Jen Pastorius, BIA Manager

- Mayor's Report on Old East Village (1998)
- Planner's Action Team Report (2003)
- OEV Community Improvement Plan (2004)
- OEV Commercial Corridor Urban Design Manual (2016)
- London Plan (2016)
- Transportation Master Plan (2013)



Land Use



High Rise Residential

Mixed Use



Artisanal

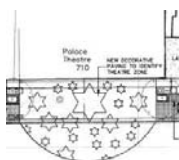
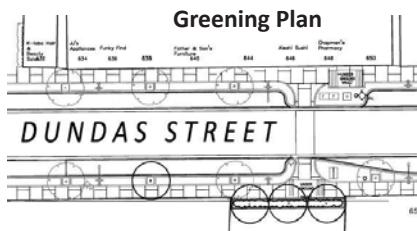


Built Form



**OLD EAST VILLAGE
COMMERCIAL CORRIDOR
URBAN DESIGN MANUAL**
March 22, 2016

Public Realm



Street Treatments



Connectivity





Life*Spin
Designated 2017

809 Dundas



Aeolian Hall



The Old East Village BIA looks forward to future consultation and collaboration.

PUBLIC PARTICIPATION MEETING COMMENTS

3.8 PUBLIC PARTICIPATION MEETING – Application – Propose New City of London Boulevard Tree Protection By-law

- *(Deputy Mayor J. Helmer indicating that the minimum fee for removing a tree is \$1,240, looking at Schedule 'A' for less than ten centimeters, the minimum fine is \$500 and that seems like the wrong kind of incentive structure to set up, it would be substantially cheaper to just injure the tree, have it die and not pay the fee.);* Ms. J.-A. Spence, Manager, Urban Forestry, responding that the fee for removal does include the cost for a replacement tree, they have not set the fees and fines yet, once this by-law is adopted, they will propose the fees and fines to the province and they will get set; advising that is a ticket, there are two ways that they can basically cover an offense under the by-law, one is ticketable and the second piece is they can go to a Part 2, which is a civil remedy and in that, they may have the option to apply the appraisal method and it would be up to the courts to decide if that is an acceptable comparison; *(Deputy Mayor J. Helmer being very clear he is looking under Part 9 in the draft, Penalties - Minimum and Maximum so that this is not the civil remedies part which is separately listed but just the fines, minimum fine \$500 and maximum fine \$100,000 so the maximum fine sounds very imposing, the minimum fine however is often what gets applied in these situations, they do not go for something in between \$500 and \$100,000, it will often be \$500 so he is just checking on that, it is his understanding, they have dealt with these fine issues before, is that they do get set but this is setting out the range from the minimum to the maximum; wondering why we would have the minimum below what the lowest fee is, that is all.);* Ms. J.-A. Spence, Manager, Urban Forestry, responding that she may not understand, currently they do not have a set fine, that will come after the by-law has been approved and they will propose the fee amounts to the province and it is up to the province to approve what they will be recommending; however, if you go to 9.5, under Civil remedies, they do have the option to pursue doing an appraised value method; it would ultimately be up to the enforcement officer whether it is a ticketable offense or they go a civil route; *(Deputy Mayor J. Helmer indicating that this is just a question and he is happy to wait for the public meeting to be over and they will get into it after.)*

Audit Committee

Report

1st Meeting of the Audit Committee
February 6, 2019

PRESENT: S. Turner, M. van Holst, J. Helmer, J. Morgan, L. Higgs
ALSO PRESENT: M. Hayward, D. Baldwin (KPMG), A. L. Barbon, M. Butlin, I. Collins, K. den Bok (KPMG), S. King, D. O'Brien, J. Pryce (Deloitte), M. Redden (KPMG), M. Schulthess, S. Spring, S. Swance, B. Westlake-Power.

The meeting was called to order at 12:00 PM.

1. Call to Order

1.1 Disclosures of Pecuniary Interest

Councillor S. Turner notes a possible pecuniary interest in item 2.5, having to do with the Internal Audit Plan Refresh Approach and Timing by indicating that his employer, Middlesex London Health Unit, may be included in the internal audit universe.

1.2 Election of Chair and Vice-Chair for the Term Ending November 30, 2019

That it BE NOTED that the Audit Committee elected Deputy Mayor Helmer and L. Higgs as Chair and Vice Chair, respectively, for the term ending November 30, 2019.

Motion Passed

2. Consent

2.1 Audit Planning Report for the Year Ended December 31, 2018

That the KPMG LLP Audit Planning Report, for the year ending December 31, 2018, BE APPROVED.

Motion Passed

2.2 London Downtown Closed Circuit Television Program for the Year Ending December 31, 2018

That the KPMG Report on Specified Auditing Procedures for the London Downtown Closed Circuit Television Program, for the year ending December 31, 2018, BE RECEIVED.

Motion Passed

2.3 Internal Audit Summary Update

That the memo dated January 28, 2019, from Deloitte, with respect to the internal audit summary update BE RECEIVED.

Motion Passed

- 2.4 June 2017-December 2018 Internal Audit Dashboard as at January 28, 2019

That the communication from Deloitte, regarding the June 2017 - December 2018 internal audit dashboard as of January 28, 2019, BE RECEIVED.

Motion Passed

- 2.5 Internal Audit Plan Refresh Approach and Timing

That a meeting of the Audit Committee BE HELD in April, 2019 for the purpose of focusing on the Internal Audit Plan;

it being noted that the communication from Deloitte, regarding the internal audit plan refresh approach and timing, was received.

Motion Passed

- 2.6 Observation Summary as at January 28, 2019

That the Observation Summary from Deloitte, as of January 28, 2019, BE RECEIVED.

Motion Passed

3. Scheduled Items

None.

4. Items for Direction

None.

5. Deferred Matters/Additional Business

None.

6. Adjournment

The meeting adjourned at 12:58 PM.

Bill No. 85
2019

By-law No. A.-_____ - ____

A by-law to confirm the proceedings of the
Council Meeting held on the 5th day of March,
2019.

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

1. Every decision of the Council taken at the meeting at which this by-law is passed and every motion and resolution passed at that meeting shall have the same force and effect as if each and every one of them had been the subject matter of a separate by-law duly enacted, except where prior approval of the Local Planning Appeal Tribunal is required and where any legal prerequisite to the enactment of a specific by-law has not been satisfied.
2. The Mayor and the proper civic employees of the City of London are hereby authorized and directed to execute and deliver all documents as are required to give effect to the decisions, motions and resolutions taken at the meeting at which this by-law is passed.
3. This by-law comes into force and effect on the day it is passed.

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

Bill No. 86
2019

By-Law No. A.- ____ - __

A by-law to exempt from taxation for municipal and school purposes a portion of the multi-residential assessed value of the property at 27 Centre Street, in the City of London.

WHEREAS Section 110 of the *Municipal Act, 2001*, S.O.2001 c.25 as amended (the “Act”) provides that the council of a municipality may exempt from taxation for municipal and school purposes land or a portion of it on which municipal capital facilities, including municipal housing project facilities, are or will be located;

AND WHEREAS pursuant to Section 110(1) of the Act the Corporation of the City of London has entered into an agreement with Escalade Property Corp. dated September 14, 2016 for the provision of municipal housing project facilities on the property at 27 Centre Street (the “Property”);

AND WHEREAS it is deemed expedient to exempt from taxation for municipal and school purposes a portion of the multi-residential assessed value of the Property owned by Escalade Property Corp. upon which municipal housing project facilities are or will be located;

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

1. A portion of the multi-residential assessed value of the Property described in Schedule A attached hereto, and on which municipal housing project facilities are or will be located, shall be exempt from taxation for municipal and school purposes in accordance with this by-law;
2. A portion of the assessed value for the Property shall be exempt from taxation each year so that the total of the property tax payable for the Property will be equal to the total taxes which would be payable if the Property were assessed in the residential class;
3. The exemption provided for this by-law shall be effective May 1, 2018 for a period of 30 years.
4. Each year the Property will be returned on the assessment roll as taxable and the amount of the exemption referred to above will be calculated by the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer.
5. In this by-law, total property taxes means the sum of the property taxes for municipal and school purposes, and includes any adjustments under part ix of the Municipal Act 2001.
6. This by-Law comes into force on the date that it is passed.

PASSED in Open council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

SCHEDULE “A”

Number of Units: 46 affordable units and 15 market units

Property Address: 27 Centre Street, London

PIN: 08397-0016LT

Description: PT LT 3, PL 29, PART 1 & 2, 33R5274, & AS IN 587799;
LONDON/WESTMINISTER

Bill No. 87
2019

By-law No. A.-____-____

A by-law to approve the Agreement between
The Corporation of the City of London and CBI
Limited for the provision of Homemaking
Services

WHEREAS subsection 5(3) of the *Municipal Act, 2001* provides that a
municipal power shall be exercised by by-law;

AND WHEREAS the City has the capacity, rights, powers and privileges of
a natural person for the purposes of exercising its authority under the *Municipal Act,
2001*, S.O. 2001, c. 25, as amended, or any other Act, pursuant to the provisions of
section 9 of the *Municipal Act, 2001*;

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

1. The agreement to be entered into between The Corporation of the City of
London and CBI Limited regarding the provision of Homemaking Services, substantially
in the form attached as Schedule 1 to this By-law, is approved.
2. The Mayor and the City Clerk are authorized to execute the agreement
approved in paragraph 1 above.
3. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on March 5, 2019

Ed Holder
Mayor

Catharine Saunders
City Clerk

First reading – March 5, 2019
Second reading – March 5, 2019
Third reading – March 5, 2019

SCHEDULE 1

PURCHASE OF SERVICE AGREEMENT

with effect as of March 5, 2019

BETWEEN:

CBI Limited ("the Service Provider")

-AND-

The Corporation of the City of London ("the City")

WHEREAS the City requires a Homemaking Services provider to provide basic housekeeping supports in accordance with the provisions of the *Homemakers and Nurses Services Act*, R.S.O.1990, c.H.10, and its regulations to qualifying residents who reside within the geographic area of the City of London;

AND WHEREAS Section 5 of the Act authorizes the City to enter into an agreement with any person or organization for the furnishing of any services that may be provided under the Act for such persons as may be agreed upon;

AND WHEREAS the Service Provider agrees to provide Homemaking Services in accordance with the terms of this Agreement;

NOW THEREFORE THIS AGREEMENT WITNESSES that in consideration of the mutual covenants, the parties covenant and agree, each with the other, as follows:

1.0 Definitions

1.1 In this Agreement the following terms shall have the following meanings:

"Agreement" shall mean this agreement and all schedules attached hereto, all written amendments to this agreement signed by each of the parties, and all other documents that are expressly incorporated by reference into this agreement;

"Act" means *Homemakers and Nurses Services Act*, R.S.O. 1990, c. H.10, or any successor legislation;

"Homemaking Services" means housekeeping services including,

(a) light cleaning,

(b) light laundry

provided in accordance with section 6 of the Act by a homemaker qualified under the Regulation to the Act;

"Term" has the meaning set out in clause 3.0.

"Vulnerable Person" means an individual who has difficulty protecting themselves from harm, and/or may be reliant on others because of age, mental disability, physical disability, or circumstances, and includes but is not limited to minors.

2.0 Services

Service Provider shall provide the Homemaking Services for the City on a fee for service basis in accordance with:

- (i) the term and conditions of this Agreement;
- (ii) all program requirement for Homemaking Services as outline in the Request for Proposal 18-48;
- (iii) all Applicable laws and by-laws of the City, Province of Ontario and the Government of Canada.

3.0 Term

The term of the Agreement shall commence March 5, 2019 and end March 4, 2022 unless terminated earlier by the City or Service Provider pursuant to the termination provisions in this Agreement.

The City at its absolute sole discretion has the option to renew the contract for 2 further 2-year periods.

4.0 Scope of Service

All program requirements for the Homemaking Services at the Dearness Home are outlined in the RFP document, and shall be deemed to form part of this Agreement.

The Service Provider shall be responsible for the hiring, training and supervision of all its employees and agents. The Service Provider shall employ due diligence in the screening and supervision of the staff and volunteers that will be working directly with Vulnerable Persons. The Service Provider shall obtain police clearance certificates for those individuals working with Vulnerable Persons and shall provide same to the City upon request.

The Service Provider shall employ only competent and orderly employees and agents, and shall ensure that employees and agents that provide Homemaking Services have the qualifications as required of a homemaker under the Act and in particular section 2 of Regulation 634:

A homemaker shall be,

- (a) a person who is qualified by training or experience to perform homemaking services;
- (b) medically examined annually and certified by a physician as being in good health and physically fit for the duties of a homemaker;
- (c) sympathetic to the welfare of children and families and to those who are elderly, handicapped, ill or convalescent;
- (d) a person with experience and knowledge sufficient to meet the needs of the persons and families for whom the person acts as a homemaker and with the ability to cope with their problems; and
- (e) a person with ability to transmit his or her homemaking skills by simple, practical methods of instruction and demonstration.

5.0 Pricing

The cost of services shall be as set out in Appendix A.

For any given year of Homemaking Services, the City shall not be obligated to make any payments above the "Maximum Annual Proposed Price".

Payment Terms & Billing

Upon submission of invoices and reconciliation of discrepancies if any, the City will pay the Service Provider the applicable fees as set out in the Agreement.

Service Provider shall submit invoices to the City by the 10th day of the month which follows the month in which the services are being performed or any other day as mutually agreed upon.

The City will communicate all invoice discrepancies to the Service Provider and the Service Provider shall make required adjustments after billing reconciliation. Once Invoices have been reconciled to the City's satisfaction, they will be paid on the next payment schedule.

6.0 Termination

Termination Without Cause

- 6.1** The Service Provider may terminate the Agreement without cause and without penalty upon thirty (30) days' prior written notice to the City.
- 6.2** The City may terminate the Agreement without cause and without penalty upon seven (7) days' prior written notice to the Service Provider.

Termination With Cause

- 6.3** The City may terminate the Agreement if the Service Provider defaults in respect of any obligation provided for in this Agreement upon one (1) days' prior written notice to the Service Provider, without penalty.

7.0 Financial loss

The City shall under no circumstances be required to cover the Service Provider's operational losses in whole or in part at any time during the Agreement regardless of any circumstances that may be presented in the provision of Homemaking Services.

7.1 Loss or damage

The Service Provider shall maintain controls over the storage and safekeeping of property belonging to the Service Provider or their employees, agents or contractors. The City shall not be liable for any loss or damage such property stored on or off the premises, unless such loss or damage is as a result of the City's negligence.

7.2 Confidentiality

In accordance with the *Municipal Freedom of Information and Protection of Privacy Act*, and the *Personal Health Information Protection Act*, the Service Provider, its directors, officers, employees, agents and volunteers will hold confidential and will not disclose or release to any person at any time during or following the term of this Agreement, except where required by law, any information or document without obtaining the written consent of the individual/organization concerned prior to the release or disclosure of such information or document and shall comply with the requirements regarding Personal Information and Confidentiality as contained in **Schedule "B"** attached hereto and forming part of this Agreement.

8.0 Occupational health and safety

8.1 The Service Provider shall abide by and enforce the requirements of the current Ontario Occupational Health and Safety Act, applicable Regulations, and the Workplace Hazardous Materials Information System (W.H.M.I.S.).

8.2 The Service Provider shall be considered the Employer as defined by the Ontario Occupational Health and Safety Act. The Service Provider shall appoint an appropriate number of supervisors to provide supervision to their employees. These supervisors appointed by the Service Provider will be considered Supervisors and must be Competent Persons as defined by the Ontario Occupational Health and Safety Act. A Competent Person is defined as:

A person who:

- a) is qualified because of knowledge, training and experience to organize the work and its performance;
- b) is familiar with the Ontario Occupational Health and Safety Act and the regulations that apply to the work; and
- c) has knowledge of any potential or actual danger to health or safety in the workplace.

8.3 In the event of a fire, death, critical injury, disabling injury, occupational illness or other circumstance described in the Occupational Health and Safety Act, the Service Provider shall notify the Ministry of Labour and any other groups or individuals as required. The Service Provider shall immediately advise the City's representative of the above occurrences.

8.4 The Service Provider will take every precaution reasonable in the circumstances for the protection of their employees, contractors and agents.

9.0 Accessibility for Ontarians with Disabilities Act training

The Service Provider shall ensure that it and all its volunteers, employees or agents, who deal with members of the public under this Agreement, receive training about the provision of services to persons with disabilities, in compliance with the Accessibility for Ontarians with Disabilities Act, 2005 and its Regulations.

10.0 Insurance The Service Provider shall at its own expense obtain and maintain until the termination of the contract, and provide the City with evidence of:

- a) Comprehensive general liability insurance on an occurrence basis for an amount not less than Five Million (\$5,000,000.) dollars and shall include the City as an additional insured with respect to the Service Provider operations, acts and omissions relating to its obligations under this Agreement, such policy to include non-owned automobile liability, personal injury, broad form property damage, contractual liability, owners' and bidders' protective, products and completed operations, contingent employers liability, cross liability and severability of interest clauses;

- b) Fidelity Bond Employee Dishonesty coverage in the amount of \$10,000. including a Third Party Extension
- c) The policies shown above will not be cancelled or permitted to lapse unless the insurer notifies the City in writing at least thirty (30) days prior to the effective date of cancellation or expiry. The City reserves the right to request such higher limits of insurance or other types of policies appropriate to the work as the City may reasonable require.
- d) The Service Provider shall not commence work until satisfactory evidence of insurance has been filed with and approved by the Risk Management Division of the City. The Service Provider shall further provide that evidence of the continuance of said insurance is filed at each policy renewal date of the duration of the contract.
- e) The Service Provider shall carry Professional Liability Insurance covering the work and services described in this Agreement, such policy to provide coverage for an amount not less than Two Million (\$2,000,000.00) * dollars and shall include the City as additional insured with respect to all of the Service Provider operations relating to this Agreement and shall provide that the above- mentioned policies will not be cancelled or permitted to lapse unless the insurer notifies the City in writing at least thirty(30) days prior to the date of cancellation or expiry.
- f) The Service Provider shall not commence work until satisfactory evidence of insurance has been filed with and approved by the City. Prior to the effective date of this Agreement and thereafter on renewal date of the insurance, the Service Provider shall further provide that evidence of the continuation of said insurance is filed at each policy renewal date for the duration of the contract. The City reserves the right to request such higher limits of insurance or other types of insurance as it may reasonably require from time to time; failure to procure and maintain said insurance shall constitute a default under this agreement.

