



## COUNCIL PROCEEDINGS

### THIRTEENTH MEETING

July 25, 2011

The Council meets in Regular Session in the Municipal Offices this day at 5:00 p.m.

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

At the beginning of the Meeting all Members are present except Councillor S. Orser.

His Worship the Mayor presents a plaque for "London's Featured Company" to Ray Givens and Trevor Kennedy representing Givens Engineering Inc.

His Worship the Mayor recognizes Glen Pearson and Jane Roy from the London Food Bank in recognition of their service.

His Worship the Mayor recognizes the 15th Annual London Cares Curbside Food Drive.

His Worship the Mayor is presented with a duplicate plaque to the one received by Delcan Corporation (London Office), from the Consulting Engineers of Ontario, as an Award of Merit for Transportation for the Hale/Trafalgar Overpass, by Henry Huotari, Delcan Corporation (London Office).

### DISCLOSURES OF PECUNIARY INTEREST

221. Councillor Bryant discloses a pecuniary interest in clause 6 of the 17th Report of the Built and Natural Environment Committee having to do with the Westminster Wastewater Treatment Plant by indicating that the project is in partnership with the University of Western Ontario, and her spouse sits on the faculty of the University of Western Ontario.
222. Councillor White discloses a pecuniary interest in clause 21 of the 17th Report of the Built and Natural Environment Committee having to do with the contract award for a new traffic signal at the intersection of Gainsborough Road and Coronation Drive by indicating that she owns property in the area. Councillor White further discloses a pecuniary interest in clause 2 of the 13th Report of the Community and Neighbourhoods Committee having to do with the policy paper on Community Addiction and Mental Health Strategy for the City of London by indicating she works in the area of psychiatry.
223. Councillor D. Brown discloses a pecuniary interest in clause 22 of the 13th Report of the Community and Neighbourhoods Committee having to do with the review of the proposed taxi/limousine by-law by indicating her employer operates taxis and limousines. Councillor D. Brown further discloses a pecuniary interest in clauses 34 and 43 of the 17th Report of the Built and Natural Environment Committee having to do with the Heritage Designation and Demolition Application for 13 – 15 York Street by indicating that her employer recently sold the property and operates their business adjacent to the subject property.
224. Councillor Hubert discloses a pecuniary interest in clause 11 of the Confidential Appendix to the 17th Report of the Finance and Administration Committee having to do with a matter pertaining to litigation or potential litigation affecting the municipality, personal matters about an identifiable individual and information whose disclosure could reasonably be expected to prejudice the economic interests of the Corporation or instructions to be applied to any negotiations carried on or to be carried on by or on behalf of the Corporation as it relates to a property damage claim; by indicating that he personally knows the people involved in the legal proceeding.
225. Councillor Henderson discloses a pecuniary interest in clause 17 of the 13th Report of the Community and Neighbourhoods Committee having to do with the Community Access Program for the Western Fair District by indicating his business currently has a

contract with the Western Fair District. Councillor Henderson further discloses a pecuniary interest in clause 8 of the 17th Report of the Finance and Administration Committee having to do with a legal agreement with Aeolian Hall by indicating that he has personal involvement with the issue.

226. Councillor M. Brown discloses a pecuniary interest in clause 21 of the 17th Report of the Built and Natural Environment Committee having to do with the contract award for a new traffic signal at the intersection of Gainsborough Road and Coronation Drive by indicating that he owns property in the area.
227. Councillor Branscombe discloses a pecuniary interest in clause 4 of the 17th Report of the Finance and Administration Committee having to do with the purchase of property in Skyway Industrial Park by indicating that her spouse owns the property and operates a business in the area. Councillor Branscombe further discloses a pecuniary interest in clause 5 of the 17th Report of the Finance and Administration Committee having to do with the Provincial Election Candidate Questionnaire by indicating that she is a candidate in the 2011 Provincial Election and will be answering the questions.
228. Councillor Armstrong discloses a pecuniary interest in clause 5 of the 17th Report of the Finance and Administration Committee having to do with the Provincial Election Candidate Questionnaire indicating that his spouse is a candidate in the 2011 Provincial Election and she will be answering the questions.

### **MINUTES**

229. Councillor Swan moves, seconded by Councillor Brown, that the Minutes of the Twelfth Meeting held on June 20, 2011 be adopted. CARRIED

### **CONFIDENTIAL MATTERS TO BE CONSIDERED IN PUBLIC**

230. The Council reviews the confidential matters listed for consideration at this meeting and determines that none should be considered in public.

### **COMMUNICATIONS**

231. The Chair directs that the actions suggested by the City Clerk with respect to Communication No.'s 1 to 4, inclusive, as identified on the Council Agenda and on the Added Communications be taken.

### **ADDED REPORTS**

232. The City Clerk submits the 18th Report of the Finance and Administration Committee and the 18th Report of the Built and Natural Environment Committee. (See Reports attached.)

### **REPORTS**

#### **17TH REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE**

233. Councillor Bryant presents the 17th Report of the Finance and Administration Committee.

Councillor Bryant moves, seconded by Councillor Hubert, that pursuant to section 7.3 of the Council Procedure By-law, the order of business be changed to permit consideration of clause 20 of the 17th Report of the Finance and Administration Committee and clause 3 of the 18th Report of the Finance and Administration Committee, both having to do with the Brownfield Site Remediation located at 295 Rectory Street, at this time. CARRIED

Pursuant to section 17.2 of the Council Procedure By-law, Councillor Van Meerbergen calls for a separate vote on clause 20 of the 17th Report of the Finance and Administration Committee and clause 3 of the 18th Report of the Finance and Administration Committee.

Councillor Bryant moves that clause 20 be adopted.

The motion to adopt clause 20 is put and CARRIED.

Clause 20 reads as follows:

20. That, on the recommendation of the City Treasurer, Chief Financial Officer, Director of Parks and Recreation and the Managing Director of Corporate Assets, the budget for the building and brownfield site remediation, project RC2401-RinC, <b>BE INCREASED</b> by \$1.6 million as identified in the attached source of Financing report (Appendix A), noting that the Council resolution providing payment authorization is attached as Appendix B. (See Report <u>attached</u> .)
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**18TH REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE**

234. Councillor Bryant presents the 18th Report of the Finance and Administration Committee.

Councillor Bryant moves that clause 3 be adopted. CARRIED

Clause 3 reads as follows:

3. That the Civic Administration <b>BE DIRECTED</b> to approach the Federal and Provincial Governments to seek additional funding for the brownfield remediation costs for the soccer dome located at 295 Rectory Street; it being noted that the Finance and Administration Committee heard a verbal delegation from Jack Baribeau Construction (London) Limited with respect to this matter.
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**17TH REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE (continued)**

235. Councillor Bryant moves that clauses 1 to 19, inclusive, be adopted.

Councillor D. Brown moves, seconded by Councillor Van Meerbergen, that clause 14 be amended in part (a) by deleting the amount of "\$200" and by replacing with it the amount of "\$250.00".

CARRIED on a recorded vote, the members voting as follows:

YEAS: Mayor Fontana and Councillors Polhill, Armstrong, Swan, Branscombe, M. Brown, Van Meerbergen, D. Brown, Usher, and White. (10)

NAYS: Councillors Baechler, Hubert, Henderson, and Bryant. (4)

Councillor Usher moves, seconded by Councillor Bryant, that clause 5 be amended by adding the following sentence to the end of Question #7:

"How will you and your party address addiction and mental health service priorities as identified in the City's position paper entitled "Towards a Community Addiction and Mental Health Strategy for the City of London?". CARRIED

Councillor Usher moves, seconded by Councillor Bryant, that clause 5 be amended by adding a new Question #12 as follows:

"12. How will you and your Party continue to be supportive of the cultural initiatives of municipalities?". CARRIED

Councillor Bryant moves, seconded by Councillor Swan, that clause 17 be amended by deleting the words "Committee of the Whole" and by replacing them with the words "Finance and Administration Committee". CARRIED

The motion to adopt clause 4 is put and CARRIED.

The motion to adopt clause 5, as amended, is put and CARRIED.

The motion to adopt clause 8 is put CARRIED.

The motion to adopt clause 14, as amended, clause 15, and clause 17, as amended, is put and CARRIED.

Pursuant to section 17.2 of the Council Procedure By-law, Councillor Usher calls for a separate vote on clause 10.

The motion to adopt clause 10 is put and CARRIED.

The motion to adopt clauses 1, 2, 3, 6, 7, 9, 11, 12, 13, 16, 18 and 19 is put and CARRIED.

Clauses 1 to 4 inclusive, clause 5, as amended, clauses 6 to 13 inclusive, clause 14, as amended, clauses 15 to 16 inclusive, clause 17, as amended, and clauses 18 and 19 read as follows:

1. That, on the recommendation of the Chief Administrative Officer, the Culture Office, in consultation with Museum London who manages Eldon House on behalf of the City, **BE AUTHORIZED** to apply to the Historic Sites and Monuments Board of Canada (HSMBC) for Eldon House to be nominated as a National Historic Site. (2011-D13-00)
2. That, on the recommendation of the City Clerk, the following actions be taken with respect to the Archives Needs Assessment Report:
  - (a) the City of London Archives Needs Assessment Report prepared by Mr. Roy Schaeffer **BE RECEIVED**;
  - (b) the Civic Administration **BE DIRECTED** to set up a working group to initiate discussions with potential community partners and to investigate sources of funding for a London Community Archive and to report back at a future Finance and Administration Committee meeting;
  - (c) the Civic Administration **BE DIRECTED** to report back at a future Finance and Administration Committee meeting on the establishment of a corporate records management policy which would include such matters as the creation, maintenance and disposition of records; and,
  - (d) the Civic Administration **BE DIRECTED** to prepare a Business Case with a source of funding to undertake a comprehensive records inventory and an update of the Records Retention By-law. (2011-I02-00)
3. That, on the recommendation of the City Clerk, the following actions be taken to amend certain municipal by-laws to provide for the delegation of powers of decision to City of London Hearings Officers:
  - (a) the proposed by-law ~~attached~~ as Schedule 'A' **BE INTRODUCED** at the Municipal Council meeting on July 25, 2011 to amend By-law No. C.P.-1466-249, entitled "A by-law to prohibit and regulate the destruction or injuring of trees in the City of London";
  - (b) the proposed by-law ~~attached~~ as Schedule 'B' **BE INTRODUCED** at the Municipal Council meeting on July 25, 2011 to amend By-law PW-12 entitled, "A by-law to provide for the Regulation and Prohibition of Noise";
  - (c) the proposed by-law ~~attached~~ as Schedule 'C' **BE INTRODUCED** at the Municipal Council meeting on July 25, 2011 to amend By-law PH-4 entitled, "A by-law to provide for the regulation, restriction and prohibition of the keeping and the running at large of dogs in the City of London"; and
  - (d) the proposed by-law ~~attached~~ as Schedule 'D' **BE INTRODUCED** at the Municipal Council meeting on July 25, 2011 to amend By-Law No. PH-6 entitled "A by-law concerning the provision of vital services and the maintenance of suitable heat at leased or rented dwellings". (2011-G05-00)
4. That, on the recommendation of the Managing Director - Corporate Assets, on the advice of the Manager of Realty Services, the following actions be taken with respect to the offer submitted by Dancor Forest City Inc. to purchase approximately

4.45 acres of land located on the north-west side of Robin's Hill Road, described as Block 5 of Reference Plan 33M-530 and as outlined on the sketch ~~attached~~ as Schedule "C" to this report:

- (a) the offer submitted by Dancor Forest City Inc. to purchase the land noted above in the amount of \$303,712.50, reflecting a price of \$68,250 per acre, **BE ACCEPTED** subject to the following conditions:
- i) the Purchaser completing an agreement with the Tenant within 60 days of mutual acceptance of this agreement;
  - ii) the City removing an existing approximate 3,500 cubic metre topsoil pile by August 31, 2011 (as per Schedule C-2);
  - iii) the City installing a curb cut after closing, subject to an approved site plan; and
  - iv) the City preparing a reference plan consisting of two parts, each measuring approximately 2.2 acres, to be transferred upon closing in the name of Dancor Forest City Inc.; and
- (b) the ~~attached~~ proposed by-law **BE INTRODUCED** at the Municipal Council Meeting on July 25, 2011, to approve this transaction and to authorize the Mayor and the City Clerk to execute the Agreement of Purchase and Sale. (2011-L15-00)

5. That, on the recommendation of the Director of Intergovernmental and Community Liaison, the following actions be taken with respect to the 2011 Ontario Provincial General Election Candidate Questionnaire:

- (a) the Mayor **BE REQUESTED** to forward a letter to the candidates in each of the four London ridings in the 2011 Ontario Provincial General Election for a written response to the following questions below;

**City of London Provincial Election Candidate Questionnaire**

1. *How will you and your Party work with municipalities to create prosperity, support local economic initiatives, innovation, and community development?*
2. *How will you and your Party support the ongoing implementation of the Provincial-Municipal Fiscal and Service Delivery Review as a measure to restore the provincial-municipal fiscal imbalance in a fair, equitable, and sustainable manner? Will you and your party commit to uploading further municipal funding responsibilities to the province for services such as Public Health, Social Services and Land Ambulance?*
3. *What are you and your Party prepared to do to maintain and support provincial and federal investment in municipal infrastructure? How will you and your Party ensure that the province commits to an equitable distribution of provincial and federal infrastructure investment?*
4. *Will you and your Party commit to an early review of the Development Charges Act to remove some of the statutory exemptions and other barriers to full funding of growth related costs and to explicitly ensure municipalities are the beneficiaries of new sources of revenue?*
5. *How will you and your Party support public transit, in particular the nature, extent and application of dedicated Provincial Gas Tax funding? How will that plan be implemented, including timing? What is your Party's position for working in partnership with Federal and Municipal officials supporting a specific transit initiative of a municipality, e.g. Bus Rapid Transit?*
6. *Will you and your Party implement a new arbitration system that provides greater fairness toward taxpayers, recognizes the limits of the municipal public purse, the relationship between the municipalities and their employee groups, in particular the emergency service workers, and reflects relevant comparator groups and labour market conditions in individual communities?*

7. Will you and your Party work with the City of London to develop a federal-provincial-municipal solution to address the housing needs of low income households, those households requiring support services (i.e. mental illness, addictions, victims of domestic violence), and the housing needs of Aboriginal households? Will you and your Party agree to approve and release capital commitments for new affordable housing units? How will you and your party address addiction and mental health service priorities as identified in the City's position paper entitled "Towards a Community Addiction and Mental Health Strategy for the City of London"?

8. How will you and your Party address the shortfall in capital reserve contributions for non-profit and cooperative housing as well as the funding shortfall for public housing capital repairs? Will you and your Party support a change to Social Housing social assistance rents to the maximum shelter allowance used in the private sector rather than legislated rent scales to reduce the subsidy required from the local property taxpayer?

9. Do you and your Party support the principle and implementation of Extended Producer Responsibility (EPR) which holds producers and consumers more directly accountable (e.g., financially) for the waste they generate rather than transferring the cost to municipal taxpayers?

10. Will you and your Party make municipalities exempt or zero rate the provincial portion of the HST for municipalities?

11. The City of London is supportive of the objectives of the Accessibility for Ontarians with Disabilities Act (AODA). How will you and your Party address the question of sustainable implementation and funding which must accompany the new standards?

12. How will you and your Party continue to be supportive of the cultural initiatives of municipalities?

and;

(b) the responses received from the candidates in the Provincial Election **BE PLACED** on the City's website as soon as they are received for information. (2011-G08-00)

6. That, on the recommendation of the Director of Intergovernmental and Community Liaison, the ~~attached~~ proposed by-Law (Appendix A) **BE INTRODUCED** at the Municipal Council meeting of July 25, 2011 to:

(a) approve the agreement with Her Majesty the Queen in Right of Ontario, as represented by the Minister of Citizenship and Immigration, to obtain Provincial funding of \$52,250 to enhance the London and Middlesex Immigration Portal; and

(b) authorize the Mayor and City Clerk to execute the Agreement in (a) above. (2011-C14-00)

7. That, on the recommendation of the Director of Neighbourhood and Children's Services, with the concurrence of the Executive Director of Community Services, the ~~attached~~ revised proposed by-law (Appendix A) **BE INTRODUCED** at the Municipal Council meeting of July 25, 2011 to:

(a) approve the Standard Form for Office/Storage Space Licence Agreement; and,

(b) authorize the Executive Director of Community Services to execute the Agreement in (a) above. (2011-A13-00)

8. That, on the recommendation of the City Treasurer, Chief Financial Officer the ~~attached~~ revised proposed by-law (Appendix A) **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011 to:

(a) approve an agreement between The Corporation of the City of London and the Aeolian Hall Musical Arts Association (Aeolian) to provide capital grant funding for the replacement of a roof and elevator at the building located at 795 Dundas

Street East, London; and

- (b) authorize the Mayor and City Clerk to sign the agreement approved in (a) above. (2011-L08-00)

9. That, on the recommendation of the City Treasurer, Chief Financial Officer, the ~~attached~~ proposed by-law (Appendix "A") to amend By-law No. A. -5968-53 entitled "A by-law to exempt the property at 741 Baseline Road East, in the City of London from taxation for municipal and school purposes to reflect a new legal description for the Ronald McDonald House" **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011. (2011-F16-00)

10. That, on the recommendation of the Deputy City Treasurer, the following actions be taken with respect to a funding contribution request for the purchase of a basketball court for use at the John Labatt Centre (JLC):

- (a) the Civic Administration **BE AUTHORIZED** to contribute 50% of the funding towards a basketball court purchase for use at the John Labatt Centre for all basketball related activities and events; and
- (b) the funding for this purchase **BE APPROVED** as set out in the Source of Financing Report ~~attached~~ hereto as Appendix "A". (2011-F12-00)

11. That, on the recommendation of the City Clerk, the ~~attached~~ proposed by-law (Appendix "A") to amend By-law No. A-40 entitled "A by-law to provide for Various Fees and Charges" **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011 to ensure conformity with the user fees adopted as part of 2011 Budget approval process; it being pointed out that there were no oral submissions made at the public participation meeting held in connection with this matter. (2011-F17-00)

12. That the recommendations in the Tax Adjustment Agenda dated July 20, 2011 **BE APPROVED**; it being noted that at the public hearing associated with these matters there were no members of the public in attendance to speak to these matters before the Finance and Administrative Committee.

13. That the ~~attached~~ proposed by-law (Appendix "A") **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011 to amend the Council Procedure By-law to allow for recorded votes at Committee of the Whole meetings and to require a seconder for motions at Committee of the Whole meetings; it being noted that the Finance and Administration Committee received the ~~attached~~ communication dated July 12, 2011 from Greg Thompson, President of the Urban League of London with respect to this matter;

it being pointed out that there were no oral submissions made at the public participation meeting held in connection with this matter. (2011-G06-00)

14. That the following actions be taken with respect to civil marriage ceremonies conducted at London City Hall:

- (a) the City Clerk **BE DIRECTED** to bring forward an amendment to the Fees and Charges By-law to increase the fee for civil marriage ceremonies to \$250, with an additional fee of \$25.00 per witness, if required; and
- (b) the City Clerk **BE DIRECTED** to have available, at the City Clerk's Office service counter, a list of local businesses which provide civil marriage ceremonies; it being understood that the list will be compiled, regularly updated and provided to the City Clerk by Mr. Prevett of Kettle Creek Weddings, and that the City is not assuming responsibility for the completeness or currency of the list.

it being noted that the Finance and Administration Committee heard delegations from the following individuals with respect to this matter:

- Dale Brewster, Crystal Wedding Chapel, expressing great concern with respect to the City performing civil marriage ceremonies as it negatively impacts local businesses and supporting an increase in the City of London's fees for this service;
- Rev. Daniel M. MacDonald, expressing great concern with respect to the City performing civil wedding ceremonies as it negatively impacts local businesses;

indicating there are enough civil marriage ceremony service providers in the City without City Hall offering the service; questioning why the City is using valuable office space for this purpose; and supporting an increase in the City of London's fees for this service; and

- Rosanne and Wayne Prevett, Kettle Creek Weddings, expressing great concern with the City of London performing civil marriage ceremonies; noting that the concern is not about fees, but about competition with private business; questioning if the Municipal Council had sufficient information to determine it wished the City of London to perform civil marriage ceremonies; noting it is not just the other marriage officiants that are being negatively impacted, but also the venues which might otherwise have hosted the marriage ceremonies that are performed at City Hall; suggesting that City Hall has a monopoly given it issues marriage licenses; and requesting that City Hall at least have a list of other businesses which perform marriage ceremonies that they can make available to the public when asked. (2011-C21-00)

15. That, on the recommendation of the Governance Working Group, the following actions be taken with respect to the proposed governance model and the proposed meeting schedule for the City of London:

- (a) the revised ~~attached~~ proposed governance model **BE APPROVED** subject to any further refinements the Municipal Council may choose to make in response to comments from the Advisory Committees;
- (b) the following matters **BE ADDRESSED** in the terms of reference for the relevant standing committees:
  - (i) the linkage between the Greater London International Airport Authority and economic development in the City of London;
  - (ii) the linkage between volunteer and non-profit agencies and economic development in the City of London;
  - (iii) consideration of trail planning and construction in Environmentally Sensitive Areas (ESAs) by the Planning and Environment Committee; and
  - (iv) reporting of asset management and asset maintenance;
- (c) the revised ~~attached~~ proposed meeting schedule **BE APPROVED**; it being noted that the revised schedule includes the following changes:
  - (i) Council meetings being held on Tuesdays;
  - (ii) Strategic Priorities & Policy Committee meetings being held on Mondays preceding a Tuesday Council meeting, except where that Monday falls on a statutory holiday; and
  - (iii) Community Services Committee meetings being held commencing at 7:00 p.m. on the same day as the Civic Works Committee meetings commencing at 4:00 p.m., so as to avoid concurrent meeting start times; and
- (d) the Civic Administration **BE AUTHORIZED** to undertake the necessary measures to implement the proposed governance model and meeting schedule for implementation on December 1, 2011.

it being noted that the Governance Working Group (GWG) received a verbal presentation from J. A. Fielding, Chief Administrative Officer, with respect to the proposed governance model, and a verbal presentation from C. Saunders, City Clerk, with respect to the proposed meeting schedule;

it being pointed out that at the public participation meeting associated with these matters, the following individuals made a presentation in connection therewith:

- Sandy Levin, 59 Longbow Road – requesting that further clarification be provided in the terms of reference for each committee with respect to matters such as the impact of the London Airport on economic development, trail planning and construction in Environmentally Sensitive Areas (ESAs) being considered by the Planning and Environment Committee and the reporting relationship for matters related to asset maintenance and management; also requesting that further consideration be given to the proposed meeting schedule to alleviate concurrent Committee meetings;



- Phil McLeod – requesting reconsideration of the proposed meeting schedule with respect to the holding of concurrent committee meetings as it is difficult for the media to provide adequate coverage of these meetings when they are held concurrently.
- Elizabeth Efthymiadis – requesting that the proposed governance model be clarified to indicate how appointments of Council members and citizens to boards and standing committees would occur and further clarification with respect to housing matters, neighbourhood matters, human rights matters and crime prevention;
- Gina Barber, 375 Glenrose Drive, member of the former Governance Task Force – indicating concern regarding the proposed meeting schedule with respect to the holding of concurrent meetings.
- Margaret Hoff, member of the former Governance Task Force – expressing concern regarding the proposed meeting schedule with respect to the holding of concurrent meetings.
- Matthew Beard – requesting clarification with respect to the process to be undertaken to appoint members to standing committees and recommending that meetings be held elsewhere than City Hall to better engage the community.

it being further pointed out that the following written submissions were also received in connection with this matter:

- (a) the ~~attached~~ communication dated June 14, 2011 from E. M. Efthymiadis, 717-120 Cherryhill Place;
- (b) the ~~attached~~ communication dated June 20, 2011 from S. Levin, 59 Longbow Road;
- (c) the ~~attached~~ communication dated July 18, 2011 from B. Orr;
- (d) the ~~attached~~ communication dated June 16, 2011 from M. Baldwin, Executive Director, Pillar Nonprofit Network;
- (e) the ~~attached~~ communication dated June 21, 2011 from S. Courtice, Vice President, Emerging Leaders Community Network;
- (f) the ~~attached~~ communication dated June 22, 2011 from S.A. Collyer, 849 Wellington Street North; and
- (g) the ~~attached~~ communication dated June 22, 2011 from A. Caveney, Past President and Members of the Conservation Committee, Nature London.

