



**London**  
CANADA

## COUNCIL MINUTES 21ST MEETING

September 2, 2014

The Council meets in Regular Session in the Council Chambers this day at 4:03 PM.

**PRESENT:** Mayor J. Baechler, Councillors B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, 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:** A. Zuidema, J.P. Barber, G. Belch, J. Braam, B. Coxhead, S. Datars Bere, J.M. Fleming, K. Graham, M. Hayward, G. Kotsifas, G.T. Hopcroft, I. Listar, L. Livingstone, V. McAlea Major, D. O'Brien, R. Paynter, M. Ribera, L.M. Rowe, B. Warner and B. Westlake-Power.

At the beginning of the Meeting all Members are present, except Councillors J.B. Swan, P. Van Meerbergen and D. Brown.

### **I DISCLOSURES OF PECUNIARY INTEREST**

Councillor M. Brown discloses a pecuniary interest in clause C-7 of the 20th Report of the Corporate Services Committee and clause C-1 of the 21st Report of the Corporate Services Committee, respectively, having to do with a matter pertaining to 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, by indicating that the Thames Valley District School Board is his employer. Councillor M. Brown further discloses a pecuniary interest in clause 3 of the 17th Report of the Committee of the Whole and the related Bill No. 429, having to do with Lorne Avenue Public School, by indicating that Thames Valley District School Board is his employer.

Councillor N. Branscombe discloses a pecuniary interest in clause 10 of the 20th Report of the Corporate Services Committee, having to do with the offer to purchase industrial lands in the Skyway Industrial Park, Phase II, by indicating that her spouse owns and operates a business in close proximity to the subject property.

Councillor P. Hubert discloses a pecuniary interest in clause 5 of the 15th Report of the Community and Protective Services Committee, having to do with community based Ontario Works service delivery plan, by indicating that he is the Executive Director of a social service agency who has a contract with Ontario Works. Councillor P. Hubert further discloses a pecuniary interest in clause 2 of the 11th Report of the Investment and Economic Prosperity Committee and the related Bill No. 401, having to do with the Employment Program Support Year and Update and Grant Agreement, by indicating that he is the Executive Director of a social service agency that is a member of the Employment Program Support.

Councillor D. Brown discloses a pecuniary interest in clause 3 of the of the 15th Report of the Planning and Environment Committee and related Bill No. 418, having to do with the property located at 122 Wortley Road, by indicating that she owns property in close proximity to the subject property.

Councillor J.B. Swan discloses a pecuniary interest in clauses 3, 4 and 5 of the 11th Report of the Investment and Economic Prosperity Committee, having to do with the Performing Arts Centre, the London Music Strategy and the Orchestra London Credit Guarantee, respectively, by indicating that he is employed by Orchestra London, which has an interest in each of these matters.

## **II REVIEW OF CONFIDENTIAL MATTERS TO BE CONSIDERED IN PUBLIC**

None.

## **III ADDED REPORTS**

1. 21st Report of the Corporate Services Committee

Motion made by Councillor J.P. Bryant and seconded by Councillor H.L. Usher to Approve that pursuant to section 7.4 of the Council Procedure By-law, the order of business be changed to permit consideration of the clause 25 of the 20th Report of the Corporate Services Committee, having to do with a request for support for Fanshawe College London Downtown Campus, Phase II, immediately following Motions of Which Notice is Given.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, H.L. Usher, J.P. Bryant, S.E. White (11)

NAYS: D.G. Henderson (1)

At 4:08 PM Councillor P. Van Meerbergen enters the meeting.

## **V RECOGNITIONS**

2. Her Worship the Mayor recognizes Captain John Harris and Mrs. Amelia Harris on the 180th Anniversary of Eldon House.
3. Her Worship the Mayor receives the OPA Community Conservation Award and the AMO Gas Tax Award from the Association of Municipalities of Ontario.

## **IV COMMITTEE OF THE WHOLE, IN CAMERA**

### **MOTION FOR IN CAMERA SESSION**

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

- a) A matter pertaining to labour relations and personal matters including information about identifiable individuals including municipal employees, and advice and recommendations of officers and employees of the Corporation and communications necessary for those purposes. (C6/20/CSC)
- b) A matter pertaining to advice that is subject to solicitor-client privilege, including communications necessary for that purpose, with respect to the Application by Greenhills Shopping Centres Ltd., 51 and 99 Exeter Road. (C1/15/PEC)
- c) A matter pertaining to litigation or potential litigation with respect to appeals to the Ontario Municipal Board Ontario Municipal Board case number PL131116 appealing Official Plan Amendment 557 and Zoning By-law Amendment Z.-1-132226; advice that is subject to solicitor-client privilege, including communications necessary for that purpose, in connection with appeals to the Ontario Municipal Board from the decisions of Municipal Council to approve Official Plan Amendment 557 and Zoning By-law Amendment Z.-1-132226 and a matter pertaining to instructions and directions to officers and employees of the Corporation pertaining to 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 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. (C2/15/PEC)