11.0 Indemnification

The Service Provider undertakes and agrees to defend and indemnify the City and hold the City harmless, at the Service Provider's sole expense, from and against all claims, demands, suits, losses, costs, damages and expenses that the City may sustain or incur by reason of:

- (a) any breach of this Agreement by any of the Service Provider, the Service Provider's employees, any subcontractor of the Service Provider, or persons for whom the Service Provider is at law responsible;
- (b) any loss or misuse of funds held by the Service Provider, the Service Provider's employees, subcontractor of the Service Provider, or persons for whom the Service Provider is at law responsible, under this Agreement;
- (c) the acts or omissions of the Service Provider, the Service Provider's employees, subcontractor of the Service Provider, or any person for whom the Service Provider is at law responsible in performing Homemaking Services otherwise carrying on Service Provider's business, including any damage to any and all persons or property, whether deliberate, accidental or through negligence, and all tickets, fines or penalties;
- (d) any claim or finding that any of the Service Provider, the Service Provider's employees, subcontractor of the Service Provider, or persons for whom the Service Provider is at law responsible are employees of, or are in any employment relationship with, the City or are entitled to any Employment Benefits of any kind; or
- (e) any liability on the part of the City, under the *Income Tax Act* (Canada) or any other statute (including, without limitation, any Employment Benefits statute), to make contributions, withhold or remit any monies or make any deductions from payments, or to pay any related interest or penalties, by virtue of any of the following being considered to be an employee of the City, from the Service Provider, the Service Provider's employees or others for whom the Service Provider is at law responsible in connection with the performance of the Homemaking Services or otherwise in connection with the Service Provider's business.

Workplace Safety and Insurance Board

11.1 The Service Provider shall furnish a WSIB Clearance Certificate indicating their WSIB firm number, account number and that their account is in good standing. This form must be furnished to the City prior to commencement of services. The Service Provider further agrees to maintain that good standing throughout the Term of the Agreement.

11.2 The Service Provider shall produce to the City a Clearance Certificate from the WSIB from time to time during the Agreement on request and/or prior to final payment.

12.0 Record Keeping

The Service Provider will keep and maintain proper records and books of account relating to Homemaking Services provided to clients and make them available to City upon request.

13.0 Right to Audit

13.1 The Service Provider shall establish and maintain a reasonable accounting system that enables the City to readily identify the Service Provider's assets, expenses, costs of goods, revenues, and taxes paid. City may audit the relevant books, records, and computer systems of the Service Provider from time to time to ensure that the Service Provider has properly complied with the provisions of this Agreement. Each such audit shall be conducted during regular business hours and shall not interfere unreasonably with Service Provider's business. The City shall give the Service Provider ten (10) Business Days prior notice of any such audit.

13.2 The Service Provider agrees to co-operate with the City's auditors, to provide access to Service Provider's books, records, and computer systems, and to allow the City's auditors to make and remove copies of the Service Provider's books and records. "City's auditors" includes City's internal auditors, as well as those external auditors retained by the City.

13.3 The Service Provider shall at all time during the Term of this Agreement and for a period of ten years after the completion of this Agreement, maintain such records. The Service Provider shall at any time requested by the City, and at its expense, make such records available for inspection and audit by the City.

14.0 Notice

(a) Any notice or communication required or permitted to be given under the Agreement shall be in writing and served personally, delivered by courier or sent by registered mail, addressed to the other party:

To the City:	The Corporation of the City of London
Attention:	City Clerk
	City Hall
	300 Dufferin Avenue
	London, ON N6A 4L9

To the Service Provider:	CBI Limited
	3300 Bloor Street West, Suite 900
	Toronto, ON M8X 2X2

(b) Any such notice mailed as aforesaid shall be deemed to be given to the addressee on the second (2nd) normal business day (Monday to Friday, excluding statutory holidays) following the date of such mailing. If a mail strike is in progress or there is reasonable prospect of a mail strike, such notice shall be given by courier.

(c) Any Party may at any time give notice to the other Party of any change of address of the Party giving such notice and from and after the giving of such notice, the address therein specified shall be deemed to be the address of such Party.

15.0 Circumstances Beyond the Control of Either Party

Neither the Service Provider nor the City shall be liable for damage caused by delay or for failure to perform its respective obligations under the Agreement resulting from matters beyond the control of the City and the Service Provider including, strike, lockout or any other action arising from a labour dispute, fire (other than a fire caused by the Service Provider's negligence), natural flood, Act of God, war, riot or other civil insurrection, lawful act of public authority, all of which cannot be reasonably foreseen or provided against.

16.0 Severability

If any Term or provision of the Agreement or the application thereof to any person or circumstance shall to any extent or for any reason be invalid or unenforceable, the remainder of the Agreement and the application of such Term or provision to any person or circumstance other than those as to which it is held invalid or unenforceable shall not be affected thereby, and each remaining Term and provision of the Agreement shall be valid and enforceable to the fullest extent permitted by law.

17.0 Independent Contractors

- 17.1** Nothing in this Agreement, shall be interpreted as creating an employer/employee relationship between the City (as employer) and the Service Provider or any of its employees, or agents as employed. The Service Provider acknowledges that it is being retained to deliver the services described herein and is responsible for the performance of its employees and agents. The Service Provider shall not represent itself, nor its employees or agents, to be the agent or employee of the City.

NOT AN AGREEMENT OF EMPLOYMENT

- 17.2** The Service Provider acknowledges and agrees this Agreement shall not in any way be deemed or construed to be an Agreement of Employment. Specifically, the parties agree that it is not intended by this Agreement that the Service Provider nor any person employed by or associated with the Service Provider is an employee of, or has an employment relationship of any kind with the City or is in any way entitled to employment benefits of any kind whatsoever from the City whether under internal policies and programs of the City, the Income Tax Act, R.S.C. 1985 c.1 (1st Supp); the Canada Pension Act, R.S.C. 1985, c. C-8; the Employment Insurance Act, S.O. 1996, c.23; the Workplace Safety and Insurance Act, 1997 S.O. 1997, c.26 (Schedule "A"); the Occupational Health and Safety Act, R.S.O. 1990, c.o.1; the Pay Equity Act, R.S.O. 1990, c.P.7, the Health Insurance Act, R.S.O. 1990, c.H.6; or any other employment related legislation, all as may be amended from time to time, or otherwise.
- 17.3** Notwithstanding paragraph 17.2, above, it is the sole and exclusive responsibility of the Service Provider to make its own determination as to its status under the Acts referred to above and, in particular, to comply with the provisions of any of the aforesaid.

18.0 Amendments

All provisions of the Agreement shall remain in effect throughout the Term unless the parties agree, in a written document signed by authorized representative of both parties, to amend, add or delete any provision. The Agreement contains all agreements of the parties with respect to matters covered herein, superseding any prior agreements oral or written, and may not be changed other than by an agreement in writing signed by the authorized representative of the parties.

19.0 Governing law

This Agreement shall be governed by and interpreted in accordance with Ontario law.

20.0 Independent Legal Advice

The Service Provider acknowledges that it has had the opportunity to obtain independent legal advice with respect to this Agreement.

21.0 Assignment

Neither this Agreement nor any part of it or interest in it may be assigned, subcontracted or otherwise transferred by the Service Provider without the prior written consent of the City, which consent may be unreasonably withheld. Such written consent shall be within the sole and unfettered discretion of the City and may include such terms and conditions as the City considers appropriate, but shall not, under any circumstances, relieve the Service Provider of its liabilities or obligations under this Agreement.

22.0 Waiver

A waiver of any failure to comply with any Term of this Agreement must be written and signed by the party providing the waiver. Each waiver must refer to a specific failure to comply and shall not have the effect of waiving any subsequent failures to comply.

IN WITNESS WHEREOF, the parties have duly executed this Agreement.

SIGNED SEALED AND DELIVERED

THE CORPORATION OF THE CITY OF LONDON

By: _____
Ed Holder, Mayor

By: _____
Catharine Saunders, City Clerk

CBI Limited

By: _____
Omar Aboelela, Director of Operations, CBI
Limited
*I have the authority to bind the Corporation

Appendix A

	Year 1	Year 2	Year 3
Hourly Rate **	\$25.00	\$25.00	\$25.00
Maximum Annual Proposed Price*	\$175,000	\$175,000	\$175,000
Total Maximum Cost (3 Years)			\$525,000

*Maximum Annual Proposed Price based on the provided estimate of 7,000 hours per year
**HST Exempt

SCHEDULE “B”

Freedom of Information and Protection of Privacy

1. In this Schedule:
 - (a) “City Information” means General Information and Personal Information:
 - (i) provided by the City to the Service Provider in relation to this Agreement;
 - (ii) collected by the Service Provider in relation to this Agreement; or
 - (iii) derived by the Service Provider from General Information and Personal Information provided or collected under this Agreement;
 - (b) “Service Provider Information” means General Information and Personal Information, except City Information, provided by the Service Provider to the City in relation to this Agreement;
 - (c) “General Information” means recorded information that is not Personal Information; and
 - (d) “Personal Information” means recorded information about an identifiable individual, including,
 - (i) information relating to the race, national or ethnic origin, colour, religion, age, sex, sexual orientation or marital or family status of the individual,
 - (ii) information relating to the education or the medical, psychiatric, psychological, criminal or employment history of the individual or information relating to financial transactions in which the individual has been involved,
 - (iii) any identifying number, symbol or other particular assigned to the individual,
 - (iv) the address, telephone number, fingerprints or blood type of the individual,
 - (v) the personal opinions or views of the individual except if they relate to another individual,
 - (vi) correspondence sent to an institution by the individual that is implicitly or explicitly of a private or confidential nature, and replies to that correspondence that would reveal the contents of the original correspondence,
 - (vii) the views or opinions of another individual about the individual,
 - (viii) personal health information, and
 - (ix) the individual's name if it appears with other personal information relating to the individual or where the disclosure of the name would reveal other personal information about the individual.
2. All City Information shall remain the sole property of the City and any part of it or all of it shall be given by the Service Provider to the City within 5 Business Days of:
 - (a) the City's written request; or
 - (b) the termination or expiry of this Agreement.
3. Except for law enforcement purposes and in accordance with this Agreement, the Service Provider shall, when collecting City Information that is Personal Information:
 - (a) limit its collection of the information to that which is necessary for it to comply with this Agreement;
 - (b) make its best efforts to collect the information directly from the individual to whom the information relates by fair and lawful means; and
 - (c) identify the purpose for which the information is collected to the individual at or before the time of collection.
4. The Service Provider shall retain all City Information in a manner that protects its security and confidentiality.
5. Except:
 - (a) with the consent of the individual; or
 - (b) for law enforcement purposes and in accordance with this Agreement,

the Service Provider shall not use City Information that is Personal Information for purposes other than that for which it was collected.
6. Except for law enforcement purposes and in accordance with this Agreement, the Service Provider shall not disclose City Information in any manner whatsoever without the prior approval in writing of the City.
7. The Service Provider shall not destroy any City Information.

8. Subject to all applicable legislation, including the *Municipal Freedom of Information and Protection of Privacy Act*, the City may disclose:
- (a) any part of or all Service Provider Information; or
 - (b) any part or all of this Agreement.

Bill No. 88
2019

By-law No. A.-_____ -__

A by-law to approve the Agreement for the delivery of the Bridges Out of Poverty & Circles Initiative between The Corporation of the City of London and Goodwill Industries, Ontario Great Lakes.

WHEREAS section 2 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that municipalities are created by the Province of Ontario to be responsible and accountable governments with respect to matters within their jurisdiction and each municipality is given powers and duties under this Act and many other Acts for the purpose of providing good government with respect to those matters;

AND WHEREAS subsection 5(3) of the *Municipal Act, 2001* provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS section 10 of the *Municipal Act, 2001* provides that the City may provide any service or thing that the City considers necessary or desirable for the public, and may pass by-laws respecting same, and respecting economic, social and environmental well-being of the City, and the health, safety and well-being of persons;

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

1. The Agreement for the delivery of the Bridges Out of Poverty & Circles Initiative entered into between The Corporation of the City of London and Goodwill Industries, Ontario Great Lakes, attached as Schedule 1 to this by-law, is authorized and approved.
2. The Mayor and City Clerk are authorized to execute the Agreement authorized and approved under section 1 of this by-law.
3. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First reading – March 5, 2019
Second reading – March 5, 2019
Third reading – March 5, 2019

SCHEDULE 1

PURCHASE OF SERVICE AGREEMENT FOR THE BRIDGES OUT OF POVERTY & CIRCLES INITIATIVE

THIS AGREEMENT with effect as of the 1st day of January, 2019,

BETWEEN:

GOODWILL INDUSTRIES, ONTARIO GREAT LAKES
(hereinafter referred to as the "Service Provider")

AND

THE CORPORATION OF THE CITY OF LONDON
(hereinafter referred to as the "City")

WHEREAS the City is the delivery agent for the geographic area of the City of London and the County of Middlesex under the *Ontario Works Act, 1997*, S.O. 1997, c. 25, Schedule A;

AND WHEREAS sections 3 and 4 of the *Ontario Works Act, 1997* state that a form of assistance under the Act is employment assistance, which is assistance to help a person to become and stay employed;

AND WHEREAS section 39(1) of the *Ontario Works Act, 1997* provides that each delivery agent is responsible for the administration of the Act and the provision of employment assistance in the delivery agent's geographic area;

AND WHEREAS the City is interested in securing Goodwill Industries, Ontario Great Lakes as the organization that will administer the Bridges Out of Poverty & Circles Initiative in collaboration with the City of London.

AND WHEREAS the Service Provider is a duly incorporated company;

NOW THEREFORE THIS AGREEMENT WITNESSES that in consideration of the premises and the mutual covenants herein contained, the parties hereto covenant and agree, each with the other as follows:

1.0 DEFINITIONS:

1.1. In this Agreement and any amendment to this Agreement, the following terms shall have the following meanings:

- (a) **"Benefit Unit"** has the meaning ascribed to it in the *Ontario Works Act, 1997*, and means a person and all of his or her dependants on behalf of whom the person applies for or receives basic financial assistance.
- (b) **"City Representative"** means the person delegated the authority to represent the City.
- (c) **"Participant"** has the meaning ascribed to it in the *Ontario Works Act, 1997* Regulation 134/98, and with respect to employment assistance, means a member of the benefit unit of a recipient of income assistance but does not include,
 - (i) a dependent child who is of pre-school age or attending school, or
 - (ii) a person who receives only temporary care assistance

2.0 TERM:

2.1 Term of Agreement

Subject to sections 4.15, 8.1, and 8.2 the term of this Agreement commenced on the **1st day of January, 2019**, and shall expire, without the necessity of notice, on the **31st day of December, 2019** (the "Term of the Agreement").

3.0 OBLIGATIONS OF THE CITY:

3.1 Payment for Bridges Out of Poverty & Circles Initiative

Subject to section 3.2, the City shall pay the Service Provider for the provision of services under this Agreement as set out in **Schedule “C”**. The City shall pay for such services within 60 days of receipt of an invoice from the Service Provider, however in the event that the City disputes an amount indicated on an invoice, the City in its sole discretion, and acting reasonably, may amend the amount and shall provide a written explanation of the amendment to the Service Provider.

3.2 The City, in its sole discretion, may withhold payment, and/or require the Service Provider to repay to the City some or all of the funding for the Bridges Out of Poverty & Circles Initiative based upon the City’s assessment of the current year’s final audited statement provided to the City pursuant to section 4.4(g), 4.4(h) and **Schedule “E”**.

3.3 Roles and Responsibilities

The roles and responsibilities for the City are as follows:

City staff is responsible for determining the Participant’s ongoing eligibility for Ontario Works. Staff will work with Ontario Works Participants to develop a Participation Agreement and an Outcome Plan after a review of the Participants’ educational background, employment history, job goals, skills, qualifications, strengths, and interests. The Outcome Plan will include appropriate referrals to approved programs and relevant community supports.

City staff will develop mutually agreed to Participation Agreements with their Participants that reflect the steps Participants will take to become independent of social assistance. In addition to supporting Participants through this process, staff will ensure employment related expenses and child care supports are provided to Participants as required.

City staff will monitor service agreements for compliance with the Provincial guidelines and for the Service Provider’s performance according to this Purchase of Service agreement. This will include regular monitoring, auditing and quality assurance activities to ensure that performance outcomes and established benchmarks are being met by the Service Provider. Part of this process will include soliciting feedback from Participants on their participation in Purchase of Service Supports.

City staff will work with the Service Provider to resolve problems/issues relating to Participants’ participation in the Bridges Out of Poverty & Circles Initiative or relating to the program itself. The City will endeavour to resolve matters in a mutually agreeable and timely fashion.

The City is responsible for setting the fee schedules for payments made to the Service Provider, and for verifying, approving and paying invoices based upon supporting documentation received. Payment will be made to the Service Provider based on pre-determined payment schedules. The City will not commit to pay program fees in advance of a Participant’s participation, or where City staff has not made a formal Participant referral.

4.0 OBLIGATIONS OF THE SERVICE PROVIDER:

4.1 Subject to section 4.2, the Service Provider shall provide the Bridges Out of Poverty & Circles Initiative in accordance with this Agreement, the description of Services to be Provided as set out in **Schedule “B”** and the Outcomes as set out in **Schedule “D”** (“Outcomes”).

