

COUNCIL MINUTES 19TH MEETING

November 19, 2013

The Council meets in Regular Session in the Council Chambers this day at 4:04 p.m.

PRESENT: Mayor J.F. Fontana and Councillors B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White and C. Saunders (City Clerk).

ALSO PRESENT: A. Zuidema, J.P. Barber, G. Belch, J. Braam, B. Coxhead, S. Datars Bere, J.M. Fleming, A. Hagan, M. Hayward, G.T. Hopcroft, J. Jessop, J. Kobarda, G. Kotsifas, K. Lakhotia, L. Livingstone, V. McAlea Major, R. Paynter, M. Ribera, L. Rowe, B. Warner and B. Westlake-Power.

At the beginning of the Meeting all Members are present except Councillors N. Branscombe and D.G. Henderson.

Councillor D.G. Henderson enters the meeting at 4:06 PM.

I DISCLOSURES OF PECUNIARY INTEREST

Councillor J.P. Bryant discloses a pecuniary interest in clause 5 of the 15th Report of the Strategic Priorities and Policy Committee, having to do with an appointment to the University of Western Ontario's Board of Governors, by indicating that her spouse is on the faculty of the University.

Councillor D. Brown discloses a pecuniary interest in clause 11 of the 24th Report of the Planning and Environment Committee, having to do with Planning application fees, by indicating that she is under contract by someone who may make a planning application. Councillor D. Brown subsequently withdraws her disclosure, having determined she does not have a conflict.

Councillor P. Hubert discloses a pecuniary interest in clause 5 of the 21st Report of the Community and Protective Services Committee, having to do with the Ontario Works Employment Assistance Framework for 2013-2016, by indicating that he is the Executive Director of a social services agency that has a purchase of service agreement with Ontario Works.

Councillor N. Branscombe discloses a pecuniary interest in clause 8 of the 24th Report of the Planning and Environment Committee, having to do with a ground-mounted solar project under the Feed-In Tariff Program, by indicating that the location of the proposed project is in close proximity to her spouse's business.

II REVIEW OF CONFIDENTIAL MATTERS TO BE CONSIDERED IN PUBLIC

None.

III ADDED REPORTS

- 1. 29th Report of the Corporate Services Committee
- 2. 15th Report of the Strategic Priorities and Policy Committee

IV COMMITTEE OF THE WHOLE, IN CAMERA

MOTION FOR IN CAMERA SESSION

Motion made by Councillor B. Polhill and seconded by Councillor J.L. Baechler to Approve that Council rise and go into Committee of the Whole, in camera, for the purpose of considering the following matters:

- A matter pertaining to the purpose of instructions and directions to a) officers and employees of the Corporation pertaining to a proposed acquisition of land; advice that is subject to solicitor-client privilege, including communications necessary for that purpose; reports or advice or recommendations of officers and employees of the Corporation pertaining to a proposed acquisition of land; commercial and financial information supplied in confidence pertaining to the proposed acquisition the disclosure of which could reasonably be expected to, prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of the Corporation, result in similar information no longer being supplied to the Corporation where it is in the public interest that similar information continue to be so supplied, and result in undue loss or gain to any person, group, committee or financial institution or agency; commercial, information relating to the proposed acquisition that belongs to the Corporation that has monetary value or potential monetary value; information concerning the proposed acquisition whose disclosure could reasonably be expected to prejudice the economic interests of the Corporation or its competitive position; information concerning the proposed acquisition whose disclosure could reasonably be expected to be injurious to the financial interests of the Corporation; and instructions to be applied to any negotiations carried on or to be carried on by or on behalf of the Corporation concerning the proposed acquisition. (C1/28/CSC)
- b) A matter pertaining to reports, advice and recommendations of officers and employees of the Corporation, concerning labour relations and employee negotiations in regard to one of the Corporation's associations or unions and litigation or potential litigation, including matters before administrative tribunals, affecting the municipality, and advice subject to solicitor-client privilege, including communications necessary for that purpose.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (14)

The Council rises and goes into Committee of the Whole, in camera, at 4:16 PM, with Mayor J.F. Fontana in the Chair and all members present except Councillor N. Branscombe.

Councillor N. Branscombe enters the meeting at 4:25 PM.

The Committee of the Whole rises at 4:58 PM and Council resumes in regular session at 5:05 PM with Mayor J.F. Fontana in the Chair and all Members present.

Council Members, and members of the Civic Administration in attendance, take the Pledge to End Bullying.

V RECOGNITIONS

1. His Worship the Mayor presents a plaque for "London's Featured Company" to Larlyn Property Management Ltd.

VI CONFIRMATION AND SIGNING OF THE MINUTES OF THE EIGHTEENTH MEETING HELD ON NOVEMBER 5, 2013

Motion made by Councillor B. Polhill and seconded by Councillor P. Hubert to Approve the Minutes of 18th Meeting held on November 5, 2013.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

VII COMMUNICATIONS AND PETITIONS

Motion made by Councillor D. Brown and seconded by Councillor B. Polhill to Approve referral of the following Communications, as noted:

- D. Lavell, By E-mail Bruce Street and Elmwood Avenue Feasibility of One-Way to Two-Way Conversion and Parking Considerations (Refer to the Civic Works Committee Stage for Consideration with Clause 4 of the 19th Report of the Civic Works Committee.)
- 2. (ADDED) G.J. Rancourt, Christian Businessmen's Council of London, Ontario Amendment of Flags at City Hall Policy (Refer to the Corporate Services Committee Stage for Consideration with Clause 4 of the 28th Report of the Corporate Services Committee.)

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

VIII MOTIONS OF WHICH NOTICE IS GIVEN

None.

IX REPORTS

21st Report of the Community and Protective Services Committee Councillor D. Brown presents.

Motion made by Councillor D. Brown to Approve clauses 1 to 11, excluding clauses 5, 8 and 9.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. 2014-2017 Community Accountability Planning Submission (CAPS) for the Dearness Home- Adult Day Program

That, on the recommendation of the Managing Director of Housing, Social Services and the Dearness Home, the 2014 - 2017 Community Accountability Planning Submission for Dearness Home Adult Day Program, as appended to the staff report dated November 11, 2013, BE APPROVED for submission to the South West Local Health Integration Network (the LHIN); it being noted that it is a requirement of the LHIN that the Planning Submission be approved by the Board of Directors (City Council).(2013-S02)

3. Transfer of Administration of Rent Supplement Programs

That, on the recommendation of the Director of Municipal Housing, with the concurrence of the Managing Director of Housing, Social Services and Dearness Home, the following actions be taken with respect to the assumption of the administration of the Rent Supplement Program:

- a) the proposed by-law, as appended to the staff report dated November 11, 2013, BE INTRODUCED at the Municipal Council meeting of November 19, 2013 to:
 - approve the Assumption Agreement between The Corporation of the City of London and the London and Middlesex Housing Corporation, substantially in the form of agreement attached to aforementioned report and to the satisfaction of the City Solicitor; and,
 - ii) authorize the Mayor and the City Clerk execute the above-noted Assumption Agreement;
- b) the proposed by-law, as appended to the staff report dated November 11, 2013, BE INTRODUCED at the Municipal Council meeting of November 19, 2013 to delegate authority to the Director of Municipal Housing or her/his designate to execute all Rent Supplement Agreements on behalf of the City of London. (2013-S11)

4. Update on Actions Related to Shared Services and Support to the London and Middlesex Housing Corporation (LMHC)

That, on the recommendation of the Director of Municipal Housing, with the concurrence of the Managing Director of Housing, Social Services, and Dearness Home, the letter dated October 13, 2013, from the Board of Directors for the London and Middlesex Housing Corporation (LMHC) requesting amendments to the LMHC's Board size and composition, BE REFERRED to the Civic Administration for review and report back at the 2013 Shareholder's meeting to be held by the Strategic Planning and Priorities Committee in 2014. (2013-S11)

6. London Special Events Policies and Procedures Manual - Proposed Amendment - Noise Exemptions

That, on the recommendation of the Managing Director of Parks and Recreation, the proposed by-law as appended to the Staff report dated November 11, 2013, being a by-law to provide for an exemption from sections 13.1(a) and 13.2 of the City of London Special Events Policies and Procedures Manual, BE FORWARDED to a public participation meeting to be held before the Community and Protective Services Committee on December 9, 2013. (2013-M02)