- d) 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; to instructions and directions to officers and employees of the Corporation pertaining to a proposed or pending acquisition or 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 or pending acquisition or disposition of land; commercial and financial information supplied in confidence pertaining to the proposed or pending acquisition or 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 or pending acquisition or disposition that belongs to the Corporation that has monetary value or potential monetary value; information concerning the proposed or pending acquisition or disposition whose disclosure could reasonably be expected to prejudice the economic interests of the Corporation or its competitive position; information concerning the proposed or pending acquisition or 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 or pending acquisition or disposition; and for the purpose of a vote for giving directions or instructions to officers, employees or agents of the municipality or persons retained by or under a contract with the municipality. (C3/20/CSC)
- e) A matter pertaining to litigation currently before the Superior Court of Justice, Court files No. 61809/09 No. 1554/10 and No. 1555/10 affecting the municipality; and advice that is subject to solicitor-client privilege, including communications necessary for that purpose. (C4/20/CSC)
- f) A matter pertaining to advice that is subject to solicitor-client privilege, including communications necessary for that purpose with respect to contract T13-89 with Ron Murphy Contracting Co. Ltd. (C1/13/CWC)
- g) A matter pertaining to litigation affecting the municipality, specifically an outstanding appeal by AAR-CON Enterprises Corporation to the Ontario Municipal Board, File No. PL030543; and advice that is subject to solicitor-client privilege, including communications necessary for that purpose relating to a pending motion before the Ontario Municipal Board. (C3/15/PEC)

- h) A matter pertaining to advice subject to solicitor-client privilege, including communications for that purpose, as it relates to Downtown London's proposal to provide a \$1 million contribution, over 10 years, toward the acquisition of the Kingsmill property by Fanshawe College. (C8/20/CSC)
- i) A matter pertaining to litigation currently before the Superior Court of Justice, Court file No. 8922/12 effecting the municipality and advice that is subject to solicitor-client privilege, including communications necessary for that purpose (C2/13/CWC)
- j) A matter pertaining to advice that is subject to solicitor-client privilege and any communications necessary for the purpose, and a proposed or pending acquisition or disposition of land by the municipality or local board, related to the Western Fair Association. (C5/20/CSC)
- k) A matter pertaining to advice that is subject to solicitor-client privilege, including communications necessary for that purpose relating to a pending motion before the Ontario Municipal Board relating to the property located at 450 Oxford Street West. (C4/15/PEC)
- l) A matter pertaining to 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. (C1/20/CSC)
- m) A matter pertaining to instructions and directions to officers and employees of the Corporation pertaining to a proposed acquisition and 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 acquisition and disposition of land; commercial and financial information supplied in confidence pertaining to the proposed acquisition and 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 acquisition and disposition that belongs to the Corporation that has monetary value or potential monetary value; information concerning the proposed acquisition and disposition whose disclosure could reasonably be expected to prejudice the economic interests of the Corporation or its competitive position; information concerning the proposed acquisition and 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 acquisition and disposition. (C2/20/CSC)

- n) A matter pertaining to 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. (C7/20/CSC)
- o) A matter pertaining to the purpose of 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; commercial and 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. (C1/11/IEPC)
- p) (ADDED) A matter pertaining to 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. (C1/21/CSC)

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, H.L. Usher, J.P. Bryant, S.E. White (13)

The Council rises and goes into the Committee of the Whole, in camera at 4:19 PM, with Mayor J. Baechler in the Chair and all Members present, except Councillors J.B. Swan and D. Brown.

At 4:38 PM Councillor J.B. Swan enters the meeting.

The Committee of the Whole rises at 5:06 PM and Council reconvenes at 5:11 PM, with Mayor J. Baechler in the Chair and all Members present except Councillor D. Brown.

At 5:12 PM Councillor D. Brown enters the meeting.

## **V RECOGNITIONS (continued)**

1. Her Worship the Mayor presents the 2014 Queen Elizabeth Scholarships to the following recipients: Julia Cantelon from London South Collegiate Institute School (average 98.50%) and Yomna El-Sakka from Oakridge Secondary School (average 98.50%).

## **VI CONFIRMATION AND SIGNING OF THE MINUTES OF THE TWENTIETH MEETING HELD ON JULY 29, 2014**

Motion made by Councillor P. Van Meerbergen and seconded by Councillor H.L. Usher to Approve the Minutes of the 20th Meeting held on July 29, 2014.