4.2 The requirements of the Bridges Out of Poverty & Circles Initiative as set out in **Schedule “B”** (Services to be Provided) and **Schedule “D”** (Outcomes) may be amended from time to time on the prior written mutual consent of the City Representative and the Service Provider.

4.3 Return of Funds to City

If the Service Provider uses the funds for purposes other than the provision of Bridges Out of Poverty & Circles Initiative as required under this Agreement, the City may demand the payment of funds equal to those already used by the Service Provider.

4.4 Obligations of the Service Provider

The Service Provider shall:

- (a) provide the services listed in **Schedule “B”**, and fulfil the Outcomes as set out in **Schedule “D”**.
- (b) except as otherwise provided in this Agreement, at its own cost and expense, provide all and every kind of labour, superintendence, services, tools, equipment, materials, supplies, articles and things necessary for the due execution and completion of all and every service set out in the Agreement and shall forthwith commence the work and diligently execute and fully complete the same;
- (c) be solely responsible for all means, methods, techniques, sequences, and procedures for providing the program and for coordinating all parts of the program under this Agreement;
- (d) provide the services herein on a basis which is fair, confidential, accessible, responsive, sensitive and adequate that respects the rights, dignity, culture and diversities of the Participants;
- (e) use current state of the art methods and shall skilfully and competently deliver the Bridges Out of Poverty & Circles Initiative and shall employ only skilled and competent staff who will be under the supervision of the Service Provider;
- (f) instruct and train its staff to deliver the services required under this Agreement;
- (g) participate in program evaluation activities carried out by the applicable Ministry, including the Ministry of Children, Community and Social Services, Circles Canada or by the City;
- (h) provide statistical, financial and non-financial reporting to the City on a quarterly and annual basis, or on a more frequent basis if requested by the City, and as set out in **Schedule “E”**;
- (i) advise the City Representative forthwith about any awards or other types of publicity the Service Provider may be subject to;
- (j) obtain prior written approval from the City Representative regarding advertising or media involvement surrounding Bridges Out of Poverty & Circles Initiative it provides under this Agreement, and acknowledge the City’s involvement in the Bridges Out of Poverty & Circles Initiative;
- (k) obtain prior written approval from the City Representative for any use of the City logo or other intellectual property of the City;
- (l) comply with all applicable Federal and Provincial statutes, regulations, guidelines and rules, including *Ontario Works Act, 1997* and its regulations, and all applicable municipal by-laws.

4.5 Roles and Responsibilities

The roles and responsibilities for the Service Provider are as follows:

- shall co-operate and work with Ontario Works staff to evaluate the Bridges Out of Poverty & Circles Initiative
- shall maintain any and all licences, permit and approvals required to deliver the Bridges Out of Poverty & Circles Initiative
- shall maintain documentation in employee personnel files to demonstrate ongoing compliance with confidentiality and vulnerable persons screening, health and safety training that relate to individual employee
- shall maintain accreditation relative to the population served
- shall submit reports on Participant participation and outcomes in a form or format as specified by the City of London
- shall assign a representative of the Service Provider to liaise with Ontario Works staff
- shall comply with all instructions of the City of London relating to the City’s compliance with the *Municipal Freedom of Information and Protection of Privacy Act*
- shall acknowledge that they have non-discrimination policies and procedures in place which prohibit discrimination based on race, ancestry, place or origin, colour, ethnic origin, citizenship, creed, sex, sexual orientation, gender identity, gender expression, age, marital status, family status or disability
- shall notify Ontario Works immediately of any accidents or incidents at the Service Provider’s premises involving a Participant, and complete any documentation required

- by the City with respect to the accident
- shall not request payment of any charge or fee from Ontario Works Participants who are participating in the approved program
- shall submit regular reports to Ontario Works, including financial and progress reports. These will be used to assess the program's effectiveness and ensure Purchase of Service Agreement compliance and ongoing accountability
- shall submit Participant screening and outcome reports throughout their participation (and in some cases post-participation) in the program. Reporting requirements will be thoroughly reviewed with the Service Provider, and
- shall be actively involved with community coordinating activities

4.6 Performance Measures

The City's Purchase of Service agreement negotiations and service agreement renewals will be linked to specific program outcomes. The expected outcomes for Bridges Out of Poverty & Circles initiative are outlined in the document in **Schedule "D"**.

Annual performance reviews will assess compliance with service agreement requirements, taking into consideration the following:

- achievement of the program outcomes
- Participant satisfaction and demand
- budgetary considerations
- provincial program changes
- fundamental changes to the local labour market
- changes to Ontario Works caseload composition, and
- administrative accountability, including timely submission of required reports.

By establishing performance outcomes, the City will ensure:

- the ongoing ability to make adjustments to programs when needed
- the focus of contracting remains the provision of quality services to achieve outcomes
- Purchase of Service Supports respond to changes in participants' needs and labour market demands, and
- Purchase of Service Supports enhances participants' ability to obtain and maintain meaningful employment.

4.7 Annual Report

The Service Provider shall annually provide a report on the outputs and outcomes of the Bridges Out of Poverty & Circles Initiative provided that year. The Service Provider shall waive its moral rights and assign copyright in the report to the City.

4.8 Inspection / Review

The City, or persons authorized by the City, is/are entitled, at all reasonable times, to inspect or otherwise review the Bridges Out of Poverty & Circles Initiative performed under this Agreement and the premises where they are being performed, including satellite locations.

4.9 Compliance Audit

The Service Provider shall allow the City, upon twenty-four hours' notice and during normal business hours, to enter upon the Service Provider's premises to review the information contained on the Service Provider's computerized case management system. At the City's request, the Service Provider shall provide the City with information from the computerized case management tool in an electronic format and/or a printed format.

4.10 Not an Agreement of Employment

The Service Provider acknowledges and agrees this agreement shall in no way be deemed or construed to be an Agreement of Employment. Specifically, the parties agree that it is not intended by this Agreement that the Service Provider nor any person employed by or associated with the Service Provider is an employee of, or has an employment relationship of any kind with the City or is in any way entitled to employment benefits of any kind whatsoever from the City whether under internal policies and programs of the City, the *Income Tax Act*, R.S.C. 1985 c.1 (1st Supp); the *Canada Pension Act*, R.S.C. 1985, c.C-8; the *Employment Insurance Act*, S.O. 1996,c.23; the *Workplace Safety and Insurance Act*, 1997 S.O. 1997, c.26 (Schedule "A"); the *Occupational Health and Safety Act*, R.S.O. 1990, c.o.1; the *Pay Equity Act*, R. S. O. 1990, c.P.7; the *Health Insurance Act*, R.S.O. 1990, c.H.6; or any other employment related legislation, all as may be amended from time to time, or otherwise.

4.11 Notwithstanding paragraph 4.10 above, it is the sole and exclusive responsibility of the Service Provider to make its own determination as to its status under the Acts referred to

above and, in particular, to comply with the provisions of any of the aforesaid Acts, and to make any payments required thereunder.

4.12 Personal Information

(a) In accordance with the *Municipal Freedom of Information and Protection of Privacy Act*, the Service Provider, its directors, officers, employees, agents, volunteers and persons for whom it is at law responsible will hold confidential and will not disclose or release to any person at any time during or following the term of this Agreement, except where required by law, any information or document without obtaining the written consent of the individual/organization concerned prior to the release or disclosure of such information or document and shall comply with the requirements regarding Personal Information and Confidentiality as contained in **Schedule “F”** attached hereto and forming part of this Agreement.

Approved Forms – Collection of Personal Information

(b) When collecting Personal Information under this Agreement, the Service Provider or subcontractor shall use only the forms approved by the City for that purpose.

4.13 Records Retention

In the event that the Service Provider ceases operation, it is agreed that the Service Provider will not dispose of any records related to the Bridges Out of Poverty & Circles Initiative provided for under this Agreement without the prior written consent of the City, but when requested by the City shall return the records to the City forthwith.

4.14 Not Agent of City

Nothing in this Agreement shall entitle or enable the Service Provider or any subcontractor to act on behalf of, or as agent for, or to assume or create any obligation on behalf of, or to make any representation, promise, warranty or guarantee binding upon, or otherwise to bind the City. Each of the Service Provider, any subcontractor of the Service Provider and the City is independent and not the agent, employee, partner or joint venturer of any of the others.

4.15 Amendments if Funding Reduced

The Service Provider acknowledges and agrees that in the event that funding for this Agreement is reduced for any reason, or pertinent Legislation or Regulations in effect from time to time should be amended so as to require, in the City's sole discretion, an amendment to this Agreement, that the City will forward its proposed amendments to the Service Provider and the Service Provider may accept the amendments or treat the Agreement as at an end. With the consent of the Service Provider, the City may in writing at any time after the execution of the Agreement or the commencement of the services to be provided under the Agreement delete, extend, increase, vary or otherwise amend the Bridges Out of Poverty & Circles Initiative forming the subject of the Agreement.

4.16 Conflict of Interest

The Service Provider shall ensure that the Bridges Out of Poverty & Circles Initiative are carried out without a conflict of interest by any person associated with the Bridges Out of Poverty & Circles Initiative in whatever capacity and the Service Provider shall disclose to the City without delay any actual or potential situation that may be reasonably interpreted as either a conflict of interest or a potential conflict of interest.

5.0 **REPRESENTATIONS AND WARRANTIES OF SERVICE PROVIDER:**

5.1 The Service Provider represents and warrants to the City (and acknowledges that the City is relying thereon) that:

- (a) the Service Provider is a corporation duly incorporated under the laws of Ontario and is in compliance with all requirements imposed by such laws;
- (b) the Service Provider has all necessary corporate power, authority and capacity to enter into this Agreement and to perform its obligations under this Agreement;
- (c) the execution and delivery of this Agreement and the consummation of the transactions contemplated under it have been duly authorized by all necessary corporate action on the part of the Service Provider;
- (d) this Agreement constitutes a valid and binding obligation of the Service Provider in accordance with the terms of this Agreement;
- (e) the Service Provider's facilities are suitable for providing Bridges Out of Poverty & Circles Initiative under this Agreement and otherwise are in compliance with all

legislation affecting such matters, including but not limited to protection of privacy legislation;

- (f) the Service Provider shall employ only competent and orderly employees and volunteers which employees and volunteers shall be courteous to all members of the public using the Bridges Out of Poverty & Circles Initiative.

6.0 COMPLIANCE WITH LAWS:

- 6.1 The Service Provider shall comply with (and shall ensure any subcontractor complies with) all applicable federal, provincial and municipal laws, regulations, by-laws, orders, codes and other requirements, including those of agencies, boards, commissions and utilities having jurisdiction and shall provide the City with evidence of such compliance from time to time. The Service Provider shall obtain and maintain at its sole cost all approvals, permits, licences, certificates and other permissions required in connection with the performance of any of its obligations under this Agreement.

7.0 INDEMNITY AND INSURANCE:

7.1 Indemnification

The Service Provider undertakes and agrees to defend and indemnify the City and hold the City harmless, at the Service Provider's sole expense, from and against all claims, demands, suits, losses, costs, damages and expenses that the City may sustain or incur by reason of:

- (a) any breach of this Agreement by any of the Service Provider, the Service Provider's employees, or persons for whom the Service Provider is at law responsible;
- (b) any loss or misuse of funds held by the Service Provider, the Service Provider's employees, or persons for whom the Service Provider is at law responsible, under of this Agreement;
- (c) the acts or omissions of the Service Provider, the Service Provider's employees, or any person for whom the Service Provider is at law responsible in performing Bridges Out of Poverty & Circles Initiative or otherwise carrying on Service Provider's business, including any damage to any and all persons or property, whether deliberate, accidental or through negligence, and all tickets, fines or penalties;
- (d) any claim or finding that any of the Service Provider, the Service Provider's employees, or persons for whom the Service Provider is at law responsible are employees of, or are in any employment relationship with, the City or are entitled to any Employment Benefits of any kind; or,
- (e) any liability on the part of the City, under the *Income Tax Act* (Canada) or any other statute (including, without limitation, any Employment Benefits statute), to make contributions, withhold or remit any monies or make any deductions from payments, or to pay any related interest or penalties, by virtue of any of the following being considered to be an employee of the City, from Service Provider; Service Provider's employees or others for whom Service Provider is at law responsible in connection with the performance of Services or otherwise in connection with Service Provider's business.

7.2 Insurance

The Service Provider shall at its own expense obtain and maintain insurance until the termination of the contract. The City requires evidence of the indicated insurance coverage.

The indicated policies will not be cancelled or permitted to lapse unless the insurer notifies the City, in writing, at least thirty (30) days prior to the effective date of cancellation or expiry.

- (a) Comprehensive general liability insurance on an occurrence basis for an amount not less than two million (\$2,000,000.00) dollars and shall include the City as an additional insured with respect to the Service Provider's operations, acts and omissions relating to its obligations under this Agreement, such policy to include non-owned automobile liability, personal injury, broad form property damage,

contractual liability, owners' and contractor's protective products and completed operations, contingent employers liability, cross liability and severability of interest clauses.

- (b) Automobile liability insurance for an amount not less than two million (\$2,000,000) dollars on forms meeting statutory requirements covering all vehicles used in any manner in connection with the performance of the terms of this Agreement.
- (c) The Service Provider shall not commence work until such time satisfactory evidence of insurance has been filed with and approved by the City's Risk Management Division. The Service Provider shall further provide that evidence of the continuance of said insurance is filed at each policy renewal date of the duration of the contract.
- (d) The City reserves the right to request such higher limits of insurance or other types of insurance as it may reasonably require from time to time; failure to procure and maintain said insurance shall constitute a default under this agreement.

7.3 Safety Policies and Procedures and Related Documentation

The Service Provider shall submit one (1) copy of each of their written health and safety policy and program where required under Section 25(2)(j) of the Occupational Health and Safety Act. Where not required under 25(4), the Service Provider is asked to provide procedures or a written description of safety practices applicable to the work to be performed under the contract.

7.4 Compliance with the Accessibility for Ontarians with Disabilities Act, 2005

The Service Provider shall ensure that all its employees, agents, volunteers, or others for whom the Service Provider is legally responsible receive training regarding the provision of the goods and services contemplated herein to persons with disabilities in accordance with Section 6 of Ontario Regulation 429/07 (the "Regulation") made under the Accessibility for Ontarians with Disabilities Act, 2005, as amended (the "Act"). The Service Provider shall ensure that such training includes, without limitation, a review of the purposes of the Act and the requirements of the Regulation, as well as instruction regarding all matters set out in Section 6 of the Regulation. The Service Provider shall submit to the City, as required from time to time, documentation describing its customer service training policies, practices and procedures, and a summary of its training program, together with a record of the dates on which training was provided and a list of the employees, agents volunteers or others who received such training. The City reserves the right to require the Service Provider to amend its training policies to meet the requirements of the Act and the Regulation.

7.5 Police Vulnerable Sector Check

It is the responsibility of the Service Provider to obtain a Police Vulnerable Sector Check (PVSC) for all employees, volunteers and students who will be providing the Bridges Out of Poverty & Circles Initiative and ensure that they are kept current throughout the contract period. The Service Provider must make these documents available for review by the City upon request. The City will conduct random reviews (with advance notice) at the Service Provider's office to ensure that there is documentation showing compliance. Failure to provide the documentation when requested could result in cancellation of the contract.

7.6 Compliance with Accreditation

Service Provider must ensure compliance with regulatory bodies related to population served and or services delivered. Compliance with the Employment Sector Council's "One Client – Standards for Employment and Training Service Delivery Components" is mandatory for any organization providing employment services.

8.0 **DEFAULT AND TERMINATION:**

8.1 Termination Where Default

The following are considered defaults of the Agreement for which the City may terminate the Agreement:

- (a) If the Service Provider is in default in respect of any obligation provided for in this Agreement and such default, in the case of a default which is remediable, continues for **five (5) days** following notice thereof to the Service Provider (provided, however, that, if the nature of such default is such that it cannot be cured by a payment of money or cannot be cured within a period of five (5) days, the Service Provider shall have such additional time as may be reasonably necessary as long as the curing of such default is begun promptly and is prosecuted with due diligence to completion);

- (b) If any proceeding in bankruptcy, receivership, liquidation or insolvency is commenced against the Service Provider or its property, and the same is not dismissed within **thirty (30) days**;
- (c) If the Service Provider files a voluntary petition in bankruptcy or insolvency, makes any assignment for the benefit of its creditors, becomes insolvent, commits any act of bankruptcy, ceases to do business as a going concern, or seeks any arrangement or compromise with any or all of its creditors under any statute or otherwise, then the same shall constitute an event of default by the Service Provider under this Agreement;

and upon the happening of any of the aforesaid events, the City may upon notice to the Service Provider specifying the default terminate this Agreement immediately.

Such termination shall be without compensation, penalty or liability on the part of the City to the Service Provider and shall be without prejudice to any other legal or equitable right or remedy otherwise available to the City upon such default (including but not limited to damages suffered by the City in consequence of the same).

8.2 Termination Without Default

Despite any other provisions in this Agreement, the City or the Service Provider may, at any time and for any reason, terminate this Agreement, effective upon the giving of **sixty (60) days'** prior written notice to the other party. Such termination shall be without compensation, penalty or liability on the part of the terminating party, and shall be without prejudice to any legal or equitable right or remedy accrued or accruing to the terminating party arising from the performance of this Agreement.

9.0 **NOTICE:**

- 9.1 All notices required by this agreement shall be in writing and shall be delivered in person or by prepaid courier or mailed by certified or registered mail, return receipt requested, with postage prepaid.

- 9.2 Notice to the City shall be addressed to:

The City Clerk
The Corporation of the City of London
300 Dufferin Avenue, Box 5035
London, ON N6A 4L9

- 9.3 Notice to the Service Provider shall be addressed to:

Attn: President & CEO
Goodwill Industries, Ontario Great Lakes
255 Horton St.
London ON N6B 1L1

- 9.4 All notices so sent shall be deemed to have been received by the recipient on the date of delivery or on the second business day following the mailing thereof, whichever is applicable. For the purposes of notice, "business day" means every day except Saturdays, Sundays and statutory holidays in the Province of Ontario.