16. That, on the recommendation of the Governance Working Group, the role of Acting Mayor **BE AFFIRMED** and the City Clerk **BE DIRECTED** to report back with a proposed revised Council policy for the appointment process for the Acting Mayor, which reflects the revised governance structure.

17. That, on the recommendation of the Creative City Committee, the matter of cultural funding **BE INCLUDED** on the agenda of the next Finance and Administration Committee meeting with the local Members of the Legislative Assembly of Ontario and the Members of Parliament.

18. That Councillor H. L. Usher **BE REIMBURSED** in the amount of \$569.52 for his expenses for the printing of his campaign materials with respect to the Federation of Canadian Municipalities. (2011-A02-00)

19. That Festa Italiana 2011 to be held August 26, 27 and 28, 2011 at the Covent Garden Market **BE DESIGNATED** a municipally-significant event in the City of London. (M09-00)

Councillor Bryant moves that clauses 21 to 23, inclusive, be adopted.

Councillor D. Brown moves, seconded by Councillor Baechler, that the following new clause 22A be adopted:

“22A That subject to the approval of her application to serve on the Federation of Canadian Municipalities (FCM) Standing Committee(s), Councillor Denise Brown **BE AUTHORIZED** to attend the FCM Standing Committee meetings to be held in Nelson, BC from September 7 to 10, 2011, Ottawa, Ontario from November 29 to December 2, 2011 and Kitchener, Ontario from March 7 to 10, 2012; and that she **BE REIMBURSED** for her associated expenses outside of her annual expense allocation subject to the annual budget approval process, and in accordance with Council’s Travel & Expense Policy.” CARRIED.

Clauses 21, 22, 22A, and clause 23 read as follows:

21. That the Civic Administration **BE REQUESTED** to report back at a future meeting of the Finance and Administration Committee with respect to the due diligence process that should be taken for projects involving site remediation, including brownfield projects; the appropriate contingencies that should be established for projects that may involve site remediation; and a summary of lessons learned to date in dealing with such matters.

22. That subject to the approval of her application to serve on the Federation of Canadian Municipalities (FCM) Standing Committee(s), Councillor Baechler **BE AUTHORIZED** to attend the FCM Standing Committee meetings to be held in Nelson, BC from September 7 to 10, 2011, Ottawa, Ontario from November 29 to December 2, 2011 and Kitchener, Ontario from March 7 to 10, 2012; and that she **BE REIMBURSED** for her associated expenses outside of her annual expense allocation subject to the annual budget approval process, and in accordance with Council's Travel & Expense Policy.

22A That subject to the approval of her application to serve on the Federation of Canadian Municipalities (FCM) Standing Committee(s), Councillor Denise Brown **BE AUTHORIZED** to attend the FCM Standing Committee meetings to be held in Nelson, BC from September 7 to 10, 2011, Ottawa, Ontario from November 29 to December 2, 2011 and Kitchener, Ontario from March 7 to 10, 2012; and that she **BE REIMBURSED** for her associated expenses outside of her annual expense allocation subject to the annual budget approval process, and in accordance with Council's Travel & Expense Policy."

23. That the Civic Administration **BE REQUESTED** to report back at a future meeting of the Finance and Administration Committee with respect to a recent allegation that foreign sub-contractors were working on a City project, which is not consistent with City policy.

The Chair directs that clauses 24 to 33, inclusive, of Section II be noted. Clauses 24 to 33 read as follows:

24. That the Finance and Administration Committee deleted the 3rd Report of the Town and Gown Committee from its Agenda; it being noted that this item will be dealt with by the Community and Neighbourhoods Committee.

25. That the Finance and Administration Committee received and noted an information report from the Director of Intergovernmental and Community Liaison with respect to the shut-down of the Canadian Broadcasting Corporation (CBC) transmitter in London. The FAC also received and noted the ~~attached~~ communication dated July 12, 2011 from the President and CEO of CBC Radio-Canada with respect to this matter. (2011-M11-00)

26. That the Finance and Administration Committee received and noted an information report from the Deputy City Treasurer with respect to business improvement area associations, background and city funding requirements. (2011-F12-00)

27. That the Finance and Administration Committee (FAC) received and noted clauses 3 through 5, inclusive, of the 7th Report of the Governance Working Group (GWG) from its meeting held on June 22, 2011; it being noted the FAC heard a verbal delegation from Councillor Hubert, Chair, GWG, with respect to this matter. (See Report ~~attached~~.)

28. That the Finance and Administration Committee (FAC) received and noted clauses 2 through 9, inclusive, of the 3rd Report of the Creative City Committee (CCC) from its meeting held on June 29, 2011; it being noted that the FAC heard a verbal delegation from Councillor Bryant, Chair, CCC, with respect to this matter. (See Report ~~attached~~.)

29. That the Finance and Administration Committee referred the report dated July 20, 2011 from the City Clerk with respect to an update on the Legislative Management Software Project and technology improvements to the Council Chambers

and Committee Rooms to a special meeting of the FAC at 4:30 p.m., Monday, July 25, 2011 for the purpose of receiving additional details with respect to these initiatives. (2011-I06-00)

30. That Councillor Branscombe disclosed a pecuniary interest in clause 4 of this Report by indicating that her spouse owns property and operates a business in close proximity to the subject lands. Councillor Branscombe further disclosed a pecuniary interest in clause 5 of this Report by indicating that she is one of the candidates who will be responding to the subject questionnaire.

31. That Councillor Henderson disclosed a pecuniary interest in clause 8 of this Report by indicating that he owns the London City Music Theatre.

32. That Councillor Hubert disclosed a pecuniary interest in clause 11c of the Confidential Appendix to this Report by indicating that he has a personal relationship with the homeowners.

33. That the Finance and Administration Committee (FAC) passed the following resolution prior to moving in camera from 12:20 p.m. to 2:15 p.m.:

That the Finance and Administration Committee move in camera to consider the following:

(a) A matter pertaining to litigation or potential litigation affecting the municipality, personal matters about an identifiable individual and information whose disclosure could reasonably be expected to prejudice the economic interests of the Corporation or instructions to be applied to any negotiations carried on or to be carried on by or on behalf of the Corporation as it relates to a property damage claim;

(b) A matter pertaining to reports advice and recommendations of officers and employees of the Corporation concerning labour relations and employee negotiations arising out of contract negotiations with one of the Corporation's unions;

(c) A matter pertaining to the purpose of instructions and directions to 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;

(d) A matter pertaining to the purpose of instructions and directions to 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;

(e) A matter pertaining to the purpose of instructions and directions to 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;

(f) A matter pertaining to the purpose of instructions and directions to 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;

(g) A matter pertaining to litigation commenced by Malcolm Holdings Inc. in the Ontario Superior Court of Justice bearing Court File No. 11/10 with respect to a claim for lien in the sum of \$38,809.58 and registered as Instrument No. ER679830 on December 7, 2009; litigation commenced by KMA Contracting Inc. in the Ontario Superior Court of Justice bearing Court File No. 2940/10, with respect to a claim for lien in the sum of \$108,384.65 and registered as Instrument No. ER732778; advice that is subject to solicitor-client privilege, including communications necessary for that purpose regarding litigation commenced by Malcolm Holdings Inc. in the Ontario Superior Court of Justice bearing Court File No. 11/10; advice that is subject to solicitor-client privilege, including communications necessary for that purpose regarding litigation commenced by Malcolm Holdings Inc. in the Ontario Superior Court of Justice bearing Court File No. 11/10; and for the purpose of giving directions to employees of the municipality;

(h) A matter pertaining to litigation commenced by Wolseley Canada Inc. in the Ontario Superior Court of Justice bearing Court File No. 193/10 with respect to a claim for lien in the sum of \$118,246.28, advice that is subject to solicitor-client privilege, including communications necessary for that purpose regarding litigation by Wolseley Canada Inc. in the Ontario Superior Court of Justice bearing Court File No. 193/10 with respect to a claim for lien in the sum of \$118,246.28 and for the purpose of giving directions to employees of the municipality;

(i) A matter pertaining to acquisition of land by the municipality in connection with the Springbank Road Widening project and related expropriation, litigation or potential

litigation with respect to an expropriation of part of the lands at 304 Springbank Drive, including matters before administrative tribunals, affecting the municipality or local board, advice that is subject to solicitor-client privilege, including communications necessary for that purpose, in connection with an expropriation of part of the lands at 304 Springbank Drive, and directions and instructions to officers and employees or agents of the municipality regarding settlement negotiations and conduct of litigation in connection with an expropriation of the lands at 304 Springbank Drive;

(j) A matter pertaining to litigation or potential litigation affecting the municipality, personal matters about an identifiable individual and information whose disclosure could reasonably be expected to prejudice the economic interests of the Corporation or instructions to be applied to any negotiations carried on or to be carried on by or on behalf of the Corporation as it relates to a property damage claim;

(k) A matter pertaining to advice that is subject to solicitor-client privilege, including communications necessary for that purpose with respect to the decommissioning of City owned lands known as the South Street Campus currently leased and occupied by London Health Sciences Centre;

(l) A matter pertaining to litigation in the Superior Court of Justice, Court File No. 61809, The Corporation of the City of London v. Hatch Ltd. et al. or potential litigation affecting the municipality and arising out of the Springbank Dam Rehabilitation Project, and advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

(m) A matter pertaining to instructions and directions to officers and employees of the Corporation pertaining to a proposed disposition 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 disposition of land; financial information supplied in confidence pertaining to the proposed disposition 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 disposition that belongs to the Corporation that has monetary value or potential monetary value; information concerning the proposed disposition whose disclosure could reasonably be expected to prejudice the economic interests of the Corporation or its competitive position; information concerning the proposed disposition 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 disposition.

(n) A matter pertaining to litigation or potential litigation affecting the municipality regarding soil remediation activities.

The FAC is submitting a confidential report to the Municipal Council regarding this matter. (See Confidential Appendix to the 17th Report of Finance and Administration Committee enclosed for Council Members only.)

**18TH REPORT OF THE  
FINANCE AND ADMINISTRATION COMMITTEE (continued)**

236. Councillor Bryant moves that clauses 1 and 2, inclusive, be adopted. CARRIED

Clauses 1 and 2 read as follows:

1. That, on the recommendation of the Executive Director of Community Services, the proposed ~~attached~~ by-law (Appendix A) **BE INTRODUCED** at the July 25, 2011 meeting of the Municipal Council to delegate authority to approve and execute such agreements as may be necessary to implement Section 5.7 of the Emergency Response Plan.

2. That the following actions be taken with respect to technological improvements to the Council Chambers and Committee Rooms 4 and 5:

- (a) the next steps to improve the technological supports in the Council Chambers and Committee Rooms 4 and 5, as detailed in the City Clerk's report dated July 20, 2011, **BE APPROVED** in principle; and
- (b) the Civic Administration **BE REQUESTED** to report back with additional information as to actual costs to undertake the work, a source of financing for the work and an implementation plan for the project.

Councillor Swan moves, seconded by Councillor Polhill, that Council recess. CARRIED

The Council recesses at 6:39 p.m. and reconvenes at 7:37 p.m. with Mayor Fontana in the Chair and all Members present except Councillor Orser.

**17TH REPORT OF THE  
BUILT AND NATURAL ENVIRONMENT COMMITTEE**

237. Councillor Polhill presents the 17th Report of the Built and Natural Environment Committee.

Councillor Polhill moves that clauses 1 to 5, inclusive, be adopted.

Councillor Bryant moves, seconded by Councillor Swan, that clause 5 be **DEFERRED** until after the Strategic Plan has been set. CARRIED

The motion to adopt clause 1 to 4, inclusive, is put and CARRIED.

Clauses 1 to 4 and clause 5, as amended, read as follows:

1. That, on the recommendation of the Managing Director – Corporate Assets, the following actions be taken with respect to the City Hall second floor renovations, Phase 2, (GG1554-16160):
- (a) the bid submitted by Mycon Construction, 9 - 1615 North Rutledge Park, London, Ontario, N6H 5L6, in the amount of \$326,770.00, excluding HST, **BE ACCEPTED**; it being pointed out that the bid submitted by Mycon Construction was the lowest bid received and meets the City's specifications and requirements in all areas;
  - (b) the financing for this project **BE APPROVED** as set out in the Sources of Financing Report, ~~attached~~ hereto as Appendix "A";
  - (c) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts which are necessary in connection with this project;
  - (d) the approval given herein **BE CONDITIONAL** upon the Corporation entering into a formal contract with the contractor for the work; and,
- it being recognized that this work would not have been undertaken without the stimulus funding for this project having been provided through contributions of both the Government of Canada and the Province of Ontario. (2011-A13-00)
2. That, on the recommendation of the Managing Director – Corporate Assets, the following actions be taken with respect to the London Police Headquarters building asbestos abatement and alterations (GG1650-11):
- (a) the bid submitted by Allied Construction Corporation, 2 – 25 Stanley Street, London, Ontario, N6C 1A9, in the amount of \$343,880.00, excluding HST, **BE ACCEPTED**; it being pointed out that the bid submitted by Allied Construction Corporation was the lowest bid received and meets the City's specifications and requirements in all areas;
  - (b) the financing for this project **BE APPROVED** as set out in the Sources of Financing Report, ~~attached~~ hereto as Appendix "A";

- (c) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts which are necessary in connection with this project; and,
- (d) the approval given herein **BE CONDITIONAL** upon the Corporation entering into a formal contract with the contractor for the work.

3. That, on the recommendation of the Managing Director – Corporate Assets, with the concurrence of the Deputy City Treasurer, the following actions be taken with respect to an Automated Touchless Vehicle Wash System:

- (a) the proposals submitted by Interclean Equipment Inc., 3939 Bestech Drive, Ypsilanti, Michigan, USA, 48197, in the amount of \$211,685.00, excluding HST, **BE ACCEPTED**; it being pointed out that the submission by Interclean Equipment Inc. received the highest rating and was deemed to provide the best technical and financial value to the Corporation and meets the City's specifications and requirements in all areas;
- (b) the financing for this project **BE APPROVED** as set out in the Sources of Financing Report, ~~attached~~ hereto as Appendix "A";
- (c) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts which are necessary in connection with this project; and,
- (d) the approval given herein **BE CONDITIONAL** upon the Corporation entering into a formal contract with the contractor for the work. (2011-V04-00)

4. That, on the recommendation of the Executive Director, Planning, Environmental and Engineering Services, the following actions be taken with respect to the appointment of Consulting Engineers for the 2012-2013 Infrastructure Lifecycle Renewal and Growth Management Implementation Strategy Programs (ES2414, ES2464, EW3765, EW3787, TS1345, TS1360, TS4067-11, TS1446, TS1446-11, PD1129):

- (a) the following Consulting Engineering firms **BE APPOINTED** Consulting Engineers for the pre-design and design of the said projects, in the amounts identified below, in accordance with the estimate on file, based upon the Fee Guideline for Professional Engineering Services, recommended by the Ontario Society of Professional Engineers; and in accordance with Section 15.2 of the City of London's Procurement of Goods and Services Policy; it being noted that these consultants shall obtain approval to proceed with subsequent phases of engineering for award of balance of a project subject to satisfying all financial, reporting and other conditions contained within this Policy:
  - (i) Contract 3: R.V. Anderson Associates Limited, 557 Southdale Road East Suite 200, London ON, N6E 1A2; in the amount of \$113,932.50, exclusive of HST;
  - (ii) Contract 4: Delcan Corporation, 1069 Wellington Road South, Suite 214, London ON, N6E 2H6; in the amount of \$176,563.20, exclusive of HST;
  - (iii) Contract 5: Spriet Associates, 155 York Street, London ON, N6A 1A8; in the amount of \$ 244,963.40, exclusive of HST;
  - (iv) Contract 6: AECOM Canada Ltd., 285 King Street, Suite 300, London ON, N6B 3M6; in the amount of \$161,661.50, exclusive of HST;
  - (v) Contract 7: IBI Group 350 Oxford Street West, Suite 203, London, ON, N6H 1T3; in the amount of \$190,553.00, exclusive of HST;
  - (vi) Contract 8: Archibald, Gray & McKay Engineering Limited, 3514 White Oak Road, London ON, N6E 2Z9; in the amount of \$149,050.00 exclusive of HST;
  - (vii) Contract 10: Whitney Engineering Inc., 562 Wellington Street, London, ON, N6A 3R5; in the amount of \$86,163.00 exclusive of HST;
  - (viii) Contract 11: Stantec Consulting Ltd, 800-171 Queens Avenue, London, ON, N6A 5J7; in the amount of \$179,754.00, exclusive of HST;
  - (ix) Contract A: Dillon Consulting Ltd., 130 Dufferin Avenue, Suite 1400, London, ON, N6A 5R2; in the amount of \$179,377.00 exclusive of HST;
  - (x) Contract B: Development Engineering Ltd., 41 Adelaide Street North, Unit 71, London ON, N6B 3P4; in the amount of \$113,960.00, exclusive of HST;
  - (xi) Contract C: Archibald, Gray & McKay Engineering Limited, 3514 White Oak Road, London ON, N6E 2Z9; in the amount of \$193,578.00 exclusive of HST; and,
  - (xii) Phase II Horton: Archibald, Gray & McKay Engineering Limited, 3514

White Oak Road, London ON, N6E 2Z9; in the amount of \$132,220.00, exclusive of HST;

- (b) the financing for design of the projects identified in (a), above, **BE APPROVED** in accordance with the "Sources of Financing Report" ~~attached~~ hereto as Appendix "A";
- (c) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with these projects;
- (d) the approvals given herein **BE CONDITIONAL** upon the Corporation entering into a formal contract with each Consultant for the respective project; and,
- (e) the Mayor and City Clerk **BE AUTHORIZED** to execute any contract or other documents, if required, to give effect to these recommendations;

it being noted that additional annual operating costs to the Planning, Environmental and Engineering Services budget are anticipated in 2013 and subsequent years associated with approval of these contracts, noting the amounts are not determined at this time and are not associated with engineering assignments but will be included later in the construction phase of these projects and will be presented at the time of contract award, if required. (2011-A03-00)

5. That the following **BE DEFERRED** until after the Strategic Plan has been set:

"That, on the recommendation of Director of Land Use Planning and City Planner, the following actions be taken with respect to the Planning Division Work Program:

- (a) the revised ~~attached~~ Planning Division Work Program priorities **BE DEFERRED**, recognizing that these priorities will serve as the focus of the Division's activities over the next 12 to 18 months and those items noted in the Report as "Projects to Defer" will be evaluated again in 12 to 18 months to assess their priority and potential for inclusion in the Planning Division Work Program at that time;
- (b) the following deferred items **BE REMOVED** from the Planning Division Work Program and the Built & Natural Environment Committee Deferred List:
  - Alternative Laneway Design
  - Report on results of heritage tax rebate program
  - Report on Bill 198 – Inclusionary Zoning (deferred item 3.51)
  - Invasives Report
  - Woodland Management Guidelines
  - Projects in ESA's
  - Review of notification radius for minor variance applications
  - Neighbourhood Planning Summit
  - Review of gross floor area caps for office uses (deferred item 1.22)
  - Weed management guidelines for construction near natural heritage areas
  - Policies and procedures regarding property standards and demolition of heritage properties (deferred item 3.45)
  - Policy re: community input into city-initiated public projects (deferred item 2.3)
  - Targeted home ownership program for UWO area
  - Open Space (OS4) Zoning Review
  - Information report on how ESA lands acquired by City will be managed (deferred item 4.11)
  - Apply HER Zone on City-owned heritage properties (deferred item 3.21)
  - Heritage Conservation District for North London
  - Establish a process to change heritage priority assigned to a property (deferred item 3.38)
  - Reminder process for heritage properties (deferred item 3.46)
  - 1' reserves report
  - Review need for minimum distance separation policies and cemeteries (deferred item 3.47)
  - Walkability master plan
  - Any other projects which are not explicitly noted in the work program OR the deferred items list above should be removed from the work program and deferred items list; and,
- (c) The Planning Division **BE DIRECTED** to provide a further report with respect to impacts of the following matters remaining on the deferred items list: Green



Development Strategy, best practices for ensuring quality EIS's and a list of potential brownfield development sites." (2011-A08-05)

Councillor Polhill moves that clause 6 to 14, inclusive be adopted.

Councillor Polhill moves, seconded by Councillor D. Brown, that clause 6 be amended by deleting all words in the first paragraph following the words "**BE INTRODUCED**" and by replacing them with the words "at a future meeting of the Municipal Council to:". CARRIED

Pursuant to section 17.2 of the Council Procedure By-law, Councillor Van Meerbergen calls for a separate vote on clause 11.

The motion to adopt clause 6, as amended, and clauses 7 to 10 and 12 to 14, inclusive, is put and CARRIED.

The motion to adopt clause 11 is put and CARRIED.