Motion Passed

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

## **VII COMMUNICATIONS AND PETITIONS**

Motion made by Councillor B. Polhill and seconded by Councillor W.R. Monteith to Approve receipt and referral of the following Communications, as noted on the Agenda:

1. D. Sheppard, ReForest London - Urban Forest Strategy and Implementation Plan Update (Refer to the Planning and Environment Committee stage for consideration with clause 10 of the 15th Report of the Planning and Environment Committee.)
2. M. Inglis, Gymworld - Development Charges and the Community Improvement Plan (Refer to the Planning and Environment Committee stage for consideration with clause 28 of the 15th Report of the Planning and Environment Committee.)
3. S. Mahadevan, Wood Bull LLP - Properties located at 51 and 99 Exeter Road (Refer to the Planning and Environment Committee stage for consideration with clause 29 of the 15th Report of the Planning and Environment Committee.)
4. (ADDED) Amending Agreement between the Corporation of the City of London and Fanshawe College of Applied Arts and Technology (Refer to the Corporate Services Committee stage for consideration with clause 25 of the 20th Report of the Corporate Services Committee.)

Motion Passed

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

### **VIII MOTIONS OF WHICH NOTICE IS GIVEN**

1. Councillor H.L. Usher and Councillor P. Van Meerbergen - Motion of Which Notice is Given - Cancellation of September 8, 2014 Civic Works Committee Meeting

Motion made by Councillor H.L. Usher and seconded by Councillor P. Hubert to Approve that the Civic Works Committee meeting originally scheduled for September 8, 2014 BE CANCELLED.

Motion Passed

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

Motion made by Councillor D. Brown and seconded by Councillor J.B. Swan to Approve that pursuant to section 17.4 of the Council Procedure By-law leave be given for discussion and debate and making of a substantive motion with respect to the cancellation of the September 8, 2014 Community and Protective Services Committee meeting.

Motion Passed

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

Motion made by Councillor M. Brown and seconded by Councillor D. Brown to Approve that the September 8, 2014 Community and Protective Services Committee meeting BE CANCELLED.

Motion Passed

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

### **IX REPORTS**

20th Report of the Corporate Services Committee  
Councillor J.P. Bryant presents.

Motion made by Councillor J.P. Bryant to Approve clause 25.

25. Request for Delegation Status re New Deal for an Expanded Fanshawe Downtown Campus

That, based on the directions of Council with respect to revitalizing of the Downtown through the Downtown Master Plan and consistent with the recommendations of the draft Downtown Master Plan, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, with the concurrence of the City Manager and the Managing Director of Planning and City Planner, the following actions be taken with respect to the request from Fanshawe College for an additional \$9 million grant for Downtown Campus – Phase II:

- a) the revised attached information with respect to the Economic Development Reserve Fund (Appendix 'A') BE RECEIVED; it being noted that an additional grant of \$9 million and an additional annual tax back grant of \$75 per student (\$75,000) can be accommodated as a draw against the Economic Development Reserve Fund without additional contributions from the tax levy or affecting current commitments;

- b) an additional \$9 million grant over ten years, to be paid following the start of construction, and an additional potential annual tax back grant (\$75 per student) to cover the additional potential 1,000 students, BE APPROVED;
- c) the Civic Administration BE AUTHORIZED to negotiate all necessary agreements and undertake all necessary administrative actions to effect the grants;
- d) the Civic Administration BE DIRECTED to prepare the necessary amendments to the existing Agreement to effect b) above; and
- e) the City Clerk BE DIRECTED to place a by-law on the Agenda of the September 2, 2014 meeting of the Municipal Council to authorize an amending Agreement as noted in d) above;

it being noted that the Corporate Services Committee heard the attached presentation from J. Adams, Co-Chair & President, London Downtown Business Association and received a communication dated August 15, 2014 from B. Ohi, General Manager, Budweiser Gardens, in support of Fanshawe College utilizing the Kingsmill's location.