The above address of either the City or the Service Provider may be changed by giving the other party written notice of the new address.

- 9.5 If postal service is interrupted, or threatened to be interrupted, or is substantially delayed, any notice shall only be sent by facsimile transmission or delivered by courier.

10.0 **GENERAL:**

10.1 Schedules Forming Part of Agreement

- (a) The parties understand and agree that the following Schedules "A", "B", "C", "D", "E", and "F" are attached to this Agreement are incorporated in and form part of this Agreement as if embodied in it and consist of:

- (i) Schedule "A" – Outline of Bridges Out of Poverty & Circles Initiative
- (ii) Schedule "B" – Bridges Out of Poverty & Circles Initiative - Services to be Provided
- (iii) Schedule "C" – Cost of Bridges Out of Poverty & Circles Initiative;
- (iv) Schedule "D" – Outcomes Schedule
- (v) Schedule "E" – Accounting and Reporting Requirements;

- (vi) Schedule "F"– Municipal Freedom of Information and Protection of Privacy Act Provisions;
- (b) Where there is any conflict between a provision in the body of this Agreement, and a provision in a Schedule attached to this Agreement, the provision in the body of the Agreement governs, except where the provision in the Schedule imposes upon the Service Provider a higher standard of performance or duty that is beneficial to the City. If there is a conflict between a provision in Schedule "A" and a provision in Schedule "D", the provision in Schedule "A" shall govern, except where the provision in Schedule "D" imposes upon the Service Provider a higher standard of performance or duty that is beneficial to the City. A conflict occurs whenever a provision in the body of the Agreement and a provision in a Schedule or a provision in one Schedule and a provision in another Schedule are inconsistent or incompatible and cannot be reconciled.
- 10.2 Further Acts
The parties agree that each of them shall, upon reasonable request of the other, do or cause to be done all further lawful acts, deeds and assurances whatever for the better performance of the terms and conditions of this Agreement.
- 10.3 Partial Severability
If any part of this Agreement is rendered invalid or illegal, the remainder of the agreement continues to apply.
- 10.4 Headings
The headings in this agreement are for convenience only and shall not in any way limit or be deemed to construe or interpret the terms and provisions of this Agreement.
- 10.5 Entire Agreement
This agreement constitutes the entire agreement between the parties pertaining to the subject-matter hereof and supersedes all prior agreements, arrangements (interim or otherwise), letters of intent, understandings, negotiations and discussions, whether oral or written, of the parties pertaining to such subject-matter. There are no promises, guarantees, statements, claims, warranties, representations or other agreements between the parties with respect to the subject-matter hereof except those specifically set out herein. The execution of this Agreement has not been induced by, nor do any of the parties rely upon or regard as material, any representations not included in this Agreement.
- 10.6 Amendments
No subsequent alteration, amendment, change or addition to this Agreement shall be binding on the City or the Service Provider unless in writing signed by each of them.
- 10.7 Assignment
Neither this Agreement nor any part thereof or interest therein may be assigned, subcontracted or otherwise transferred by the Service Provider without the prior written consent of the City, which consent may be withheld. Such written consent shall be within the sole and unfettered discretion of the City and may include such terms and conditions as the City considers appropriate, but shall not, under any circumstances, relieve the Service Provider of its liabilities and obligations under this Agreement.
- 10.8 Enurement
This agreement shall enure to the benefit of and be binding on the parties and their respective heirs, executors, successors and assigns.
- 10.9 Governing Law
This Agreement shall be governed and interpreted in accordance with the laws of Ontario and Canada applicable to this agreement, and shall be treated in all respects as an Ontario contract. The Service Provider and the City specifically submit to the exclusive jurisdiction of the courts of Ontario and Canada.
- 10.10 Joint and Several Obligations
The duties, obligations, liabilities and responsibilities of the Service Provider and any subcontractor under this agreement shall be both joint and several.
- 10.11 Execution
The Service Provider acknowledges that it has read this Agreement, understands it and agrees to be bound by its terms and conditions. Further the Service Provider agrees that it is the complete and exclusive statement of the agreement between the parties, which supersedes all proposals or prior agreement, oral or written, and all other communications between the parties relating to the subject-matter of this Agreement.

- 10.12 Waiver
A waiver of any failure to comply with any term of this Agreement must be written and signed by the party providing the waiver. Each waiver must refer to a specific failure to comply and shall not have the effect of waiving any subsequent failures to comply.
- 10.13 Circumstances Beyond the Control of Either Party
Neither party shall be responsible for damage caused by delay or failure to perform under the terms of this Agreement resulting from matters beyond the control of the parties including strike, lockout or any other action arising from a labour dispute, fire, flood, act of God, war, riot or other insurrection, lawful act of public authority, or delay or default caused by a common carrier which cannot be reasonably foreseen or provided against.
- 10.14 Survival
The provisions relating to liability, indemnity, **Schedule “E”** requirements and Return of Funds to City shall survive termination or expiry of this Agreement for a period of seven (7) years from the date of termination of this Agreement.

IN WITNESS WHEREOF the Parties have duly executed this agreement.

SIGNED, SEALED AND DELIVERED

THE CORPORATION OF THE CITY OF LONDON

Ed Holder, Mayor

Catharine Saunders, City Clerk

GOODWILL INDUSTRIES, ONTARIO GREAT LAKES

Per:
Name:
Title:

Per:
Name:
Title:

I/We have authority to bind the Corporation.

SCHEDULE “A”

Outline of Bridges Out of Poverty & Circles Initiative

The “Bridges Out of Poverty & Circles” Initiative expands the understanding of poverty and the issues facing those who experience it. The program was introduced into London in 2011 and was initiated by key community stakeholders and continues to have significant community support. The initiative is delivered through a partnership between Goodwill Industries, Ontario Great Lakes and City of London Social Services. A twelve (12) member community based “Guiding Coalition” provides leadership and guidance to the initiative. The Guiding Coalition includes representation from employment sector leaders, Fanshawe College, King’s University College, United Way London Elgin Middlesex, London’s Child and Youth Network, business, faith based organizations and service clubs and includes persons with lived experience.

There are three program components to the initiative: Bridges Out of Poverty / Rethink Poverty workshops to grow community awareness and understanding of poverty and motivate Londoners to take action, Getting Ahead workshops for individuals living in poverty to assess their personal situation, set goals, and take action, and the Circles program where engaged Londoners meet individuals living in poverty and work together to transition to economic self-sufficiency and create community change.

Definitions:

“**Circle Leader**” is a Participant involved in a Circles group and who is transitioning out of poverty;

“**Circle Allies**” are community volunteers in a Circles group who are not living in poverty and are assisting Circle Leaders to meet their goals;

“**Circle Coach**” is a member of a staff team who coaches Circle Leaders to achieve their goals including obtaining and retaining sustainable employment. Coaches also assist the Circles Program Coordinator in the operations of one of the four Circles groups including organizing volunteers, speakers, discussion topics, meals, and child minding.

Components of the Initiative:

Bridges Out of Poverty / Rethink Poverty Workshops

The two workshops “Bridges Out of Poverty” and the locally developed “Rethink Poverty” are focussed on educating our community and have been designed as a comprehensive approach to assist participants in understanding the dynamics that cause and maintain poverty from the individual to the systemic level. Using local examples, facts and examples, the reality of poverty in London is explored in an interactive and engaging way. Full-day workshops are held regularly for any Londoner to attend as well as tailored workshops for specific audiences and timeframes for groups such as schools, service clubs, and faith organizations. Individuals with lived experience are engaged from the Bridges Out of Poverty & Circles Initiative to participate and to share their personal experiences and insights. These workshops have reached many different sectors from health, education, justice and as well as community members who would like to volunteer.

“Bridges Out of Poverty” uses the lens of economic class and provides concrete tools and strategies for a community to prevent, reduce and alleviate poverty.

Getting Ahead Workshops

Getting Ahead is an intensive, group based, fee for service program offered by Goodwill Industries, Ontario Great Lakes that individuals in poverty and on Ontario Works assistance complete prior to joining a Circle. Individuals are referred to Getting Ahead by their Ontario Works Caseworker.

Program participants work together over 12 weeks to explore their own unique backgrounds and situations, begin to visualize their “future story” and set initial goals to work towards. The goal of Getting Ahead is to increase participant’s self-esteem, access to resources, and provide tools to investigate their current circumstances and assist in how to move forward in their career. Graduates of Getting Ahead are then eligible for the Circles Program.

Circles Program

The goal of Circles is economic self-sufficiency for participants looking to move forward into prosperity and off Ontario Works. Participation is voluntary.

The initiative achieves this goal by growing intentional relationships between people struggling with barriers of poverty and are currently receiving Ontario Works assistance (Circle Leaders) and

those who are further along in their career, are employed or retired, and are not in poverty (Circle Allies). These relationships create opportunities for Circle Leaders to increase motivation and self-confidence, stabilize and plan ahead, build a network of social relationships and find opportunities for employment and to return to school and training. Allies learn about the impacts of poverty in London and, together with Circle Leaders, they help identify systemic challenges and solutions.

Weekly Circle meetings begin with sharing a meal. Members, including their children, gather as a group to talk and discuss their lives and experiences. Community speakers are brought in to inform, share resources and opportunities or lead activities. Each month a special meeting takes place where Circle Leaders and Allies explore and share insights into systemic barriers and challenges that make it difficult for individuals to move out of poverty.

City of London Social Services and Goodwill Industries Ontario Great Lakes staff are “Circle Coaches” who guide and support Circle Leaders to meet their individual goals with the assistance of an Ally who is matched with them. Circle Leaders and Allies meet at both the weekly meeting and one time per month on their own.

The “Circles” model is a transformational approach to ending poverty one family at a time. It is based on mentoring, befriending relationships that form between Circle Allies and Circle Leaders. All are empowered through training to break down prejudice and allow relationships to form across class lines to support each other in ending the poverty journey.

This wrap-around support provides strong support for Circle Leaders to address their barriers and keep the Circle Leaders moving to employment and out of poverty. Through the work of influential leaders and community champions, “Circles” also identifies poverty issues and needs to create systemic change.

These 3 distinct activities build awareness of poverty, address systemic issues and provide direct supports to individuals to assist in moving out of poverty and towards greater independence.

The Bridges Out of Poverty & Circles Initiative is designed to:

- Transition individuals and families out of poverty
- Address systemic barriers that make it difficult for people to move out of poverty
- Increase Ontario Works employment outcomes; and
- As possible, reduce reliance on social assistance, which could result in an overall reduction in service costs
- Increase community awareness of poverty and increase community engagement by providing opportunity to prevent, reduce and alleviate poverty.

SCHEDULE “B”

Bridges Out of Poverty & Circles Initiative - Services to be Provided

- (1) Bridges Out of Poverty / Rethink Poverty Workshops
- (2) Getting Ahead Workshops
- (3) Circles Program

SCHEDULE “C”

Cost of Bridges Out of Poverty & Circles Initiative

In consideration of the Services provided, the City will pay to the Service Provider an annual sum as follows:

January 1 to December 31, 2019: \$248,000

as compensation in full for the Bridges Out of Poverty & Circles Initiative Services provided by the Service Provider. The said annual sum shall be remitted to the Service Provider in advance in four equal quarterly payments of \$62,000 per quarter. Any applicable taxes (including HST) shall be deemed to have been included within the said sum and shall not be an additional charge.

Any monies so paid shall be utilized by the Service Provider only in accordance with this Agreement.

In the event the Service Provider does not achieve its target levels, or does not spend monies advanced by the City for the approved Services, the Service Provider shall refund such amounts as may be determined by the City from time to time, and the City may withhold any payment due until the Service Provider has remedied its failure.

The City reserves the right to demand interest on any amount owing by the Service Provider at the then current rate charged by the Province of Ontario on accounts receivable.

The Service Provider acknowledges and agrees that in the event that funding for this Agreement is reduced for any reason, or pertinent Legislation or Regulations in effect from time to time should be materially amended so as to require an amendment to this Agreement, that the City will forward its proposed amendments to the Service Provider and the Service Provider may accept the amendments or treat the Agreement as at an end. With the written consent of the Service Provider, the City may in writing at any time after the execution of the Agreement or the commencement of the Services to be provided under the Agreement delete, extend, increase, vary or otherwise amend the Services forming the subject of the Agreement.

SCHEDULE “D”

Outcomes Schedule

- Service Provider shall act as co-lead for the Bridges Out of Poverty & Circles Initiative in London along with Housing, Social Services and Dearness Home and including:
 - *Guiding Coalition*
 - *Community champions*
- Service Provider shall ensure an inclusive community process including but not limited to the following:
 - *CYN and Ending Poverty*
 - *Community champions*
 - *Ontario Works*
 - *London For All*
- Service Provider shall fully operationalize Bridges Out of Poverty & Circles;
- Service Provider shall provide leadership for ongoing operation of 4 Circles;
- Service Provider shall meet the following deliverables:
 - 20 Leaders in each of the Circles
 - A minimum of 2 Allies per Leader
 - Transition supports provided for Leaders who are exiting a Circle
 - Provision of Getting Ahead Sessions to ensure that each Circle continually has 20 Leaders
- Service Provider shall deliver Bridges Out of Poverty training sessions in the London community – 1,000 persons to attend per year
- Service Provider shall participate fully in the evaluation of Bridges Out of Poverty & Circles Initiative;
- Service Provider shall contract for Circles with Move the Mountain
- Service Provider shall adhere to and meet all Move the Mountain contract terms and all Circles guidelines
- Service Provider shall collaborate with Circles Canada and shall adhere to and meet all Circles Canada contract terms and guidelines

SCHEDULE “E”

Accounting and Reporting Requirements

In fulfillment of its obligations under the Agreement for Bridges Out of Poverty & Circles Initiative, the Service Provider:

- a) shall conduct itself in accordance with all applicable laws;
- b) shall keep and maintain all financial records, invoices and other financially-related documents relating to the funds for the F in a manner consistent with generally accepted accounting principles and clerical practices, and shall maintain such records and keep them available for review by the City for a period of seven (7) years from the date of the expiry or termination of this Agreement;
- c) shall maintain all non-financial documents and records relating to the funds for Bridges Out of Poverty & Circles Initiative, including any records relating to personal information, in a confidential manner consistent with all applicable law; and
- d) hereby authorizes the City, upon twenty-four (24) hours' notice and during normal business hours, to enter upon the Service Provider's premises to review the status and manner of operation of the Bridges Out of Poverty & Circles Initiative and to inspect any financial records, invoices and other financially-related documents, and subject to consent by the person it serves, non-financial records and documents, in the possession or under the control of the Service Provider which relate to the funds for Bridges Out of Poverty & Circles Initiative.

The City's right of inspection in this Agreement includes the right to perform a full or partial audit.

The Service Provider shall prepare and submit to the City an annual report (or such lesser time period as the City in its sole discretion determines) on its use of the funds for the Employment Assistance Services under this Agreement to the City within twelve (12) months (or such lesser time period as the City in its sole discretion determines) after the commencement of this Agreement, that is based on the first twelve (12) month (or such lesser time period as the City in its sole discretion determines) period of operation and every year thereafter which shall include the number of individuals assisted.

The Service Provider shall ensure that all reports are in a form satisfactory to the City and are signed on behalf of the Service Provider by a person authorized to sign them.

SCHEDULE “F”

Municipal Freedom of Information and Protection of Privacy Act Provisions

1. In this Schedule:
 - (a) “City Records” means General Records and Personal Records under the custody or in the control of the Corporation of the City of London that are:
 - (i) provided by the City to the Service Provider in relation to this Agreement;
 - (ii) collected from clients by the Service Provider in relation to this Agreement; or
 - (iii) derived by the Service Provider from General Records and Personal Records provided under this Agreement;
 - (b) “Service Provider Information” means General Records and Personal Records, except City Records provided by the Service Provider to the City in relation to this Agreement;
 - (c) “General Records” means recorded information that is not Personal Information as defined by the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c. M.56, s.2(1).
 - (d) “Personal Information” (as defined by the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c. M.56, s.2(1)), means recorded information about an identifiable individual, including,
 - (i) information relating to the race, national or ethnic origin, colour, religion, age, sex, sexual orientation or marital or family status of the individual,
 - (ii) information relating to the education or the medical, psychiatric, psychological, criminal or employment history of the individual or information relating to financial transactions in which the individual has been involved,
 - (iii) any identifying number, symbol or other particular assigned to the individual,
 - (iv) the address, telephone number, fingerprints or blood type of the individual,
 - (v) the personal opinions or views of the individual except if they relate to another individual,
 - (vi) correspondence sent to an institution by the individual that is implicitly or explicitly of a private or confidential nature, and replies to that correspondence that would reveal the contents of the original correspondence,
 - (vii) the views or opinions of another individual about the individual, and
 - (viii) the individual’s name if it appears with other personal information relating to the individual or where the disclosure of the name would reveal other personal information about the individual.

Any information shared with the Service Provider by the City will be governed, where applicable, by the *Municipal Freedom of Information and Protection of Privacy Act* (MFIPPA), *Personal Information Protection and Electronic Documents Act* (PIPEDA) and *Personal Health Information Protection Act* (PHIPA), in respect of personal information that it collects, uses or discloses in the course of its activities.

2. All records collected, maintained, provided, or derived by the Service Provider in relation to this Agreement shall remain the sole property of the City and any part of it or all of it shall be given by the Service Provider to the City within 5 business days of:
 - (a) the City’s written request; or
 - (b) the termination or expiry of this Agreement.

For the purposes of this section, “business day” means every day except Saturdays, Sundays and statutory holidays in the Province of Ontario.

3. In accordance with this Agreement, the Service Provider shall, when collecting Personal Information directly from clients or indirectly from the City:
 - (a) limit its collection of the information to that which is necessary for it to comply with this Agreement;
 - (b) make its best efforts to collect the information directly from the individual to whom the information relates by fair and lawful means; and
 - (c) identify the purpose for which the information is collected to the individual at or before the time of collection.
4. The Service Provider shall retain all Personal Information in a manner that protects its security and confidentiality.