Clause 6, as amended, and clauses 7 to 14, inclusive, read as follows:

6. That, on the recommendation of the Executive Director, Planning, Environmental and Engineering Services, the following actions be taken with respect to the use of the Westminster Treatment Plant by Trojan Technologies of London:
- (a) the ~~attached~~ Agreement between the City of London and Trojan Technologies of London **BE APPROVED**, subject to the final form of the Agreement being to the satisfaction of the City Solicitor;
  - (b) the ~~attached~~ proposed by-law **BE INTRODUCED** at a future meeting of the Municipal Council to:
    - (i) approve the above-noted Agreement with Trojan Technologies, and
    - (ii) the Mayor and Clerk **BE AUTHORIZED** to execute the Agreement noted in part (a), above. (2011-L03-01)
7. That, the matter with respect to the reimbursement of the land costs for the Wickerson Stormwater Management Pond to Sifton Properties Limited at a rate of \$247,100 per hectare and the revised ~~attached~~ Source of Financing Report, **BE REFERRED** back to the Civic Administration to provide a further report, including input from Realty Services, with respect to the evaluation of the proposed land value of the claim. (2011-W10-00)
8. That the Civic Administration **BE DIRECTED** to review, through a future Development Charges By-law amendment process, the inclusion of a policy to provide guidance as to how land value would be determined in the acquisition of land for stormwater management facilities located outside the urban growth boundary, to ensure that the valuation for such land acquisition takes into consideration the purchase price of the land at the time it was initially purchased by the vendor.
9. That, on the recommendation of the Director Development Finance, the following actions be taken with respect to the Development Charges Rate Mid-2011 Monitoring Report:
- (a) the Municipal Council **BE ADVISED** to consider the rate of investment in growth-related infrastructure, given the current trend in building activity levels; and,
  - (b) the Civic Administration **BE DIRECTED** to produce a review by the Transportation Division of recent behaviour in arterial road construction costs to explain recent history in prices and near term expectations, and relate the findings to budget and development charge amounts. (2011-F06-00)
10. That, on the recommendation of the Director of Planning and the Managing Director – Corporate Assets, the following actions be taken with respect to the restoration of the Flint Cottage (SPA001 and PD2324-11):
- (a) the bid submitted by Icorr Construction Inc., 101-955 Huron Street, London,

Ontario, N6Y 4V6, in the amount of \$144,700.00, excluding HST, **BE ACCEPTED**; it being pointed out that the bid submitted by Icorr Construction Inc., was the lowest bid received and meets the City's specifications and requirements in all areas;

- (b) the financing for this project **BE APPROVED** as set out in the Sources of Financing Report, ~~attached~~ hereto as Appendix "A";
- (c) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts which are necessary in connection with this project; and,
- (d) the approval given herein **BE CONDITIONAL** upon the Corporation entering into a formal contract with the contractor for the work.  
(2011-D13-00)

11. That, on the recommendation of the Director of Land Use Planning and City Planner, funding for the detailed design, tendering, contract administration and construction of the winning proposal to enhance London's Downtown through a national Design Competition **BE REFERRED** to the 2012 Budget process through the review of the submitted Business Case for PD2165, Urban Civic Spaces. (2011-D07-00)

12. That, on the recommendation of the Director, Land Use Planning and City Planner, based on the application of 2280622 Ontario Inc. c/o Belecky and Belecky, relating to the property located at 1552-1560 Hyde Park Road, the ~~attached~~ revised proposed by-law **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011 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 Business District Commercial (h-17\*BDC) Zone **TO** a Business District Commercial (BDC) Zone to remove the holding provision that requires full municipal sanitary sewer and water services. (2011-D11-07)

13. That, on the recommendation of the Director of Land Use Planning and City Planner, in response to the letters of appeal to the Ontario Municipal Board, dated May 6 and May 9, 2011 and submitted by David Langill (on behalf of W.B.H. Somerset, London Inc.), Brad Bain (on behalf of Linda Brand), and John McNair (on behalf of Timbercreek Asset Management Inc and Homestead Land Holdings Ltd), relating to an application for an amendment to the Zoning By-law No. Z.-1 which was passed by Municipal Council concerning 1235, 1237, 1245, 1247, and 1253 Richmond 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. (2011-D11-08)

14. That, on the recommendation of the Director of Development Planning and the Managing Director, Development Approvals Business Unit, the following actions be taken with respect to entering into a subdivision agreement between The Corporation of the City of London and Bluestone Properties Inc. for the subdivision of land over Part of Lots 20 and 21, and Part of Road Allowance Between Lots 20 and 21 (Closed), Concession 3, (Geographic Township of Westminster), City of London, County of Middlesex, municipally referred to as 3854 Dingman Drive and 4112-4432 White Oak Road:

- (a) the ~~attached~~ Subdivision Agreement between The Corporation of the City of London and Bluestone Properties Inc. (39T-05513) **BE APPROVED**;
- (b) the financing for this project **BE APPROVED** as set out in the revised Source of Financing Report, ~~attached~~ hereto as Schedule "A";
- (c) the Mayor and the City Clerk **BE AUTHORIZED** to execute the Subdivision Agreement, any amending agreements and all documents required to fulfill its conditions; and
- (d) the Municipal Council **BE ADVISED** that the anticipated reimbursements from the Capital Works Budget have been negotiated:
  - (i) for lands transferred to the City for the construction of the Old Oak SWM Facility, (being Block 19 of the Draft Approved Plan 39T-05513) the estimated cost of which is \$871,163.82 Dollars (CDN), (\$60,000/acre) including any eligible costs, plus applicable taxes;
  - (ii) for lands transferred to the City for the construction of outlet for the SWM

Facility, being (Block 24 of the Draft Approved Plan 39T-05513) the estimated cost of which is \$815.40 Dollars (CDN), (\$5,500/acre) including any eligible costs, plus applicable taxes;

(iii) for approved conceptual design consulting fees as accepted by the Director of Development Finance in consultation with the City Engineer, which were necessary and pertinent to the initial design of SWM Facility, and useful for the remaining activity necessary to complete the construction of the pond, estimated in the amount of \$30,346.92 Dollars (CDN), plus applicable taxes; and,

(iv) for approved archaeological assessment fees as accepted by the Director of Development Finance in consultation with the City Engineer, which were necessary to complete the design and construction of the pond, estimated in the amount of \$30,051.00 Dollars (CDN), plus applicable taxes;

it being noted that this claim forms the complete SWM claim and that no other lands within this subdivision are claimable. (2011-D26-01)

Councillor Polhill moves that clause 15 to 17, inclusive, be adopted.

Clauses 15 to 17 read as follows:

15. That, on the recommendation of the Director of Development Planning and The Managing Director, Development Approvals Business Unit, based on the application of Claybar Developments Inc. relating to the property located at 2578-2740 Tokala Trail, the ~~attached~~ proposed by-law **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011 to amend Zoning By-law No. Z.-1 (in conformity with the Official Plan) to change the zoning of 2578-2740 Tokala Trail **FROM** a Holding Residential R1 Special Provision (h. h-100. R1-3(8)) Zone; **TO** a Residential R1 Special Provision (R1-3(8)) Zone; to remove the h. and h-100 holding provisions from these lands. (2011-D11-02)

16. That, on the recommendation of the Director of Development Planning, in response to the letter of appeal to the Ontario Municipal Board from Barbara Komer, dated April 20, 2011, relating to the Provisional Decision on Consent Application B.018/11 concerning property located at 19 Old Oak Lane:

(a) the Ontario Municipal Board **BE ADVISED** that Municipal Council supports the Provisional Consent Decision including all previously stated conditions and the following new condition:

The applicant shall prepare a tree preservation report to identify trees on the site that are considered feasible for retention in accordance with the provisions of the Site Plan Control Area By-law, and this report shall be submitted to the City for consideration with the application for site plan approval.

(b) the City Solicitor **BE DIRECTED** to provide legal and planning representation at the Ontario Municipal Board hearing in support of the position of Municipal Council. (2011-D09-00)

17. That, on the recommendation of the Director of Development Planning and the Managing Director, Development Approvals Business Unit, the following actions be taken with respect to entering into a subdivision agreement between The Corporation of the City of London and Corlon Properties Inc. and Sunningdale Golf & Country Club Ltd., for the subdivision of land over Part of Lot 48, Compiled Plan 1029, (Geographic Township of London), City of London, County of Middlesex, municipally referred to as 312 Sunningdale Road East:

(a) the ~~attached~~ Subdivision Agreement between The Corporation of the City of London and Corlon Properties Inc. and Sunningdale Golf & Country Club Ltd. - (39T-10502) **BE APPROVED**;

(b) the financing for this project **BE APPROVED** as set out in the Source of Financing Report, ~~attached~~ hereto as Schedule "A";

- (c) the Mayor and the City Clerk **BE AUTHORIZED** to execute this Agreement, any amending agreements and all documents required to fulfill its conditions;
- (d) Municipal Council **BE ADVISED** that the following anticipated reimbursements from the Capital Works Budget have been negotiated:
  - (i) for lands dedicated to the City for the construction of Sunningdale SWM Facility 4, (being Block 176 of the Draft Approved Plan 39T-10502) the estimated cost of which is \$1,147,804.00 Dollars (CDN), (4.622 ha at \$247,100/hectare (\$100,000/acre)), plus applicable taxes; and
  - (ii) for lands dedicated to the City, compensation area, (being Block 179 of the Draft Approved Plan 39T-10502) the estimated cost of which is \$7,460.91 Dollars (CDN), (0.549 ha at \$13,590/hectare (\$5,500/acre)), plus applicable taxes; and
- (e) the matter related to the increased consulting fees **BE REFERRED** back to the Managing Director, Development Approvals Business Unit, in consultation with the Director – Development Finance and the City Engineer, to report back with a detailed breakdown of the fees. (2011-D26-01)

The Chair directs that clause 18 be considered in conjunction with clause 3 of the 18th Report of the Built and Natural Environment Committee.

Councillor Polhill moves that clauses 19 to 25, inclusive, be adopted. CARRIED

Clauses 19 to 25, inclusive, read as follows:

19. That, on the recommendation of the Director of Development Planning and the Managing Director of Development Approvals, in response to the letters of appeal to the Ontario Municipal Board relating to Zoning By-law Z.-1-111984, an amendment to the Zoning By-law, submitted by Patton Cormier & Associates on behalf of John Wood, dated February 25, 2011 and submitted by Siskinds Law Firm, on behalf of Christopher Collins, dated February 17, 2011; and in response to letters of appeal to the Ontario Municipal Board relating to the draft approval of a plan of condominium, submitted by Siskinds Law Firm, on behalf of Christopher Collins, dated March 18, 2011, submitted by Patton Cormier & Associates, on behalf of John Wood, dated March 25, 2011 and submitted by Steve Killi, dated March 28, 2011, all concerning 570 Windermere Road & a portion of 580 Windermere Road:

- (a) the Ontario Municipal Board **BE ADVISED** that:
  - (i) the Municipal Council has reviewed its decision relating to Zoning By-law Z.-1-111984 and sees no reason to alter it;
  - (ii) the Municipal Council supports the Approval Authority's position and conditions on the draft plan of condominium; and,
- (b) the City Solicitor's Office **BE DIRECTED** to represent Council's interests in these matters and retain outside expert witnesses in support of Municipal Council's position. (2011-D11-01)

20. That, on the recommendation of the Acting Director of Roads and Transportation, the following actions be taken with respect to the Charley Fox Memorial Overpass Public Art Agreement:

- (a) the ~~attached~~ by-law, (Appendix 'A') **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011;
- (b) the Civic Administration **BE AUTHORIZED** to execute a legal agreement, ~~attached~~ hereto as Appendix "B" with the the artists Daniel Castillo and Jerry Vrabec for the \$100,000 (taxes included) value of the project; and,
- (c) the financing for this project **BE APPROVED** as set out in the Source of Financing Report, ~~attached~~ hereto as Appendix 'C'. (2011-C15-00)

21. That, on the recommendation of the Acting Director of Roads & Transportation, the following actions be taken with respect to awarding the contract for the installation of a new traffic signal at the intersection of Gainsborough Road and Coronation Drive East, (Tender 11-60):

- (a) the bid submitted by Southwold Diversified in the amount of \$159,794.00, excluding HST, **BE ACCEPTED**; it being noted that the bid submitted by Southwold Diversified was the lowest of the three (3) bids received and meets the City's specifications and requirements in all areas;
- (b) future additional annual operating costs for the project in the amount of \$6,000 **BE CONSIDERED** as a commitment from available assessment growth in 2012, subject to final budget approval;
- (c) the financing for this project **BE APPROVED** as set out in the Source of Financing Report, ~~attached~~ hereto as Appendix 'A';
- (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 11-60); and
- (f) the Mayor and City Clerk **BE AUTHORIZED** to execute any contract or other documents, if required, to give effect to these recommendations. (2011-S09-00)

22. That, on the recommendation of the Acting Director, Roads & Transportation, the ~~attached~~ proposed by-law (Appendix "A") **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011 for the purpose of amending the Traffic and Parking By-law (P.S. 111), to address traffic safety, operations and parking concerns on Admiral Drive, Barker Street, Bathurst Street, College Street, Evans Boulevard, Lola Street, Louise Boulevard, Manchester Road, Meadowgate Boulevard, Muriel Crescent, Pinnacle Parkway, Old Victoria Road, Plane Tree Drive, Southdale Road and Viscount Road. (2011-S09-00)

23. That, on the recommendation of the Acting Director of Roads & Transportation, the following actions be taken with respect to awarding the contract for the replacement of street lights on Dufferin Avenue from Richmond Street to Wellington Street, (Tender 11-66):

- (a) the bid submitted by Langley Utilities Contracting Ltd., in the amount of \$135,860.00, excluding HST, **BE ACCEPTED**; it being noted that the bid submitted by Langley Utilities Contracting Ltd. was the lowest of the four (4) bids received and meets the City's specifications and requirements in all areas;
- (b) future additional annual operating costs for the project in the amount of \$2,500 **BE CONSIDERED** as a commitment from available assessment growth in 2012, subject to final budget approval;
- (c) the financing for this project **BE APPROVED** as set out in the Source of Financing Report, ~~attached~~ hereto as Appendix 'A';
- (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 11-66); and
- (f) the Mayor and City Clerk **BE AUTHORIZED** to execute any contract or other documents, if required, to give effect to these recommendations. (2011-S09-00)

24. That, on the recommendation of the Acting Director of Roads and Transportation, 230+/- metres of the formerly traveled Robin's Hill Road allowance in Lot 2, Concession 3 of the geographic Township of London, now in the City of London, lying immediately north of Huron Street **BE CLOSED**; it being noted that any affected utilities will be protected by easements. (2011-S06-00)

25. That, on the recommendation of the Acting Director, Roads and Transportation, the following actions be taken with respect to the awarding of a contract for Old Victoria Road Realignment, Bradley Avenue Surface Works and Veterans Memorial Parkway Commuter Parking Lot (TS2170/ TS2171/TS1356/TS1301/EW3606):
- (a) the bid submitted by L82 Construction Limited, 2070 Huron Street, London, ON, N5V 5A7, in the amount of \$1,463,320.45, excluding HST, for Old Victoria Road Realignment, Bradley Avenue Surface Works and Veteran Memorial Parkway Commuter Parking Lot, **BE ACCEPTED**; it being noted that the bid submitted by L82 Construction Limited was the lowest of six bids received and meets the City's specifications and requirements in all areas;
  - (b) AECOM, 410-250 York Street, Citi Plaza, London, Ontario, N6A 6K2 **BE APPOINTED** Consulting Engineers for the contract administration and resident supervision of the said project in the amount of \$88,748.00, excluding HST, in accordance with Section 15.2 (g) of the Procurement of Goods and Services Policy; based upon the fee Guideline for Professional Engineering Services 2006, recommended by the Ontario Society of Professional Engineers;
  - (c) the Chief Surveyor **BE DIRECTED** to initiate the road closing process for the portion of Old Victoria Road being stopped up and closed after the new alignment has been dedicated, built out and opened for public use; it being noted that any affected utilities will be protected by easements;
  - (d) future additional annual operating costs of \$6,200.00 **BE CONSIDERED** as a first priority commitment from available assessment growth in 2012 subject to final budget approval;
  - (e) the financing for this project **BE APPROVED** as set out in the Source of Financing Report, ~~attached~~ hereto as Appendix "A";
  - (f) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with this project;
  - (g) 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 11-65); and,
  - (h) the Mayor and City Clerk **BE AUTHORIZED** to execute any contract or other documents, if required, to give effect to these recommendations. (2011-S08-00)

Councillor Polhill moves that clauses 26 to 30, inclusive, be adopted. CARRIED

Clauses 26 to 30, inclusive, read as follows:

26. That, on the recommendation of the Director of Water and City Engineer, the following actions be taken with respect to the Supply, Mixing and Stockpiling of Winter Sand and Salt:
- (a) the tender submitted by Thames Valley Aggregates, 358 Horton Street, London, ON N6B 1L7, in the amount of \$222,650.00, excluding HST, **BE ACCEPTED** for a two (2) year period with an option for an additional one (1) year period, it being noted out that the bid submitted by Thames Valley Aggregates was the lowest of four (4) bids received and meets the City's terms, conditions, requirements and specifications in all areas;
  - (b) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with this contract; and,
  - (c) 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. (2011-S08-00)
27. That, on the recommendation of the Director, Wastewater and Treatment, the following actions be taken with respect to the appointment of a consultant for the Southcrest Storm Sewer and Outlet Replacement (ES 6071):
- (a) AECOM Canada Limited, 250 York Street, Suite 410, London ON, N6A 6K2 **BE APPOINTED** Consulting Engineers for the Southcrest Storm Sewer and Outlet

- Replacement project in accordance with the estimate, on file, at an upset amount of \$148,758.50 (excluding H.S.T.), based upon the Fee Guideline for Professional Engineering Services, recommended by the Ontario Society of Professional Engineers, and in accordance with Section 15, Clause 15.2(g) of the Procurement of Goods and Services Policy;
- (b) the financing for the project **BE APPROVED** in accordance with the Source of Financing Report, ~~attached~~ hereto as Appendix "A";
  - (c) the approvals given herein **BE CONDITIONAL** upon the Corporation entering into a formal contract with the consultant for the work. (2011-W10-02)
28. That, on the recommendation of the Director, Wastewater and Treatment, the following actions be taken with respect to the award of a contract for the repair and reconstruction of the retaining wall along the Kilally pathway:
- (a) the bid submitted by PLS Landscaping in the amount of \$323,060.00, excluding HST, for the repair and reconstruction of a retaining wall **BE ACCEPTED**; it being pointed out that the bid submitted by PLS Landscaping was the lowest of three (3) bids received and meets the City's specifications and requirements in all areas;
  - (b) Delcan, 1069 Wellington Road South Suite 214, London, ON, N6E 2H6, **BE AUTHORIZED** to carry out the Inspection, General Construction Administration and Post-Construction Monitoring for said project in accordance with the estimated amount of \$84,450 including contingency, excluding HST, based upon the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional Engineers; and in accordance with Section 15.2 (g) of the Procurement of Goods and Services Policy;
  - (c) the financing for this work **BE APPROVED** as set out in the Sources of Financing Report, ~~attached~~ hereto as Appendix "A";
  - (d) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with this work;
  - (e) the approvals given herein **BE CONDITIONAL** upon the Corporation entering into a formal contract with the consultant for the work; and
  - (f) the Mayor and City Clerk **BE AUTHORIZED** to execute any contract or other documents, if required, to give effect to these recommendations. (2011-S07-00)
29. That a special meeting of the Built and Natural Environment Committee **BE HELD** on Monday, July 25, 2011 at 4:00 p.m, to receive additional information from the Civic Administration with respect to how the proposed Bio-solids Dewatering Optimization and Upgrade Project (ES 2095) could be integrated with future technological and environmental improvements. (2011-W13-00)
30. That, on the recommendation of the Director, Wastewater and Treatment, the following actions be taken with respect to the award of contracts for the 2011 Lifecycle Renewal Program, Contract #9: Boullee Street Reconstruction Project (ES2414-11, EW3765, TS3014-11 and TS3037-11):
- (a) the bid submitted by Elgin Construction (2153592 Ontario Limited), P.O. Box 24010 RPO Edward Street, St. Thomas, Ontario, N5P 3R8, in the amount of \$1,194,654.85, excluding HST, for the Boullee Street Reconstruction project, **BE ACCEPTED**; it being pointed out that the bid submitted by Elgin Construction was the lowest of six bids received and meets the City's specifications and requirements in all areas;
  - (b) the financing for this project **BE APPROVED** as set out in the Source of Financing Report, ~~attached~~ hereto 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 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 11-45); and,
  - (e) the Mayor and City Clerk **BE AUTHORIZED** to execute any contract or other

documents, if required, to give effect to these recommendations. (2011-A03-00)

Councillor Polhill moves that clauses 31 to 35, inclusive, be adopted.

Pursuant to section 17.2 of the Council Procedure By-law, Councillor D. Brown calls for a separate vote on clause 34 of the 17th Report of the Built and Natural Environment Committee.

The motion to adopt clauses 31 to 35, excluding clause 34 is put and CARRIED.

The motion to adopt clause 34 is put and CARRIED.

Clauses 31 to 35, inclusive, read as follows:

31. That, on the recommendation of the Director, Wastewater and Treatment, the following actions be taken with respect to the award of a contract for the construction of the Gordon Sanitary Trunk Sewer Rehabilitation:

- (a) the proposal submitted by LiquiForce Services, 2015 Spinks Dr., Kingsville, ON, in the amount of \$1,069,025.00, excluding HST, for the Gordon Sanitary Trunk Sewer Rehabilitation project **BE ACCEPTED**; it being pointed out that the proposal submitted by LiquiForce Services was deemed to provide the best technical and financial value of the three proposals received, having the lowest cost per point ratio; The award is in accordance with Section 12 of the Procurement of Goods and Services Policy;
- (b) the financing for this project **BE APPROVED** as set out in the Source of Financing Report, ~~attached~~ hereto as Appendix "A";
- (c) Dillon Consulting Limited **BE AUTHORIZED** to carry out the resident inspection and contract administration for the said project in accordance with the estimate, on file, in the amount of \$48,400.00, excluding HST, based upon the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional Engineers and in accordance with section 15.2(g) of the Procurement of Goods and Services Policy;
- (d) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with these projects; and
- (e) the approvals 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 these projects. (2011-W10-01)

32. That, on the recommendation of the Director-Wastewater and Treatment, the following actions be taken with respect to the Supply and Delivery of Sludge Dewatering Centrifuges for the Greenway Pollution Control Plant (RFP 11-23) and Supply and Delivery of Sludge Pumps (ES2095):

- (a) the submitted Proposal 11-23 for the Supply and Delivery of Sludge Dewatering Centrifuge units for the Greenway Pollution Control Plant submitted by Flottweg Separation Technology Inc., 10700 Toebben Drive, Independence KY, USA, 41051, in the amount of \$1,171,600.00, excluding HST, **BE ACCEPTED**; it being noted that Flottweg Separation Technology Inc. submitted the lowest bid and meets all the terms, conditions and specifications;
- (b) the submitted Tender 11-49 for the Supply and Delivery of Dewatered Sludge Pumps for the Greenway Pollution Control Plant submitted by Schwing Bioset Inc., 350 SMC Drive, Somerset WI, USA, 54025, in the amount of \$762,725.00, excluding HST, **BE ACCEPTED**; it being noted that Schwing Bioset Inc. submitted the lowest bid and meets all the terms, conditions and specifications;
- (c) the funding for this purchase **BE APPROVED** as set out in the Source of Financing Report, ~~attached~~ hereto as Appendix "A";
- (d) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with this contract; and,
- (e) approval hereby given **BE CONDITIONAL** upon the Corporation entering into a formal contract or having purchase orders relating to the subject matter of this



approval. (2011-W13-00)

33. That, on the recommendation of the Director, Wastewater and Treatment, the following actions be taken with respect to the award of a contract for the construction of the Sunningdale Stormwater Management (SWM) Facility No. 4 Works and sanitary sewer works located within the SWM land block:

- (a) the bid submitted by PLS Landscaping and Excavating Ltd. at its tendered price of \$2,379,859.50, including contingency, excluding H.S.T., for the construction of the Sunningdale Stormwater Management (SWM) Facility No. 4 Works and a local 375mm sanitary sewer located within the SWM block contract, **BE ACCEPTED**; it being pointed out that the bid submitted by PLS Landscaping was the lowest of five (5) bids received and meets the City's specifications and requirements in all areas;
- (b) Delcan, 1069 Wellington Road South Suite 214, London, ON, N6E 2H6 **BE AUTHORIZED** to carry out the Inspection and General Construction Administration for said project in accordance with the estimated amount of \$185,000, excluding HST based upon the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional Engineers; and in accordance with Section 15.2 (g) of the Procurement of Goods and Services Policy;
- (c) the financing for this work **BE APPROVED** as set out in the Source of Financing Report, ~~attached~~ hereto as Appendix "A";
- (d) the Civic Administration **BE AUTHORIZED** to undertake all the administrative acts that are necessary in connection with this work;
- (e) the approval given herein **BE CONDITIONAL** upon the Corporation receiving all lands required for the Sunningdale Stormwater Management Facility No. 4 Works from Corlon Properties Inc., and entering into a formal agreement relating to the sanitary sewer work to be done under this project (Tender T11-57);
- (f) the approvals given herein **BE CONDITIONAL** upon the Corporation entering into a formal contract with the consultant for the work; and,
- (g) the Mayor and City Clerk **BE AUTHORIZED** to execute any contract or other documents, if required, to give effect to these recommendations. (2011-A03-00)

34. That clause 1 of the 7th Report of the London Advisory Committee on Heritage **BE REFERRED** to the Civic Administration to allow the applicant and the Civic Administration an opportunity to discuss possible streetscape opportunities and options for the subject property and for the Civic Administration to report back at the September 12, 2011 meeting of the Built and Natural Environment Committee. Clause 1 reads as follows:

"That, on the recommendation of the London Advisory Committee on Heritage, notice of the Municipal Council's intention to designate the properties located at 13 to 15 York Street to be of historical, architectural and contextual value or interest **BE GIVEN** for the ~~attached~~ reasons under the provisions of subsection 29(3) of the *Ontario Heritage Act, R.S.O. 1990, c.0.18*; it being noted that the owners of the subject property have not concurred in the above recommendation; it being further noted that the London Advisory Committee on Heritage (LACH) will continue to research the date of construction of the properties and that the LACH heard a verbal delegation from S. Copp with respect to this matter."