7. Parks and Recreation Area By-law PR-2 Amendments

That, on the recommendation of the Managing Director of Parks and Recreation, the proposed by-law, as appended to the staff report dated November 11, 2013, BE INTRODUCED at the Municipal Council meeting of November 19, 2013, to amend the Parks & Recreation Area By-Law PR-2 to:

- a) address the exclusion of power-assisted e-scooters from the City's multi-use pathway system;
- b) lower the speed limit on pathways from 30kmph to 20kmph;
- c) improve the Upper Thames River Conservation Authority's ability to act as by-law enforcement officers within the City's Environmentally Significant Areas;
- d) restrict the feeding of wildlife in City parks; and,
- e) improve guidelines for licensed events or gatherings in City parks. (2013-C01)
 - 10. 9th Report of the Accessibility Advisory Committee

That the following actions be taken with respect to the 9th Report of the Accessibility Advisory Committee from its meeting held on October 24, 2013:

- a) the following actions be taken with respect to the 8th Report of the Accessibility Advisory Committee (ACCAC), from its meeting held on September 26, 2013:
 - i) an additional \$30.00 BE APPROVED for the purchase of the Canadian Standard Association (CSA) Playground Standards document; it being noted that the ACCAC has sufficient funds in its 2013 Budget for this expense; and
 - ii) the report BE RECEIVED, noting the following:
 - A) no action will be taken with respect to changing the 2013 conference registration fee; and,
 - B) the appointment of J. Harvikesen as a representative of the Employment Sector;
- b) the Mayor BE REQUESTED to write a letter of support to acknowledge the 2013 United Nations International Day of Persons with Disabilities, December 3, 2013; it being noted that the ACCAC will be hosting its 19th Annual Empowerment and Action Day on this date; and,
- c) clauses 3 to 11 BE RECEIVED.

11. A. Oudshoorn, Chair, London Homeless Coalition - Request for Delegation Status

That the request of A. Oudshoorn, Chair, London Homeless Coalition for delegation status before the Community and Protective Services Committee, with respect to an Ontario Works rates advocacy campaign, BE APPROVED. (2013-S04)

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

Motion made by Councillor D. Brown to Approve clause 5.

5. Ontario Works Employment Assistance Framework 2013-2016

That, on the recommendation of the Manager Employment and Strategic Initiatives, with the concurrence of the Managing Director Housing, Social Services and Dearness Home, the Ontario Works Employment Assistance Services Framework, approved by the Municipal Council on March 20, 2012, BE AMENDED in order to remove the cap per Agency Service Agreement; it being noted that this will assist in delivering better Ontario Works employment outcomes and that there is no budget impact associated with this proposed change. (2013-S04)

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (14)

RECUSED: P. Hubert (1)

Motion made by Councillor D. Brown to Approve clause 8.

8. Fees for Fire Prevention Office Services

That, on the recommendation of the Fire Chief, with the concurrence of the Managing Director, Neighbourhood, Children & Fire Services, the proposed by-law, as appended to the staff report dated November 11, 2013, BE INTRODUCED at the Municipal Council meeting of November 19, 2013 to amend By-law No. F-6 entitled "A by-law to continue and regulate a Fire Department" by deleting and replacing Section 14 — "Owner Required to take Necessary Actions," to provide a mechanism to allow for the recovery of extraordinary costs related to any actions Fire Services is required to undertake, as a result of an incident that has occurred due to the failure of an owner to undertake the necessary steps to prevent a fire from occurring. (2013-P16)

Motion made by Councillor P. Van Meerbergen and seconded by Councillor D.G. Henderson to Approve deferring consideration of clause 8, and the accompanying by-law, for two weeks for the purpose of dialogue with the London Property Management Association.

Motion Failed

YEAS: B. Polhill, S. Orser, P. Hubert, D.G. Henderson, P. Van Meerbergen, S.E. White (6)

NAYS: J.F. Fontana, B. Armstrong, J.B. Swan, J.L. Baechler, N. Branscombe, M. Brown, D. Brown, H.L. Usher, J.P. Bryant (9)

Motion made by Councillor B. Armstrong and seconded by Councillor J.B. Swan to Amend clause 8, by adding the following, at the end of the clause, "it being noted that in the event of a suicide, no cost recovery will be pursued."

Motion Failed

YEAS: B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, P. Hubert, S.E. White (6)

NAYS: J.F. Fontana, B. Polhill, N. Branscombe, M. Brown, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant (9)

The motion to Approve clause 8 is put.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (14)

NAYS: D.G. Henderson (1)

Motion made by Councillor D. Brown to Approve clause 9.

9. S. Cordes, Executive Director, Youth Opportunities Unlimited - Update on the Cornerstone

That the attached presentation from S. Cordes, Executive Director, Youth Opportunities Unlimited, with respect to an update on the Cornerstone project, BE RECEIVED. (2013-S12)

Motion made by Councillor B. Armstrong and seconded by Councillor S. Orser to Amend clause 9 by adding the following at the end of the clause, "and the Mayor BE REQUESTED to write a congratulatory letter to Youth Opportunities Unlimited in recognition of their successful efforts."

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

Motion made by Councillor D. Brown and seconded by Councillor P. Hubert to Approve clause 9 as amended.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

Clause 9, as amended, reads as follows:

That the attached presentation from S. Cordes, Executive Director, Youth Opportunities Unlimited, with respect to an update on the Cornerstone project, BE RECEIVED and the Mayor BE REQUESTED to write a congratulatory letter to Youth Opportunities Unlimited in recognition of their successful efforts.

28th Report of the Corporate Services Committee Councillor J.P. Bryant presents.

Motion made by Councillor J.P. Bryant to Approve clauses 1 to 10, excluding clauses 3, 6 and 8

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. Illumination of City of London Buildings and Amenities with Multi-Colour Capable LED Lighting Installations

That, on the recommendation of the City Clerk, the attached revised by-law to implement a Council policy pertaining to approvals for the illumination of City of London buildings and amenities with multi-colour capable LED lighting installations BE INTRODUCED at the Municipal Council meeting to be held on November 19, 2013; it being noted that the City Clerk will provide the London Life Insurance Company with a copy of the approved Council Policy, so that it is aware of the City's intentions with respect to the illumination of City of London buildings and amenities; it being further noted that the Corporate Services Committee (CSC) received a written communication and heard a verbal delegation from Megan Walker, Executive Director, London Abused Women's Centre, appealing for the inclusion of "Shine the

Light Purple" for the month of November on a recurring basis.

4. Budweiser Gardens

That, on the recommendation of the City Clerk, and in accordance with the policy for City events at the Budweiser Gardens, the following event BE APPROVED as a City of London Day at the Budweiser Gardens:

Showdown in the Downtown October 18, 2014

5. Amending Agreement with the Province of Ontario to Enhance the London and Middlesex Immigration Portal Labour Market Section

That, on the recommendation of the Director of Intergovernmental and Community Liaison, the proposed by-law (Appendix 1) appended to the staff report dated November 12, 2013 BE INTRODUCED at the Municipal Council meeting of November 19, 2013 to:

- a) approve the Amending Agreement (Schedule 1 to the by-law) of October 8, 2013, amending the Agreement of February 4, 2013 with Her Majesty the Queen in Right of Ontario, as represented by the Minister of Citizenship and Immigration, to obtain additional Provincial funding of \$22,000 to enhance the London and Middlesex Immigration Portal; and
- b) authorize the Mayor and the City Clerk to execute the Amending Agreement of October 8, 2013 in (a) above.
 - 7. FCM's National Housing Campaign Fixing Canada's Housing Crunch

That, on the recommendation of the Director of Intergovernmental and Community Liaison, the following motion BE ADOPTED in support of FCM's National Housing Campaign – Fixing Canada's Housing Crunch.