5. The Service Provider shall not use Personal Information for purposes other than that for which it was collected, except:
 - (a) with the consent of the individual; or
 - (b) for law enforcement purposes and in accordance with this Agreement and the Municipal Freedom of Information and Protection of Privacy Act,
6. In accordance with this Agreement, the Service Provider shall not disclose City Information, specifically Personal Information, without the prior approval in writing of the Corporation of the City of London, except:
 - (a) if the person to whom the information relates has identified that information in particular and consented to its disclosure;
 - (b) for the purpose for which it was obtained or compiled or for a consistent purpose;
 - (c) for the purpose of complying with an Act of the Legislature or an Act of Parliament, an agreement or arrangement under such an Act or a treaty;
 - (d) to a law enforcement agency in a foreign country under an arrangement, a written agreement or treaty or legislative authority, or
 - (e) to another law enforcement agency in Canada;
 - (f) if disclosure is to an institution or a law enforcement agency in Canada to aid an investigation undertaken with a view to a law enforcement proceeding or from which a law enforcement proceeding is likely to result;
 - (g) in compelling circumstances affecting the health or safety of an individual if upon disclosure notification is mailed to the last known address of the individual to whom the information relates;
 - (h) in compassionate circumstances, to facilitate contact with the spouse, a close relative or a friend of an individual who is injured, ill or deceased.
7. The Service Provider shall not destroy any City Records without the prior approval of and consent from the City.
8. Subject to all applicable legislation, including the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c. M.56, the City may disclose:
 - (a) any part of or all Service Provider Information; or
 - (b) any part or all of this Agreement.
9. The Service Provider represents, warrants, and confirms, and shall continue to ensure that:
 - (a) it will provide the City with quick, detailed information in the event of a personal or confidential breach or security incident at all times and adhere to all regulations and provincial laws;
 - (b) the security and integrity of all personal information and records in its possession are complied with;
 - (c) Personal Information and records are kept in a physically secure and separate location, safe from loss, alteration, destruction and intermingling with other records and databases. The Service Provider shall implement, use, and maintain the most appropriate products, tools, measures and procedures to do so.

Bill No. 89
2019

By-law No. A.- _____ - _____

A by-law to authorize an Amending Agreement between The Corporation of the City of London and Trojan Technologies and to authorize the Mayor and City Clerk to execute the Agreement.

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

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS it is deemed expedient for The Corporation of the City of London (the “City”) to amend an agreement with Trojan Technologies Group ULC (the “Agreement”);

AND WHEREAS it is appropriate to authorize the Mayor and City Clerk to execute the Agreement on behalf of the City;

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

1. The Agreement attached as Schedule “A” to this By-law, being an Agreement between the City and Trojan Technologies Group ULC. is hereby authorized and approved.
2. The Mayor and City Clerk are authorized to execute the Agreement authorized and approved under section 1 of this by-law.
3. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First reading – March 5, 2019
Second reading – March 5, 2019
Third reading – March 5, 2019

Schedule “A”

THIS AMENDING AGREEMENT made this ____ day of ____.

BETWEEN:

THE CORPORATION OF THE CITY OF LONDON

(hereinafter the “City”)

-and-

TROJAN TECHNOLOGIES

(hereinafter “Trojan”)

WHEREAS the City owns and operates a water pollution control plant at Westminster Pollution Control Plant (the “Westminster PCP”) located at 3225 Dingman Drive, London, Ontario.

AND WHEREAS Trojan has requested permission to maintain an ultra-violet testing facility at Westminster PCP (the “W-Facility”) for the purposes of conducting research and development projects within the Westminster PCP and the City is agreeable to permitting Trojan to operate the W-Facility as set out herein rent-free, provided Trojan agrees to pay the utility and other costs associated with the operation;

AND WHEREAS the City and Trojan entered into an Agreement on August 31, 2011 (“Agreement”) for a term of ten (10) years;

AND WHEREAS the parties wish to amend the Agreement to extend the term of the Agreement;

NOW THEREFORE THE AMENDING AGREEMENT WITNESSETH THAT in consideration of the mutual covenants and agreements set forth, the parties covenant and agree, to and with each other, as follows:

- 1. Sub article 1(b) of the Agreement is deleted and replaced with the following:
“Permit Trojan to operate the W-Facility at Westminster PCP for a term of twenty (20) years, commencing upon execution of this agreement (the “Term”). Trojan shall have unfettered discretion to cease operating the W-Facility any time prior to the expiration of the Term if it so chooses, in which case this agreement shall be terminated and all rights and obligations relating thereto shall be as if the said term had expired;”.

IN WITNESS OF WHICH the parties have executed this agreement the day and year first above written.

The Corporation of the City of London

Trojan Technologies

Mayor

I have the authority to bind the Corporation

City Clerk

Bill No. 90
2019

By-law CP-_____

A by-law relating to planting and preserving of
trees on boulevards in the City of London.

WHEREAS Municipal Council has determined that it is desirable to enact a By-law to prohibit the Injury and Destruction of Trees of any size located on City boulevards, to prohibit the planting of trees on City boulevards without the City's consent, and to establish a requirement for payment of the City's estimated costs of removing the tree and purchasing and planting new trees in the event an abutting owner wishes the City to remove a City boulevard tree with the City's consent;

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

AND WHEREAS subsection 8(2) of the *Municipal Act, 2001* provides that in the event of ambiguity in whether or not a municipality has the authority to pass a by-law under s. 10, the ambiguity shall be resolved so as to include, rather than exclude, municipal powers that existed on December 31, 2002;

AND WHEREAS subsection 8(3) of the *Municipal Act, 2001* provides that a by-law under section 10 respecting a matter may regulate or prohibit respecting the matter, require persons to do things respecting the matter, provide for a system of licenses (including permits, approvals, registrations and any other type of permission) respecting the matter;

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the *Municipal Act, 2001* or any other Act;

AND WHEREAS subsection 10(1) of the *Municipal Act, 2001* provides that a municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

AND WHEREAS subsection 10(2) of the *Municipal Act, 2001* provides that a municipality may pass by-laws respecting: in paragraph 5, Economic, social and environmental well-being of the municipality, including respecting climate change; in paragraph 6, Health, safety and well-being of persons; in paragraph 7, Services and things that the municipality is authorized to provide under subsection (1); in paragraph 8, Protection of persons and property; in paragraph 9, Animals;

AND WHEREAS subsection 44(1) of the *Municipal Act, 2001* provides that a municipality that has jurisdiction over a highway shall keep it in a state of repair that is reasonable in the circumstances, and in subsection 44(2) that a municipality that defaults in complying with subsection (1) is (subject to the *Negligence Act*) liable for all damages any person sustains because of the default;

AND WHEREAS subsection 44(8)(b) of the *Municipal Act, 2001* provides that no action shall be brought against a municipality for damages caused by any obstruction, or any siting or arrangement of any tree adjacent to or on any untraveled portion of a highway;

AND WHEREAS subsection 62(1) of the *Municipal Act, 2001* provides with respect to highways that a municipality may, at any reasonable time, enter upon land lying along any of its highways, to inspect trees and conduct tests on trees, and to

remove decayed, damaged or dangerous trees or branches of trees if, in the opinion of the municipality, the trees or branches pose a danger to the health or safety of any person using the highway;

AND WHEREAS subsection 62(2) of the *Municipal Act, 2001* provides with respect to highways that an employee or agent of the municipality may remove a decayed, damaged or dangerous tree or branch of a tree immediately and without notice to the owner of the land upon which the tree is located if, in the opinion of the employee or agent, the tree or branch poses an immediate danger to the health or safety of any person using the highway;

AND WHEREAS subsection 62.1(1) of the *Municipal Act, 2001* authorizes a municipality to apply to a judge of the Superior Court of Justice for an order requiring an owner of land lying along a highway to remove or alter any vegetation that may obstruct the vision of pedestrians or drivers of vehicles on the highway, cause the drifting or accumulation of snow or harm the highway if the municipality is unable to enter into an agreement with the owner of the land to alter or remove the vegetation;

AND WHEREAS the *City of London Act, 1953*, c. 118 declares that all trees growing upon highways within the City of London are the property of The Corporation of the City of London;

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

AND WHEREAS the Municipal Council for The Corporation of the City of London is of the opinion that the delegation of legislative powers under this by-law to the Managing Director, including the power to prescribe operational standards such as the format and content of forms or documents, are powers of a minor nature having regard to the number of people, the size of geographic area and the time period affected by the exercise of the power in accordance with subsection 23.2(4) of the *Municipal Act, 2001*;

AND WHEREAS section 132.1 of the *Municipal Act, 2001* authorizes a municipality to enter on land adjoining land owned or occupied by the municipality, at any reasonable time, for the purpose of maintaining or making repairs or alterations to the land owned or occupied by the municipality but only to the extent necessary to carry out the maintenance, repairs or alterations;

AND WHEREAS subsection 391(1) of the *Municipal Act, 2001* provides that a municipality may impose fees and charges on persons;

AND WHEREAS sections 429, 431, 444 and 445 of the *Municipal Act, 2001* provide for a system of fines and other enforcement orders;

AND WHEREAS subsection 40(4) of the *Electricity Act, 1998* provides that a transmitter or distributor may enter any land for the purpose of cutting down or removing trees, branches or other obstructions if, in the opinion of the transmitter or distributor, it is necessary to do so to maintain the safe and reliable operation of its transmission or distribution system;

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

Part 1

SHORT TITLE

Short Title

1.1 The short title of this by-law is the Boulevard Tree Protection By-law.

Part 2 DEFINITIONS

Definitions

2.1 For the purposes of this By-law:

"Boulevard" means that portion of every City road allowance within the geographic area of the City of London which is not used as a sidewalk, driveway, travelled roadway of shoulder, and specifically excludes unassumed lanes;

"Boundary Tree" means a tree having any part of its trunk located on the boundary between adjoining lands. For the purposes of this definition, 'trunk' means that part of the tree from its point of growth away from its roots up to where it branches out to limbs and foliage;

"By-Law Enforcement Officer" means a person appointed pursuant to the *Police Services Act*, or any successor legislation, as a Municipal Law Enforcement Officer to enforce the provisions of this By-law;

"City" means The Corporation of the City of London;

"Managing Director" means the person who holds the position of Managing Director of Environmental and Engineering Services & City Engineer for the City or their written designate who is authorized by the Managing Director to act on their behalf in respect of this By-law;

"Destroy" means to cut down, remove, uproot, unearth, topple, burn, bury, shatter, poison, or in any way cause a Tree to die or be killed, or where the extent of injury caused to a live Tree or its roots is such that it is likely to die or be killed. The terms "Destroyed" and "Destruction" shall have a corresponding meaning;

"Injure" means to harm, damage or impair the natural function or form of a Tree, including its roots, by any means, and includes but is not limited to cutting, carving, drilling, injecting, exploding, shattering, pruning, removal of bark, deliberate inoculation of decay fungi, pest or disease, inserting or driving foreign objects into or through the Tree or its roots, soil compaction, root excavation, suffocation, drowning, burying or poisoning. The terms "Injury", "Injuring" and "Injured" shall have a corresponding meaning;

"Tree" means a woody perennial plant and including the root system, where the plant has reached, could reach, or could have reached a height of at least 4.5 metres (15 feet) at physiological maturity. The term "Trees" shall have a corresponding meaning.

Part 3 SCOPE

3.1 This By-law applies to City Boulevards within the City of London.

Part 4 ADMINISTRATION

4.1 The administration of this by-law shall be performed by the Managing Director.

Part 5 PROHIBITIONS

Plant tree without permission

5.1 No person shall plant or cause to be planted a Tree on a Boulevard without written permission of the Managing Director.

Injure Tree – Destroy Tree - prohibited

5.2 No person shall Injure or Destroy a Tree located on a Boulevard without written permission of the Managing Director.

Attaching objects prohibited without permission

5.3 No person shall attach any object or thing to a Tree upon a Boulevard without

written permission of the Managing Director.

Undertaking work - Injure Tree

- 5.4 No person shall undertake any work over, upon or under a Boulevard so as to Injure a Tree, without written permission of the Managing Director.

Hinder Managing Director in duties

- 5.5 No person shall hinder or obstruct, or attempt to hinder or obstruct, the Managing Director or any other person in the exercise of the powers and performing the duties authorized and contained in this by-law.

Fail to Comply with Order to Discontinue Activity

- 5.6 No person who has been issued an Order to Discontinue Activity shall fail to comply with the Order.

Exceptions – City – *Electricity Act*

- 5.7 The prohibitions in this Part shall not apply to the City nor to a person acting under authority of the City. The prohibitions in sections 5.2 and 5.4 shall not apply to a person acting under authority of the *Electricity Act, 1998* or any successor legislation.

Part 6 POWERS OF THE MANAGING DIRECTOR

Managing Director - authority

- 6.1 The Managing Director is authorized to plan, regulate, supervise and carry out all planting, removal, and maintenance (including pruning) with respect to Trees situated on a Boulevard in the City of London.

Branch extending over highways

- 6.2 The Managing Director may trim any Trees on private property where the branches extend over a highway.

Trees may be removed

- 6.3 The Managing Director may, in their sole discretion and for any reason, remove any Tree from the Boulevard.

Trees on adjacent lands – enter upon land – Trees removed - dangerous

- 6.4 (1) Pursuant to subsection 62(1) of the *Municipal Act, 2001*, or successor legislation, the Managing Director may, at any reasonable time, enter upon land lying along any of its highways to:
- (a) inspect Trees and conduct tests on Trees,
 - (b) remove decayed, damaged or dangerous Trees or branches of Trees if, in the opinion of the municipality, the Trees or branches pose a danger to the health or safety of any person using the highway.
- (2) Pursuant to subsection 62(2) of the *Municipal Act, 2001*, or successor legislation, an employee or agent of the City may remove a decayed, damaged or dangerous Tree or branch of a Tree immediately and without notice to the owner of the land upon which the Tree is located if, in the opinion of the employee or agent, the Tree or branch poses an immediate danger to the health or safety of any person using the highway.

Abutting owner request for Boulevard Tree removal - costs - Tree replacement

- 6.5 (1) An owner of property that is abutting the Boulevard may submit a written request to the Managing Director, in the form prescribed by the Managing Director, requesting the Managing Director to remove a Tree located on that part of the Boulevard that is abutting the owner's property.
- (2) Upon a request under subsection (1) above, the Managing Director has the sole discretion to decide whether a Tree may be removed from the Boulevard, and the sole authority to remove such a Tree.

(3) If the Managing Director determines that a Tree may be removed from the Boulevard at the request of an abutting property owner under subsection (2) above, then prior to the Tree being removed by the Managing Director, the person requesting the Boulevard Tree removal is required to give to the City:

- (a) payment of fees for the City's estimated costs of removing the tree and purchasing and planting similar new trees as set out in Schedule "A" to this by-law; and
- (b) a survey if required by the Managing Director.

(4) Where the City removes a Tree pursuant to this section, the Managing Director, at their sole discretion, may plant another Tree or Trees of a species as determined by the Managing Director, at the same or a different location as determined by the Managing Director.

(5) Nothing in this section shall be construed to limit the Managing Director's authority to remove a Tree located on a Boulevard at any time and for any reason.

Boundary trees – at least 72 hours' notice to abutting owners

6.6 If it comes to the attention of the Managing Director that a Tree that is to be removed by the City under this By-law is or may be a Boundary Tree, the Managing Director shall provide notice at least 72 hours prior to the removal of the Tree to all apparent abutting owners. Such notice can be effected by leaving the notice at the property (e.g. door-hanger). This requirement to provide notice shall not apply with respect to the City's authority to remove decayed, damaged or dangerous Trees or branches if in the opinion of the municipality the Trees or branches pose a danger to the health or safety of any person using the highway.

Part 7 ENFORCEMENT

Enforced By

7.1 This By-law may be enforced by a By-law Enforcement Officer.

Part 8 POWER TO MAKE ORDERS – TO DISCONTINUE ACTIVITY

Orders to Discontinue Activity

8.1 (1) Where a By-law Enforcement Officer is satisfied that a contravention of this By-law has occurred, the By-law Enforcement Officer may make an Order to Discontinue Activity requiring the person who contravened the By-law or a person that caused or permitted a contravention of the By-law or the owner or occupier of the land on which the contravention occurred to discontinue the contravening activity.

(2) The Order to Discontinue Activity shall set out reasonable particulars of the contravention adequate to identify the contravention, the location of the land on which the contravention occurred, and the date and time by which there must be compliance with the Order to Discontinue Activity.

Service of Order to Discontinue Activity

8.2 (1) An Order to Discontinue Activity may be served personally by the By-law Enforcement Officer, may be sent by registered mail to the person contravening the By-law, or may be posted in a conspicuous place on the property where the contravention occurred.

(2) Where an Order to Discontinue Activity under this By-law is served personally by the By-law Enforcement Officer, it shall be deemed to have been served on the date of delivery to the person or persons named.

(3) The posting of the Order to Discontinue Activity on the property where the contravention occurred shall be deemed to be sufficient service of the Order to Discontinue Activity on the person or corporation to whom the Order to

Discontinue Activity is directed on the date it is posted.

(4) Where an Order to Discontinue Activity issued under the By-law is sent by registered mail, it shall be sent to the last known address of one or more of the following:

- (a) the person contravening the by-law;
- (b) the person or company undertaking the Injury or Destruction, and shall be deemed to have been served on the fifth day after the Order to Discontinue Activity is mailed.

Part 9 OFFENCES AND PENALTIES

Offences

9.1 Any person who contravenes any provision of this By-law is guilty of an offence.

Director or officer of corporation

9.2 A director or officer of a corporation who knowingly concurs in the contravention of this By-law is guilty of an offence

Penalties – Minimum and Maximum

9.3 A person convicted under this By-law is liable to a minimum fine of \$500.00 and a maximum fine of \$100,000.00.

Continuation - repetition - prohibited by order

9.4 The court in which the conviction has been entered, and any court of competent jurisdiction thereafter, may make an order prohibiting the continuation or repetition of the offence by the person convicted, and such order shall be in addition to any other penalty imposed on the person convicted.