Motion made by Councillor M. Brown and seconded by Councillor D. Brown to Approve that clause 25 be amended by deleting parts b) and e) and by replacing them with the following new parts b) and e):

- "b) additional grant of up to \$9 million over 10 years, to be paid following the start of construction, BE APPROVED AND BE SUBJECT TO the determination by agreement of Fanshawe and the City that if the Project Costs are less than \$66.2 million, the Economic Development Grant shall be reduced by the difference between \$66.2 million and the lesser agreed amount for Project Costs with the amount of the reduction of the Economic Development Grant not to exceed \$9.0 million;
- e) the proposed attached by-law (Appendix "B") BE INTRODUCED at the Municipal Council Meeting to be held on September 2, 2014 to approve a revised Amending Agreement to the Agreement between The Corporation of the City of London and The Fanshawe College of Applied Arts and Technology and to authorize the Mayor and the City Clerk to Execute the Amending Agreement;"

Motion made by Councillor J.B. Swan and seconded by Councillor S. Orser to Approve that pursuant to section 9.6 of the Council Procedure By-law, Councillor J.B. Swan be permitted to speak longer than 5 minutes with respect to the request from Fanshawe College of Applied Arts and Technology's for an additional grant of \$9 million for the Downtown Campus – Phase II.

Motion Passed

At 6:11 PM Her Worship the Mayor places Councillor P. Hubert in the Chair and takes a seat at the Council Board.

At 6:19 PM Her Worship the Mayor resumes the Chair and Councillor P. Hubert takes his seat at the Council Board.

Motion made by Councillor J.B. Swan and seconded by Councillor M. Brown to Approve that pursuant to section 9.6 of the Council Procedure By-law, Councillor P. Hubert be permitted to speak longer than 5 minutes with respect to the request from Fanshawe College of Applied Arts and Technology's for an additional grant of \$9 million for the Downtown Campus – Phase II.

Motion Passed

The motion to Approve the amendment to parts b) and e) of clause 25 is put.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (12)

NAYS: S. Orser, D.G. Henderson, P. Van Meerbergen (3)

Pursuant to section 12.3 of the Council Procedure By-law, Councillor P. Van Meerbergen calls for a separate vote on parts a) and b) of clause 25.



Motion made by Councillor J.P. Bryant and seconded by Councillor M. Brown to Approve part b) of clause 25, as amended.

Motion Passed

YEAS: J. Baechler, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D. Brown, H.L. Usher, J.P. Bryant (8)

NAYS: B. Polhill, B. Armstrong, J.B. Swan, S. Orser, D.G. Henderson, P. Van Meerbergen, S.E. White (7)

Motion made by Councillor S.E. White and seconded by Councillor J.P. Bryant to Approval part a) of clause 25.

Motion Passed

YEAS: J. Baechler, B. Polhill, J.B. Swan, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (13)

NAYS: B. Armstrong, S. Orser (2)

Motion made by Councillor J.P. Bryant and seconded by Councillor P. Hubert to Approve parts c), d) and e) of clause 25, as amended.

Motion Passed

YEAS: J. Baechler, B. Armstrong, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (11)

NAYS: B. Polhill, J.B. Swan, S. Orser, P. Van Meerbergen (4)

Clause 25, as amended, reads as follows:

That, based on the directions of Council with respect to revitalizing of the Downtown through the Downtown Master Plan and consistent with the recommendations of the draft Downtown Master Plan, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, with the concurrence of the City Manager and the Managing Director of Planning and City Planner, the following actions be taken with respect to the request from Fanshawe College for an additional \$9 million grant for Downtown Campus – Phase II:

- a) the revised ~~attached~~ information with respect to the Economic Development Reserve Fund (Appendix 'A') BE RECEIVED; it being noted that an additional grant of \$9 million and an additional annual tax back grant of \$75 per student (\$75,000) can be accommodated as a draw against the Economic Development Reserve Fund without additional contributions from the tax levy or affecting current commitments;
- b) additional grant of up to \$9 million over 10 years, to be paid following the start of construction, BE APPROVED AND BE SUBJECT TO the determination by agreement of Fanshawe and the City that if the Project Costs are less than \$66.2 million, the Economic Development Grant shall be reduced by the difference between \$66.2 million and the lesser agreed amount for Project Costs with the amount of the reduction of the Economic Development Grant not to exceed \$9.0 million;
- c) the Civic Administration BE AUTHORIZED to negotiate all necessary agreements and undertake all necessary administrative actions to effect the grants;
- d) the Civic Administration BE DIRECTED to prepare the necessary amendments to the existing Agreement to effect b) above; and
- e) the proposed ~~attached~~ by-law (Appendix "B") BE INTRODUCED at the Municipal Council Meeting to be held on September 2, 2014 to approve a revised Amending Agreement to the Agreement between The Corporation of the City of London and The Fanshawe College of Applied Arts and Technology and to authorize the Mayor and the City Clerk to Execute the Amending Agreement;

it being noted that the Corporate Services Committee heard the ~~attached~~ presentation from J. Adams, Co-Chair & President, London Downtown Business Association and received a communication dated August 15, 2014 from B. Ohl, General Manager, Budweiser Gardens, in support of Fanshawe College utilizing the Kingsmill's location.