"Development of a New Long-Term Federal Plan to Fix Canada's Housing Crunch

WHEREAS a stable and secure housing system that creates and maintains jobs and allows for a range of living options is essential to attracting new workers, meeting the needs of young families and supporting seniors and our most vulnerable citizens;

AND WHEREAS the high cost of housing is the most urgent financial issue facing Canadians with one in four people paying more than they can afford for housing, and mortgage debt held by Canadians now standing at just over \$1.1 trillion;

AND WHEREAS housing costs and, as the Bank of Canada notes, household debt, are undermining Canadians' personal financial security, while putting our national economy at risk;

AND WHEREAS those who cannot afford to purchase a home rely on the short supply of rental units, which is driving up rental costs and making it hard to house workers in regions experiencing strong economic activity;

AND WHEREAS an inadequate supply of subsidized housing for those in need is pushing some of the most vulnerable Canadians on to the street, while \$1.7 billion annually in federal investments in social housing have begun to expire;

AND WHEREAS coordinated action is required to prevent housing issues from being further offloaded onto local governments and align the steps local governments have already taken with regard to federal/provincial/territorial programs and policies;

AND WHEREAS the Federation of Canadian Municipalities (FCM) has launched a housing campaign, "Fixing Canada's Housing Crunch," calling on the Federal Government to increase housing options for Canadians and to work with all orders of government to develop a long-term plan for Canada's housing future;

AND WHEREAS the FCM has asked its member municipalities to pass a Council resolution supporting the campaign;

AND WHEREAS our community has continuing housing needs, such as the gap between the market price of a housing unit and the price that someone in housing need is able to pay, the

different and varying housing needs of an aging population and the ability to attract private sector investment in housing, that can only be met through the kind of long-term planning and investment made possible by Federal leadership;

THEREFORE BE IT RESOLVED that the Municipal Council of the City of London endorses the FCM housing campaign and urges the Minister of Employment and Social Development to develop a long-term plan for housing that puts core investments on solid ground, increases predictability, protects Canadians from the planned expiry of \$1.7 billion in social housing agreements and ensures a healthy stock of affordable rental housing for Canadians;

AND BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Minister noted above, to the Minister of Municipal Affairs & Housing, The Hnourable Linda Jeffrey, to London Members of Parliament and the Legislative Assembly of Ontario, the FCM and to the Association of Municipalities of Ontario.

9. Appointment to the Animal Welfare Advisory Committee

That Christine Schmidt BE APPOINTED to the Animal Welfare Advisory Committee as a Voting Member, representing the London Dog Owners Association, for the term ending February 28, 2015.

10. Appointment to the Community Safety and Crime Prevention Advisory Committee

That Kevin Laborate BE APPOINTED to the Community Safety and Crime Prevention Advisory Committee as a Non-Voting Member, representing London and Area Active and Safe Routes to School, for the term ending February 28, 2015.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

Motion made by Councillor J.P. Bryant to Approve clause 3.

3. Amendment of Flags at City Hall Policy

That, on the recommendation of the City Clerk, the attached revised by-law to amend Council Policy 16(21) entitled "Flags at City Hall" BE INTRODUCED at the Municipal Council meeting to be held on November 19, 2013; it being noted that the Corporate Services Committee heard a verbal delegation from G. Rancourt requesting an exemption to the proposed policy in order to permit the raising of a flag which depicts a blue cross on a white background, and emphasizing the need to uphold and protect Christian values.

Motion made by Councillor D.G. Henderson and seconded by Councillor P. Van Meerbergen to Approve an amendment to add the word "morals", following the word "religious", in the proposed by-law.

Motion Failed

YEAS: B. Polhill, B. Armstrong, S. Orser, D.G. Henderson, P. Van Meerbergen (5)

NAYS: J.F. Fontana, J.B. Swan, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (10)

The motion to adopt clause 3 is put.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant (14)

NAYS: S.E. White (1)

Motion made by Councillor J.P. Bryant to Approve clause 6.

6. Comprehensive Economic and Trade Agreement with the European Union

That, on the recommendation of the Director of Intergovernmental and Community Liaison, the staff report dated November 12, 2013, with respect to the Comprehensive Economic and Trade Agreement with European Union (CETA), BE RECEIVED for information.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

Motion made by Councillor J.P. Bryant to Approve clause 8.

8. Update to Councillors' Lounge

That the request dated November 4, 2013, from Councillor H.L. Usher, to renovate the Councillors' Lounge BE NOTED AND FILED; it being noted that funds are accumulating in a reserve fund, which is anticipated to be sufficient by 2015, to undertake the necessary renovations.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

29th Report of the Corporate Services Committee Councillor J.P. Bryant presents.

Motion made by Councillor J.P. Bryant to Approve clause 1.

Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

19th Report of the Civic Works Committee Councillor H.L. Usher presents.

Motion made by Councillor H.L. Usher to Approve clauses 1 and 3.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

3. Irregular Bid-Talbot Street Subsurface Silva Cells Project (Tender T13-97)

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken with respect to the Talbot Street Subsurface Silva Cells Project Tender T13-97:

- a) the tender submitted by Ro-Buck Contracting, 2326 Fanshawe Park Road East, London, Ontario N5X 4A2, at their contract price of \$272,553.05, including 10% contingency, (HST extra) BE ACCEPTED; it being noted that Ro-Buck Contracting was the only bid received and meets the City's terms, conditions and specifications;
- b) the funding for this project BE APPROVED as set out in the Source of Financing Report appended to the staff report dated November 11, 2013;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that

are necessary in connection with this purchase; and,

d) approval hereby given BE CONDITIONAL upon the Corporation entering into a formal contract or having a purchase order, or contract record relating to the subject matter of this approval. (2013-F18)

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

Motion made by Councillor H.L. Usher to Approve clause 2.

2. Bicycles on Sidewalks

That the staff report dated November 11, 2013, with respect to bicycles on sidewalks, BE REFERRED to the Civic Administration for further investigation and report back at a future meeting of the Civic Works Committee. (2012-S04-00)

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

Motion made by Councillor H.L. Usher to Approve clause 4.

4. Bruce Street and Elmwood Avenue-Feasibility of One-Way to Two-Way Conversion

That, on the recommendation of the Director, Roads and Transportation, the following actions be taken with respect to the Feasibility Study for the conversion of Bruce Street and Elmwood Avenue from one-way to two-way operation:

- a) the Feasibility Study BE RECEIVED;
- b) NO ACTION BE TAKEN to convert Bruce Street and Elmwood Avenue to two-way operation; and,
- c) the Civic Administration BE REQUESTED to review the potential for improving signage, bike paths and traffic calming measures on Bruce Street and Elmwood Avenue, taking into consideration the effect any such changes may have to the surrounding area.

it being noted that the Civic Works Committee (CWC) received the attached presentation from M. Elmadhoon, Manager, Transportation Planning with respect to this matter;

it being further noted that the CWC received the following submissions with respect to this matter;

- a) a communication dated October 18, 2013, from M. Park, 45 Elmwood Avenue East;
- b) a communication dated November 1, 2013, from J. Galardo and D. Slade, 191 Elmwood Avenue East;
- c) a communication dated October 19, 2013, from M. and B. Warder, 188 Bruce Street;
- d) a communication dated October 23, 2013, from N. Armstrong and J. Arnold, 132 Bruce Street;
- e) a communication dated October 20, 2013, from M. E. Walker, 19 Edward Street;
- f) a communication dated October 21, 2013, from J. Hardy, 105 Bruce Street;
- g) a communication dated October 22, 2013, from D. and W. Scott, 35 Elmwood Avenue;
- h) a communication dated October 19, 2013 from N. Bullbrook and S. Viragos, 24 Bruce Street;
- i) a communication dated November 1, 2013 from G. & M. Bauman, 195 Elmwood Avenue East;
- j) a communication dated October 27, 2013 from D. Hutchison, 171 Bruce Street;
- k) a communication dated November 2, 2013 from D. Read, 165 Bruce Street;
- I) a communication dated November 5, 2013 from A. (Fewster) Manias, 64 Elmwood Avenue;
- m) communications dated November 4, 2013 and November 5, 2013 from C. Lynch, 43

Bruce Street:

- n) a communication dated November 5, 2013 from J. Howell, 46 Bruce Street; and,
- o) a communication dated November 6, 2013 from E. Belch, 41 Bruce Street and D. Payne, 38 Bruce Street;

it being pointed out that at the public participation meeting associated with this matter, the following individuals made oral submissions in connection therewith:

- A. Bergeron, 93 Bruce Street expressing concern with speeding on Bruce Street and the potential for creating speeding in both directions with the proposed conversion to two-way; stating this is a high pedestrian area with speeds of 60 km to 70 km causing dangerous situations which could result in accidents; and requesting that speed calming measures be put in place.
- S. Davis, 95 Bruce Street stating that his biggest concern is the width of Craig Street which creates a dangerous situation with parking and passing; and suggesting that converting Bruce Street to two-way traffic would create the same dangerous situation and potential for accidents as is the case on Craig Street.
- B. Porter, 58 Byron Avenue East stating that he sees the big problem with conversion is the lack of community awareness of what is happening with municipal planning and the move to convert one-way streets back to two-way streets and feels that there isn't enough background provided as to why these changes are being proposed; stating there is currently a bike route to the north on Byron Avenue connecting Greenway with the other parks down Byron Avenue to Craig Street to Ridout Street; stating the width of Bruce Street is wider than other streets in the area and shouldn't create a problem; advising Byron Avenue is 2 feet narrower and is two- way with parking; recalling that the original conversion of these streets took place with the development of the Horton Street extension, turning those streets into thoroughfares to move traffic through the areas not to service the areas; suggesting that the lack of signage at intersections could be the cause for wrong-way traffic on these streets; stating that parked cars can create traffic calming measures.
- D. Read, 165 Bruce Street reiterating his comments as outlined in his communication dated November 2, 2013, appended to the CWC agenda dated November 11, 2013.
- G. Osinski, 28 Elmwood Avenue indicating he was pleased to see the rationale for the Study; stating he agrees with many of the comments with respect to the perceived safety concerns, but that there really aren't any real concerns; stating he would like to have seen details with respect to bicycles travelling in the wrong direction included in the Study in order to determine the reason for this situation; advising that his research indicated that as both Bruce Street and Elmwood Avenue feed the heart of Wortley Village, cyclists travel the wrong direction to access the ValuMart; identifying a need for two-way bike lanes on Elmwood Avenue; advising that there are a lot of young children in the area, as well as a local day care and Victoria Public School; advising that the current system works well but the conversion would possibly create a need for additional crosswalks for children to access the Public School; advising he is against the conversion to two-way streets; and suggesting there are other methods to address the safety concerns, including two-way bike paths on both or one of these streets.
- K. McClellan, 22 Elmwood Avenue East stating she is against the conversion to twoway; stating that she feels there are two issues that need to be addressed due to the number of children and pets in the area: speed control and signage; advising that traffic speeds up between the stop sign on Edward Avenue to the stop light on Wharncliffe Road; and suggesting speed bumps need to be installed to reduce speeds and better signage to avoid wrong-way traffic.
- J. Howell, 46 Bruce Street providing comments as outlined in her communication dated November 5, 2013, appended to the CWC agenda dated November 11, 2013;
- R. Schieven, 66 Bruce Street stating she supports the conversion to a two-way street; advising she lived in the Beaches area of Toronto which had lots of narrow two-way streets which created the best calming traffic measures; suggesting that despite people's complaints, parked cars stop speeding; stating people speeding on Bruce Street from Wharncliffe Road to Ridout Street is her biggest concern; and stating she feels the conversion to two-way is the best solution and hoping that is the direction that will be taken.

- B. Garvin, 74 Bruce Street stating she is not in favour of the two-way conversion; expressing concern with the speed, volume and especially the elimination of parking, and the impact on guests who may have to park several streets away; and advising she would like to see things remain the way they are but would support traffic calming measures.
- M. Bratti, 79 Bruce Street thanking the Committee for the opportunity to speak; stating this is an emotional issue for her and that she supports the change; advising she lives on a racetrack with traffic coming off Wharncliffe Road with no stopping until Wortley Road with speeders flying past the slower traffic; advising she shares the concern about loss of parking; stating that during construction and road closures traffic continued to access the street despite unsafe conditions and created safety issues; stating that people are not aware of the large number of small children and pets in the area; suggesting that anyone who feels that a two-way street is unsafe for children doesn't realize the current speed of the traffic; expressing her concern is heightened by recent speed-related pedestrian accidents; and stating there is a need to slow traffic down and that the traffic on two-way streets in the area is slower.
- G. Brown, 59 Ridout Street providing comments as outlined in the <u>attached</u> communication.
- S. Alexi, 90 and 98 Elmwood Avenue East advising that she is against the conversion to two-way streets; expressing street parking is a high priority for her, her tenants and her tenants' visitors; suggesting speeding happens on every street; advising that Old South is a stop sign heaven; and advising that she is also speaking on behalf of her tenants who were unavailable to attend this meeting.
- J. Odegaard, 81 Elmwood Avenue East advising he is definitely against making streets two-way; advising his family has lived here since 2007 and enjoys things the way they are; and suggesting property values could decrease with a change to two-way traffic.
- D. Hutchison, 171 Bruce Street providing comments as outlined in his communication dated October 27, 2013, appended to the CWC agenda dated November 11, 2013. (2013-T08)

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

Motion made by Councillor M. Brown to Approve clause 5.

5. Request for Compassionate Compensation - Sump Pump Program 124
Blanchard Crescent

That the following actions be taken with respect to the communication dated November 3, 2013, from P. Machuk, 124 Blanchard Crescent, with respect to a request for compassionate compensation regarding the Sump Pump Program Pilot Project on Blanchard Crescent:

- a) a one-time \$1,000.00 grant BE APPROVED for the following municipal addresses, without prejudice, to assist with future costs to maintain the sump pumps installed under previous sump pump assistance programs, that would otherwise have been paid, had the City installed the sump pumps at those addresses under the Pilot Project:
 - i) 55 Blanchard Crescent;
 - ii) 59 Blanchard Crescent;
 - iii) 63 Blanchard Crescent;
 - iv) 92 Blanchard Crescent;
 - v) 120 Blanchard Crescent;
 - vi) 124 Blanchard Crescent;
 - vii) 128 Blanchard Crescent; and,
- b) the Civic Administration BE DIRECTED to report back with a proposed course of action for the handling of this type of situation should it arise in the future. (2013-F11)

Motion Passed

YEAS: J.F. Fontana, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, J.P. Bryant, S.E. White (11)

NAYS: B. Polhill, B. Armstrong, D. Brown, H.L. Usher (4)

24th Report of the Planning and Environment Committee Councillor B. Polhill presents.

Motion made by Councillor B. Polhill to Approve clauses 1 to 14, excluding clauses 8 and 11.

1. Disclosures of Pecuniary Interest

That it BE NOTED that Councillor N. Branscombe disclosed a pecuniary interest in clause 8 of this report, having to do with the request for a Municipal Council support resolution for a ground mounted solar project under the Feed-In Tariff (FIT) Program on the property located at 1750 Crumlin Road, the London International Airport, by indicating that her spouse owns and operates a business in close proximity to the Airport.