Civil remedies

9.5 The City's enforcement remedies under this By-law are in addition to its common law or other statutory rights to damages or other compensation, including compensation to the City for damages for the cost of treating or removing Boulevard Trees and the diminution in the value of the Boulevard calculated by reference to the cost of replacing the injured or destroyed Tree.

Part 10 MISCELLANEOUS

Repeal

10.1 By-law No. P.-69 and all amendments are repealed.

Effective date

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

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

Schedule A

Tree Removal, Restoration and Replanting Fees	
Tree Size (DBH) Diameter at Breast Height	Fees
<10cm	\$ 1,240
11cm-20cm	\$ 1,890
21cm-30cm	\$ 2,240
31cm-40cm	\$ 2,590
41cm-50cm	\$ 3,740
51cm-60cm	\$ 4,090
61cm-70cm	\$ 4,440
71cm-80cm	\$ 5,490
81cm-90cm	\$ 5,840
91cm-100cm	\$ 7,190
101cm-120cm	\$ 9,040
121cm-130cm	\$ 9,390
131cm-140cm	\$ 10,940
141cm-150cm	\$ 11,290
151cm-160cm	\$ 11,640
161cm-170cm	\$ 11,990
171cm-180cm	\$ 12,340
181cm-190cm	\$ 12,690
>191cm	\$ 13,040

Bill No. 91
2019

By-law No. L.S.P.-3476()-____

A by-law to amend By-law No. L.S.P.-3476-474, entitled, “A by-law to designate 660 Sunningdale Road East to be of cultural heritage value or interest” to correct the legal description of the subject property.”

WHEREAS pursuant to the *Ontario Heritage Act*, R.S.O. 1990, c. 0.18, the Council of a municipality may by by-law designate a property including buildings and structures thereon to be of cultural heritage value or interest;

AND WHEREAS Municipal Council enacted By-law No. L.S.P.-3476-474 on September 18, 2018 being “A by-law to designate 660 Sunningdale Road East to be of cultural heritage value or interest”;

AND WHEREAS subsequent to the enactment of By-law No. L.S.P.-3476-474, it was found that the legal description of the property at 600 Sunningdale Road East, described in Schedule “A” to the by-law was incorrect;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. L.S.P.-3476-474 to correct the legal description for the subject property;

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

1. That By-law L.S.P.-3476-474 is hereby amended by replacing Schedule “A” with the attached Schedule “A”.
2. The City Clerk be authorized to cause a copy of the amended by-law to be registered upon the title to the subject property at the appropriate Land Registry Office.
3. The City Clerk be authorized to cause a copy of this amended by-law to be served upon the owner of the subject property and upon the Ontario Heritage Trust and to cause notice of this amended by-law to be published once in a newspaper of general circulation in the City of London, to the satisfaction of the City Clerk, and to enter the description of the subject property, the name and address of its registered owner, and designation statement explaining the cultural heritage value or interest of the property and a description of the heritage attributes of the property in the Register of all properties designated under the *Ontario Heritage Act*.
4. This by-law comes into force and effect on the day it is passed.

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

SCHEDULE "A"
To By-law No. L.S.P.-3476-474

Legal Description

"Part of Lot 13, concession 6, Township of London in the City of London designated as Part 1 on 33R-16565 save and except Plan 33M-749 being all of PIN 08145-1570".

Bill No. 92
2019

By-law No. L.S.P.- _____ - ____

A by-law to designate 336 Piccadilly Street to
be of cultural heritage value or interest.

WHEREAS pursuant to the *Ontario Heritage Act, R.S.O. 1990, c. 0.18*, the Council of a municipality may by by-law designate a property including buildings and structures thereon to be of cultural heritage value or interest;

AND WHEREAS notice of intention to so designate the property known as 336 Piccadilly Street has been duly published and served and no notice of objection to such designation has been received;

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

1. The real property at 336 Piccadilly Street, more particularly described in Schedule "A" attached hereto, is designated as being of cultural heritage value or interest for the reasons set out in Schedule "B" attached hereto.
2. The City Clerk is authorized to cause a copy of this by-law to be registered upon the title to the property described in Schedule "A" hereto in the proper Land Registry Office.
3. The City Clerk is authorized to cause a copy of this by-law to be served upon the owner of the aforesaid property and upon the Ontario Heritage Trust and to cause notice of this by-law to be published once in a newspaper of general circulation in The City of London, to the satisfaction of the City Clerk, and to enter the description of the aforesaid property, the name and address of its registered owner, and designation statement explaining the cultural heritage value or interest of the property and a description of the heritage attributes of the property in the Register of all properties designated under the *Ontario Heritage Act*.
4. This by-law comes into force and effect on the day it is passed.

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

SCHEDULE “A”
To By-law No. L.S.P.-_____

Legal Description

Part Lot 16, e/s Waterloo Street, as in LC131018, London

SCHEDULE “B”
To By-law No. L.S.P.-_____

Statement for Designation

Description of Property

The property located at 336 Piccadilly Street, known as Kenross, is located on the northeast corner of Piccadilly Street and Waterloo Street. A two-and-a-half storey red brick residence with a prominent central tower is located on the property.

Statement of Cultural Heritage Value or Interest

The property at 336 Piccadilly Street is of significant cultural heritage value or interest because of its historical or associative values, its physical or design values, and its contextual values.

Historical or Associative Values

The property at 336 Piccadilly Street has direct historical associations with Charles R. Somerville (1856-1931). Following a successful career as a paper box manufacturer, the home at 336 Piccadilly Street was built in 1909 for the Somerville family replacing an earlier structure on the property. The home was named “Kenross,” a portmanteau for the two children of Charles R. Somerville, Kenneth Ian (1895-1918) and Charles Ross “Sandy” (1903-1991). During their occupation of the home, Charles R. Somerville served as the Mayor of London in 1918-1919. Sandy Somerville later became the first Canadian to win the coveted U.S. Amateur Title in 1932 and was a Canadian golfing legend.

The home was sold in 1923 to Arthur H. Brener, in 1929 to George W. Little, in 1932 to James L. Thayer, in 1935 to Albert H. Murphy, in 1951 to Alex M. Auchterlonie (during whose tenure the property at 340 Piccadilly Street was sold off), in 1958 to Donald J. Matthews, in 1967 to Norman Hills, and in 2007 to Natalie and Timothy Tattersall.

Physical or Design Values

Kenross, the building located at 336 Piccadilly Street, is a monumental, landmark building. It is a unique and representative example and expression of the late Queen Anne Revival architectural style which demonstrates the exuberance of the Edwardian Period prior to the Great War (World War I). Completed in 1909 for the Somerville family, the building is complicated in its massing and refined in its demonstration of a high degree of craftsmanship in its details and finishes.

The building has a t-shaped plan, with a central, prominent three storey tower. The building is two and a half storeys in height, with the tower being a full three storeys in height. The foundation of the building is clad in coursed, rusticated red sandstone blocks. Rusticated sandstone is also used for the plinths of the porch. Dressed sandstone can also be found in the lintels of most window openings as well as coping on the Flemish gable on the west façade. The building is clad in smooth-finished red brick masonry laid in a stretcher bond pattern. This brick was imported, in keeping with the styles popular with London’s affluent classes at the time. The round tower component features particularly decorative sandstone and moulded brickwork, including a full entablature with moulding, dentils, and pilaster-like finishes which emphasizes a Palladian motif.

The building is capped by a cross-gable roof, and accented by dormers. The roof features a wide overhang accented by modillions, projecting eaves, and a plain frieze in the soffits. The slate roof is composed of rounded or fishscale shingles. Slate cladding can also be found in the chimneys protruding from gables on the west façade. Metal

cresting accentuates the ridges of the roof and metal flashing in the valleys of the roof. A metal finial is located at the top of the conical tower roof. The building features four brick chimneys with decorative brickwork detailing. Dormers are located on the north and south slopes of the roof. The dormer roofs have a hipped roof with a slight bellcast slope, which is also accented by metal cresting. The main gables of the cross-gable roof feature half timbering in a different style. The south end-gable features half-timbering in a Tudor Revival-inspired motif with braces, beams, and struts painted in a contrasting colour to the stucco. The end-gable on the north façade features similarly-inspired details, but emphasizes quatrefoil motifs in its woodwork details. The end-gable on the east façade also features half-timbering, but here with a greater emphasis on the sloping aesthetic of the braces.

The majority of windows of the building are located in triplets. This includes the triple window with quarry, or diamond-shaped leaded glass motif, on the main floor, the three-bay oriel window with leaded window in the second storey, the Palladian window in the gable and the same motif in the doorway to the upper porch, the triple arched windows of the tower, and the triplet of plain rectangular sash windows on the second storey. Additionally, the single, paired, and triplet columns of the porch create three main bays across the porch and the three chimneys of the west façade also create a motif that accentuates the Flemish gable.

Wood windows are located throughout the building in a variety of styles compatible with the period and style of the building. In addition to the quarry windows of the main storey, diamond-shaped motifs in beveled leaded windows and fanlights are found throughout the building. All of the windows and doors, including the main front door, located in the tower are curved to match the curve to fit the curve of the walls of the round tower, which demonstrates a high degree of craftsmanship found throughout Kenross. In addition to its leaded windows and beveled glass, Kenross includes a number of important, decorative stained glass windows and the 'Tree of Life' window program found in the Dining Room.

The porch wraps around part of the south and east sides of the building which emphasizes an asymmetrical, Queen Anne Revival composition to the building. The flat roof of the porch is supported by single, paired, and triplet wood columns set on rusticated red sandstone blocks. The columns are intricate, with two-thirds fluting, bases, and Scamozzi Ionic capitals. Dressed sandstone steps provide access to the porch via its middle bay. A low, solid red sandstone wall closes the ends of the steps; a painted metal handrail accentuates the sloping curvature of the entrance steps. The porch railings are composed of small, delicately-spun wood spindles set between a carved top and bottom rail. The low height of the railing curves up to match the height of the cap stone of the plinths. The porch deck is painted tongue and groove wood, which is accentuated by a moulded frieze affixed immediately below on the porch skirt. A plain frieze with moulding forms part of the porch's entablature. An oak enclosure or vestibule provides access to the main front door to the building.

On the interior, the refined details and craftsmanship continues. The home is centred on the bifurcated main staircase, providing a focal point for the home and its circulation where semi-public and private spaces are distinctly defined. The location of the staircase on the west wall is articulated on the exterior by the Flemish gable; its windows flood the staircase with natural light. The home features eight fireplaces, each of a unique design and detail. Of further note is the mosaic flooring of the front foyer and the wood Palladian style column entry feature between the front foyer and main hall.

The property is defined by a stone curb, which acts as a short retaining wall to formally define the property at the municipal sidewalk.

The Queen Anne Revival architectural style is the most eclectic of the nineteenth century style, a cocktail of styles drawing inspiration from fifteenth century English architecture, with a blend and revival of Classical and Medieval motifs suited to a local vernacular. The particular execution of these architectural motifs in Kenross demonstrates the enthusiasm and flamboyance of the Edwardian Period and a

culmination of the Queen Anne Revival architectural style and its expression. Kenross was designed to impress.

Contextual Values

The property at 336 Piccadilly Street is a landmark that defines the character of the Piccadilly area through its prominent location at the corner of Piccadilly Street and Waterloo Street. The Piccadilly area is characterized by late Victorian and Edwardian homes, ranging in size and architectural style. Kenross is the grandest and largest historic home in the area.

Heritage Attributes

Heritage attributes that contribute to and support the cultural heritage value of the property at 336 Piccadilly include:

- Form, scale, and massing of the building, including the tower;
- Location of the building on the northeast corner of Piccadilly Street and Waterloo Street;
- Complex and flamboyant expression of the late Queen Anne Revival architectural style
- Red sandstone, including foundation cladding, coping of the Flemish gable, and lintels
- Red brick exterior cladding, including decorative detailing
- Slate-clad cross-gable roof with cresting, as well as the conical tower roof with finial
- Projecting eaves with plain frieze in the soffit and modillions
- Dormers with slight bellcast roof
- Half-timbering of the end-gables
- Four chimneys with decorative brick detailing
- Windows, including the quarry or diamond-shaped leaded windows, three-bay oriel window with leaded windows, the Palladian window motifs, arched and square-topped windows, as well as the curved windows, fan lights, leaded windows, bevelled details, and stained glass throughout
- Porch, including red sandstone plinths, turned wooden balustrade, wood columns, plain frieze, tongue and groove decking
- Oak enclosure/vestibule at the front door
- Curved wood front door
- Mosaic tile in the front foyer of the main storey
- Wood, Palladian style column entry feature between the front foyer and main hall with the staircase
- The wood bifurcated main staircase from the main storey of the house to the attic storey, including wood balustrade and desk at main level
- The eight fireplaces (including mantle and surrounds):
 - White mantle with rosettes and marble surround in the living room
 - Classically-inspired wood mantle with paired columns with green tile surround and brass firebox cover in the study
 - Stained wood mantle beneath the staircase with blue tile and brass firebox detailing
 - Arts and Crafts style tile fireplace with heavy metal brackets and hood, with wood mantle located in the dining room
 - Puce-colour tile with green tile detail located in the south bedroom on the second storey with brass firebox detailing and paneled metal firebox insert and painted wood mantle
 - Light peach and blue tile Neoclassical fireplace and mantle located in the east bedroom on the second storey
 - Blue tile, three-sided fireplace located in the corner of the northeast bedroom on the second storey
 - Arts and Crafts style fireplace with tile and wood mantel, with decorative carving, located in the ballroom of the attic storey
- Stone curb at the sidewalk edge of Piccadilly Street and Waterloo Street

The staircase affixed to the north façade of the building and detached garage are not considered to be heritage attributes of the property.

Bill No. 93
2019

By-law No. PS-113-19____

A by-law to amend By-law PS-113 entitled, “A by-law to regulate traffic and the parking of motor vehicles in the City of London.”

WHEREAS subsection 10(2) paragraph 7. Of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that a municipality may pass by-laws to provide any service or thing that the municipality considers necessary or desirable to the public;

AND WHEREAS subsection 5(3) of the *Municipal Act, 2001*, as amended, provides that a municipal power shall be exercised by by-law;

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

1. No Parking
Schedule 2 (No Parking) of the By-law PS-113 is hereby amended by **deleting** the following rows:

Egerton Street	East	Dundas Street	A point 61 m south of Pine Street	Anytime
Egerton Street	East	Ormsby Street	Thames River	Anytime

- Schedule 2 (No Parking) of the By-law PS-113 is hereby amended by **adding** the following row:

Egerton Street	East	Dundas Street	Thames River	Anytime
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2. Reserved Lanes
Schedule 9.1 (Reserved Lanes) of the PS-113 By-law is hereby amended by **adding** the following rows:

Egerton Street	32 m south of Ormsby Street to Dundas Street	1 st lane from east	Anytime	Northbound	Bicycle
Egerton Street	Dundas Street to 32 m south of Ormsby Street	1 st lane from west	Anytime	Southbound	Bicycle

3. This by-law comes into force on October 31, 2019.

PASSED in Open Council on March 5, 2019

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

By-law No. PS-113-19____

A by-law to amend By-law PS-113 entitled, “A by-law to regulate traffic and the parking of motor vehicles in the City of London.”

WHEREAS subsection 10(2) paragraph 7. Of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that a municipality may pass by-laws to provide any service or thing that the municipality considers necessary or desirable to the public;

AND WHEREAS subsection 5(3) of the *Municipal Act, 2001*, as amended, provides that a municipal power shall be exercised by by-law;

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

1. No Parking
Schedule 2 (No Parking) of the By-law PS-113 is hereby amended by **deleting** the following rows:

Cavendish Crescent	East	Wyatt Street	A point 80 m south of said street	Anytime
Cavendish Crescent	East & South	Wyatt Street (east intersection)	210 m south of said street	Anytime

- Schedule 2 (No Parking) of the By-law PS-113 is hereby amended by **adding** the following row:

Cavendish Crescent (east intersection)	West	Wyatt Street	A point 80 m south of said street	Anytime
Cavendish Crescent	East, South & West	Wyatt Street (east intersection)	395 m south of said street	Anytime

2. Limited Parking
Schedule 6 (Limited Parking) of the PS-113 By-law is hereby amended by **adding** the following rows:

Cavendish Crescent	West	A point 140 m south of Walnut Street to a point 20 m south of Walnut Street	8:00 a.m. to 6:00 p.m.	2 Hour limit Except Saturdays
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3. This by-law comes into force and effect on the day it is passed.

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Cathy Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

By-law No. PS-113-19____

A by-law to amend By-law PS-113 entitled, “A by-law to regulate traffic and the parking of motor vehicles in the City of London.”

WHEREAS subsection 10(2) paragraph 7. Of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that a municipality may pass by-laws to provide any service or thing that the municipality considers necessary or desirable to the public;

AND WHEREAS subsection 5(3) of the *Municipal Act, 2001*, as amended, provides that a municipal power shall be exercised by by-law;

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

1. No Parking in Posted Locations
Section 10 No Parking In Posted Locations of the By-law PS-113 is hereby amended by **adding** the following:
- m) within 1 meter of a Canada Post Community Mail Box or where the Community Mail Box is set back from the roadway, within 1 meter of the point at which defines the outer edge of the Community Mail Box at the right angles to the edge of the roadway intersects such edge at any time, when the Community Mailbox is facing the roadway and the presence of sidewalk access is absent.