35. That, on the recommendation of the London Advisory Committee on Heritage, on the recommendation of the Director of Land Use Planning and City Planner, with the advice of the Heritage Planner, the Heritage Alteration Permit Application of D. McFadden and P. Abrantes requesting permission for a removal by demolition, and its replacement, of the designated heritage structure located at 497-499 Central Avenue **BE APPROVED, SUBJECT TO** the building and site plan approval process, and the final drawings reflecting the main points of the ~~attached~~ report; it being noted that the Heritage Planner has reviewed the proposed demolition and rebuild and has advised that the impact of such alteration on the heritage features of the property identified in the reasons for designation is acceptable; it being further noted that this matter is scheduled to come before members of the Built and Natural Environment Committee at a public participation meeting on June 13, 2011, at 5:30 p.m. The London Advisory Committee on Heritage reviewed and received a report, dated June 8, 2011,

from the Director of Land Use Planning and City Planner and heard verbal delegations from D. McFadden and P. Abrantes and W. Kinghorn, West Woodfield, with respect to this matter.

Councillor Polhill moves that clauses 36 to 39, inclusive, be adopted.

Councillor Polhill moves, seconded by Councillor Swan, that clause 39 be amended deleting part (e) its entirety and by replacing it with a new part (e) as follows:

“(e) the Mayor and the City Clerk **BE AUTHORIZED** to execute a development agreement or other documents, if required, to give effect to the above-noted recommendations and subject to the above-noted conditions being met;”. CARRIED

Councillor Bryant moves, seconded by Councillor Baechler, that clause 38 be amended by adding a new part (a)(iii) as follows:

“(iii) the requirement for a sign to be placed, for no less than ten days, at woodlots where a tree cutting permit has been granted, indicating that permission has been granted and the boundaries of the area where tree cutting will be permitted”. CARRIED

The motion to adopt clauses 36 and 37, clause 38, as amended, and clause 39, as amended, is put and CARRIED.

Clauses 36 and 37, clause 38, as amended, and clause 39, as amended, read as follows:

36. That, on the recommendation of the Director of Development Planning, the following actions be taken with respect to the site plan approval application of Four Feathers Housing Co-op for a 25-unit apartment building at 205 Commissioners Road West:

- (a) the Approval Authority **BE ADVISED** that there were no issues raised at the public meeting of the Built and Natural Environment Committee held with respect to the site plan approval application of Four Feathers Housing Co-op for a 25-unit apartment building at 205 Commissioners Road West;
- (b) the Approval Authority **BE ADVISED** that the Municipal Council supports the granting of approval of the ~~attached~~ site plan and elevations for a 4-storey apartment building with 25 units;
- (c) the Approval Authority **BE ADVISED** the Municipal Council supports the Development Agreement clauses in the ~~attached~~ Appendix 1; and,
- (d) the applicant **BE ADVISED** that the Director of Development Finance has projected the following claims and revenues information:

	<u>Estimated Revenue</u>	<u>Estimated Claims</u>
Urban Works Reserve Fund	\$38,294.00	NIL
Other Reserve Funds (City Services & Hydro)	\$228,466.00	NIL
<b>TOTAL</b>	<b>\$266,760.00</b>	<b>NIL</b>

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

- D. McBurney, 446 South Street, expressing support of the application. (2011-D25-00)

37. That, on the recommendation of the Director of Land Use Planning and City Planner, the following actions be taken with respect to the application of 1699259

Ontario Limited relating to the property located at 3313 Wonderland Road South:

- (a) the proposed by-law ~~attached~~ hereto as Appendix "A" **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011 to amend the Official Plan to **FROM** an Environmental Review **TO** Urban Reserve Community Growth Designation and to amend Schedule 'B1' of the Official Plan by deleting the Unevaluated Vegetation Patch from the site; and
- (b) the proposed by-law ~~attached~~ hereto as Appendix "B" **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011 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 Environmental Review (ER) Zone **TO** a Holding Urban Reserve (h-17\*UR4) Zone to allow for kennels, outdoor private clubs, riding stables, existing dwellings, agricultural uses, conservation lands, managed woodlots, wayside pits and passive recreation uses;

it being noted that the Built and Natural Environment Committee reviewed and received a communication dated July 12, 2011 from A. Soufan, York Developments, indicating support for the application.

it being pointed out that no oral submissions were presented at the public participation meeting associated with this matter.(2011-D11-06)

38. That the following actions be taken with respect to the Tree Conservation By-law:

- (a) the following items **BE INCORPORATED** into a future amendment to the Tree Conservation By-law:
  - (i) the requirement for a sign to be placed at the site where a tree cutting permit has been applied for that would provide contact information for residents to call to receive additional information regarding the permit;
  - (ii) the requirement for a sign to be placed at the site where a tree cutting permit has been granted, indicating that permission has been granted and the boundaries of the area where tree cutting will be permitted; and,
  - (iii) the requirement for a sign to be placed, for no less than ten days, at woodlots where a tree cutting permit has been granted, indicating that permission has been granted and the boundaries of the area where tree cutting will be permitted
- (b) information regarding the Tree Conservation By-law and contact information for residents, be placed in a more prominent location on the City's website.

39. That, on the recommendation of the Director of Development Planning and the City Planner, the following actions be taken with respect to the site plan application of 1129397 Ontario Inc. relating to the property located at 664 Queens Avenue:

- (a) the Approval Authority **BE ADVISED** that there were no issues raised at the public meeting of the Built and Natural Environment Committee held with respect to the application by 1129397 Ontario Inc. relating to lands at 664 Queens Avenue to provide for a triplex dwelling;
- (b) the Approval Authority **BE ADVISED** that the Municipal Council supports the granting of approval of the application by 1129397 Ontario Inc. relating to lands at 664 Queens Avenue to provide for a triplex dwelling;
- (d) the applicant **BE REQUESTED** to submit revised elevations showing skirting around the porch having a vertical orientation and not pressure treated lattice;
- (e) the Mayor and the City Clerk **BE AUTHORIZED** to execute a development agreement or other documents, if required, to give effect to the above-noted recommendations and subject to the above-noted conditions being met;
- (f) the applicant **BE ADVISED** that the Director of Development Finance has projected the following claims and revenues information:

	<u>Estimated Revenue</u>	<u>Estimated Claims</u>
Urban Works Reserve Fund	NIL	\$NIL
Other Reserve Funds (City Services & Hydro)	NIL	\$NIL
<b>TOTAL</b>	NIL	

it being pointed out that no oral submissions were made at the public participation meeting associated with this matter.  
(2011-D25-00)

Councillor Polhill moves that clauses 40 to 43, inclusive, be adopted.

Councillor Polhill moves, seconded by Councillor Armstrong, that clause 41 be amended by the addition of a new part (e) as follows:

“(e) **NO ACTION BE TAKEN** on the proposal to rename Trooper Mark Wilson Park”. CARRIED.

Pursuant to section 17.2 of the Council Procedure By-law, Councillor D. Brown calls for a separate vote on clause 43 of the 17th Report of the Built and Natural Environment Committee.

The motion to adopt clauses 40, clause 41, as amended, and clause 42 is put and CARRIED.

The motion to adopt clause 43 is put and CARRIED.

Clause 40, clause 41, as amended, and clauses 42 and 43 read as follows:

<p>40. That the site plan approval application of Nadio Di Pardo relating to the property located at 1872 and 1874 Trafalgar Street <b>BE REFERRED</b> back to the Civic Administration for further consultation with the applicant with respect to the proposed development of the subject properties;</p> <p>it being pointed out that at the public participation meeting associated with this matter, the following individuals made an oral submission in connection therewith:</p> <ul style="list-style-type: none"> <li>• D. McCrae, 1804 Trafalgar Street – indicating that the design of the proposed structure appears to suggest that a triplex will be constructed at the subject site and not a duplex, as is indicated on the application; expressing concern with the proposed height of the structure; and expressing concern that the site will not have sufficient parking to accommodate a triplex.</li> <li>• W. Hennesy, 1805 Whitehall Drive – expressing concern with the height of the proposed structure; and expressing concern that it is the owner’s intent to construct a triplex on each of the lots.</li> <li>• N. Di Pardo, applicant – indicating that it is his intent in the future to create a third dwelling unit in the proposed building; indicating that the height of the proposed building complies with the requirements of the Zoning By-law; and further indicating his intention to build a second triplex in the future on the vacant lot to be created.(2011-D25-00)</li> </ul> <p>41. That the following actions be taken with respect to the renaming of a portion of Hale and Trafalgar Streets:</p> <p>(a) the stub portions of Hale and Trafalgar Streets which provide frontage to 316, 318, 320 and 322 Hale Street and 1402, 1404, 1406, 1408, 1410, 1412, 1414 and 1416 Trafalgar Street, <b>BE RENAMED</b> to Trooper Wilson Place effective September 1, 2011;</p> <p>(b) on approval of the street name change, the City Clerk <b>BE REQUESTED</b> to introduce a by-law to rename the stub portions of Hale and Trafalgar Streets which provide frontage to 316, 318, 320 and 322 Hale Street and 1402, 1404, 1406, 1408, 1410, 1412, 1414 and 1416 Trafalgar Street to Trooper Wilson</p>
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Place;

- (c) the Director of Development Planning **BE DIRECTED** to re-number the properties known municipally as 1402, 1404, 1406, 1408, 1410, 1412, 1414 and 1416 Trafalgar Street to numbers which complement the number sequence in existence on Hale Street and provide notice of the effective date and numbering posting requirements; and,
- (d) pending the approval of the street renaming and confirmation of municipal number changes having been posted, the Civic Administration **BE DIRECTED** to reimburse the affected property owners on the stub portions of Hale and Trafalgar Streets at a rate of \$100.00 per address for the costs associated with the street renaming identified in part (a) above;
- (e) **NO ACTION BE TAKEN** on the proposal to rename Trooper Mark Wilson Park

it being noted that the Built and Natural Environment Committee reviewed and received a communication dated June 29, 2011 from Councillor W. J. Armstrong with respect to this matter.

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

- D. McKay, 1406 Trafalgar Street – indicating support of the proposed street name of Trooper Wilson Place; and indicating that he did not support the proposed renaming of Trooper Mark Wilson Park.(2011-D17-00)

42. That the matter related to the application submitted by Tridon Properties Limited relating to the property located at 1100 Fanshawe Park Road East **BE REFERRED** to a special meeting of the Built and Natural Environment Committee to be held on Monday, July 25, 2011 at 4:00 p.m., at which time the Civic Administration will bring forward a report providing additional draft plan approval conditions that would ensure the drainage concerns related to the Ross property located at 1150 Fanshawe Park Road East will be addressed in the final design of the stormwater management for the area;

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

- John Ross, 1150 Fanshawe Park Road East – advising that the drainage concerns related his property have not been adequately addressed in the proposed development proposal; indicating that it is unreasonable to require him to construct a costly interim measure; and requesting that the matter be deferred until such time as the final stormwater management design is completed and costs have been finalized.
- Don de Jong on behalf of the applicant – indicating that the applicant is in agreement with the recommendations contained in the staff report; and indicating concern with the required \$60,000.00 security to ensure that the Erosion and Sediment Control Plan is executed in accordance with the City Engineer approval procedure, by indicating that the City of London currently holds sufficient security.
- Bob Stratford, Engineering Consultant for the applicant – indicating that final stormwater management design occurs after draft plan approval is given; and indicating that the Ross property drainage will ultimately flow through his client's property;

it being noted that the ~~attached~~ revised Schedule A to the Zoning By-law Z-1 was received; it being further noted that the Built and Natural Environment Committee received a communication dated July 18, 2011 from Andrea and John Ross with respect to this matter. (2011-D11-07)

43. That, with the concurrence of the applicant, the following actions be taken with respect to the request for a demolition permit for 13-15 York Street:

- (a) consideration of the demolition permit request **BE REFERRED** to the Civic Administration to allow the applicant and the Civic Administration an opportunity to discuss possible streetscape opportunities and options for the subject

property; and,

(b) the Civic Administration **BE DIRECTED** to report back on this matter at the September 12, 2011 Built and Natural Environment Committee meeting;

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

- Steve Copp, agent for the applicant – indicating that they intend to demolish the structures to expand the loading area for the building supply centre business.
- Andy Spriet, architect for the applicant – indicating that the subject buildings have no architectural appeal from a heritage perspective. (2011-D10-00)

Councillor Polhill moves that clauses 44 to 47 be adopted.

Councillor Baechler moves, seconded by Councillor Branscombe, that clause 47 be amended in part (d) by adding the words “, which would include technical consultation and review of the information by the Upper Thames River Conversation Authority prior to commencing with steps as outlined in parts (d)(i) to (d)(v)”.

Councillor D. Brown moves, seconded by Councillor Van Meerbergen, that clause 47 be referred back for a public participation meeting with developers, landowners and other stakeholders.

At 8:31 p.m. Mayor Fontana places Councillor Hubert in the Chair and takes a seat at the Council board.

At 8:37 p.m. Mayor Fontana resumes the Chair and Councillor Hubert takes his seat at the Council board.

The motion to refer clause 47 is put and LOST on a recorded vote the Members voting as follows:

YEAS: Mayor Fontana and Councillors Polhill, Henderson, Van Meerbergen, D. Brown and S. White. (6)

NAYS: Councillors Armstrong, Swan, Baechler, Branscombe, M. Brown, Hubert, Usher and Bryant. (8)

The motion to amend clause 47 in part (d) by adding the words “, which would include technical consultation and review of the information by the Upper Thames River Conversation Authority prior to commencing with steps outlined in parts (d)(i) to (d)(v)” is put and CARRIED.

Councillor Polhill moves, seconded by Councillor Swan, that clause 47 be further amended to clarify that the action noted in part (c) would occur prior to the actions noted in part (d). CARRIED

The motion to adopt clause 47, as amended, is put and CARRIED on a recorded vote, the Members voting as follows:

YEAS: Mayor Fontana and Councillors Polhill, Armstrong, Swan, Baechler, Branscombe, M. Brown, Hubert, Henderson, Van Meerbergen, D. Brown, Usher, Bryant and White. (14)

NAYS: (0)

The motion to adopt clause 45 is put and LOST on a recorded vote, the Members voting as follows:

YEAS: Mayor Fontana and Councillors Polhill, Van Meerbergen, D. Brown, Usher, and White. (6)

NAYS: Councillors Armstrong, Swan, Baechler, Branscombe, M. Brown, Hubert, Henderson and Bryant. (8)

The motion to adopt clauses 44 and 46 is put and CARRIED.

Clause 44, clause 46 and clause 47, as amended, read as follows:

44. That, on the recommendation of the Director of Land Use Planning and City Planner, the following actions be taken with respect to the application of Pond Mills Square Realty Inc. relating to the property located at 1200 Commissioners Road East:

- (a) the request to amend the Official Plan to add a specific Chapter 10 (“Policies for Specific Areas”) policy area to allow an increase of 6,600 square metres (71,042 square feet) for professional and medical/dental office space in the existing Pond Mills Square shopping Centre **BE REFUSED** for the following reasons:
  - (i) the requested amendment is not consistent with Official Plan policies for large scale office uses; and,
  - (ii) the requested amendment is contrary to the Community Commercial Node designation policies in the Official Plan which restrict the amount of office uses permitted to “limited amounts”;
- (b) the request to amend Zoning By-law No. Z.-1 to change the zoning of the lands at at 1200 Commissioners Road East **FROM** a Community Shopping Area (CSA5) Zone which allows for a wide range of community scale, commercial retail and service uses, as well as some office uses, which serve the needs of the community or a number of neighbourhoods located within convenient driving distance **TO** Community Shopping Area Special Provision (CSA5(\_)) Zone to permit an increase in professional and medical/dental office space from 15% to 42% of the gross floor area **BE REFUSED** for the reasons as outlined in clause (a), above;
- (c) the proposed by-law ~~attached~~ hereto as Appendix “A” **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011 to amend the Official Plan to add a specific Chapter 10 (“Policies for Specific Areas”) policy area to allow increased professional and medical/dental office space in the existing Pond Mills Square shopping Centre; and,
- (d) the proposed by-law ~~attached~~ hereto as Appendix “B” **BE INTRODUCED** at the Municipal Council meeting on July 25, 2011 to amend the Zoning By-law No. Z.-1 (in conformity with the Official Plan, as amended in part (iii) above), to change the zoning for 1200 Commissioners Road East **FROM** a Community Shopping Area (CSA5) Zone which allows for a wide range of community scale, commercial retail and service uses, as well as some office uses, which serve the needs of the community or a number of neighbourhoods located within convenient driving distance **TO** Community Shopping Area Special Provision (CSA5(\_)) Zone to permit an increase in business office uses to a maximum gross floor area of 5,000 square metres (53,921 square feet);

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

- Alan Patton, Patton Cormier and Associates, on behalf of the applicant –advising that his client requires 6,600 square metres for professional and medical/dental office space in order to successfully adapt and reuse the subject site; indicating that he does not agree with staff’s interpretation of the Official Plan policies as it relates to the subject proposal; indicating that his client is not seeking an office designation; indicating that the subject proposal meets the general intent and purpose of Chapter 10 of the Official Plan; indicating that the total gross floor area proposed by his client is 22 percent and not 42 percent, as is suggested by staff; indicating that the proposal meets the conditions as outlined in Chapter 10 of the Official Plan; and indicating that the subject property is not viable as a commercial centre.(2011-D11-06)

46. That, on the recommendation of the Director of Land Use Planning and City Planner, the following actions be taken with respect to the application of The World Vietnamese Buddhist Order, Duc Quang Buddhist Centre relating to the properties located at 608 and 610 Hamilton Road:

- (a) the revised proposed by-law ~~attached~~ hereto as Appendix "A" **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011 to amend Zoning By-law No. Z.-1, in conformity with the Official Plan, to change the zoning of the subject properties **FROM** a Neighbourhood Facility (NF) Zone which permits church uses and an Arterial Commercial (AC2) Zone which permits a mix of small scale retail, office, service and residential uses **TO** a Neighbourhood Facility Special Provision (NF(\_)) Zone which permits elementary schools and church uses (including the Buddhist Centre), to allow a reduced front yard setback from the required 8.0 metres to 0.0 metres from the ultimate road allowance, to reduce the parking from a required 13 spaces to 3 spaces minimum, and to reduce the parking lot setback from the ultimate road allowance from the 3.0 metres that is required to 0.0 metres; it being noted that notwithstanding Zoning By-law section 4.21, the ultimate road allowance for Trafalgar Street (at 608 and 610 Hamilton Road) shall be 14.0 metres from centre line and the ultimate road allowance for 608 and 610 Hamilton Road shall be 14.0 metres from the centre line;
- (b) the Site Plan Approval Authority **BE REQUESTED** to consider the following objective through the Site Plan process: that any accessory structures, including fences, ponds, and statues be located outside of the ultimate road allowance;
- (c) Realty Services **BE DIRECTED** to work with the applicant to enter into potential encroachment agreements to allow for the temporary placement of accessory structures in the ultimate road allowance; and,

it being noted that the public participation meeting held on July 18, 2011, pursuant to Section 34(17) of the *Planning Act* fulfills the public meeting requirement and no further notice of a public meeting is required;

it being pointed out that there were no oral submissions made at the public participation meeting held in connection with this matter.(2011-D11-07)

47. That, on the recommendation of the Executive Director of Planning, Environmental and Engineering Services, the following actions be taken with respect to the completion of the Climate Change Adaptation Strategy Phase 1 that:

- (a) the "Updated Rainfall Intensity Duration Frequency Curves for the City of London under the Changing Climate Study" developed by UWO in collaboration with Delcan, **BE RECEIVED**;
- (b) the "City of London: Vulnerability of Infrastructure to Climate Change" study developed by UWO in collaboration with Delcan, Ottawa Office **BE RECEIVED**;
- (c) Planning, Environmental and Engineering Services **BE DIRECTED** to proceed with consultation with the public and interested parties with respect to increasing the City's existing Intensity Duration Frequency (IDF) Curves prior to undertaking the next steps as identified in (d), below;
- (d) Planning, Environmental and Engineering Services **BE DIRECTED** to proceed with the next set of Climate Change Adaptation Strategy studies as follows, which would include technical consultation and review of the information by the Upper Thames River Conversation Authority, prior to commencing with steps outlined in parts (d)(i) to (d)(v):
- (i) update the Water Resources Components of the existing Subwatershed Studies such as the Dingman Creek, Stoney Creek, Mud Creek, Medway Creek and Pottersburg Creek using the Climate Change Upper Bound (CC\_UB) scenarios in order to develop climate change Adaptation Policies; assess the impacts of these scenarios on the City's infrastructure and develop mitigation strategies;
  - (ii) develop the Water Resources Components and slope stability evaluation for a Central Thames Subwatershed Study using the Climate Change Upper Bound (CC\_UB) scenarios in order to develop climate change Adaptation Policies, assess the impacts of these scenarios on the City's infrastructure and develop mitigation strategies;
  - (iii) develop a Green Infrastructure Plan to incorporate an environmental/ecological approach to water resources management;
  - (iv) develop a Long-Term Climate Change Adaptation Strategy on the basis



- (v) of the outputs from studies (i) to (iii); and,  
use of 21% Intensity Duration Frequency (IDF) for modeling purposes;  
and
  - (e) the Civic Administration **BE DIRECTED** to hold a public participation meeting and consult with interested agencies to receive input upon the completion of the subwatershed studies outlined above;
- it being noted that the recommendations identified in the Executive Summary included in the report dated July 18, 2011 from the Executive Director of Planning, Engineering and Environmental Services will be addressed as part of the above noted studies. (2011-E02-00)

Councillor Polhill moves that clauses 48 to 54, inclusive, be adopted.