2. 8th Report of the Trees and Forests Advisory Committee

That, the following actions be taken with respect to the 8th Report of the Trees and Forests Advisory Committee from its meeting held on October 23, 2013:

- a) given the potential impact of the Asian Long-Horned Beetle to affect over 40% of London trees, making it worse than the Emerald Ash Borer, the Civic Administration BE REQUESTED to include in the 2014 Budget, funding for the development of a public education program, which would effectively create a citizen-based early detection system for the Asian Long-Horned Beetle; it being noted that the Trees and Forests Advisory Committee (TFAC) heard a verbal report and received a communication dated October 23, 2013, from B. Sandler, with respect to the Veterans Memorial Parkway post planting report, the TFAC Terms of Reference and the Asian Long-Horned Beetle; and,
- b) clauses 2 to 6, inclusive, of the 8th Report of the Trees and Forests Advisory Committee BE RECEIVED.
 - 3. Properties located at 1607, 1609 (eastern portion), 1611, 1615, 1619, 1623, 1627, 1631, 1635, 1639, 1643, 1649 and 1653 Richmond Street (OZ-7965)

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken with respect to the lands on the west side of Richmond Street, between Hillview Boulevard and Shavian Boulevard:

- the Civic Administration BE DIRECTED to process an amended Zoning By-law a) amendment application and to re-initiate discussions with the community regarding the implementation of the proposed development concept for the lands located at 1631, 1635 and 1639 Richmond Street, as appended to the staff report dated November 12. 2013 as Appendix "A"; it being noted that Appendix "A" was developed collaboratively with the property owner (Mr. Farid Metwaly), staff and members of the community and provided the basis for the previously proposed amendments; it being further noted that on January 12, 2012, the Municipal Council resolved to withhold three (3) readings of the enacting by-laws for the previously initiated Official Plan and Zoning By-law amendments until such time as the owner of 1631, 1635 and 1639 Richmond Street obtains site plan approval for these lands to ensure that development proceeds in accordance with the proposed development concept; it being also noted that the Civic Administration has previously initiated an application for Official Plan and Zoning Bylaw amendments for these lands at the direction of the Municipal Council and prepared a Master Plan to be considered for adoption as a Guideline Document to the Official Plan; and,
- b) the Civic Administration BE DIRECTED to report back to the Planning and Environment Committee at its meeting to be held on December 10, 2013, with respect to re-initiating the Stormwater Infrastructure Improvements along the Richmond Street corridor, as initially approved by the Municipal Council in January, 2012 and subsequently deferred by the Municipal Council in August, 2012 as well as the process and timeline for completion of the project;

it being pointed out that the Planning and Environment Committee reviewed and received the following:

- the attached communication, dated November 11, 2013, from M. Doornbosch, Zelinka Priamo Ltd.: and.
- the attached communication, dated November 11, 2013, from B. Davis, President, Old Masonville Ratepayers' Association. (2013-D14A)
 - 4. Properties located at 56 to 82 Wellington Street, 283 to 323 South Street and 69 to 77 Waterloo Street (OZ-8114)

That, on the recommendation of the Managing Director, Planning and City Planner, in response to the letters of appeal to the Ontario Municipal Board dated July 26 and July 29, 2013, respectively, submitted by Fred Tranquilli, on behalf of Stan Worbel, Ann Worbel, Ed Dziadura and Peter Dziadura and by Jeffery Brick, on behalf of the Upper Thames River Conservation Authority, relating to Official Plan and Zoning By-law application No. OZ-8114, relating to the properties located at 56 to 82 Wellington Street, 283 to 323 South Street and 69 to 77 Waterloo Street, the Ontario Municipal Board BE ADVISED that the Municipal Council has reviewed its decision relating to this matter and sees no reason to alter it. (2013-D14A/L01)

5. Property located at 2825 Tokala Trail (OZ-8115)

That, on the recommendation of the Managing Director, Planning and City Planner, the report dated November 12, 2013, relating to an appeal to the Ontario Municipal Board by Stikeman Elliott, on behalf of 1830145 Ontario Limited (York Developments), relating to Official Plan and Zoning By-law amendment application No. OZ-8115 and the subsequent withdrawal of the appeal BE RECEIVED. (2013-D14A/L01)

6. Properties located at 1100 and 1140 North Wenige Drive - Forest Hill Phase 5 - Extension to Draft Plan of Subdivision Approval (39T-10501)

That, on the recommendation of the Senior Planner, Development Services, the following actions be taken with respect to the Draft Plan of Subdivision application of Sifton Properties Limited, relating to the properties located at 1100 and 1140 North Wenige Drive:

- a) the Approval Authority BE REQUESTED to approve a three (3) year extension of the draft plan of subdivision submitted by Sifton Properties Limited, prepared by AGM Surveying, certified by Bruce Baker, Ontario Land Surveyor (Drawing No. 1072-B, dated October 2009), as red-line amended, which shows 40 single-detached dwelling lots, one (1) open space block and one (1) neighbourhood park block, served by the continuation of Rollingacres Place SUBJECT TO the revised conditions appended as to the associated staff report dated November 12, 2013 as Schedule "A"; and,
- b) the financing for this project BE APPROVED in accordance with the "Related Estimated Costs and Revenues" as appended to the associated staff report dated November 12, 2013 as Schedule "B". (2013-D12)
 - 7. Property located at 1270 Sunningdale Road East (Phase 2 33M-632) (H-8227)

That, on the recommendation of the Planner II, Development Planning, based on the application of Sifton Properties Limited, relating to the property located at 1270 Sunningdale Road East, the attached, revised, proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on November 19, 2013, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of 1270 Sunningdale Road East FROM a Holding Residential R1 (h-96•R1-5) Zone and a Holding Residential R1 Special Provision (h-96•R1-5 (9)) Zone TO a Residential R1 (R1-5) Zone and a Residential R1 Special Provision (R1-5 (9)) Zone to remove the holding provision. (2013-D14B)

9. Building Division Monthly Report for September 2013

That the Building Division Monthly Report for September 2013 BE RECEIVED. (2013-P06)

10. Property located at 1990 Commissioners Road East and 1697 Hamilton Road (Z-8239)

That, on the recommendation of the Senior Planner, Development Services, the following actions be taken with respect to the application of Thames Village Joint Venture, relating to the lands located at 1990 Commissioners Road East and 1697 Hamilton Road:

- a) the proposed by-law, as appended to the staff report dated November 12, 2013, BE INTRODUCED at the Municipal Council meeting to be held on November 19, 2013, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of the subject lands FROM an Urban Reserve UR4 Zone, which permits such uses as existing dwellings, agricultural, conservation and passive recreation uses TO an Urban Reserve Special Provision UR4() Zone, to permit the same range of uses together with special provisions for minimum lot area of 1 hectare, a minimum interior side yard of 10 metres and a minimum rear yard depth of 20 metres FROM a Residential R1 (R1-16) Zone and an Urban Reserve UR4 Zone TO an Urban Reserve Special Provision UR4() Zone, with special provisions for a minimum lot area of 2 hectares and a minimum lot frontage of 12 metres and FROM a Residential R1 (R1-16) Zone TO a Residential R1 Special Provision (R1-16()) Zone, with a special provision for a minimum rear yard depth of 12 metres; and,
- b) the request to amend Zoning By-law No. Z.-1 to change the zoning of the subject lands FROM a holding Open Space (h-2•OS4) Zone, which permits such uses as conservation lands, conservation works, golf courses and public parks without structures, and cultivation or use of land for agricultural/horticultural purposes, subject to a holding (h-2) provision requiring an Environmental Impact Study be prepared prior to removal of the "h-2" symbol TO an Urban Reserve Special Provision UR4() Zone BE REFUSED as the condition of the holding provision requiring the completion of an Environmental Impact Study has not been satisfied;

it being pointed out that there were no oral submissions made at the public participation meeting associated with this matter. (2013-D14A)

12. Properties located at 401 to 463 Platt's Lane (OZ-8203)

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken with respect to the application of the University of Western Ontario, relating to the properties located at 401 to 463 Platt's Lane:

- a) the proposed by-law, as appended to the staff report dated November 12, 2013, BE INTRODUCED at the Municipal Council meeting to be held on November 19, 2013, to amend the Official Plan to change the designation of the subject lands FROM a Multifamily, Medium Density Residential designation TO a Multi-family, High Density Residential designation;
- b) the attached, revised, proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on November 19, 2013, 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 a Residential R5/Residential R8 (R5-6/R8-2) Zone TO a Holding Residential R9 Special Provision (h-_•R9-7(_)•H20•D123) Zone and a Holding Residential R9 Special Provision (h-_•h-95•R9-7(_)•H20•D123) Zone;
- c) the Site Plan Approval Authority BE REQUESTED to consider implementing the following design matters through the site plan process:
 - i) development of this site, which is generally in keeping with the conceptual site plan, landscape plan, and elevations, as appended to the staff report dated November 12, 2013 as Appendix "C", to be consistent with the Beaufort, Irwin, Gunn, Saunby Streets (BIGS) Secondary Plan, with the exception of the proposed 6-storey apartment building located at the northwest corner of the subject site;
 - ii) reorientation of the proposed 6-storey apartment building, located at the northwest corner of the subject site, as appended to the staff report dated November 12, 2013 as Appendix "C", such that the building edges are generally parallel to both Western Road and Platt's Lane to create a street wall and that the corner of the proposed building creates a prominent view terminus at this visible location prior to the removal of the h-95 holding provision;
 - iii) in addition to ii), above, the inclusion of active ground uses (such as entrances,