2. No Stopping
Schedule 1 (No Stopping) of the By-law PS-113 is hereby amended by **deleting** the following rows:

Charlotte Street	West	Dundas Street	Lorne Avenue	Anytime
Duchess Avenue	North	A point 52 m east of Cathcart Street	A point 113 m east of Cathcart Street	8:00 am to 4:00 pm Monday to Friday

Schedule 1 (No Stopping) of the By-law PS-113 is hereby amended by **adding** the following rows:

Duchess Avenue	North	A point 20 m east of Cathcart Street	A point 32 m east of Cathcart Street	8:00 a.m. to 4:00 p.m. Monday to Friday September 1 st to June 30 th
Duchess Avenue	North	A point 32 m east of Cathcart Street	A point 56 m east of Cathcart Street	8:15 a.m. to 9:15 a.m. and 3:00 p.m. to 4:00 p.m. Monday to Friday September 1 st to June 30 th

3. No Parking
Schedule 2 (No Parking) of the By-law PS-113 is hereby amended by **deleting** the following row:

Duchess Avenue	North	Cathcart Street	A point 52 m east of Cathcart Street	Anytime
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Schedule 2 (No Parking) of the By-law PS-113 is hereby amended by **adding** the following rows:

Frobisher Crescent	Both	Hudson Drive	A point 190 m north of Hudson Drive	8:00 a.m. to 4:00 p.m. Monday to Friday
Shore Road	North	A point 210 m west of Riverbend Road	A point 175 m west of Riverbend Road	Anytime
Shore Road	North	A point 128 m west of Riverbend Road	A point 55 m west of Riverbend Road	Anytime

4. Prohibited Turns
Schedule 8 (Prohibited Turns) of the By-law PS-113 is hereby amended by **adding** the following rows:

Ridout Street North at a point 98 m north of Albert Street with Blackfriars Street	Northbound	Right
Sarnia Road with Middlewoods Drive	Eastbound and Westbound	“U” Turn

5. Reserved Lanes
Schedule 9.1 (Reserved Lanes) of the By-law PS-113 is hereby amended by **adding** the following rows:

Blackfriars Street	a point 24 m east of Napier Street to Ridout Street N	1 st lane from the north	Anytime	Northbound	Bicycle
Ridout Street N	Blackfriars Street to Albert Street	1 st lane from the north	Anytime	Northbound	Bicycle

6. Stop Signs
Schedule 10 (Stop Sign Locations) of the By-law PS-113 is hereby amended by **adding** the following rows:

Westbound	Hillsborough Road	St. Lawrence Boulevard
Eastbound	King Edward Avenue	King Edward Avenue
Westbound	Penrith Crescent	Grasmere Crescent
Northbound	Ridout Street North	At a point 98 m north of Albert Street
Eastbound	Robin’s Hill Road	Crumlin Sideroad

Westbound	Scenic Drive	King Edward Avenue
Southbound	Smallman Drive	Carnforth Road
Northbound	Thirlmere Road	Carnforth Crescent

7. Yield Signs
Schedule 11 (Yield Sign Locations) of the By-law PS-113 is hereby amended by **deleting** the following rows:

Westbound	Hillsborough Road	St. Lawrence Boulevard
Westbound	Penrith Crescent	Grasmere Crescent
Eastbound	Robin’s Hill Road	Crumlin Sideroad
Southbound	Smallman Drive	Carnforth Road
Northbound	Thirlmere Road	Carnforth Crescent

8. One-Way Streets
Schedule 12 (One-Way Streets) of the By-law PS-113 is hereby amended by **adding** the following row:

Blackfriars Street	Napier Street	Ridout Street N	Eastbound
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9. Pedestrian Crossovers
Schedule 13.1 (Pedestrian Crossovers) of the By-law PS-113 is hereby amended by **adding** the following row:

Blackfriars Street	A point 130 m north of Albert Street
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10. Heavy Truck Restrictions
Schedule 14 (Heavy Truck Restrictions) of the By-law PS-113 is hereby amended by **deleting** the following rows:

Evelyn Road	Rebecca Road	East City Limits	24 Hours
Rebecca Road	North City Limit	Evelyn Road	24 Hours

Schedule 14 (Heavy Truck Restrictions) of the By-law PS-113 is hereby amended by **adding** the following row:

Rebecca Road	Robin’s Hill Road	North City Limit	24 Hours
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11. School Bus Loading Zones
Schedule 16 (School Bus Loading Zones) of the By-law PS-113 is hereby amended by **deleting** the following row:

Duchess Avenue	North	A point 52 m east of Cathcart Street	A point 113 m east of Cathcart Street
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Schedule 16 (School Bus Loading Zones) of the By-law PS-113 is hereby amended by **adding** the following row:

Duchess Avenue	North	A point 20 m east of Cathcart Street	A point 56 m east of Cathcart Street
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12. Lower Speed Limits
Schedule 17.1 (Lower Speed Limit) of the PS-113 By-law is hereby amended by **adding** the following rows:

Dumont Street	Merlin Crescent	Avondale Road	40 km/h
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Edmonton Street	Wavell Street	Hilton Avenue	40 km/h
Merlin Crescent	Park Avenue	Dumont Street	40 km/h

13.

Metered Off-street Municipal Parking Lots

Schedule 22 (Metered Off-street municipal Parking Lots) of the said By-law PS-113 is hereby amended by inserting attached in Appendix ‘B’.
14.

Designated Parking Spaces - Disabled Persons

Schedule 27 (Designated Parking Spaces – Disabled Persons) of the PS-113 By-law is hereby amended by **adding** the following row:

Dundas Street
South
From a point 74 m east of Adelaide Street North to a point 82 m east of Adelaide Street North
2 Hours

15.

Metered Municipal and Public Parking Lots

Schedule 30 (Metered Municipal and Public Parking Lots) of the PS-113 By-law is hereby amended by **deleting** the following row:

10

- Schedule 30 (Metered Municipal and Public Parking Lots) of the PS-113 By-law is hereby amended by **adding** the following row:

10
Mill Street
The premises bounded by 175-193 Mill Street, 52-64 St. George Street and 174-192 John Street
130

16.

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

PASSED in Open Council on March 5, 2019.

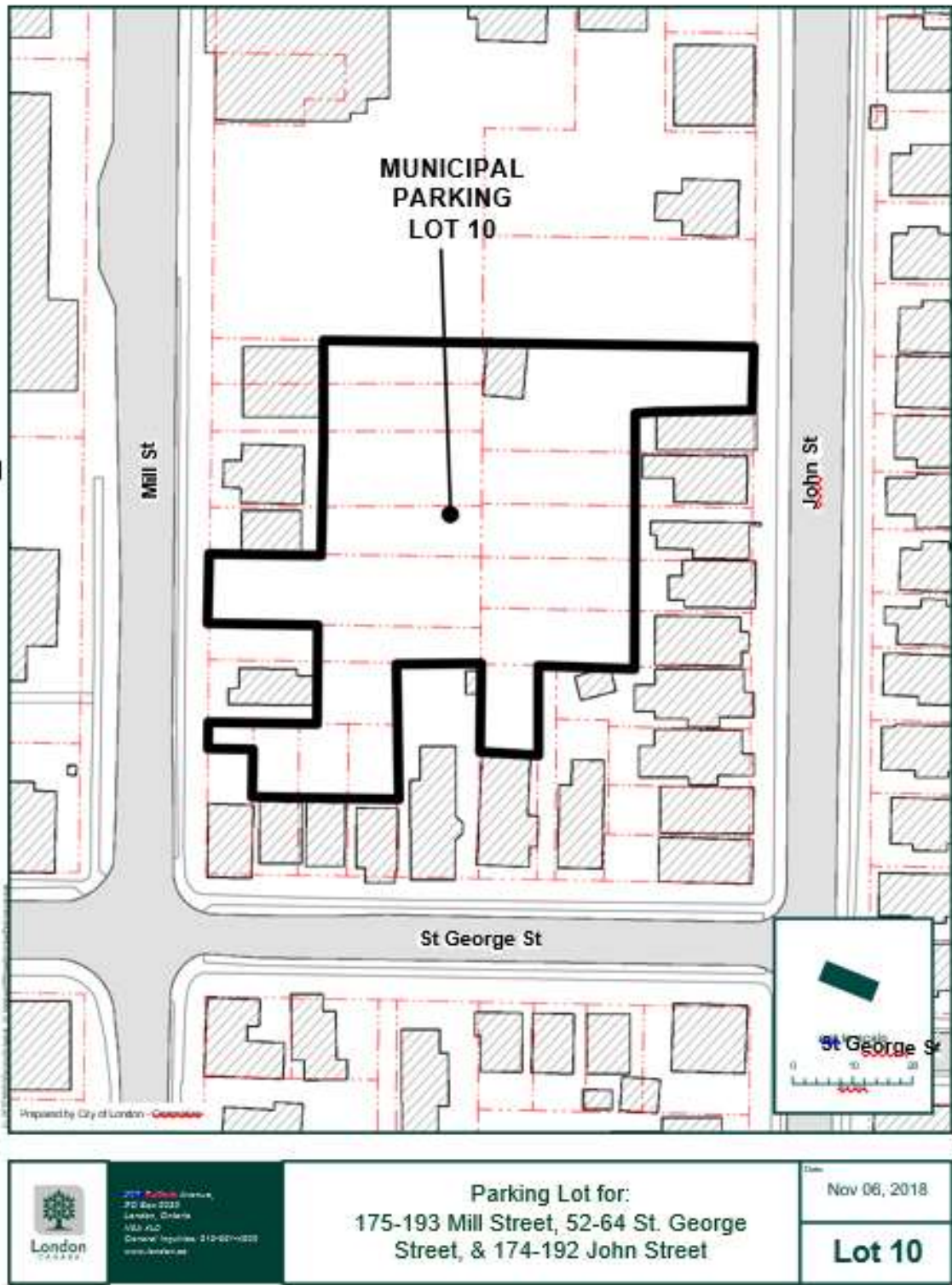
Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

APPENDIX B
SCHEDULE 22
of
TRAFFIC & PARKING BY-LAW

METERED
OFF-STREET MUNICIPAL PARKING LOTS



Bill No. 96
2019

By-law No. PW-12-19____

A by-law to amend By-law PW-12, as amended, entitled “A By-law to provide for the Regulation and Prohibition of Noise and Sound” with respect to Temporary Noise Permits.

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

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

1. Subsection 4.1 (5) (a) (ii) of By-law PW-12 is amended by replacing the word “six” with “twelve”.
2. Subsection 4.1 (5) (c) of By-law PW-12 is amended by inserting a new subsection as follows: For the dates of March 14, 15, 16, 17, 2019, the times during which the volume of amplified sound that may be made from an outdoor patio is 1:00 am at the latest.
3. Subsection 4.1 (8) of By-law PW-12 is deleted in its entirety.
4. This By-law shall come into force and effect on the day it is passed.

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

Bill No. 97
2019

By-law No. S.-_____-____

A by-law to assume certain works and services
in the City of London. (Westbury Subdivision,
Plan 33M-641)

WHEREAS the Managing Director, Environmental & Engineering Services
and City Engineer of The Corporation of the City of London has reported that works and
services have been constructed to his satisfaction in Westbury Subdivision, Plan 33M-
641;

AND WHEREAS it is deemed expedient to assume the said works and
services;

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

1. The Corporation of the City of London assumes the following works and
services, namely:

Westbury Subdivision, Plan 33M-641
Westbury International (1991) Corporation c/o Decade Corporation - Jeff Willick

Jinnies Street – all;
Jinnies Way – all;
Revelstoke Gate – all;
Singleton Avenue – all;
Castle Rock Place – all;
Block 87 & 88 – Parkland;
Block 89 - Walkway;
Sanitary Sewers – Blocks 82, 86, 87 & 89 – all;
Storm Sewers – Blocks 82, 83, 86, 87, 88 & 89 – all

2. The warranty period for the works and services in the subdivision referred
to in Section 1 of this by-law is for the period of February 11, 2019 to February 10,
2020.

3. This by-law comes into force and effect on the day it is passed.

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

Limits of Assumption



Bill No. 98
2019

By-law No. S.-____-____

A by-law to assume certain works and services
in the City of London. (Hyde Park Meadows -
Phase 1, Plan 33M-605)

WHEREAS the Managing Director, Environmental & Engineering Services
and City Engineer of The Corporation of the City of London has reported that works and
services have been constructed to his satisfaction in Hyde Park Meadows - Phase 1,
Plan 33M-605;

AND WHEREAS it is deemed expedient to assume the said works and
services;

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

1. The Corporation of the City of London assumes the following works and
services, namely:

Hyde Park Meadows - Phase 1, Plan 33M-605
Drewlo Holdings Inc. c/o George Bikas

Dalmagarry Road - All

2. The warranty period for the works and services in the subdivision referred
to in Section 1 of this by-law is for the period of February 14, 2019 to February 13,
2020.

3. This by-law comes into force and effect on the day it is passed.

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

Limits of Assumption



Bill No. 99
2019

By-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 Industrial Road, south of Veterans Memorial Parkway)

WHEREAS it is expedient to establish the lands hereinafter described as public highway;

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

1. The lands and premises hereinafter described are laid out, constituted, established and assumed as public highway as widening to Industrial Road, south of Veterans Memorial Parkway, namely:

“Part of Lot 2 in Concession 2, in the geographic Township of London, now in the City of London and County of Middlesex designated as Part 1 on Reference Plan 33R-20279.”

2. This by-law comes into force and effect on the day it is passed.

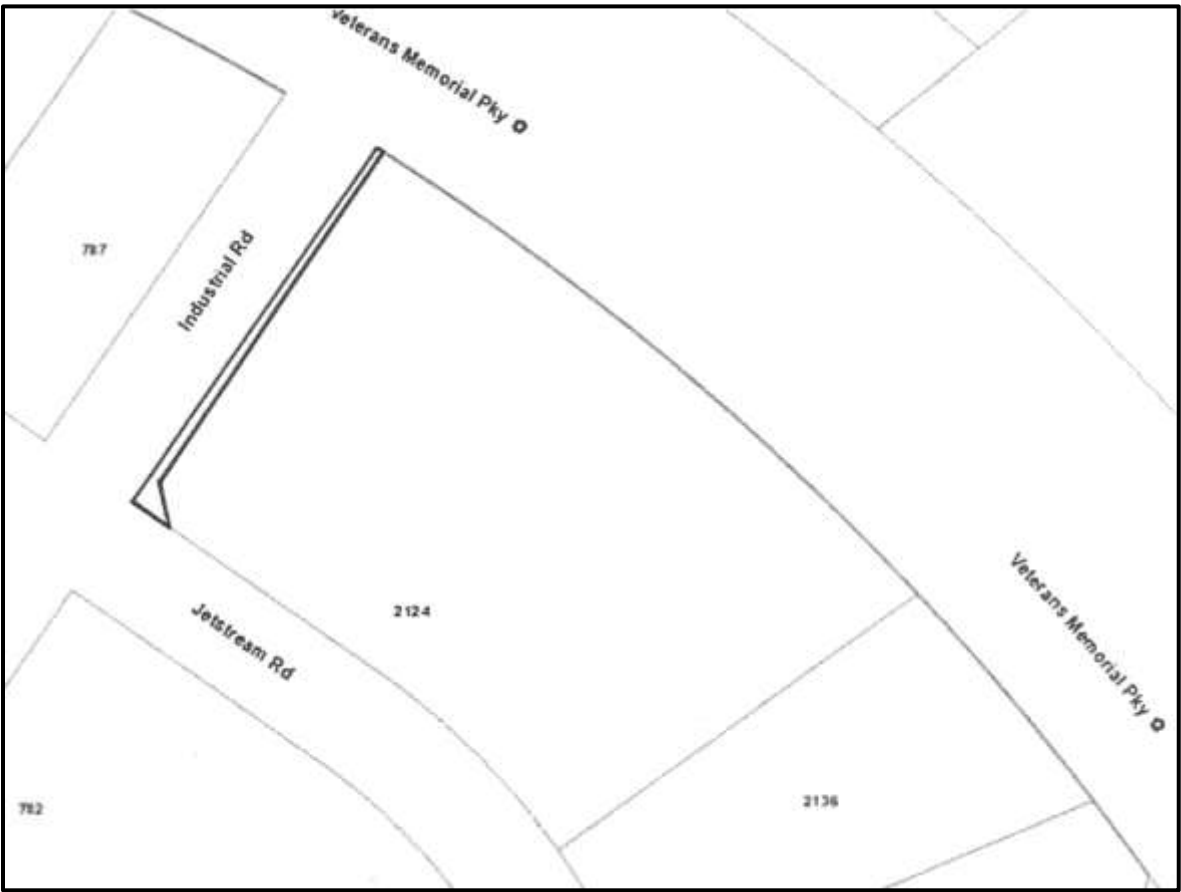
PASSED in Open Council on March 5, 2019.


Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading - March 5, 2019
Second Reading - March 5, 2019
Third Reading - March 5, 2019

Location Map



 Subject Lands

Bill No. 100
2019

By-law No. S.-____-____

A by-law to lay out, constitute, establish and assume certain reserves in the City of London as public highway. (as part of Sandbar Street, as part of Lawson Road, and as part of Reeves Avenue)

WHEREAS it is expedient to establish the lands hereinafter described as public highway;

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

1. The lands and premises hereinafter described are laid out, constituted, established and assumed as public highway as part of Sandbar Street, as part of Lawson Road, and as part of Reeves Avenue, namely:

“Block 134 on Registered Plan 33M-597 in the City of London and County of Middlesex.”

AND

“Block 135 on Registered Plan 33M-597 in the City of London and County of Middlesex.”

AND

“Blocks 136 and 137 on Registered Plan 33M-597 in the City of London and County of Middlesex.”