Councillor Bryant moves, seconded by Councillor Branscombe, that clause 49 be amended by in part (b) by deleting the words “J. Bruin, Parks Project Coordinator” and by replacing them with the words “Parks Planning and Design staff” and by deleting the words “on the process followed to provide informal information on construction projects in ESA’s” and by replacing them with the words “on all construction projects in ESA’s;”. CARRIED

The motion to adopt clause 48, clause 49, as amended, and clauses 50 to 54, inclusive, is put and CARRIED.

Clause 48, 49 as amended, and clauses 50 to 54, inclusive, read as follows:

48. That the following actions be taken with respect to the communication dated June 14, 2011 from R. Knutson of Knutson Development Consultants Inc. with respect to the Bierens Draft Plan of Subdivision 39T-08502:
- (a) the communication **BE PLACED** as a timed item on the agenda for the September 12, 2011 Built and Natural Environment Committee meeting; and,
  - (b) the Civic Administration **BE DIRECTED** to meet with Mr. Knutson and representatives of the Hyde Park Business Association prior to the September 12, 2011 BNEC meeting. (2011-D26-03)
49. That, on the recommendation of the Environmental and Ecological Planning Advisory Committee, the following actions be taken with respect to construction projects in environmentally sensitive areas (ESAs):
- (a) the Civic Administration **BE ASKED** to post construction projects contained in ESAs on the City’s website, in a similar manner to that of parks projects; and,
  - (b) Parks Planning and Design staff, **BE ASKED** to provide information to the Environmental and Ecological Planning Advisory Committee (EEPAC) on all construction projects in ESA’s;
- it being noted that the Environmental and Ecological Planning Advisory Committee heard a verbal delegation from D. Sheppard regarding the Kains Woods ESA construction project.
50. That, on the recommendation of the London Advisory Committee on Heritage, on the recommendation of the Stewardship Sub-Committee, notice of the Municipal Council’s intention to designate the property located at 84 Commissioner Road East to be of cultural historical and architectural value or interest **BE GIVEN** for the ~~attached~~ reasons under the provisions of subsection 29(3) of the *Ontario Heritage Act, R.S.O., 1990, c.0.18*; it being noted that the owner of the subject property (R.B. Flowers) has concurred with the above recommendation, with the understanding that the land to be included in the designation will be as shown on the assessment roll.
51. That, on the recommendation of the London Advisory Committee on Heritage, on the recommendation of the Director of Land Use Planning and City Planner, with the advice of the Heritage Planner, the Heritage Alteration Permit application of N. Heitzman, requesting permission for window replacements for the designated heritage property located at 869 Hellmuth Avenue **BE APPROVED**; it being noted that the

Heritage Planner has reviewed the proposed alteration and has advised that the impact of such alteration, on the heritage features of the property identified in the reasons for designation, is negligible; it being also noted that the London Advisory Committee on Heritage heard a verbal presentation from Z. Balogh, Duo Building Limited, with respect to this matter.

52. That, on the recommendation of the London Advisory Committee on Heritage, the City Clerk **BE ADVISED** of the following comments from the London Advisory Committee on Heritage with respect to the revised proposed governance structure:

- (a) a clear delineation should be established between natural heritage and parks as it relates to the London Advisory Committee on Heritage (LACH) terms of reference; it being noted that under the revised proposed structure, Parks & Facilities Planning & Construction (Parks & Facilities), reports to the Community Services Community and Natural Heritage Planning (Environmental Policies) reports to the Planning & Environment Committee; and,
- (b) the LACH terms of reference needs to be clarified under the new Standing Committee structure.

53. That, on the recommendation of the London Advisory Committee on Heritage, the following actions be taken with respect to the preparation of plaques for the Hamilton Road area:

- (a) the Hamilton Road Community Association **BE ASKED** to apply for funding from the Heritage Council and Creative City Fund to support the monthly programs being organized by the Hidden History of Hamilton Road Committee; it being noted that the Hamilton Road Community has achieved great success in the past year in building community involvement in the history of the Hamilton Road area; and,
- (b) \$1,500.00 **BE PROVIDED** from the London Advisory Committee on Heritage budget to the Historic Sites Committee to investigate and prepare interpretive plaques relating to the Hamilton Road area's history;

it being noted that the London Advisory Committee on Heritage (LACH) heard a verbal presentation from S. Harding, R. Day and A. Neilson, Hamilton Road Community Association, with respect to this matter.

54. That, on the recommendation of the London Advisory Committee on Heritage, on the recommendation of the Director of Land Use Planning and City Planner, with the advice of the Heritage Planner, the following actions be taken with respect to the Heritage Alteration Permit application of A. Foulon relating to the designated heritage property located at 867 Hellmuth Avenue:

- (a) alterations to the front porch **BE APPROVED**; and,
- (b) the gable window replacement **BE APPROVED, SUBJECT TO** a final assessment and approval by the Heritage Planner when firm specifications have been submitted;

it being noted that the Heritage Planner has reviewed the proposed alterations and has advised that the work is in conformity with the conservation guidelines for the Bishop Hellmuth Heritage Conservation District.

Councillor Polhill moves that clause 55 be adopted.

Councillor D. Brown moves, seconded by Councillor Polhill, that clause 55 be amended in line 3 by deleting the words "Elmwood Bowling Club (ELBC)" and by replacing them with the words "Fairmont Lawn Bowling Club (FLBC)" and be amended in line 4 by deleting the words "ensure that the ELBC retains" and by replacing them with the words "assist the FLBC in trying to retain". CARRIED

The motion to adopt clause 55, as amended, is put and CARRIED.

Clause 55, as amended, reads as follows:

55. That, on the recommendation of the London Advisory Committee on Heritage, the Civic Administration and Infrastructure Ontario **BE ASKED** to work with the Fairmont Lawn Bowling Club (FLBC), located on the London Psychiatric Hospital (LPH) lands, to assist the FLBC in trying to retain a lawn bowling playing field on the LPH lands.

Councillor Polhill moves that clauses 56 be adopted.

Councillor Polhill moves, seconded by Councillor Swan, that

- (a) the actions taken by the Municipal Council at its meeting held on May 16, 2011, in having adopted Clause 21(e) of the 12th Report of the Built and Natural Environment Committee concerning the Fox Hollow Development Area Stormwater Management Facility No. 2 Construction **BE RECONSIDERED**; it being noted Clause 21(e) reads as follows:

“21 (e) the approval given herein **BE CONDITIONAL** upon the Corporation receiving all lands required for the Fox Hollow Stormwater Management Facilities Nos. 1, 2, 3, Heard Drain and Fox Hollow trunk sanitary sewer from the various developers, receiving the Certificate of Approval required for the Fox Hollow Stormwater Management Facilities Nos. 1, 2, 3, Heard Drain from the MOE; and entering into a formal contract or issuing a purchase order relating to the material to be supplied and the work to be done relating to this project (Tender TI 1-40)”; CARRIED

Councillor Polhill moves, seconded by Councillor White, that:

- (b) the said part (c) of Clause 21 of the 12th Report of the Built and Natural Environment Committee from its meeting held on May 2, 2011 **BE RESCINDED**; and
- (c) the approval provided with respect to the award of a contract for the Fox Hollow Development Area SWMF No. 2 Construction **BE CONDITIONAL** upon the Corporation receiving all lands required for the Fox Hollow Stormwater Management Facilities Nos. 2, 3, and Heard Drain and Fox Hollow trunk sanitary sewer from the various developers, receiving the Certificate of Approval required for the Fox Hollow Stormwater Management Facilities Nos. 2, 3, and Heard Drain from the MOE; and entering into a formal contract or issuing a purchase order relating to the material to be supplied and the work to be done relating to this project (Tender TI 1-40). CARRIED

Clauses 56 reads as follows:

56. That, on the recommendation of the Managing Director of Development Approvals Business Unit, the following actions be taken with respect to the Fox Hollow Development Area Stormwater Management Facility No. 2 Construction (ES3019):

- (a) the actions taken by the Municipal Council at its meeting held on May 16, 2011, in having adopted Clause 21(e) of the 12th Report of the Built and Natural Environment Committee concerning the Fox Hollow Development Area Stormwater Management Facility No. 2 Construction **BE RECONSIDERED**; it being noted Clause 21(e) reads as follows:

“21 (e) the approval given herein **BE CONDITIONAL** upon the Corporation receiving all lands required for the Fox Hollow Stormwater Management Facilities Nos. 1, 2, 3, Heard Drain and Fox Hollow trunk sanitary sewer from the various developers, receiving the Certificate of Approval required for the Fox Hollow Stormwater Management Facilities Nos. 1, 2, 3, Heard Drain from the MOE; and entering into a formal contract or issuing a purchase order relating to the material to be supplied and the work to be done relating to this project (Tender TI 1-40)”;

- (b) the said part (c) of Clause 21 of the 12th Report of the Built and Natural Environment Committee from its meeting held on May 2, 2011 **BE RESCINDED**; and

- (c) the approval provided with respect to the award of a contract for the Fox Hollow Development Area SWMF No. 2 Construction **BE CONDITIONAL** upon the Corporation receiving all lands required for the Fox Hollow Stormwater Management Facilities Nos. 2, 3, and Heard Drain and Fox Hollow trunk sanitary sewer from the various developers, receiving the Certificate of Approval required for the Fox Hollow Stormwater Management Facilities Nos. 2, 3, and Heard Drain from the MOE; and entering into a formal contract or issuing a purchase order relating to the material to be supplied and the work to be done relating to this project (Tender TI 1-40);

The Chair directs that clauses 57 to 65, inclusive, of Section II be noted. Clauses 57 to 65 read as follows:

57. That the Built and Natural Environment Committee reviewed and received the 5th Report of the Transportation Advisory Committee from its meeting held on June 7, 2011. (See Report attached.)
58. That the Built and Natural Environment Committee reviewed and received an information report from J. Fielding, Chief Administrative Officer, with respect to an update on subdivision applications. (2011-D26-00)
59. That the Built and Natural Environment Committee reviewed and received an information report from the Director of Wastewater and Treatment with respect to an update on the Thames River Clear Water Revival. (2011-E07-00)
60. That the Built and Natural Environment Committee reviewed and received the monthly report from the Director of Building Controls and Chief Building Official relating to Building Activity and Inspector Workload for May, 2011. (2011-D05-00)
61. That the Built and Natural Environment Committee reviewed and received clause 2 and clauses 4 to 15, inclusive, of the 7th Report of the London Advisory Committee on Heritage from its meeting held on June 8, 2011; it being noted that the BNEC heard a verbal delegation from George Goodlet, Chair, LACH with respect to this Report. (See Report attached.)
62. That the Built and Natural Environment Committee reviewed and received clauses 2 to 5, inclusive, of the 7th Report of the Environmental and Ecological Planning Advisory Committee (EEPAC) from its meeting held on June 16, 2011; and heard a verbal delegation from D. Sheppard, Chair, EEPAC with respect to this Report. (See Report attached.)
63. That the Built and Natural Environment Committee reviewed and received clauses 6 to 15, inclusive and clauses 17 to 19, inclusive, of the 8th Report of the London Advisory Committee on Heritage (LACH) from its meeting held on July 13, 2011. (See Report attached.)
64. That Councillor D. Brown disclosed a pecuniary interest in clause 43 of this Report having to do with an application for demolition for the property known as 13-15 York Street, by indicating that her employer leases land adjacent to the subject property.
65. That Councillor White disclosed a pecuniary interest in clause 21 of this Report having to do with a contract for a new traffic signal at the intersection of Gainsborough Road and Coronation Drive East, by indicating that she owns property in the area.

**18TH REPORT OF THE  
BUILT AND NATURAL ENVIRONMENT COMMITTEE**

238. Councillor Polhill presents the 18th Report of the Built and Natural Environment Committee.

Councillor Polhill moves that clauses 1 to 3, inclusive, be adopted.

At 9:17 p.m. Mayor Fontana places Councillor Van Meerbergen in the Chair and leaves the meeting.

At 9:22 p.m. Mayor Fontana resumes the Chair and Councillor Van Meerbergen takes his seat at the Council board.

The motion to adopt clauses 1 to 3, inclusive, is put and CARRIED.

Clauses 1 to 3, inclusive, read as follows:

1. That, on the recommendation of the Director, Wastewater and Treatment, Planning, Environmental and Engineering Services, the following actions be taken with respect to the appointment of a consultant for the Bio-Solids Dewatering Optimization and Upgrade Project (ES 2095):
  - (a) R.V. Anderson and Associates, 557 Southdale Road East, Suite 200, London N6E 1A2 **BE APPOINTED** for Consulting Engineers—Design Phase, for the Bio-Solids Dewatering Optimization and Upgrade project in accordance with the estimate, on file, at an upset amount of \$350,986 (excluding H.S.T.), based upon the Fee Guideline for Professional Engineering Services, recommended by the Ontario Society of Professional Engineers, and in accordance with Section 15, Clause 15.2(d) of the Procurement of Goods and Services Policy;
  - (b) the financing for the project **BE APPROVED** in accordance with the “Sources of Financing Report” ~~attached~~ hereto as Appendix “A”;
  - (c) the approvals given herein **BE CONDITIONAL** upon the Corporation entering into a formal contract with the consultant for the work.
2. That, on the recommendation of the Director of Development Planning and the Managing Director of Development Approvals Business Unit, as a result of the input at the public meeting held by the Built and Natural Environment Committee with respect to the application submitted by Tridon Properties Limited relating to the proposed draft plan of subdivision and proposed rezoning of property located at 1100 Fanshawe Park Road East:
  - (a) the Approval Authority **BE ADVISED** by Municipal Council that condition #33 in Appendix “39T-11501” of the staff report, dated July 18, 2011, be replaced with the following:

“33. In conjunction with the Design Studies submission, the Owner shall have his professional engineer identify the storm/drainage and SWM servicing works for the subject lands and how the interim and ultimate drainage from external lands at 1150 & 1152 Fanshawe Park Road East will be handled (e.g. including drainage ditch and outlet from Stackhouse Avenue), all to the satisfaction of the City Engineer.”;
  - (b) the Approval Authority **BE ADVISED** by Municipal Council that the following additional condition be added as a condition of draft approval:

“xx. Storm drainage Design Studies prepared by the Owner’s consultant will be provided to the owners of 1150 & 1152 Fanshawe Park Road East, upon receipt by the City, to the satisfaction of the Managing Director of Development Approvals Business Unit.”;
  - (c) a change in the drainage flows for lands at 1150 & 1152 Fanshawe park Road east to drain entirely towards Fanshawe Park Road East **BE APPROVED**;
  - (d) Tridon Properties Limited’s submission of a claim to cover the cost of oversizing storm works based on the least cost internal routing plan to accommodate stormwater from 1150 & 1152 Fanshawe Park Road East and the Fanshawe Park Road East road allowance, in accordance with the Development Charges By-Law **BE APPROVED**, and
  - (e) the environmental assessment graphic entitled “Modified Stoney Creek EA – 2011” **BE REVISED** by the Managing Director of Development Approvals to include drainage flows from 1150 and 1152 Fanshawe Park Road East drain to Fanshawe Park Road east in their entirety.

It being noted that the Built and Natural Environment Committee heard a verbal delegation from Mr. John D. Ross with respect to this matter.

3. That, on the recommendation of the Director of Development Planning and the Managing Director, Development Approvals Business Unit, the following actions be taken with respect to entering into a subdivision agreement between The Corporation of the City of London and Corlon Properties Inc. and Sunningdale Golf & Country Club Ltd., for the subdivision of land over Part of Lot 48, Compiled Plan 1029, (Geographic Township of London), City of London, County of Middlesex, municipally referred to as 312 Sunningdale Road East;

- (a) the ~~attached~~ Subdivision Agreement between The Corporation of the City of London and Corlon Properties Inc. and Sunningdale Golf & Country Club Ltd - (39T-10502) **BE APPROVED**;
- (b) the financing for this project **BE APPROVED** as set out in the Source of Financing Report ~~attached~~ hereto as Appendix "A";
- (c) the Mayor and the City Clerk **BE AUTHORIZED** to execute this Agreement, any amending agreements and all documents required to fulfill its conditions; and
- (d) Council **BE ADVISED** that the anticipated reimbursements from the Capital Works Budget have been negotiated:
  - i) for lands dedicated to the City for the construction of Sunningdale SWM Facility 4, (being Block 176 of the Draft Approved Plan 39T-10502) the estimated cost of which is \$1,147,804.00 Dollars (CDN), (4.622 ha at \$247,100/hectare (\$100,000/acre)), plus applicable taxes;
  - ii) for lands dedicated to the City, compensation area, (being Block 179 of the Draft Approved Plan 39T-10502) the estimated cost of which is \$7,460.91 Dollars (CDN), (0.549 ha at \$13,590/hectare (\$5,500/acre)), plus applicable taxes; and
  - iii) for approved consulting fees as accepted by the Managing Director, Development Approvals Business Unit, in consultation with the Director – Development Finance and the City Engineer, which in the opinion of the City Engineer were necessary and pertinent to the initial design of Sunningdale SWM Facility 4, and useful for the remaining activity necessary to complete the construction of the pond, estimated in the amount not to exceed an amount of \$198,289.44 Dollars (CDN), plus applicable taxes.

it being noted that the Built and Natural Environment Committee heard a verbal delegation from Mr. David R. Schmidt, Development Manager, Sunningdale with respect to this matter.

it being further noted that the Managing Director of Development Approvals provided the ~~attached~~ information handout showing the project costs.

The Chair directs that clause 4 of Section II be noted. Clause 4 reads as follows:

4. That the Built and Natural Environment Committee received an information report from the Executive Director, Planning, Environmental and Engineering Services with respect to Pottersburg Creek erosion repair works.

**17TH REPORT OF THE  
BUILT AND NATURAL ENVIRONMENT COMMITTEE (continued)**

239. Councillor Polhill moves that clause 18 be adopted. CARRIED

Clause 18 reads as follows:

18. That, on the recommendation of the Director of Development Planning and the Managing Director, Development Approvals Business Unit, the following actions be taken with respect to entering into a subdivision agreement between The Corporation of the City of London and 2047790 Ontario Inc. for the subdivision of land over South Half of Lot 14, Concession 6 (geographic Township of London) City of London, County of Middlesex, municipally referred to as 530 Sunningdale Road East:

- (a) the ~~attached~~ Subdivision Agreement between The Corporation of the City of London and 2047790 Ontario Inc. - (39T-05510) **BE APPROVED**;
- (b) the financing for this project **BE APPROVED** as set out in the Source of Financing Report, ~~attached~~ hereto as Schedule "A";
- (c) the Mayor and the City Clerk **BE AUTHORIZED** to execute this Agreement, any amending agreements and all documents required to fulfill its conditions; and
- (d) the Municipal Council **BE ADVISED** that the following anticipated reimbursements from the Capital Works Budget have been negotiated:
  - (i) for lands dedicated to the City for the construction of Uplands North SWM Facility B2 (ES-3019) (being Block 31 of the Draft Approved Plan 39T-05510) the estimated cost of which is \$474,184.90, (4.74 acres at \$100,000.00 an acre) plus applicable taxes; and,
  - (ii) for open space lands dedicated to the City for the construction of Uplands North SWM Facility B2 (ES-3019) (being Block 29 of the Draft Approved Plan 39T-05510) the estimated cost of which is \$54,183.33, (9.85 acres at \$5,500.00 an acre) plus applicable taxes. (2011-D26-04)

**13TH REPORT OF THE  
COMMUNITY AND NEIGHBOURHOODS COMMITTEE**

240. Councillor Usher presents the 13th Report of the Community and Neighbourhoods Committee.

Councillor Usher moves that clauses 1 and 2 be adopted.

Pursuant to section 17.2 of the Council Procedure By-law, Councillor White calls for a separate vote on clause 2.

At 9:25 p.m. Councillor Polhill leaves the meeting.

Councillor Hubert moves, seconded by Councillor M. Brown, that clause 2 be amended by deleting part (d). CARRIED

The motion to adopt clause 1 is put and CARRIED.

The motion to adopt clause 2, as amended, is put and CARRIED

Clause 1 and clause 2, as amended, read as follows

1. That, on the recommendation of the Chief Administrative Officer, the following actions be taken with respect to the governing legislation for Museum London:

- (a) the ~~attached~~ proposed by-law to revise the *London Regional Art and Historical Museums Act 1989*, S.O.1989 c. Pr24, at the request of Museum London, **BE REFERRED** to the August 16, 2011 meeting of the Community and Neighbourhoods Committee; and,
- (b) the City Clerk **BE DIRECTED** to give written notice to the Board of Museum London, in accordance with The Corporation of the City of London Public Notice Policy, as contained in By-law No. A.-6151-17, as amended, that the above-noted proposed by-law has been referred to the Community and Neighbourhoods Committee, for its meeting to be held on August 16, 2011, for consideration. (2011-C15-00)

2. That, on the recommendation of the Executive Director of Community Services, the following actions be taken with respect to the policy paper entitled, "Towards a Community Addiction and Mental Health Strategy for the City of London":
- (a) the policy paper entitled "Towards a Community Addiction and Mental Health Strategy for the City of London", ~~attached~~ hereto as Appendix A, **BE ENDORSED**, in principle;
  - (b) the City Clerk **BE DIRECTED** to schedule a public participation meeting at the August 16, 2011 meeting of the Community and Neighbourhoods Committee, to receive comments and criticisms of the policy paper prior to directing the Civic Administration to finalize the policy paper;
  - (c) the Mayor **BE REQUESTED**, in the interim, to write to the Premier of Ontario to:
    - (i) acknowledge the announcement and implementation of "Open Minds, Healthy Minds: Ontario's Comprehensive Mental Health and Addictions Strategy"; and,
    - (ii) request that notwithstanding its early investment in children and youth, the Government of Ontario make an immediate commitment of funding, via the Southwest Local Health Integration Network, to implement the service priorities identified in the City's policy paper entitled "Towards a Community Addiction and Mental Health Strategy for the City of London";
  - (d) copies of the letter noted in (c), above, **BE SENT** to the local Members of the Legislative Assembly, the Southwest Local Health Integration Network and to the Association of Municipalities of Ontario. (2011-C06-00)

Councillor Polhill enters the meeting at 9:33 p.m.