- lobbies, amenities common rooms), particularly adjacent to the intersection, within the proposed 6-storey apartment building in order to create an active street edge;
- iv) provision of an urban landscape treatment rather than a fence, including elements such as structured terraced planters, along Platt's Lane to define the edge of the site; and,
- v) utilization of varying building designs for the three sections of the 3-storey building in order to provide variation and articulation along the street edge of the pedestrian environment (i.e. making the building appear as though it is three distinct buildings);

it being pointed out that there were no oral submissions made at the public participation meeting associated with this matter. (2013-D14A)

13. Properties located at 3924 and 4138 Colonel Talbot Road (39T-12503/OZ-8052)

That Mr. S. Stapleton, Vice President, Auburn Developments, BE GRANTED delegation status at the November 26, 2013 Planning and Environment Committee meeting to discuss the Colonel Talbot Developments Inc. application relating to the properties located at 3924 and 4138 Colonel Talbot Road. (2013-D14A/D12)

14. Property located at 275 Thames Street - Fugitive Slave Chapel

That, the Civic Administration BE DIRECTED to take the following actions with respect to the Fugitive Slave Chapel, currently located at 275 Thames Street:

- a) prepare a report for a heritage alteration permit to allow this heritage building to be relocated to 432 Grey Street;
- b) work with the community, with the assistance of the City's Facilities Services staff, to establish an accurate cost for the Fugitive Slave Chapel Preservation Project to transfer the Chapel to 432 Grey Street, place the building on a full basement foundation, secure the building with an adequate roof, doors and windows, and equip it with basement stairs, heating, plumbing and electrical service, so that the building is adaptable for any future additions, as may be planned at some future date by the Church;
- c) assist with exploring opportunities for in-kind contributions from the development, home building and construction industries that may assist the Church with excavating and constructing the basement foundation, relocating the Chapel and improving the building as described in b), above; and,
- d) before the end of December, 2013, report back to the Municipal Council on the funding gap, if any, between what has been raised by the community by way of financial and inkind contributions, and the identified costs for constructing the basement foundation, relocating the Chapel and improving the building, as noted above, so that if there is a funding gap, the Municipal Council can give consideration to:
 - i) providing a grant to Beth Emmanuel Church to address the funding shortfall in order to protect this important heritage asset;
 - ii) receiving the Civic Administration's advice as to what conditions should be tied to the grant including, but not limited to, the requirement that further improvements to the interior and exterior of the Chapel would have to be in keeping with good heritage stewardship; and,
 - iii) identifying a potential source of financing for the grant. (2013-R01)

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

Motion made by Councillor B. Polhill to Approve clause 8.

8. Request for Municipal Council Support Resolution - Ground Mounted Solar Project Under the Feed-In Tariff (FIT) Program

That, on the recommendation of the Manager, Development Services and Planning Liaison,

the following actions be taken with respect to an application for a Category 2 Feed-in Tariff (FIT) project to construct a ground mounted solar project located at 1750 Crumlin Road, on the London International Airport property:

- a) the Applicant BE ADVISED that the Municipal Council supports the construction and operation of this project;
- b) a Municipal Council Support Resolution, in the form appended to the associated staff report dated November 12, 2013 as Appendix "B", BE ISSUED for this project; and,
- c) the Mayor and the City Clerk BE AUTHORIZED to sign the Municipal Council Support Resolution, noted in part b), above;

it being noted that the sole purpose of this resolution is to enable the applicant to receive priority points under the FIT Program and may not be used for any other form of municipal approval in relation to the project. (2013-E06)

Motion made by Councillor B. Polhill and seconded by Councillor P. Hubert to Approve that part c) BE AMENDED by deleting, at the end, the words ", noted in part b), above;" and by replacing them with the words "in the form outlined in Appendix "C" to the associated staff report dated November 12, 2013;".

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (14)

RECUSED: N. Branscombe (1)

Motion made by Councillor B. Polhill and seconded by Councillor S.E. White to Approve clause 8, as amended.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (14)

RECUSED: N. Branscombe (1)

Clause 8, as amended, reads as follows:

That, on the recommendation of the Manager, Development Services and Planning Liaison, the following actions be taken with respect to an application for a Category 2 Feed-in Tariff (FIT) project to construct a ground mounted solar project located at 1750 Crumlin Road, on the London International Airport property:

- a) the Applicant BE ADVISED that the Municipal Council supports the construction and operation of this project;
- b) a Municipal Council Support Resolution, in the form appended to the associated staff report dated November 12, 2013 as Appendix "B", BE ISSUED for this project; and,
- the Mayor and the City Clerk BE AUTHORIZED to sign the Municipal Council Support Resolution, in the form outlined in Appendix "C" to the associated staff report dated November 12, 2013;

it being noted that the sole purpose of this resolution is to enable the applicant to receive priority points under the FIT Program and may not be used for any other form of municipal approval in relation to the project. (2013-E06)

Motion made by Councillor B. Polhill to Approve clause 11.

11. Review of Planning Application Fees

That, the Managing Director, Planning and City Planner's report dated November 12, 2013, relating to planning application fees, BE REFERRED back to the Civic Administration for

further consideration and to report back at the November 26, 2013 PEC meeting; it being noted that, at the request of J. Page, Solicitor II, the Managing Director, Planning and City Planner's report dated November 12, 2013, relating to planning application fees was referred back to the Civic Administration;

it being pointed out that at the public participation meeting associated with this matter, the following individual made an oral submission in connection therewith:

Jim Kennedy, President, London Development Institute - expanding on Councillor Hubert's comments about receiving a communication as you are entering the meeting; indicating that they have had some discussions with staff regarding the fees; noting that some of that discussion was held during the summer with the London Home Builders Association, the London Area Planners and the London Development Institute in attendance; indicating that the Planning and Environment Committee Agenda is posted to the City of London website the Thursday evening prior to the meeting and is also available on Friday when they pick their package up; advising that their communication is outlining that they have previously had discussions with staff, but are unable to speak to the matter again until the Committee meeting; indicating that, approximately one year ago, a communication was jointly submitted by the Urban League of London, the London Chamber of Commerce, the London Development Institute and the London Home Builders Association, relating to the timing of receiving the reports, in order for all them to review the report; indicating that their review of the report raised more questions from their previous discussions, than answers; expressing that he is not sure that this is the right place to run through all of their additional questions; indicating that they are not disputing that there may need to be a fee increase; noting that it is just that some of what they see in the report, such as the increasing requests for pre-application consultations, make it sound like they are asking for increased pre-application consultation; further noting that the City of London has a pre-consultation by-law, so pre-consultation is required; realizing that part of the reason the pre-consultation by-law is required is for the public benefit; advising that, at pre-consultation, the London Development Institute meets with the Planner to have a discussion with the public; advising that there are a number of points in their communication that outline their concerns; advising that there is a reference in the report that the applicant, whether it is a rezoning for a subdivision or a residential or commercial property, sees added value to having a pre-consultation meeting, but it leaves off the other side of the equation, which is that the City also receives added value through tax assessment increases; indicating that the reason for his letter was, having received the report late on Thursday, to ask for a two-week referral back to the staff to allow the London Development Institute to go through some of the points in the staff report; requesting more clarification from staff; indicating that one of the other issues is that when you compare the cost of a planning application fee going through the City of London to other municipalities, there is an added cost, as evidenced on the bar graph in the staff report, but you do not know what that cost includes; indicating that, to say that this is what another municipality is doing and this is what the City of London is doing, is not the best marker; indicating that the report references that some of the surrounding communities have lower fees than the City of London; advising that the City is being asked to extend servicing to Arva; noting that, by doing so, the City is extending services to Arva that have been paid for, through development in the City of London and taxes based on the City of London's rate; indicating that Arva has lower fees for applications and that is a big factor when people determine where they are going to live and purchase a home; reiterating that they are competing with surrounding municipalities that have not been looked at in the staff report; reiterating that they are asking for a referral for two weeks to review the report with staff; realizing that the Managing Director, Planning and City Planner would like to have these fees in place for January 1, 2014, as outlined in this report; however, two weeks is not going to take a lot of time away; indicating that the issue came up about the site plan cap removal; noting that this is something that was referenced in the report, but there is not a lot of backup discussion; advising that they would like to have some further discussion on this matter; advising that the issue of the two percent increase is another issue that needs to be debated; advising that the magnitude of the fee increases, as shown on Figure 1 of the Staff report, outlines what the current fee is and what the proposed fee is; noting that it does not outline what percentage of an increase it is; indicating that, if you look at the fee for an Official Plan amendment, it is a 66% increase; advising that the fee for a Zoning By-law amendment is a 40% increase; indicating that the combined Official Plan/Zoning By-law Amendment fee is a 43% increase; advising that those increases all get passed through, whether to a single family home purchaser or a commercial development, it goes through the price of the product; indicating that it is not just a small number that they are looking at; noting that it may look like a small number in the overall value of a project, but those cumulative numbers all require whoever is buying the end product, whether it is a house or a commodity, to pay increased the fees; reiterating his request for a two week deferral to look at these items; and noting that they may not agree on everything, but they will have more clarification than they do today. (See attached communication dated November 12, 2013). (2013-CO1)