2. This by-law comes into force and effect on the day it is passed.

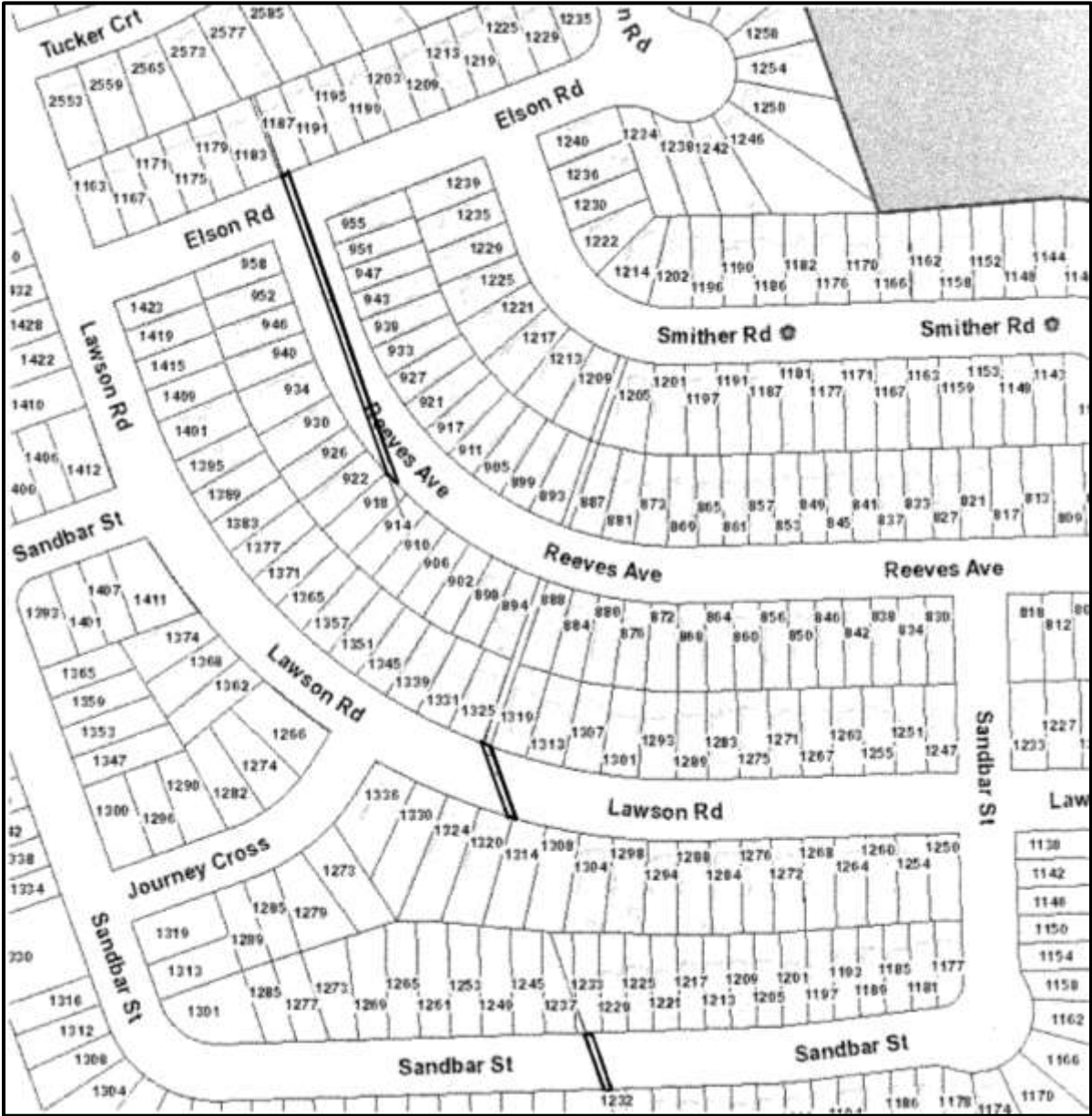
PASSED in Open Council on March 5, 2019.


Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

Location Map



 Subject Lands

Bill No. 101
2019

By-law No. S.-____-____

A by-law to repeal By-law No. S.-5930-146 entitled, “A by-law to rename a portion of LA Stradella to La Stradella Gate; to rename a portion of Middlewoods to Middlewoods Drive; to rename a portion of Tailwood to Tailwood Circle and to rename a portion of The Birches to The Birches Place, effective September 1, 2018.”

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

1. By-law No. S.-5930-146 entitled, “A by-law to rename a portion of LA Stradella to La Stradella Gate; to rename a portion of Middlewoods to Middlewoods Drive; to rename a portion of Tailwood to Tailwood Circle and to rename a portion of The Birches to The Birches Place, effective September 1, 2018” passed by Council on April 24, 2018 is hereby repealed.
2. This by-law comes into force and effect on the day it is passed.

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

Bill No. 102
2019

By-law No. S.-____-____

A by-law to rename a portion of LA Stradella to La Stradella Gate; to rename a portion of Middlewoods to Middlewoods Drive; to rename a portion of Tallwood to Tallwood Circle and to rename a portion of The Birches to The Birches Place, effective July 1, 2019.

WHEREAS the Municipal Council of The Corporation of the City of London deems it expedient to rename a portion of LA Stradella to La Stradella Gate; to rename a portion of Middlewoods to Middlewoods Drive; to rename a portion of Tallwood to Tallwood Circle and to rename a portion of The Birches to The Birches Place;

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

1. That a portion of La Stradella between Scottsdale Street and Monterey Crescent be renamed to La Stradella Gate, being that portion of La Stradella lying between Scottsdale Street and Monterey Crescent, on Plan 908, Plan 1021, and Block B on Plan 908.
2. That portion of Middlewoods between Sarnia Road and Lawson Road be renamed to Middlewoods Drive, being that portion of Middlewoods lying between Sarnia Road and Lawson Road, on Plan 890.
3. That portion of Tallwood north of Windermere Road be renamed to Tallwood Circle, being that portion of Tallwood lying north of Windermere Road, on Plan 875 and 949, and Part of Lots 15 and 16, Concession 4: Designated as Part 3 on 33R-4853.
4. That portion of The Birches south of Agincourt Gardens be renamed to The Birches Place, being that portion of The Birches lying south of Agincourt Gardens, on Plan 875 and 949.
5. This by-law comes into force and effect on July 1, 2019.

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

Bill No. 103
2019

By-law No. Z.-1-19_____

A by-law to amend By-law No. Z.-1 to
rezone an area of land located at 232-
240 Oakland Avenue.

WHEREAS BlueStone Properties Inc. has applied to remove the holding provision from the zoning for lands located at 232-240 Oakland Avenue, as shown on the map attached to this by-law, as set out below;

AND WHEREAS it is deemed appropriate to remove the holding provision from the zoning of the said lands;

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

- 1) Schedule "A" to By-law No. Z.-1 is amended by changing the zoning applicable to lands located at 232-240 Oakland Avenue, as shown on the attached map, to remove the holding provision so that the zoning of the lands as a Residential R8 Special Provision (R8-4(31)) Zone comes into effect.
- 2) The by-law shall come into force and effect on the day it is passed.

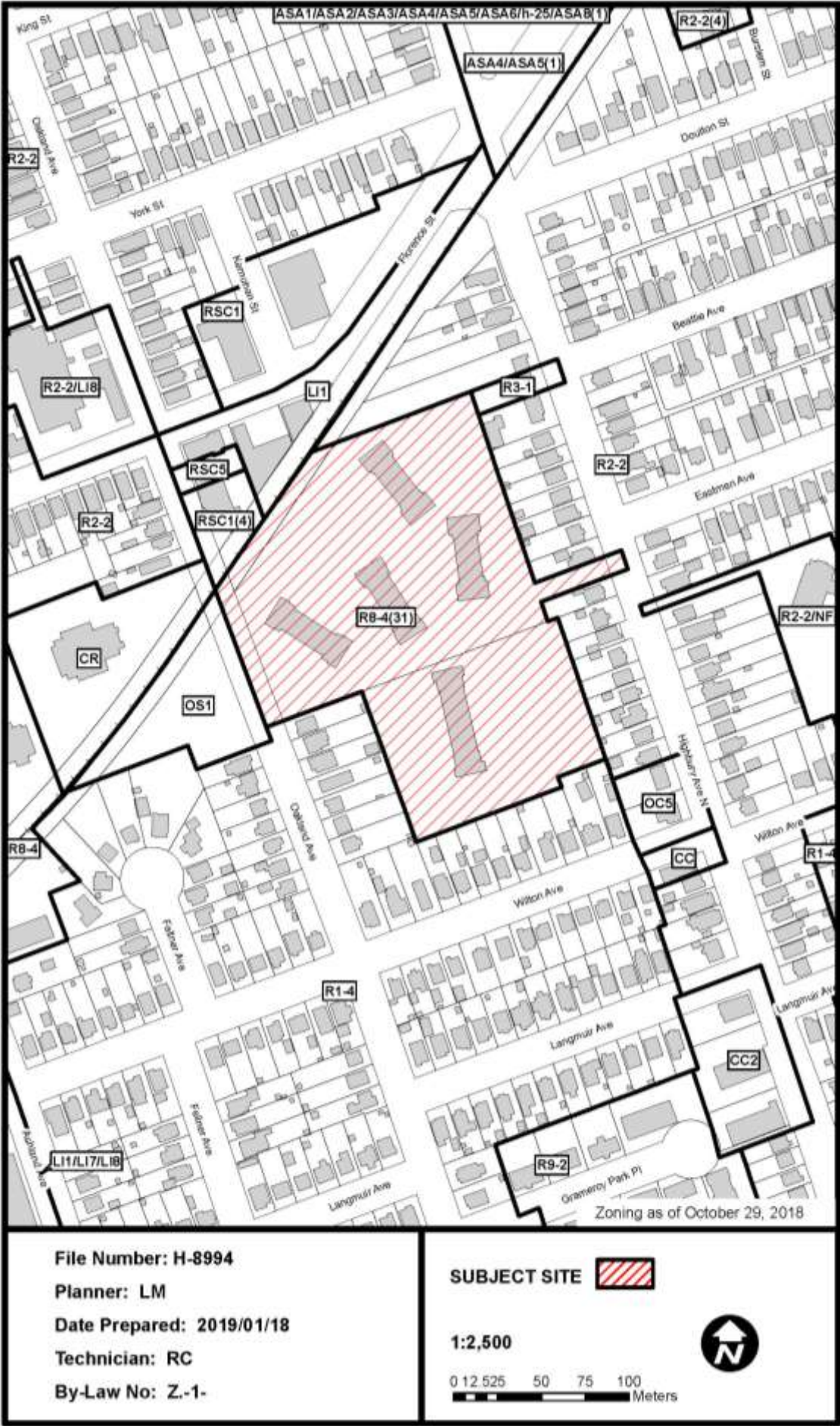
PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – March 5, 2019
Second Reading – March 5, 2019
Third Reading – March 5, 2019

SCHEDULE "A"



A by-law to amend By-law No. Z.-1 to
rezone an area of land located at 1395
Riverbend Road.

WHEREAS Sifton Properties Limited has applied to rezone an area of land located at 1395 Riverbend Road, as shown on the map attached to this by-law, as set out below;

AND WHEREAS this rezoning conforms to the Official Plan;

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

- 1) Schedule “A” to By-law No. Z.-1 is amended by changing the zoning applicable to lands located at 1395 Riverbend Road, as shown on the attached map, from a Holding Residential R5/R6/R7/R8 Special Provision (h•h-206•R5-6(10)/R6-5(42)/R7•D75•H18/R8-4(29)) Zone and a Holding Residential R5/R6 Special Provision (h•h-206•R5-3(18)/R6-5(42)) Zone to a Holding Residential R6/R7 Special Provision (h•h-206•R6-5(42)/R7()•D115•H30) Zone.
- 2) Section Number 11.4 of the Residential R7 Zone is amended by adding the following Special Provision:

R7()

- a) Permitted Uses:
- i) Seniors apartment building – maximum 115 units
 - ii) Retirement lodge – maximum 150 beds
- b) Regulations:
- i) Front and Exterior Side Yard Depth to Main Building (Minimum): 3.0 metres
 - ii) Front and Exterior Side Yard Depth to Sight Triangle (Minimum): 0.8 metres
 - iii) Lot Coverage (Maximum): 40%
 - iv) Parking (Minimum): 123 spaces

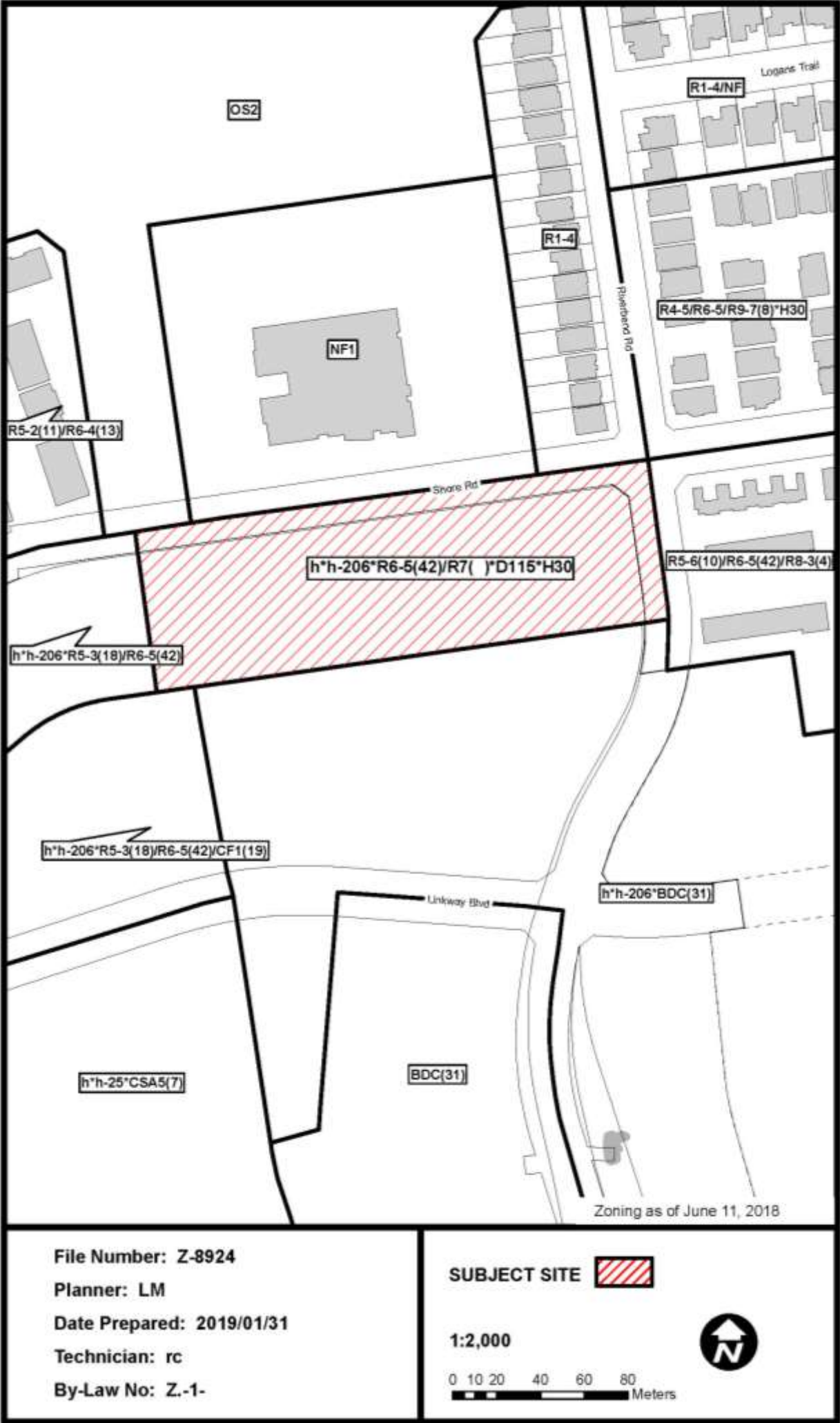
- 3) This by-law shall come into force and be deemed to come into force in accordance with Section 34 of the *Planning Act*, R.S.O. 1990, c. P.13, either upon the date of the passage of this by-law or as otherwise provided by the said section.

PASSED in Open Council on March 5, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

SCHEDULE "A"



A by-law to amend By-law No. Z.-1 to rezone an area of land located at 447 Old Wonderland Road.

WHEREAS Nest on Wonderland has applied to rezone an area of land located at 447 Old Wonderland Road, as shown on the map attached to this by-law, as set out below;

AND WHEREAS this rezoning conforms to the Official Plan;

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

- 1) Schedule “A” to By-law No. Z.-1 is amended by changing the zoning applicable to lands located at 447 Old Wonderland Road, as shown on the attached map comprising part of Key Map No. A106, from an Open Space (OS1) Zone and a Residential R1 (R1-10) Zone to a Holding Residential R8 Special Provision/Restricted Office Special Provision (h-5*R8-4()/RO2()) Zone and a Residential R1 (R1-10) Zone.
- 2) Section Number 12.4(d) of the Residential R8 (R8-4) Zone is amended by adding the following Special Provision:

R8-4()	447 Old Wonderland Road
a)	Regulations:
i)	Front Yard Depth (Minimum): 0.75 metres (2.46 feet)
ii)	Exterior Side Yard Depth (Minimum): 0.75 metres (2.46 feet)
iii)	Setback of Balcony Projection to Lot Line (Minimum): 0.75 metres (2.46 feet)
iv)	Building Height (Maximum): 15.5 metres (50.85 feet)
v)	Density (Maximum): 78 units per hectare

- 3) Section Number 18.4(c) of the Restricted Office (RO2) Zone is amended by adding the following Special Provision:

RO2()	447 Old Wonderland Road
a)	Regulations:
i)	Front Yard Depth (Minimum): 0.75 metres (2.46 feet)
ii)	Exterior Side Yard Depth (Minimum): 0.75 metres (2.46 feet)

- 4) The inclusion in this by-law of imperial measure along with metric measure is for the purpose of convenience only and the metric measure governs in case of any discrepancy between the two measures.
- 5) This by-law shall come into force and be deemed to come into force in accordance with Section 34 of the *Planning Act*, R.S.O. 1990, c. P.13, either upon the date of the passage of this by-law or as otherwise provided by the said section.

Schedule “A”