Councillor Usher moves that clauses 3 to 9, inclusive, be adopted. CARRIED

Clauses 3 to 9 read as follows:

3. That, on the recommendation of the Director of Building Controls and Chief Building Official, the ~~attached~~ proposed by-law **BE INTRODUCED** at the Municipal Council meeting on July 25, 2011; it being noted that the effect of the by-law will be to cause the City to take all necessary actions to demolish a building at 2280 Wickerson Road and leave the property in a graded and levelled condition. (2011-D10-00)
4. That, on the recommendation of the Director of Building Controls and Chief Building Official, the ~~attached~~ proposed by-law **BE INTRODUCED** at the Municipal Council meeting on July 25, 2011; it being noted that the effect of the by-law will be to cause the City to take all necessary actions to demolish a building at 5181 Wellington Road South and leave the property in a graded and levelled condition. (2011-D10-00)
5. That, on the recommendation of the Director of Municipal Housing, with the concurrence of the Executive Director of Community Services, the following actions be taken with respect to the Four Feathers Housing Co-operative Inc. project at 205 Commissioners Road West, which was approved by Municipal Council on May 30, 2011:
- (a) in accordance with Municipal Housing Facilities By-Law No A-5814-11, the ~~attached~~ proposed by-law **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011, to authorize a Municipal Contribution Agreement substantially in the form of the agreement appended to the by-law and to the satisfaction of the City Solicitor; and,
  - (b) the Mayor and the City Clerk **BE AUTHORIZED** to execute the above-noted Municipal Contribution Agreement. (2011-C03-00)
6. That, on the recommendation of the Director of Neighbourhood and Children's Services, with the concurrence of the Executive Director of Community Services, the ~~attached~~ proposed by-law (Appendix A) **BE INTRODUCED** at the Municipal Council meeting of July 25, 2011 to:
- (a) approve the License Amendment Agreement between Saskatoon Regional



Health Authority and The Corporation of the City of London and the Middlesex-London Health Unit for a license to use the “*in motion*” health promotion strategy; and,

- (b) authorize the Mayor and City Clerk to execute the License Amendment Agreement in (a), above. (2011-C06-00)

7. That, on the recommendation of the Director of Neighbourhood and Children’s Services, with the concurrence of the Executive Director of Community Services the ~~attached~~ proposed By-law (Appendix A) **BE INTRODUCED** at the Municipal Council meeting of July 25, 2011 to:

- (a) approve the agreement with Community Living London for permission to use portions of the Carling Heights Optimist Community Centre (Schedule A) including Office Space, and Large Meeting Room for the purpose of providing its programs and services;
- (b) approve the agreement with Community Living London for permission to use portions of the East Lions Artisans Centre (Schedule B) including Office Space and Standard Meeting Room for the purpose of providing its programs and services; and
- (c) authorize the Mayor and City Clerk to execute the Agreements in (a) and (b) above. (2011-C06-00)

8. That clause 1 of the 6 Report of the AWAC **BE AMENDED** and **BE REFERRED** to the Civic Administration for consideration; subject to the amendment (in line 2 of clause 1, by deleting the words “B. Bruce, Calgary Director of Animal and By-law Services”) as

Clause 1 reads as follows:

“That the Civic Administration **BE REQUESTED** to use a portion of the Animal Welfare Reserve funds to engage the services of B. Bruce, Calgary Director of Animal and By-law Services as a consultant to give input to the new tender and contract for Animal Services and implementation of the same; it being noted that the Animal Welfare Advisory Committee (AWAC) held a general discussion with respect to this matter and received a report dated June 14, 2011, from the Director of Environmental Programs and Solid Waste, with respect to expanding the scope of animal welfare initiatives as part of the City’s Animal Services Program.”

9. That the attached final report, prepared by the Animal Welfare Advisory Committee (AWAC), with respect to moving toward a sustainable and integrated model of animal care in London **BE REFERRED** the Civic Administration for consideration relating to this matter.

Councillor Usher moves that clauses 10 to 13, inclusive, be adopted.

Councillor Usher moves, seconded by Councillor Swan, that clause 11 be amended by deleting the words “**REFERRED** to” and by replacing them with the words “**BROUGHT** to the attention of”. CARRIED

The motion to adopt clause 10, clause 11, as amended, and clauses 12 and 13, is put and CARRIED.

Clause 10, clause 11, as amended, and clause 13 to read as follows:

10. That, clause 1 of the 5th Report of the Community Safety and Crime Prevention Advisory Committee **BE REFERRED** to the Civic Administration for consideration:

Clause 1 reads as follows:

“That the Civic Administration **BE REQUESTED** to designate a Land Use Planner to the Active and Safe Routes to School (ASRTS) Steering Committee; it being noted that the Community Safety and Crime Prevention Advisory Committee (CSCP) heard the attached presentation from G. McMahon, Block Parent, D. Szoller, Chair, Active and

Safe Routes to School, and L. Felner, Middlesex and London Health Unit, with respect to the Active and Safe Routes to School, School Travel Planning (STP) and the Walking School Bus "Block Walker" Program; it being further noted that the CSCP endorses the STP pilot project based on the above-noted presentation, and asked that upon the completion of the pilot project, a follow-up report be provided to the CSCP."

11. That, on the recommendation of the Advisory Committee on the Environment (ACE), the matter relating to Canada blocking asbestos from the hazardous chemicals list at the UN summit **BE BROUGHT** to the attention of the Federation of Canadian Municipalities (FCM) and Association of Municipalities of Ontario (AMO), as further evaluation may be warranted due to the conflict of local expenditures of asbestos removal and national policy; it being noted that the ACE reviewed and received a communication dated June 22, 2011, from S. O'Neill, with respect to this matter.

12. That, clause 2 of the 7th Report of the Advisory Committee on the Environment (ACE), **BE AMENDED** in line 2 of part (a) by deleting the words "full disclosure of" and by replacing them with the words "information on", and **BE ADOPTED** as follows:

- (a) the Mayor **BE ASKED** to send a letter to the provincial government requesting information on the impact that CETA will have on the local food procurement agreements and the right of farmers to save, re-use, exchange and sell seeds;
- (b) the Civic Administration **BE REQUESTED** to provide an update on the London Food Charter; and,
- (c) G. Hopcroft, Director of Intergovernmental and Community Liaison **BE INVITED** to attend the September 7, 2011 meeting of the Advisory Committee on the Environment (ACE) to provide an update on CETA and the steps the City has taken regarding this matter;

it being noted that the ACE reviewed and received a communication dated June 21, 2011, from Rev. R. M. Stevens, London Conference, United Church of Canada, with respect to this matter.

13. That, on the recommendation of the Advisory Committee on the Environment (ACE), the City Clerk **BE REQUESTED** to consider electronic circulation of agendas for the Advisory Committee on the Environment (ACE) as a demonstration that existing City of London technology supports digitized communications as recommended and based on the Governance Task Force Report.

Councillor Usher moves that clauses 14 to 16, inclusive, be adopted. CARRIED

Clauses 14 to 16 read as follows:

14. That clause 1 of the 7th Report of the London Diversity & Race Relations Advisory Committee having to do with the International Day to Eliminate Racism **BE DELETED**, and **BE REPLACED** with the following recommendation:

"That the London Diversity and Race Relations Advisory Committee **BE ENCOURAGED** to provide whatever assistance it can, within its mandate and resources, towards the efforts of the Human Rights Committee of CAW Local 27, as it relates to CAW Local 27's March 21st project to inspire youth to become advocates against racism; it being noted that the City of London has and will continue to bring focus to the March 21st International Day for the Elimination of Racial Discrimination through its Race Relations Awards which:

- acknowledge and recognize businesses, organizations, private and public institutions or their representatives who initiate and take actions to further race relations in London and to eliminate racial discrimination in our community;
- heighten public awareness of positive race relations as well as within the business community and our own corporation; and,
- encourage ongoing city-wide activities which promote/advance London as a welcoming city."

15. That, on the recommendation of the Accessibility Advisory Committee (ACCAC), the Civic Administration **BE REQUESTED** to review and provide information back to the ACCAC with respect to the changes to the parking ticket validation equipment at Citi-Plaza, it being noted that the ACCAC received a verbal report from K. Bogema on behalf of the Facilities Sub-Committee and also noted that continued completion of restaurant accessibility evaluation forms was encouraged and that K. Bogema, M. Dawthorne, B. Quesnel and A. Rinn will meet with Rich Trella of the John Labatt Centre.

16. That, on the recommendation of the Accessibility Advisory Committee (ACCAC), the Civic Administration **BE REQUESTED** to consider the following intersections as top priorities for the installation of audible pedestrian signals:

- (a) Baseline Road East and Fairview Avenue;
- (b) Platt's Lane and Cherryhill Place; and,
- (c) Cherryhill Boulevard and Cherryhill Circle.

Councillor Usher moves that clauses 17 and 18 be adopted.

Councillor Usher moves, seconded by Councillor Hubert that clause 17 be amended by deleting all references to the "Western Fair Association" and by replacing them with the "Western Fair District". CARRIED

Pursuant to section 17.2 of the Council Procedure By-law, Councillor Henderson calls for a separate vote on clause 17.

The motion to adopt clause 17, as amended, is put and CARRIED.

The motion to adopt clause 18 is put and CARRIED.

Clause 17, as amended, and clause 18 read as follows:

17. That, on the recommendation of the Accessibility Advisory Committee (ACCAC), the Municipal Council **BE ASKED** to support in principle Western Fair District's Community Access Program (CAP); it being noted that the ACCAC heard a verbal presentation from B. Sayler and H. Blackwell, Western Fair District, with respect to the CAP and that additional information will be provided, as requested.

18. That, on the recommendation of the City Clerk, the attached proposed by-law (Schedule A), being a by-law to amend By-law A-40 to provide for a registration fee for the Accessibility Advisory Committee's Annual Action and Empowerment Day, **BE INTRODUCED** at the Municipal Council meeting to be held on July 25, 2011;

it being pointed out that at the public participation meeting associated with this matter, no individuals made an oral submission in connection therewith.

Councillor Usher moves that clause 19 be adopted. CARRIED

Clause 19 reads as follows:

19. That the Civic Administration **BE DIRECTED** to prepare a report for the September 13, 2011 Community and Neighbourhoods Committee meeting to include the following items:

- (a) a review of the public input received on the staff report entitled "Expanding the Scope for Animal Welfare Initiatives as Part of the City's Animal Services Program" to determine how the input can be addressed as part of this process, and,
- (b) the development of a Work Plan to address items in the staff report, specifically noting items identified in the Guidance Document that can be implemented in 2011 and 2012 to improve animal welfare in the following areas:
  - different types of animal service delivery models;

- the key components of a forward-thinking animal services model;
- adjustments to the City of London animal services model;
- methods for identifying cats and dogs;
- spay/neuter programs;
- managing community (feral) cats;
- foster homes for unwanted animals;
- revisions to the number of cats and dogs permitted per household (pet limits);
- the City of London becoming a partner in a large-scale animal foster and adoption facility;
- roles for community partners in animal welfare services;
- the potential role for the Provincial Government; and,
- financing animal services;

it being noted that the Community and Neighbourhoods Committee heard the attached presentation from the Director of Environmental Programs and Solid Waste, with respect to this matter;

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

- M. Shepherd and A. Pappmehl, Animal Welfare Advisory Committee (AWAC) – noting that the AWAC's proposed recommendations are outlined in the attached presentations.
- S. Rans, London Animal Welfare Association - noting the points addressed in her submission, dated July 19, 2011, as included as item #24 on the CNC agenda.
- L. Pidlubny, London Dog Owners Association - noting the points addressed in her submission, as included as item #23 on the CNC agenda.
- M. Blosch, 43 Mayfair Drive – indicating that she has spent the last seven years working with the City of London on animal issues, some of those through the Urban League of London, noting that the Urban League of London's principle is community involvement, as a member of the 2006 Companion Animal Welfare Task Force and as a member of the Animal Welfare Advisory Committee; expressing that rescue groups have done tremendous work despite the current animal services contract; suggesting the pound at the London Animal Care Centre is shameful; the contract as is should not be renewed, it needs to be thrown out all together; and expressing that Council needs to send a clear message that the contract needs to be changed.
- M. Blosch, representing F. Morrison, 803 Waterloo Street – expressing that it is no longer acceptable to round up animals and kill them when no other solution is present; stating that the City of London works closely with animal rescue groups to find non-lethal solutions for stray, feral and lost companion animals and has taken progressive steps to move London towards being a city that does not kill healthy adoptable animals; further expressing that the city adopt the proposed recommendations presented by the AWAC, the Cooperative for Companion Animals and the staff report; lastly, suggesting that wildlife also needs consideration in the animal service contract, and our animal services contract should demand the sensitive handling, education and awareness of all animals regardless of the species.
- D. Ennis, Cooperative for Companion Animals (CCA) - noting the CCA's proposed actions outlined in the attached presentation.
- L. Ristmae, Animal Rescue Foundation (ARF) Ontario – expressing the need to show solidarity with the rescue community; noting that London needs to move toward, 'no kill'; further noting the following suggestions: pet stores should be prohibited from selling animals for profit, the time that animals are kept at the kennel should be increased; there should be no household pet limiting, microchipping should be mandatory, there should be a volunteer coordinator and lastly, a change to the contract is needed.
- B. Saylor, 316 Rectory Street – providing comments as outlined in the attached communication.
- L. Brown, Founder, Backyard Friends Cat Rescue and Adoptions – providing comments as outlined in the attached communication.
- D. Fortney, Animal Outreach Stray Cat Rescue – providing comments as outlined in the attached communication.
- S. Ross, 581 Elmdale Avenue – providing comments as outlined in the attached communication.

- R. Morely, 1291 Rideau Gate - noting the points addressed in his submission, dated July 19, 2011, included as item #25 on the CNC agenda.
- B. Warder, 188 Bruce Street – providing comments as outlined in the attached communication.
- S. Verton-Shaw, 6 Front Street – providing comments as outlined in the attached communication.
- A. Fehr, 901 Wonderland Road South - providing comments as outlined in the attached communication.
- H. Vandelloo, 6 Imperial Road – providing comments as outlined in the attached communication.
- V. Van Linden, 431 Richwood Crescent – providing comments as outlined in the attached communication.
- J. Robertson, 31 Yew Tree Gardens – indicating that many people look at Kijiji Classifieds as a site to find a pet; further indicating that Petfinder.com, a rescue group, has partnered with Kijiji so now there is a place to find rescue animals needing a home.
- D. McKennie, 130 Connaught Avenue – expressing his agreement with what is being said; there should be no exception for foster homes on the pet limits; indicating there are a lot of people fostering pets over and over again, just let them adopt them outright.
- O. Hobson, 45 Evergreen Avenue – expressing the need to change the by-law to allow chickens as pets; the City has very poor by-laws, if we had good by-laws in place these issues would be taken care of.
- P. Harris, North Middlesex – expressing that wildlife rehabilitation affects him in North Middlesex; noting that the City of London has a by-law prohibiting people being a wildlife rehabilitator and staff are having to deal with wildlife in the City; indicating that the City of London is loaded with raccoons and they don't need to be ending up at the London Animal Care Centre to be euthanized; and the Ministry of Natural Resources should monitor rehabilitation.
- L. Groves, 30 Kirkton Court – expressing that his experience with the City has been seeing by-laws not enforced, there is a need for more enforcement officers, they should be in the schools, parks, etc. enforcing the by-laws; noting that J. Stanford should be commended for producing this report, but there is far too much information, it will need further debate; expressing that ratepayers say the City of London is slow to get things done; it took Calgary 15 years to get where they are now, I submit that London move a little slower, one step at a time, the proposed program is a very worthy objective and I support it; further indicating that people should not go near the London Humane Society, it is a closed shop.
- R. Barlow, 400 Princess Avenue – expressing that she has rescued two cats, noting that she is a student and they are here to help as much as possible; indicating that she has money for food and resources from her parents to care for the two rescued cats and urging that programs be put in place to prevent problems.
- S. Baisley, 30 Shaftsbury Avenue – indicating that she owns a pet food store and she has a high volume of people coming through; further indicating that the majority of those with cats do not have licenses and they will not license their pet just to fund having animals killed at the London Animal Care Centre.
- J. Van Dale, 745 Rowntree Avenue – indicating that he is the past chair of the London Humane Society; noting that it is the City who has to be the steward of this program and it needs to be owned by the City; further noting that Calgary has a good model and we have to make a Calgary model for London; expressing that the London Humane Society moved to discharge its membership and the City needs to be aware of the Humane Society's status.
- A. Ling, 182 Sterling Street – indicating that she has two feline colonies on Sterling Street and puts out over \$100.00 in food and transportation; expressing that we do so much for the City because we love our animals; noting that the colonies in London need volunteers.
- L. Shook, 1321 Byron Baseline Road – providing comments as outlined in the attached communication.
- C. Boston, 498 Queens Avenue – expressing surprise that there is a pilot program for low income families, a lot of people are not aware of the program; noting that the City of London needs to do a better job of advertising these programs.
- K. Lemu, 46 Belgrave Avenue – expressing that she has done a lot of fostering and volunteering; indicating that this deals with spay and neuter and she is concerned with how much a veterinarian can handle; further indicating that she

supports the program, it is good in principle; noting that there are not enough homes for the pets, and that the spay/neuter will stop them before they are born which is the only assurance of control.

- D. Kulinitch, 79 Dreaney Avenue – indicating that he came out in support of the animal rescue groups; expressing that he is appalled that the London Animal Care Centre does what they do; we have taken kittens there not realizing that they didn't have a chance; further expressing that the City move should forward and implement what is in the report. (2011-P04-00)

Councillor Usher moves that clauses 20 to 25, inclusive, be adopted.

At 9:48 p.m. Mayor Fontana places Councillor Hubert in the Chair and takes a seat at the Council board.

Pursuant to section 17.2 of the Council Procedure By-law, Councillor D. Brown calls for a separate vote on clause 22.

Mayor Fontana moves, seconded by Councillor Henderson, that clause 22 be amended by adding a new part (d) as follows:

- “(d) that the Director of Building Controls and Chief Building Official report back at the August meeting of the Community and Neighbourhoods Committee on the by-law requirements of the age of vehicles and the timing of the public participation meeting in November.” CARRIED

The motion to adopt clause 22, as amended, is put and CARRIED.

At 9:54 p.m. Mayor Fontana returns to the Chair and Councillor Hubert resumes his seat at the Council board.

The motion to adopt clauses 20 to 25, excluding clause 22, as amended, is put and CARRIED.

Clauses 20 and 21, clause 22, as amended, and clauses 23 to 25, inclusive, read as follows:

20. That the attached communication, dated May 13, 2011, from B. Scrinko, Gift of Art, with respect to parking prices on Richmond Row **BE REFERRED** to the Civic Administration for consideration with the Downtown Master Plan and the Downtown Parking Strategy.

21. That the attached communication, dated June 27, 2011, from Councillor S. Orser, with respect to his request for the re-naming and dedication of the Quebec Street Bridge to the “Wolseley Bridge” **BE REFERRED** to the Civic Administration for a report back at a future meeting of the Community and Neighbourhoods Committee. (2011-S07-00)

22. That the following actions be taken with respect to the Taxi/Limousine By-law review and proposed by-law:

- (a) an information report, dated July 19, 2011, from the Director of Building Controls and Chief Building Official, with respect to the Taxi/Limousine By-law review and proposed by-law **BE RECEIVED**;
- (b) a public participation meeting **BE SCHEDULED** in November 2011;
- (c) the Civic Administration **BE ASKED** to report back at the October meeting of the Community and Neighbourhoods Committee with respect to the following:
  - (i) the appropriate number of Municipal Law Enforcement Officers required to effectively and efficiently undertake inspections and investigations with all costs to be covered by licence fees;
  - (ii) appropriate maximum mileage for which a taxi should be kept in service; and,
  - (iii) options to allow customers to hail limousines as a public choice for a

vehicle for hire. (2011-P10-02)

- (d) that the Director of Building Controls and Chief Building Official report back at the August meeting of the Community and Neighbourhoods Committee on the by-law requirements of the age of vehicles and the timing of the public participation meeting in November;

it being noted that the Community and Neighbourhoods Committee heard the attached presentation, from O. Katolyk, Manager, By-law Enforcement, with respect to this matter.

23. That, on the recommendation of the Director of Environmental Programs and Solid Waste, the following actions be taken with respect to the possible elimination of plastic bags as a recycling container:

- (a) the use of plastic bags to contain Blue Box recyclables **BE DISCOURAGED** starting September, 2011;
- (b) the following timetable **BE APPROVED** for further steps dealing with the potential elimination of plastic bags as a recycling container:

Summary of General Steps and Activities	Timeframe 2011/2012
City staff stop promoting the use of plastic bags as a recycling container in promotional materials (i.e., discourage the use)	September 1
Ongoing review of curbside collection and processing implications of discouraging the use of plastic bags as a recycling container and preparation of any new details as part of the 2012 Budget Deliberations should Council wish to review this matter at that time.	September 1 – January 31, 2012
Submit an updated report on the curbside collection and processing implications of discouraging the use of plastic bags as a recycling container to the appropriate Standing Committee (after 8 months) and review options presented in 2011 including further assessment of cost savings of eliminating plastic bags.	May 2012

- (c) the Civic Administration **BE ASKED** to submit a report by October 2011 on the advantages and disadvantages of the City of London re-establishing the sale of blue boxes as a City service and also selling blue box covers; and,
- (d) the implementation of garbage and recycling litter reduction initiatives **BE APPROVED**;

it being noted that the Community and Neighbourhoods Committee heard the attached presentation from the Director of Environmental Programs and Solid Waste, with respect to this matter. (2011-W08-00)

24. That the attached communication, dated July 10, 2011, from A. Noël, University of Western Ontario, FSN III, with respect to the inclusion of medical ID bracelets for social assistance recipients in the Discretionary Benefits Program through Ontario Works **BE REFERRED** to the Civic Administration for a report back at a future meeting of the Community and Neighbourhoods Committee (CNC) with respect to options for social assistance recipients receiving medical ID bracelets through the Membership Assistance Program of MedicAlert Canada and the possible inclusion of any associated costs through the Discretionary Benefits Program; it being noted that the CNC heard a verbal presentation from A Noël with respect to this matter.

25. That the Civic Administration **BE REQUESTED** to report back at the August 16, 2011 meeting of the Community and Neighbourhoods Committee, in response to a request from S. Cambria, 695 West Del Bourne for an exemption to the Streets By-law to allow his rock garden on the road allowance; it being noted that Councillor B. Polhill provided a verbal report with respect to this matter, on behalf of Mr. Cambria.

Councillor M. Brown moves, seconded by Councillor Hubert, that pursuant to section 17.4 of the Council Procedure By-law leave be given for discussion and debate and the making of a substantive motion with respect to clause 40. CARRIED

Councillor M. Brown moves, seconded by Councillor P. Hubert, that clause 40 be amended to request that the London Police Services Board provide an update to the Community and Neighbourhoods Committee with respect to the criminal reference check backlog, once the pilot project regarding this matter is complete. CARRIED

The Chair directs that clauses 26 to 39, clause 40, as amended and clause 41, inclusive, of Section II be noted. Clauses 26 to 39, clause 40, as amended and clause 41, inclusive, read as follows:

26. That the Community and Neighbourhoods Committee reviewed and received the Dearness Home Community Newsletter for July, 2011. (2011-C11-00)
27. That the Community and Neighbourhoods Committee reviewed and received the 6th Report of the Advisory Committee on the Environment from its meeting held on June 3, 2011. (See Report attached.)
28. That the Community and Neighbourhoods Committee reviewed and received the 3rd Report of the Town and Gown Committee from its meeting held on June 16, 2011. (See Report attached.)
29. That the Community and Neighbourhoods Committee reviewed and received the 6th Report of the Trees and Forests Advisory Committee from its meeting held on June, 22, 2011. (See Report attached.)
30. That the Community and Neighbourhoods Committee received a communication dated June 21, 2011, from the Executive Director, Community Services, with respect to the Provincial announcement that the City of London has been selected to help the Province learn about how to integrate children, youth and family services at the community level.
31. That the Community and Neighbourhoods Committee received a communication dated June 16, 2011, from the Executive Director, Community Services, with respect to the City of London receiving the Urban League of London's Green Brick Award for the construction of the Stoney Creek Community Centre - YMCA-Public Library.
32. That the Community and Neighbourhoods Committee received an information report from the Director of Land Use Planning and City Planner, with respect to the planning, design and construction of the Fire Fighters Memorial to be located at Fire Headquarters. (2011-P09-00)
33. That the Community and Neighbourhoods Committee received an information report from the Fire Chief, with respect to an update on the London Fire Department Redeployment Strategy. (2011-P09-00)
34. That the Community and Neighbourhoods Committee reviewed and received clauses 3 to 9, inclusive, of the 6th Report of the Animal Welfare Advisory Committee from its meeting held on June 28, 2011. (See Report attached.)
35. That the Community and Neighbourhoods Committee reviewed and received clauses 2 to 6, inclusive, the 5th Report of the Community Safety and Crime Prevention Advisory Committee from its meeting held on June 23, 2011. (See Report attached.)
36. That the Community and Neighbourhoods Committee reviewed and received clauses 4 to 12, inclusive, of the 7th Report of the Advisory Committee on the Environment from its meeting held on July, 6 2011. (See Report attached.)
37. That the Community and Neighbourhoods Committee reviewed and received clauses 2 to 7, inclusive, of the 7th Report of the London Diversity and Race Relations Advisory Committee from its meeting held on June, 16 2011. (See Report attached.)
38. That the Community and Neighbourhoods Committee reviewed and



received clauses 4 to 16, inclusive, of the 6th Report of the Accessibility Advisory Committee from its meeting held on June, 23 2011. (See Report ~~attached~~.)