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (14)

NAYS: J.L. Baechler (1)

15th Report of the Strategic Priorities and Policy Committee Councillor J.L. Baechler presents.

Motion made by Councillor J.L. Baechler to Approve clauses 1 to 6, excluding clause 5.

1. Disclosures of Pecuniary Interest

That it BE NOTED that Councillor J.P. Bryant disclosed a pecuniary interest in clause 5 of this Report having to do with an appointment to the University of Western Ontario's Board of Governors by indicating that her spouse is on the faculty of the University of Western Ontario.

- 2. 2014 Water and Wastewater and Treatment Budgets and Forecasts
- a) That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the 2014 Operating Budget, 2014 Capital Budget and associated forecasts for Wastewater and Treatment Services:
 - i) the 2014 Operating Budget for Wastewater and Treatment Services BE APPROVED as submitted:
 - ii) the 2015-2018 Operating Forecast for Wastewater and Treatment Services BE RECEIVED for information;
 - the 2014 Capital Budget for Wastewater and Treatment Services BE APPROVED as submitted;
 - iv) the 2015-2023 Capital Forecast for Wastewater and Treatment Services BE RECEIVED for information:
 - v) all rates and charges related to the provision of Wastewater and Treatment Services BE INCREASED by 7%, effective January 1, 2014; and
 - vi) the proposed by-law to amend the Wastewater and Treatment Services By-law BE INTRODUCED at the Municipal Council meeting to be held on December 3, 2013 to effect the rates and charges noted in a)v), above; and
- b) That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the 2014 Operating Budget, 2014 Capital Budget and associated forecasts for Water Services:
 - the 2014 Operating Budget for Water Services BE APPROVED as submitted;
 - ii) the 2015-2018 Operating Forecast for Water Services BE RECEIVED for information;
 - iii) the 2014 Capital Budget for Water Services BE APPROVED as submitted;
 - iv) the 2015-2023 Capital Forecast for Water Services BE RECEIVED for information;
 - v) all rates and charges related to the provision of Water Services

BE INCREASED by 8%, effective January 1, 2014; and

- vi) the proposed by-law to amend the Water Rates and Charges Bylaw BE INTRODUCED at the Municipal Council meeting to be held on December 3, 2013 to effect the rates and charges noted in b)v), above and,
- c) the submission dated November 5, 2013, from A. Hull, BE REFERRED to the Civic Administration for review and response to Mr. Hull;

it being noted that the Strategic Priorities and Policy Committee heard the attached presentation from the Director of Water and Wastewater and the Director of Financial Planning and Policy with respect to this matter;

it being pointed out that the following individuals made oral submissions at the public participation meeting associated with this matter:

- D. Ailles, representing York Developments indicating York Development's desire to accelerate their project on Colonel Talbot Road, or at least a portion of that project; stating that they are pleased that staff have been able to advance development to 2015, but would prefer that it would be earlier, if possible.
- D. McBurney, #4 466 South Street indicating that this is perhaps the clearest budget he has seen and commending staff for their efforts; noting that undertaking the necessary fixes to the infrastructure will save future Councils from being in the same predicament as this Council was in terms of catching up on infrastructure improvements; and noting that the effort to make the budget balanced and fair was incredible.
- 3. Managing Director, Planning and City Planner Industrial Land Development Strategy 2013 2023

That, on the recommendation of the Managing Director, Planning and City Planner, with the concurrence of the Managing Director, Environmental and Engineering Services and City Engineer:

- a) the draft 2014 Industrial Land Development Strategy, appended to the staff report dated November 18, 2013, which is to serve as the basis to plan, acquire, service, and market industrial land for the City of London over the next 10 years, BE RECEIVED; it being noted that the final 2014 Industrial Land Strategy will be brought forward to the Strategic Priorities and Policy Committee by March 1, 2014;
- b) the Civic Administration BE DIRECTED to bring forward an acquisition and servicing plan to implement the 2014 Industrial Land Strategy, as well as the associated financial and organizational plan, for consideration by the Strategic Priorities and Policy Committee on or before March 1, 2014; and
- the London Economic Development Corporation BE DIRECTED to create an aggressive marketing plan that implements the Industrial Land Development Strategy, focusing on London's target industrial sectors and taking advantage of past investments and existing supporting resources; it being noted that the General Manager of the London Economic Development Corporation has played a large role on the team that formulated this Draft Industrial Land Development Strategy;

it being also noted that the Strategic Priorities and Policy Committee heard the attached presentation from the Managing Director, Planning and City Planner, with respect to this matter.

4. Appointment to the Covent Garden Market Board of Directors

Recommendation: That Brenda Telfer BE APPOINTED to the Covent Garden Market Board of Directors for the term ending November 30, 2014.

6. Standing Committee Appointments

a) Civic Works Committee

Recommendation: That the membership of the Civic Works Committee for the term December 1, 2013 to November 30, 2014 BE ESTABLISHED as follows:

Councillor H.L. Usher (Chair) Mayor J. Fontana (ex-officio) Councillor J.L. Baechler Councillor N. Branscombe Councillor S. Orser Councillor P. Van Meerbergen

b) Community and Protective Services Committee

That the membership of the Community and Protective Services Committee for the term December 1, 2013 to November 30, 2014 BE ESTABLISHED as follows:

Councillor M. Brown (Chair) Mayor J. Fontana (ex-officio) Councillor B. Armstrong Councillor B. Branscombe Councillor D. Brown Councillor J. Bryant

c) Corporate Services Committee

That the membership of the Corporate Services Committee for the term December 1, 2013 to November 30, 2014 BE ESTABLISHED as follows:

Mayor J. Fontana (Chair) Councillor J.P. Bryant Councillor B. Polhill Councillor J.B. Swan Councillor H.L. Usher

d) Investment and Economic Prosperity Committee

That the membership of the Investment and Economic Prosperity Committee for the term December 1, 2013 to November 30, 2014 BE ESTABLISHED as follows:

Councillor J.B. Swan (Chair) Mayor J. Fontana (ex-officio) Councillor M. Brown Councillor D.G. Henderson Councillor P. Hubert Councillor P. Van Meerbergen

e) Planning and Environment Committee

That the membership of the Planning and Environment Committee for the term December 1, 2013 to November 30, 2014 BE ESTABLISHED as follows:

Councillor J.L. Baechler (Chair) Mayor J. Fontana (ex-officio) Councillor D.G. Henderson Councillor P. Hubert Councillor B. Polhill Councillor S.E. White

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

Motion made by Councillor J.L. Baechler to Approve clause 5.

5. Appointment to the University of Western Ontario Board of Governors

That Michael Lerner BE APPOINTED to the University of Western Ontario Board of Governors for the term December 1, 2013 to November 30, 2017.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, S.E. White (14)

RECUSED: J.P. Bryant (1)

19th Report of the Committee of the Whole Councillor N. Branscombe presents.

PRESENT: Mayor J.F. Fontana and Councillors B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White and C. Saunders (City Clerk).

ALSO PRESENT: A. Zuidema, J.P. Barber, G. Belch, A. Hagan, M. Hayward, J. Kobarda, L. Livingstone, V. McAlea Major, L. Rowe and B. Warner.

Motion made by Councillor N. Branscombe to Approve 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 the acquisition of a portion of property from the property municipally known as 393 Commissioners Road West, further described as Parts 1, 2, 3, 4, and 5, Plan 33R-17301, containing an area of approximately 9,254 square feet, for the purpose of the Commissioners Road West Widening Project between Wonderland Road South and Viscount Road, the following actions be taken:

- a) the offer submitted by Drewlo Holdings Inc. to sell to the City the subject property, for the sum of \$120,300.00 BE ACCEPTED subject to the following conditions:
 - i) the City agreeing to pay the Vendor's reasonable legal costs, including fees, disbursements and applicable taxes, to complete this transaction, subject to assessment;
 - ii) the City agreeing to accept title of the subject property subject to easements in favour of Bell Canada and London Hydro; and
- b) the financing for this acquisition BE APPROVED as set out in the Source of Financing Report attached hereto as Appendix "A".

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

X DEFERRED MATTERS

None.

XI ENQUIRIES

Councillor J.P. Bryant enquires about the potential for rearranging the Ward Councillors' seating in the Council Chambers, which is currently arranged in Ward order. Councillor Bryant indicates that she would prefer the Chairs and Vice Chairs of the Standing Committees, and the members if possible, to be seated together, recognizing this may be difficult due to the fact that Council Members serve on multiple Standing Committees. She also asks that Council Members be moved to other seats so they can view the proceedings from a different vantage point, in order to better represent their constituents. The Chair refers the enquiry to the City Clerk for response.

Councillor H.L. Usher enquires about what steps staff can take to address the flooding issues on the walkway by Waterman Avenue, which continue to make the walkway impassable during wet weather conditions. The Chair refers the enquiry to the Managing Director, Environmental and Engineering Services and City Engineer for investigation.

Councillor J.P. Bryant enquires about the timing of the completion of the work on the Blackfriars Bridge in order to make it usable by pedestrians and cyclists. The Managing Director, Environmental and Engineering Services and City Engineer advises that they hoped to have the work done by the end of December 2013, but have been working with the contractor to try and complete the work before Christmas.

Councillor N. Branscombe enquires if the current Council Members' Expense Policy addresses what happens with purchases made by Council Members that are not consumed at the end of their period of office on Council. The Deputy City Clerk indicates that there is currently no provision in the policy addressing this circumstance. The Chair refers the enquiry to the City Clerk for report back on a potential amendment to the Policy which would require that any unconsumed purchases be returned to the City at the end of a Council Member's period of office.

Councillor S. Orser enquires about placing a question on the ballot seeking the public's input on whether or not the City of London should be funding a Performing Arts Centre, and enquired what the last day would be for submitting such a question for the ballot. The Chair refers the matter to the City Clerk for response.

XII EMERGENT MOTIONS

None.

XIII BY-LAWS

BY-LAWS TO BE READ A FIRST, SECOND AND THIRD TIME:

Motion made by Councillor B. Polhill and seconded by Councillor P. Van Meerbergen to Approve Introduction and First Reading of Bill No.s 450 to 467.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

Motion made by Councillor B. Polhill and seconded by Councillor H.L. Usher to Approve Second Reading of Bill No.s 450 to 467.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

Motion made by Councillor B. Polhill and seconded by Councillor D. Brown to Approve Third Reading and Enactment of Bill No.s 450 to 467.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, J.L. Baechler, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (15)

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

Bill No. 450 By-law No. A7030-323	A by-law to confirm the proceedings of the Council Meeting held on the 5 th day of November, 2013. (City Clerk)	

Bill No. 451 By-law No. A7031-324	A by-law to implement a Council Policy related to the illumination of City of London buildings and amenities with multi-colour capable LED lighting installations. (2/28/CSC)
Bill No. 452 By-law No. A7032-325	A by-law to amend Council Policy 16(21) entitled "Flags at City Hall". (3/28/CSC)
Bill No. 453 By-law No. A7033-326	A By-law to approve the Ontario Funding Amending Agreement for the enhancement of the London and Middlesex Immigration Portal with Her Majesty the Queen in Right of Ontario as represented by the Minister of Citizenship and Immigration; and to authorize the Mayor and the City Clerk to execute the Amending Agreement.(5/28/CSC)
Bill No. 454 By-law No. A7034-327	A by-law to approve an assumption agreement between The Corporation of the City of London (the City) and the London and Middlesex Housing Corporation for the purpose of establishing the City of London assumption of the Rent Supplement Program and to authorize the Mayor and the City Clerk to execute the agreement. (3/21CPSC)
Bill No. 455 By-law No. A7035-328	A By-law to delegate authority to the Director of Municipal Housing or her/his designate to execute all Rent Supplement Agreements on behalf of the City of London under the Social Housing Program. (3/21/CPSC)
Bill No. 456 By-law No. C.P1284(tm)-329	A by-law to amend the Official Plan for the City of London, 1989 relating to 401-463 Platt's Lane. (12/24/PEC)
Bill No. 457 By-law No. F-6-13001	A By-law to amend By-law F-6 entitled, "A by-law to continue and regulate a Fire Department" to provide for a mechanism to allow for the recovery of extraordinary costs related to any actions the Fire Services are required to undertake, as a result of an incident that has occurred due to the failure of an owner to undertake the necessary steps to prevent a fire from occurring. (8/21/CPSC)
Bill No. 458 By-law No. PR-2-13002	A By-law to amend By-law No. PR-2, entitled "A by-law relating to the use, protection and regulation of public parks and recreation areas on the City of London" (7/21/CPSC)
Bill No. 459 By-law No. S5605-330	A by-law to permit 1803494 Ontario Inc. to maintain and use an encroachment upon the road allowance for Princess Avenue, City of London and to repeal by-law S5593-280 which is a by-law to permit Mary Theresa Hepburn to maintain and use an encroachment upon the road allowance for Princess Avenue, City of London. (Chief Surveyor)
Bill No. 460 By-law No. S5606-331	A by-law to lay out, constitute, establish and assume certain reserves in the City of London as public highway. (as widening to Richmond Street, north of Shavian Boulevard). (Chief Surveyor)
Bill No. 461 By-law No. S5607-332	A by-law to assume certain works and services in the City of London. (Upland Hills 5 Subdivision – Phase 2) (Chief Surveyor)
Bill No. 462 By-law No. S5608-333	A by-law to assume certain works and services in the City of London. (Upland Hills 5 Subdivision – Phase 6; 33M-587) (Chief Surveyor) (Chief Surveyor)
Bill No. 463 By-law No. S5609-334	A by-law to lay out, constitute, establish and assume certain reserves in the City of London as public highway. (as widening to Elias Street). (Chief Surveyor)

Bill No. 464 By-law No. Z1-132242	A by-law to amend By-law No. Z1 to remove the holding provision from the zoning for an area of land located on the southern portion of 1270 Sunningdale Road East (33M-632). (7/24/PEC)
Bill No. 465 By-law No. Z1-132243	A by-law to amend By-law No. Z1 to rezone lands located at 1990 Commissioners Road East and 1697 Hamilton Road. (10/24/PEC)
Bill No. 466 By-law No. Z1-132244	A by-law to amend By-law No. Z1 to rezone an area of land located at 401-463 Platt's Lane. (12/24/PEC)
Bill No. 467 By-law No. A7036-335	A By-law to authorize an Agreement of Purchase and Sale between The Corporation of the City of London and Drewlo Holdings Inc., for the acquisition of a portion of 393 Commissioners Road West, further described as Parts 1, 2, 3, 4 and 5, Plan 33R-17301 and to authorize the Mayor and City Clerk to execute the Agreement. (1/28/CSC)

XIV ADJOURNMENT

Motion made by Councillor J.B. Swan and seconded by Councillor S. Orser to Adjourn.

Motion Passed

The meeting adjourns at 6:38 PM.

Joe Fontana, Mayo	or	