39. That the Community and Neighbourhoods Committee recessed and convened as the Committee of Appeals to hear an appeal with respect to the Notice to Muzzle a Dog, issued to V. Radovanovici, 730 Nelson Street. Pursuant to City of London By-law PH-4, a decision was made to uphold the muzzle order; it being noted that the Committee of Appeals heard verbal presentations from the appellant, V. Radovanovici and from Officer C. Lewis, London Animal Care Centre, with respect to this matter. (2011-P04-00)

40. That the Community and Neighbourhoods Committee (CNC) received the ~~attached~~ communication, from I. Peer, Deputy Chief, London Police Services, with respect to an update on the criminal reference check backlog; it being noted that the Deputy Chief's update is in response to the direction of the CNC from its meeting held on May 17, 2011. The Municipal Council requested that the London Police Services Board provide an update to the Community and Neighbourhoods Committee with respect to the criminal reference check backlog, once the pilot project regarding this matter is complete.

41. That the Community and Neighbourhoods Committee (CNC) passed the following resolution prior to moving in camera from 6:36 p.m. to 6:37 p.m.:

"That the Community and Neighbourhoods Committee move in camera to consider personal matters about identifiable individuals, including municipal or local board employees related to the 2011 Queen Elizabeth Scholarships."

(See Confidential Appendix to the 13th Report of the CNC, enclosed for Council Members only.)

## **22ND REPORT OF THE COMMITTEE OF THE WHOLE**

241. Councillor Hubert presents the 22nd Report of the Committee of the Whole.

Councillor Hubert moves that clauses 1 to 7, inclusive, be adopted. CARRIED

Clauses 1 to 7, inclusive, read as follows:

1. That, on the recommendation of the Chief Administrative Officer, the following actions be taken with respect to a shared services model for utilities:

- (a) the preliminary report dated June 21, 2011, from the Chief Administrative Officer, **BE RECEIVED**;
- (b) the Civic Administration **BE DIRECTED** to retain professional consulting services to further develop the concept of a shared services model for utilities; and
- (c) the Operating Reserve Fund **BE APPROVED** as the source of funding for the consulting services noted in (b), above.

2. That, in response to the Final Report of the Mayor's Economic Prosperity Council (MEPC), the Civic Administration **BE REQUESTED** to report back at a future meeting of the Committee of the Whole with respect to an integrated implementation plan which takes into consideration the Final Report of the MEPC, the work of the London Economic Development Corporation related to the City of London's Economic Strategy and the financial considerations associated therewith.

3. That the City Treasurer, Chief Financial Officer's discussion paper dated June 21, 2011 regarding capital assets and revenue alternatives **BE REFERRED** to the Civic Administration to report back at a future meeting of the Committee of the Whole with respect to:

- (a) principles to be considered in identifying revenue objectives and the best means of achieving those objectives;
- (b) identification of the top four (4) revenue generating alternatives that are in keeping with the principles arising from (a), above, together with a two-page

- synopsis of those alternatives, including financial and legal implications; and
- (c) suggested uses for any funds that may be generated by the implementation of revenue alternatives.
4. That Nancy Powers **BE APPOINTED** to the London and Middlesex Heritage Museum Board of Directors for the term ending November 30, 2014.
5. That Jerry Colwell **BE APPOINTED** to the London Public Library Board of Directors for the term ending November 30, 2014.
6. That Susan Carlyle and Andrew C. Wright **BE APPOINTED** as Hearings Officers for the City of London for the term ending November 30, 2014.
7. That, on the recommendation of the Nominating Committee for the Accessibility Advisory Committee, the following individuals **BE APPOINTED** to the Accessibility Advisory Committee for the term ending November 30, 2014 :
- Kelly MacDonald (Member with a Disability)  
Peninah Mutinda (Member with a Disability)

The Chair directs that clauses 8 to 12, inclusive, of Section II be noted. Clauses 8 to 12 read as follows:

8. That the Committee of the Whole heard a verbal overview from the following board and commission representatives, with respect to their respective organizations:
- (a) J. Morgan, Chair, London Public Library Board, providing the ~~attached~~ information;
- (b) F. Berry, Chair, and L. Ducharme, General Manager, London Transit Commission, providing the ~~attached~~ information;
- (c) B. Meehan, Executive Director, Museum London, providing the ~~attached~~ information;
- (d) G. Pollett, Medical Officer of Health and CEO, Middlesex-London Health Unit, providing the ~~attached~~ information;
- (e) I. Wilcox, General Manager, Upper Thames River Conservation Authority, providing the ~~attached~~ information with respect to the Upper Thames River Conservation Authority, the Kettle Creek Conservation Authority and the Lower Thames Valley Conservation Authority;
- (f) D. Edward, Chair and L. DaSilva, General Manager, London Convention Centre, providing the ~~attached~~ information; and
- (g) M. Deeb, Chair, and B. Duncan Police Chief, London Police Service, providing the ~~attached~~ information.
9. That the Committee of the Whole heard the ~~attached~~ presentation from the Urban Forester, providing an update on the emerald ash borer's activity in London.
10. That the Committee of the Whole heard the ~~attached~~ presentation from the Executive Director, Planning, Environmental and Engineering Services with respect to climate change.
11. That the Committee of the Whole (CW) received a communication dated May 31, 2011, from Jim Symons, with respect to his attendance at meetings of the Animal Welfare Advisory Committee. As a result of the explanation provided by Mr. Symons, the CW took no action to rescind his appointment to this Advisory Committee.
12. That Councillor D. Brown disclosed a pecuniary interest with respect to the presentation from the London Transit Commission (LTC), as referred to in clause 8 of this Report, by indicating that she is employed by a company that has a contract with the LTC to provide accessible transit.

### **3RD REPORT OF THE AUDIT COMMITTEE**

242. Councillor Hubert presents the 3rd Report of the Audit Committee.

The Chair directs that clauses 1 to 6, inclusive, of Section II be noted. Clauses 1 to 6 read as follows:

1. That the Audit Committee received and noted the 2nd Report of the Audit Committee, from its meeting held on March 31, 2011.
2. That the Audit Committee received and noted a Municipal Council resolution, from its meeting held on April 4, 2011, with respect to the revised terms of reference for the Audit Committee and the former Management Support and Audit Services Function.
3. That the Audit Committee received and noted the ~~attached~~ Quarterly Report on Internal Audit Results, dated July 14, 2011, from PriceWaterhouse Coopers; it being noted that S. Gilfillan, I. Sadler and C. Shah gave a verbal overview of the Report's highlights. The Audit Committee requested that PriceWaterhouse Coopers keep a list of audit recommendations "in progress", with items to be removed from the list as they are resolved.
4. That the Audit Committee received and noted the Final Draft 2010 Financial Report of The Corporation of the City of London; it being noted that the Deputy City Treasurer provided the ~~attached~~ presentation with respect to the Report.
5. That the Audit Committee received the ~~attached~~ Audit Findings Report for the year ending December 31, 2010, from KPMG LLP; it being noted that I. Jefferys and S. Racik provided a verbal overview of the Report's highlights.
6. That the Audit Committee passed the following resolution prior to moving in camera from 8:33 a.m. to 8:49 a.m.:  
  
That the Audit Committee move in camera to consider a matter pertaining to the security of the information systems of the City of London.  
  
The Audit Committee is submitting a confidential report to the Municipal Council regarding this matter. (See Confidential Appendix to the 3rd Report of the Audit Committee enclosed for Council Members only.)

#### **ENQUIRIES**

243. Councillor Brown enquires about the current level of support for London's position related to changes to CBC service in London and the surrounding area. The Director of Intergovernmental and Community Liaison provided a brief overview in this regard.

#### **EMERGENT MOTIONS**

244. Councillor Polhill moves, seconded by Mayor Fontana that pursuant to section 18.2 of the Council Procedure By-law leave be given for the introduction of an emergent motion with respect to reconsideration of June 20, 2011 Resolution - Zebro Holdings - 1010 and 1068 Fanshawe Park Road East. CARRIED

Councillor Polhill moves, seconded by Mayor Fontana that:

That clause 3 of the 16<sup>th</sup> Report of the Built and Natural Environment Committee **BE RECONSIDERED**

Clause 3 reads as follows:

"That the Built and Natural Environment Committee reviewed and received an information report from the Managing Director, Development Approvals Business Unit and a communication dated June 17, 2011 from J. and A. Ross, by e-mail, with respect to the application of Zebro Holdings relating to the properties located at 1010 and 1068 Fanshawe Park Road East." CARRIED

Councillor Polhill moves, seconded by Mayor Fontana that an amount of \$6,000.00 **BE APPROVED** to offset the costs of property taxes paid on claimable portions only, while

negotiations continued in excess of two years with Zebro Holdings pertaining to land needs and in servicing in regard to Stormwater Management in Stoney Creek. CARRIED

Councillor Bryant moves, seconded by Councillor D. Brown, that pursuant to section 18.2 of the Council Procedure By-law leave be given for the introduction of an emergent motion with respect to reconsideration of health and safety concerns during public participation meetings. CARRIED

Councillor Bryant moves, seconded by Councillor Usher, that the Civic Administration **BE DIRECTED** to report back to the Finance and Administration Committee with respect to appropriate procedures to address circumstances, both in advance and instantaneous, when the public's attendance at a Council or Standing Committee meeting exceeds the capacity of the room in which the meeting is being held, as established by the Ontario Fire Code. CARRIED

Councillor M. Brown moves, seconded by Councillor Usher that in addition to the above, the August and September meetings of Community and Neighbourhoods Committee be relocated to a suitable venue given that they are expected to be highly attended by the public. CARRIED

### **BY-LAWS**

245. Councillor Swan, moves, seconded by Councillor Polhill, that Bill No. 295 be deleted. CARRIED

#### **First Reading:**

Councillor M. Brown moves, seconded by Councillor Swan, that Bill No. 287 be read a first time. CARRIED

#### **Second Reading:**

Councillor Bryant moves, seconded by Councillor Van Meerbergen, that Bill No. 287 be read a second time. CARRIED

#### **Third Reading:**

Councillor Usher moves, seconded by Councillor Hubert, that Bill No. 287 be read a third time and be finally passed and enacted as by-laws of The Corporation of the City of London, namely:

Bill No. 287	A by-law to authorize and approve a Grant Agreement
By-law No. A.-6691-196	between the Aeolian Hall Musical Arts Association and The Corporation of the City of London; and to authorize the Mayor and City Clerk to execute the Agreement. (8/17/FAC)

#### **First Reading:**

Councillor M. Brown moves, seconded by Councillor Swan, that Bill No. 288 be read a first time. CARRIED

#### **Second Reading:**

Councillor Bryant moves, seconded by Councillor Van Meerbergen, that Bill No. 288 be read a second time. CARRIED

#### **Third Reading:**

Councillor Usher moves, seconded by Councillor Hubert, that Bill No. 288 be read a third time and be finally passed and enacted as by-laws of The Corporation of the City of London, namely:

Bill No. 288	A by-law to authorize an Agreement between The Corporation of the City of London and Dancor Forest City Inc., to authorize the Mayor and City Clerk to execute the
By-law No. A.-6692-197	

Agreement. (4/17/FAC)

CARRIED

Councillor D. Brown moves, seconded by Councillor Swan, that the following Bill be introduced:

Bill No. 328 By-law No. A.-6703- 222	A By-law to delegate authority to approve and execute such agreements as may be necessary to implement section 5.7 of the Emergency Response Plan. (1/18/FAC)
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CARRIED

**First Reading:**

Councillor D. Brown moves, seconded by Councillor Swan, that Bill No.'s 285 to 324 and Bill No. 328, excluding Bill No's. 287, 288 and 295, be read a first time. CARRIED

**Second Reading:**

Councillor Bryant moves, seconded by Councillor D. Brown, that Bill No.'s 285 to 324 and Bill No. 328, excluding Bill No's. 287, 288 and 295, be read a second time. CARRIED

**Third Reading:**

Councillor Orser moves, seconded by Councillor D. Brown, that Bill No.'s 285 to 324 and Bill No. 328, excluding Bill Nos. 287, 288, and 295, be read a third time and be finally passed and enacted as by-laws of The Corporation of the City of London, namely:

Bill No. 285 By-law No. A.-6689- 194	A by-law to confirm the proceedings of the Council Meeting held on the 25 <sup>th</sup> day of July, 2011. (City Clerk)
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Bill No. 286 By-law No. A.-6690- 195	A by-law to approve the standard form for Office/Storage Space Licence Agreements and to authorize the Executive Director of Community Services, to execute agreements which employ this form. (7/17/FAC)
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Bill No. 289 By-law No. A.-6693- 198	A by-law to approve the Ontario Funding 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 Agreement. (6/17/FAC)
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Bill No. 290 By-law No. A.-6694- 199	A By-law to approve demolition of the property with municipal address of 2280 Wickerson Road under the Property Standards provisions of the <i>Building Code Act</i> . (3/13/CNC)
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Bill No. 291 By-law No. A.-6695- 200	A By-law to approve demolition of the property with municipal address of 5181 Wellington Rd S under the Property Standards provisions of the <i>Building Code Act</i> . (4/13/CNC)
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Bill No. 292 By-law No. A.-6696- 201	A by-law to approve an agreement between The Corporation of the City of London (the City) and Four Feathers Housing Co-operative (the Proponent) for the purpose of establishing the City of London Affordable Housing Program and the City's obligation to provide funding to the Proponent; and to authorize the Mayor and the City Clerk to execute the agreement. (5/13/CNC)
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Bill No. 293 By-law No. A.-6697-202	A By-law to authorize and approve two Licence Agreements between The Corporation of the City of London and Community Living London; one agreement regarding the use of the Carling Heights Optimist Community Centre, and the other agreement regarding the use of the East Lions Artisans Centre; and to authorize the Mayor and City Clerk to execute the two Agreements. (7/13/CNC)
Bill No. 294 By-law No. A.-6698-203	A By-law to authorize and approve a License Amendment Agreement between Saskatoon Regional Health Authority and The Corporation of the City of London and the Middlesex-London Health Unit; and to authorize the Mayor and Clerk to execute the Agreement. (6/13/CNC)
Bill No. 296 By-law No. A.-6699-204	A By-law to approve the Public Art Agreement for the creation of the Charley Fox Memorial Overpass Public Artwork with artists Daniel Castillo and Jerry Vrabec; and to authorize the Mayor and the City Clerk to execute the Agreement. (20/17/BNEC)
Bill No. 297 By-law No. A.-5968(a)-205	A by-law to amend Bylaw No. A.-5968-53 entitled, "A by-law to exempt the property at 741 Baseline Road East, in the City of London from taxation for municipal and school purposes" to reflect a new legal description for the Ronald McDonald House." (9/17/FAC)
Bill No. 298 By-law No. A-38-11002	A by-law to amend By-law No. A-38 entitled, "A by-law to provide for the Rules of Order and Procedure for the council of The Corporation of the City of London." (13/17/FAC)
Bill No. 299 By-law No. A-40-11001	A by-law to amend By-law No. A-40 entitled, "A by-law to provide for Various Fees and Charges." (11/17/FAC)
Bill No. 300 By-law No. A-40-11002	A by-law to amend By-law No. A-40 entitled, "A by-law to provide for Various Fees and Charges." (18/13/CNC)
Bill No. 301 By-law No. C.P.-1284(rj)-206	A by-law to amend the Official Plan for the City of London, 1989 relating to 3313 Wonderland Road South. (37/17/BNEC)
Bill No. 302 By-law No. C.P.-1284(rk)-207	A by-law to amend the Official Plan for the City of London, 1989, relating to 1200 Commissioners Road East. (44/17/BNEC)
Bill No. 303 By-law No. C.P.-1466(b)-208	A by-law to amend By-law No. C.P-1466-249 entitled, "A by-law to prohibit and regulate the destruction or injuring of trees in the City of London." (3/17/FAC)
Bill No. 304 By-law No. PH-4-11024	A by-law to amend By-law No. PH-4 entitled, "A by-law to provide for the regulation, restriction and prohibition of the keeping and the running at large of dogs in the City of London." (3/17/FAC)
Bill No. 305 By-law No. PH-6-11003	A by-law to amend By-law No. PH-6 entitled, "A by-law concerning the provision of vital services and the maintenance of suitable heat at leased or rented dwellings." (3/17/FAC)
Bill No. 306 By-law No. PS-111-11094	A by-law to amend By-law PS-111 entitled, "A by-law to regulate traffic and the parking of motor vehicles in the City of London." (22/17/BNEC)
Bill No. 307 By-law No. PW-12-11001	A by-law to amend By-law PW-12 entitled, "A by-law to provide for the Regulation and Prohibition of Noise." (3/17/FAC)

Bill No. 308 By-law No. S.-5347- 209	A by-law to lay out, constitute, establish and assume lands in the City of London a public highway. (As part of Balsam Gate, extending north to Optimist Park Drive) (Chief Surveyor)
Bill No. 309 By-law No. S.-5348- 210	A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (As widening to Thompson Road, east of Gladstone Avenue) (Chief Surveyor)
Bill No. 310 By-law No. S.-5349- 211	A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (As widening to Crumlin Road, south of Dundas Street) (Chief Surveyor)
Bill No. 311 By-law No. S.-5350- 212	A by-law to permit James & Carol Johns to maintain and use a boulevard parking area upon the road allowance for 427 Regent Street, City of London. (City Clerk)
Bill No. 312 By-law No. S.- 5351- 213	A bylaw to rename portions of Hale Street and Trafalgar Street and to constitute, establish and assume certain lands in the City of London as Trooper Wilson Place. (41/17/BNEC)
Bill No. 313 By-law No. W.-5303- 214	A by-law to authorize the 2009 Local Roadworks Project. (Project No. TS1253) (14/15/BNEC)
Bill No. 314 By-law No. W.-5304- 215	A by-law to authorize the 2011 Minor Roadworks on Arterial Roads Project. (Project No.TS1650-11) (11/15/BNEC)
Bill No. 315 By-law No. W.-5305- 216	A by-law to authorize the 2011 Recreation Facilities Project. (Project No. RC2201-11) (2/15/BNEC)
Bill No. 316 By-law No. W.-5306- 217	A by-law to authorize the Old Oak Servicing Project. (Project No. ES2485) (8/15/BNEC)
Bill No. 317 By-law No. W.-5307- 218	A by-law to authorize the 2008 Aquatic Facilities – Major Upgrades Project. (Project No. RC2112) (City Treasurer)
Bill No. 318 By-law No. Z.-1- 112034	A by-law to amend By-law No. Z.-1 to remove the holding provision from the zoning for an area of land located at 1552-1560 Hyde Park Road. (12/17/BNEC)
Bill No. 319 By-law No. Z.-1- 112035	A by-law to amend By-law No. Z.-1 to remove the holding provision from the zoning for a portion of land located at 2578-2740 Tokala Trail. (15/17/BNEC)
Bill No. 320 By-law No. Z.-1- 112036	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 3313 Wonderland Road South. (37/17/BNEC)
Bill No. 321 By-law No. Z.-1- 112037	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 1100 Fanshawe Park Road East. (42/17/BNEC)
Bill No. 322 By-law No. Z.-1- 112038	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 1200 Commissioners Road East. (44/17/BNEC)
Bill No. 323 By-law No. Z.-1- 112039	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 608 Hamilton Road and 610 Hamilton Road (46/17/BNEC)
Bill No. 324 By-law No. Z.-1-	A by-law to amend By-law No. Z.-1 to rezone and area of land located at 122 Baseline Road West. (10/10/PC/2010)

112040

Bill No. 328  
By-law No. A.-6703-  
222

A By-law to delegate authority to approve and execute such agreements as may be necessary to implement section 5.7 of the Emergency Response Plan. (1/18/FAC)

CARRIED

Councillor D. Brown moves, seconded by Councillor Van Meerbergen that the Council rise and go into Committee of the Whole, in camera, for the purpose of considering the following:

- (a) A matter pertaining to litigation or potential litigation affecting the municipality, personal matters about an identifiable individual and information whose disclosure could reasonably be expected to prejudice the economic interests of the Corporation or instructions to be applied to any negotiations carried on or to be carried on by or on behalf of the Corporation as it relates to a property damage claim;
- (b) A matter pertaining to reports advice and recommendations of officers and employees of the Corporation concerning labour relations and employee negotiations arising out of contract negotiations with one of the Corporation's unions;
- (c) A matter pertaining to the purpose of instructions and directions to 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;
- (d) A matter pertaining to the purpose of instructions and directions to 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;

- (e) A matter pertaining to the purpose of instructions and directions to 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;
- (f) A matter pertaining to the purpose of instructions and directions to 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;
- (g) A matter pertaining to litigation commenced by Malcolm Holdings Inc. in the Ontario Superior Court of Justice bearing Court File No. 11/10 with respect to a claim for lien in the sum of \$38,809.58 and registered as Instrument No. ER679830 on December 7, 2009; litigation commenced by KMA Contracting Inc. in the Ontario Superior Court of Justice bearing Court File No. 2940/10, with respect to a claim for lien in the sum of \$108,384.65 and registered as Instrument No. ER732778; advice that is subject to solicitor-client privilege, including communications necessary for that purpose regarding litigation commenced by Malcolm Holdings Inc. in the Ontario Superior Court of Justice bearing Court File No. 11/10; advice that is subject to solicitor-client privilege, including communications necessary for that purpose regarding litigation commenced by Malcolm Holdings Inc. in the Ontario Superior Court of Justice bearing Court File No. 11/10; and for the purpose of giving directions to employees of the municipality;

- (h) A matter pertaining to litigation commenced by Wolseley Canada Inc. in the Ontario Superior Court of Justice bearing Court File No. 193/10 with respect to a claim for lien in the sum of \$118,246.28, advice that is subject to solicitor-client privilege, including communications necessary for that purpose regarding litigation by Wolseley Canada Inc. in the Ontario Superior Court of Justice bearing Court File No. 193/10 with respect to a claim for lien in the sum of \$118,246.28 and for the purpose of giving directions to employees of the municipality;
- (i) A matter pertaining to acquisition of land by the municipality in connection with the Springbank Road Widening project and related expropriation, litigation or potential litigation with respect to an expropriation of part of the lands at 304 Springbank Drive, including matters before administrative tribunals, affecting the municipality or local board, advice that is subject to solicitor-client privilege, including communications necessary for that purpose, in connection with an expropriation of part of the lands at 304 Springbank Drive, and directions and instructions to officers and employees or agents of the municipality regarding settlement negotiations and conduct of litigation in connection with an expropriation of the lands at 304 Springbank Drive;
- (j) A matter pertaining to litigation or potential litigation affecting the municipality, personal matters about an identifiable individual and information whose disclosure could reasonably be expected to prejudice the economic interests of the Corporation or instructions to be applied to any negotiations carried on or to be carried on by or on behalf of the Corporation as it relates to a property damage claim;
- (k) A matter pertaining to advice that is subject to solicitor-client privilege, including communications necessary for that purpose with respect to the decommissioning of City owed lands known as the South Street Campus currently leased and occupied by London Health Sciences Centre;
- (l) A matter pertaining to litigation in the Superior Court of Justice, Court File No. 61809, The Corporation of the City of London v. Hatch Ltd. et al. or potential litigation affecting the municipality and arising out of the Springbank Dam Rehabilitation Project, and advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- (m) A matter pertaining to instructions and directions to officers and employees of the Corporation pertaining to a proposed disposition 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 disposition of land; financial information supplied in confidence pertaining to the proposed disposition 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 disposition that belongs to the Corporation that has monetary value or potential monetary value; information concerning the proposed disposition whose disclosure could reasonably be expected to prejudice the economic interests of the Corporation or its competitive position; information concerning the proposed disposition 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 disposition;
- (n) A matter pertaining to litigation or potential litigation affecting the municipality regarding soil remediation activities;

- (o) A matter pertaining to personal matters about an identifiable individual, including Municipal or Local Board Employees related to the 2011 Queen Elizabeth Scholarships; and
- (p) A matter being considered pertaining to the security of the information systems of the City of London. CARRIED

The Council rises and goes into the Committee of the Whole, in camera, at 10:29 p.m. with Councillor Hubert in the Chair and all Members present except Councillor Orser.

Councillor Swan moves, seconded by Councillor Hubert, that pursuant to section 2.4 of the Council Procedure By-law, section 11.10 of the said by-law be suspended for the purpose of permitting the meeting to proceed beyond 11:00 p.m.

Councillor Hubert leaves the meeting at 11:00 p.m.

Councillor Hubert enters the meeting at 11:02 p.m.

The Committee rises and Council resumes in regular session at 11:11 p.m. with Mayor Fontana in the Chair and all Members present except Councillor Orser.

### **23RD REPORT OF THE COMMITTEE OF THE WHOLE**

PRESENT: Mayor J. F. Fontana, Councillors W. J. Polhill, W. J. 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 and S. E. White and C. Saunders (City Clerk).

ALSO PRESENT: J. A. Fielding, R. Fair, M. Hayward, P. McNally, S. Axford, J. P. Barber, G. Belch, J. Braam, J. M. Fleming, M. Henderson, G. T. Hopcroft, T. A. Johnson, D. Munteer, J. Page, L. Rowe, B. Warner and P. White.

#### **I YOUR COMMITTEE OF THE WHOLE RECOMMENDS:**

1. That, as a procedural matter pursuant to Section 239(6) of the *Municipal Act, 2001*, the following recommendation be forwarded to City Council for deliberation and a vote in public session:

That, on the recommendation of the Manager, Risk Management, with the concurrence of the City Solicitor, the appeal by Peter Nicotera for compensation for costs arising from damage to a concrete curb **BE DENIED**.

2. That, as a procedural matter pursuant to Section 239(6) of the *Municipal Act, 2001*, the following recommendation be forwarded to City Council for deliberation and a vote in public session:

That, on the recommendation of the Chief Administrative Officer and the Chief Human Resources Officer, the attached Memorandum of Agreement concerning the 2011-2014 Collective Agreement for the Service Employees' International Union Local 1 Canada (Registered Nurses Full Time and Part Time Bargaining Unit) **BE RATIFIED**.

3. That, as a procedural matter pursuant to Section 239(6) of the *Municipal Act, 2001*, the following recommendation be forwarded to City Council for deliberation and a vote in public session:

That, on the recommendation of the Managing Director – Corporate Assets, on the advice of the Manager of Realty Services, with the concurrence of the Executive Director, Planning, Environmental and Engineering Services, the following actions be taken:

- (a) the Agreement of Purchase and Sale submitted by 2212126 Ontario Incorporated, to sell to the City land, municipally known as 75 Alaulia Street, located between Price Street and Alaulia Street, immediately north of the Vauxhall Pollution Control Plant, further described as Part of Lot 10, Concession B, containing approximately 5.15 acres of vacant land, for the sum of \$359,000, **BE ACCEPTED**, subject to the following conditions:

- (i) the Purchaser shall have forty-five (45) days from the date of acceptance of this Agreement to satisfy itself in its sole and absolute discretion as to the soil and environmental condition of the property; and
- (b) the financing for this acquisition **BE APPROVED** as set out in the Source of Financing Report attached hereto as Appendix "A".

4. That, as a procedural matter pursuant to Section 239(6) of the *Municipal Act, 2001*, the following recommendation be forwarded to City Council for deliberation and a vote in public session:

That, on the recommendation of the Managing Director – Corporate Assets, on the advice of the Manager of Realty Services, with the concurrence of the Executive Director, Planning, Environmental and Engineering Services, the following actions be taken:

- (a) the offer submitted by Shirley Marie Bradish to sell to the City land municipally known as 3243 Manning Drive, located on the south side of Manning Drive and west of Wellington Road South, further described as Part Lot 16 and 17, Concession 7, containing an area of approximately 129 acres, for buffering of the W12A landfill site, for the sum of \$1,200,000.00, **BE ACCEPTED**, subject to the following conditions:
  - i) the City agreeing to pay the Vendor's reasonable legal fees, including fees for disbursements and applicable taxes, to complete this transaction, subject to assessment;
  - ii) the established closing date of August 26, 2011;
  - iii) the City to conduct soil and environmental tests as may be required;
  - iv) the City agreeing to lease to the Vendor approximately 100 acres of agricultural land at the nominal rate of \$2.00 per annum up to and including 2018;
  - v) the City agreeing to lease to the Vendor the outbuildings at a nominal rate of \$2.00 per annum for a maximum of two (2) years with all costs associated with the maintenance of the structures being at the sole cost of the Vendor, save and except the uninhabitable residence; and
- (b) the financing for this acquisition **BE APPROVED** as set out in the Source of Financing Report attached hereto as Appendix "A".

5. That, as a procedural matter pursuant to Section 239(6) of the *Municipal Act, 2001*, the following recommendation be forwarded to City Council for deliberation and a vote in public session:

That, on the recommendation of the Executive Director of Planning, Environmental and Engineering Services, on the advice of the Manager of Parks Planning, with the concurrence of the Managing Director – Corporate Assets, the following actions be taken:

- (a) the Agreement of Purchase and Sale submitted by Foxhollow Developments Inc. to sell to the City of London land located on the south side of Sunningdale Road at Denview Avenue, further described as being Block 83, Plan 33M-622, containing an area of 4.572 Ha, for Parkland Acquisition, for the sum of \$2,800,000 **BE ACCEPTED**, subject to the following conditions:
  - (i) the Purchase Price shall be paid in three (3) installments as follows:
    - (A) the first installment of one million dollars (\$1,000,000) shall be paid on the completion date, which shall be no later than August 12, 2011;
    - (B) the second installment of nine hundred thousand dollars (\$900,000), less the credit amount related to Plan 33M-623 as outlined in Paragraph (ii)(A) below, shall be made on or before August 12, 2012;

- (C) the third installment of nine hundred thousand dollars (\$900,000), less the applicable credit amount, if any, as outlined in Paragraph (ii)(B) below, shall be made on August 12, 2013;
- (ii) as part of the consideration for the completion of this transaction, the Purchaser shall receive credits towards the Purchase Price calculated as follows:
  - (A) the sum of two hundred eighty three thousand, eight hundred and eighty dollars (\$283,880) which represents the value of the parkland requirement for Plan 33M-623, which shall be applied to reduce the amount of the second installment; and
  - (B) a credit equal to the value attributed to the partial under-dedication of the parkland requirement within the Draft Plan of Subdivision for the Richmond North Phase 1 (39T-04513) at the Council approved value for parkland on June 30, 2013. The calculation of the parkland requirement will be based on a density of 1 Ha per 300 units as prescribed under the Planning Act for Blocks 87, 89, 95, 96, 97 and 100 as shown on the Draft Plan, and as determined by the actual unit density identified in any approved site plan relating to any of the aforementioned Blocks, provided that a Development Agreement has been executed in respect of that Block prior to June 30, 2013. If any of the Blocks are not subject to an executed Development Agreement by June 30, 2013, then the maximum zoning density applicable to those Blocks will be utilized to calculate the parkland dedication requirement. The credit, as calculated herein, shall be applied to reduce the amount of the third payment
- (iii) the purchase of these lands shall constitute full satisfaction of the dedication of parkland for 33M-622 and 33M-623;
- (iv) the Property is being purchased on an “as is” basis. The Purchaser acknowledges that the Vendor has not made, did not make and shall not be required to provide any representations or warranties of any kind with respect to the Property. The Purchaser acknowledges and agrees that the Vendor shall not be liable for any damages of loss whatsoever arising out of or pursuant to any claims in respect to the foregoing;
- (v) the Vendor shall service, grade and seed an area within Block 83, 33M-622 equal to the area of under-dedication within 39T-04513 to the satisfaction of the Purchaser in accordance with the Purchaser’s standard parkland conditions, details and specifications. All work to be performed under this Paragraph shall be completed by October 31, 2012 and be subject to the Purchaser’s standard warranty conditions. This paragraph shall survive and not merge on the completion of this transaction;
- (vi) the Vendor shall have access to the existing topsoil pile within Block 83, 33M-622 until August 12, 2012; and
- (b) That the financing for this acquisition **BE APPROVED** as set out in the Source of Financing Report attached hereto as Appendix “A”.

6. That, as a procedural matter pursuant to Section 239(6) of the *Municipal Act, 2001*, the following recommendation be forwarded to City Council for deliberation and a vote in public session.

That, on the recommendation of the Executive Director of Planning, Environmental and Engineering Services, the following actions be taken:

- (a) an offer of purchase at the current parkland rate set out in By-law CP-9, Parkland Conveyance & Levy By-law, **BE ENDORSED** for the acquisition of a significant woodland of 3.00 ha size at a value of \$1,111,950.00, plus land transfer tax, located at 1602 Sunningdale Road being Parts 4 and 6 on Reference Plan 33R-18005, and;

- (b) a condition to sell parts 4 and 6, 33R-18005 to the City **BE ADDED** to the City's conditions for the consent decision for the severance of the lands at 1602 Sunningdale Road (file # B.36/11), and;
- (c) the financing for this acquisition **BE APPROVED** as set out in the Source of Financing Report attached hereto as Appendix "A".

7. That, as a procedural matter pursuant to Section 239 (6) of the *Municipal Act, 2001*, the following recommendation be forwarded to City Council for deliberation and a vote in public session:

That, on the recommendation of the Chief Administrative Officer, on the advice of the Managing Director - Corporate Assets, the following actions be taken with respect to the Agreement of Purchase and Sale dated April 21, 2011 between the City and Dr. Oetker Canada Ltd.:

- (a) to recognize additional construction costs associated with soil conditions on the site, the Civic Administration **BE AUTHORIZED** to negotiate additional credits against the purchase price up to the net value of the transaction (\$2,910,176) subject to verification of said costs;
- (b) the Civic Administration **BE AUTHORIZED** to retain such consultants and experts as may be required to verify the additional costs contemplated in (a) above; and
- (c) the Civic Administration **BE DIRECTED** to report back on the results of (a) and (b) above. (See Report attached.)

8. That, as a procedural matter pursuant to Section 239 (6) of the *Municipal Act, 2001*, the following recommendation be forwarded to City Council for deliberation and a vote in public session:

That, on the recommendation of the City Clerk and in accordance with Council Policy 1(3), the following students BE AWARDED 2011 Queen Elizabeth Scholarships, in the amounts shown:

Amalia Cong	Central Secondary School	99.83% -	\$2,000
Ryan Gauld	Saunders Secondary School	98.00% -	\$2,000

Councillor Hubert presents the 23rd Report of the Committee of the Whole.

Councillor Hubert moves, seconded by Councillor D. Brown, that pursuant to Section 17.4 of the Council Procedure By-law, leave be given for discussion and debate and the making of a substantive motion with respect to clauses 1 to 8, inclusive, of the 23rd Report of the Committee of the Whole. CARRIED

Councillor Hubert moves, seconded by Councillor D. Brown, that the following recommendations be approved:

1. That, on the recommendation of the Manager, Risk Management, with the concurrence of the City Solicitor, the appeal by Peter Nicotera for compensation for costs arising from damage to a concrete curb **BE DENIED**.
2. That, on the recommendation of the Chief Administrative Officer and the Chief Human Resources Officer, the attached Memorandum of Agreement concerning the 2011-2014 Collective Agreement for the Service Employees' International Union Local 1 Canada (Registered Nurses Full Time and Part Time Bargaining Unit) **BE RATIFIED**.
3. That, on the recommendation of the Managing Director – Corporate Assets, on the advice of the Manager of Realty Services, with the concurrence of the Executive Director, Planning, Environmental and Engineering Services, the following actions be taken:
  - (a) the Agreement of Purchase and Sale submitted by 2212126 Ontario Incorporated, to sell to the City land, municipally known as 75 Alautia Street, located between Price Street and Alautia Street, immediately north of the

Vauxhall Pollution Control Plant, further described as Part of Lot 10, Concession B, containing approximately 5.15 acres of vacant land, for the sum of \$359,000, **BE ACCEPTED**, subject to the following conditions:

- (i) the Purchaser shall have forty-five (45) days from the date of acceptance of this Agreement to satisfy itself in its sole and absolute discretion as to the soil and environmental condition of the property; and
- (b) the financing for this acquisition **BE APPROVED** as set out in the Source of Financing Report attached hereto as Appendix "A".

4. That, on the recommendation of the Managing Director – Corporate Assets, on the advice of the Manager of Realty Services, with the concurrence of the Executive Director, Planning, Environmental and Engineering Services, the following actions be taken:

- (a) the offer submitted by Shirley Marie Bradish to sell to the City land municipally known as 3243 Manning Drive, located on the south side of Manning Drive and west of Wellington Road South, further described as Part Lot 16 and 17, Concession 7, containing an area of approximately 129 acres, for buffering of the W12A landfill site, for the sum of \$1,200,000.00, **BE ACCEPTED**, subject to the following conditions:
  - ii) the City agreeing to pay the Vendor's reasonable legal fees, including fees for disbursements and applicable taxes, to complete this transaction, subject to assessment;
  - ii) the established closing date of August 26, 2011;
  - iii) the City to conduct soil and environmental tests as may be required;
  - iv) the City agreeing to lease to the Vendor approximately 100 acres of agricultural land at the nominal rate of \$2.00 per annum up to and including 2018;
  - v) the City agreeing to lease to the Vendor the outbuildings at a nominal rate of \$2.00 per annum for a maximum of two (2) years with all costs associated with the maintenance of the structures being at the sole cost of the Vendor, save and except the uninhabitable residence; and
- (b) the financing for this acquisition **BE APPROVED** as set out in the Source of Financing Report attached hereto as Appendix "A".

5. That, on the recommendation of the Executive Director of Planning, Environmental and Engineering Services, on the advice of the Manager of Parks Planning, with the concurrence of the Managing Director – Corporate Assets, the following actions be taken:

- (a) the Agreement of Purchase and Sale submitted by Foxhollow Developments Inc. to sell to the City of London land located on the south side of Sunningdale Road at Denview Avenue, further described as being Block 83, Plan 33M-622, containing an area of 4.572 Ha, for Parkland Acquisition, for the sum of \$2,800,000 **BE ACCEPTED**, subject to the following conditions:
  - (i) the Purchase Price shall be paid in three (3) installments as follows:
    - (A) the first installment of one million dollars (\$1,000,000) shall be paid on the completion date, which shall be no later than August 12, 2011;
    - (B) the second installment of nine hundred thousand dollars (\$900,000), less the credit amount related to Plan 33M-623 as outlined in Paragraph (ii)(A) below, shall be made on or before August 12, 2012;
    - (C) the third installment of nine hundred thousand dollars (\$900,000), less the applicable credit amount, if any, as outlined in Paragraph (ii)(B) below, shall be made on August 12, 2013;

- (ii) as part of the consideration for the completion of this transaction, the Purchaser shall receive credits towards the Purchase Price calculated as follows:
    - (A) the sum of two hundred eighty three thousand, eight hundred and eighty dollars (\$283,880) which represents the value of the parkland requirement for Plan 33M-623, which shall be applied to reduce the amount of the second installment; and
    - (B) a credit equal to the value attributed to the partial under-dedication of the parkland requirement within the Draft Plan of Subdivision for the Richmond North Phase 1 (39T-04513) at the Council approved value for parkland on June 30, 2013. The calculation of the parkland requirement will be based on a density of 1 Ha per 300 units as prescribed under the Planning Act for Blocks 87, 89, 95, 96, 97 and 100 as shown on the Draft Plan, and as determined by the actual unit density identified in any approved site plan relating to any of the aforementioned Blocks, provided that a Development Agreement has been executed in respect of that Block prior to June 30, 2013. If any of the Blocks are not subject to an executed Development Agreement by June 30, 2013, then the maximum zoning density applicable to those Blocks will be utilized to calculate the parkland dedication requirement. The credit, as calculated herein, shall be applied to reduce the amount of the third payment
  - (iv) the purchase of these lands shall constitute full satisfaction of the dedication of parkland for 33M-622 and 33M-623;
  - (iv) the Property is being purchased on an "as is" basis. The Purchaser acknowledges that the Vendor has not made, did not make and shall not be required to provide any representations or warranties of any kind with respect to the Property. The Purchaser acknowledges and agrees that the Vendor shall not be liable for any damages of loss whatsoever arising out of or pursuant to any claims in respect to the foregoing;
  - (v) the Vendor shall service, grade and seed an area within Block 83, 33M-622 equal to the area of under-dedication within 39T-04513 to the satisfaction of the Purchaser in accordance with the Purchaser's standard parkland conditions, details and specifications. All work to be performed under this Paragraph shall be completed by October 31, 2012 and be subject to the Purchaser's standard warranty conditions. This paragraph shall survive and not merge on the completion of this transaction;
  - (vi) the Vendor shall have access to the existing topsoil pile within Block 83, 33M-622 until August 12, 2012; and
  - (b) That the financing for this acquisition **BE APPROVED** as set out in the Source of Financing Report attached hereto as Appendix "A".
6. That, on the recommendation of the Executive Director of Planning, Environmental and Engineering Services, the following actions be taken:
- (a) an offer of purchase at the current parkland rate set out in By-law CP-9, Parkland Conveyance & Levy By-law, **BE ENDORSED** for the acquisition of a significant woodland of 3.00 ha size at a value of \$1,111,950.00, plus land transfer tax, located at 1602 Sunningdale Road being Parts 4 and 6 on Reference Plan 33R-18005, and;
  - (b) a condition to sell parts 4 and 6, 33R-18005 to the City **BE ADDED** to the City's conditions for the consent decision for the severance of the lands at 1602 Sunningdale Road (file # B.36/11), and;
  - (c) the financing for this acquisition **BE APPROVED** as set out in the Source of Financing Report attached hereto as Appendix "A".
7. That, on the recommendation of the Chief Administrative Officer, on the advice of the Managing Director - Corporate Assets, the following actions be taken with respect to



the Agreement of Purchase and Sale dated April 21, 2011 between the City and Dr. Oetker Canada Ltd.:

- (a) to recognize additional construction costs associated with soil conditions on the site, the Civic Administration **BE AUTHORIZED** to negotiate additional credits against the purchase price up to the net value of the transaction (\$2,910,176) subject to verification of said costs;
- (b) the Civic Administration **BE AUTHORIZED** to retain such consultants and experts as may be required to verify the additional costs contemplated in (a) above; and
- (c) the Civic Administration **BE DIRECTED** to report back on the results of (a) and (b) above. (See Report attached.)

8. That, on the recommendation of the City Clerk and in accordance with Council Policy 1(3), the following students BE AWARDED 2011 Queen Elizabeth Scholarships, in the amounts shown:

Amalia Cong	Central Secondary School	99.83% -	\$2,000
Ryan Gauld	Saunders Secondary School	98.00% -	\$2,000

CARRIED

Councillor White moves, seconded by Councillor D. Brown, that the following Bills be introduced:

Bill No. 325 By-law No. A.-6700-219	A by-law to authorize an Agreement of Purchase and Sale between The Corporation of the City of London and 2212126 Ontario Incorporated, for the acquisition of property located at 75 Alaunia Street, for the Vauxhall Pollution Control Plant, and to authorize the Mayor and City Clerk to execute the Agreement. (3/23/CW)
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Bill No. 326 By-law No. A.-6701-220	A by-law to authorize an Agreement of Purchase and Sale between The Corporation of the City of London and Shirley Marie Bradish, for the acquisition of property located at 3243 Manning Drive, for the W12A landfill site, and to authorize the Mayor and City Clerk to execute the Agreement. (4/23/CW)
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Bill No. 327 By-law No. A.-6702-221	A by-law to authorize an Agreement of Purchase and Sale between The Corporation of the City of London and Foxhollow Developments Inc, for the acquisition of property located on the south side of Sunningdale Road at Denview Avenue, and to authorize the Mayor and City Clerk to execute the Agreement. (5/23/CW)
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CARRIED

**First Reading:**

Councillor White moves, seconded by Councillor D. Brown, that Bill No.'s 325 to 327, inclusive, be read a first time. CARRIED

**Second Reading:**

Councillor White moves, seconded by Councillor D. Brown, that Bill No.'s 325 to 327, inclusive, be read a second time. CARRIED

**Third Reading:**

Councillor Polhill moves, seconded by Councillor Usher, that Bill No.'s 325 to 327 be read a third time and be finally passed and enacted as by-laws of The Corporation of the City of London, namely:

- |  |   |
|--|---|
| Bill No. 325<br>By-law No. A.-6700-219 | A by-law to authorize an Agreement of Purchase and Sale between The Corporation of the City of London and 2212126 Ontario Incorporated, for the acquisition of property located at 75 Alaunia Street, for the Vauxhall Pollution Control Plant, and to authorize the Mayor and City Clerk to execute the Agreement. (3/23/CW) |
| Bill No. 326<br>By-law No. A.-6701-220 | A by-law to authorize an Agreement of Purchase and Sale between The Corporation of the City of London and Shirley Marie Bradish, for the acquisition of property located at 3243 Manning Drive, for the W12A landfill site, and to authorize the Mayor and City Clerk to execute the Agreement. (4/23/CW)                     |
| Bill No. 327<br>By-law No. A.-6702-221 | A by-law to authorize an Agreement of Purchase and Sale between The Corporation of the City of London and Foxhollow Developments Inc, for the acquisition of property located on the south side of Sunningdale Road at Denview Avenue, and to authorize the Mayor and City Clerk to execute the Agreement. (5/23/CW)          |

**ADJOURNMENT**

246. Councillor Usher moves, seconded by Councillor M. Brown, that the Meeting adjourn.  
CARRIED

The Meeting adjourns at 11:15 p.m.

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Joe Fontana, Mayor

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Catharine Saunders, City Clerk