Motion made by Councillor S. Orser and seconded by Councillor N. Branscombe to recess.

Motion Passed

The Council recesses at 7:00 PM and reconvenes at 7:51 PM, with Mayor J. Baechler in the Chair and all Members present.

15th Report of the Planning and Environment Committee  
Councillor B. Pohill presents.

Motion made by Councillor B. Polhill to Approve clauses 1 to 29, excluding clauses 3, 10 and 27.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. Properties located at 3130 and 3260 Dingman Drive and 4397/4407 Wellington Road South - Ontario Municipal Board Decision

That, the Ontario Municipal Board Decision with respect to the application of Greenhills SC Ltd., the Upper Thames Conservation Authority and Costco Wholesale Group, relating to the properties located at 3130 and 3260 Dingman Drive and 4397/4407 Wellington Road South BE RECEIVED. (2014-L01)

4. Property located at 1800 Sumac Way (H-8356)

That, on the recommendation of the Senior Planner, Development Services, based on the application by Sifton Properties Limited, relating to the property located at 1800 Sumac Way, the proposed by-law, as appended to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of the subject lands FROM a holding Residential R6 Special Provision (h-140\*R6-5(33)) Zone TO a Residential R6 Special Provision (R6-5(33)) Zone to remove the holding provision. (2014-D14)

5. Foxwood Subdivision (39T-11503)

That, on the recommendation of the Senior Planner, Development Services, the following actions be taken with respect to entering into a Subdivision Agreement between The Corporation of the City of London and Foxwood Developments (London) Inc., for the subdivision of land over Part of Lot 24, Concession 5, (Geographic Township of London), City of London, County of Middlesex, situated on the north side of Fanshawe Park Road West, east of Hyde Park Road:

- a) the Special Provisions, as appended as Schedule "D" to the staff report dated August 26, 2014, to be contained in a Subdivision Agreement between The Corporation of the City of London and Foxwood Developments (London) Inc., for the Foxwood Subdivision (39T-11503) BE APPROVED;
- b) the financing for this project BE APPROVED in accordance with the "Sources of Financing Report" appended as Schedule "A" to the staff report dated August 26, 2014;
- c) the financing for this report BE APPROVED in accordance with the "Related Costs and Revenues" appended as Schedule "B" to the staff report, dated August 26, 2014; and,
- d) the Mayor and the City Clerk BE AUTHORIZED to execute this Agreement, any amending agreements and all related documents required to fulfill its conditions. (2014-D12)

6. Corporate Campus Subdivision (39T-78066)

That, on the recommendation of the Manager, Development Planning, the following actions be taken with respect to entering into a Subdivision Agreement between The Corporation of the City of London and Doman Developments, for the subdivision of land over Part of Lot 25 and 26, Concession 4, (Geographic Township of London), City of London, County of Middlesex, situated on the west side of Hyde Park Road, north of Gainsborough Road:

- a) the Special Provisions, as appended as Schedule "D" to the staff report dated August 26, 2104, to be contained in a Subdivision Agreement between The Corporation of the City of London and Doman Developments for the Corporate Campus Subdivision (39T-78066) BE APPROVED;
- b) the financing for this project BE APPROVED in accordance with the "Sources of Financing Report" appended as Schedule "A" to the staff report dated August 26, 2014;
- c) the financing for this report BE APPROVED in accordance with the "Related Costs and Revenues" appended as Schedule "B" to the staff report, dated August 26, 2014; and,
- d) the Mayor and the City Clerk BE AUTHORIZED to execute this Agreement, any amending agreements and all related documents required to fulfill its conditions. (2014-D12)

7. Chelsea Green Subdivision (formerly Terrace Street Subdivision) (39T-02511)

That, on the recommendation of the Senior Planner, Development Services, the following actions be taken with respect to entering into a Subdivision Agreement between The Corporation of the City of London and AAR-CON Enterprises Corp., for the subdivisions of land over Part of Blocks A, B and C, Part of Terrace Street (Closed by By-law No. 8865-28, Inst. No. CB225), Registered Plan No. 437(C), All of Lots 1 to 12 (both inclusive), all of Block W and Part of Block R, Registered Plan No. 500 (amended by order No. EL34037), (former Township of Westminster), City of London, County of Middlesex, situated at the west limit of Terrace Street, west of Adelaide Street South:

- a) the Ontario Municipal Board BE ADVISED that the Municipal Council supports the approval of the Special Provisions as appended as Schedule "C" to the staff report dated August 26, 2014, which are to be contained in a Subdivision Agreement between The Corporation of the City of London and AAR-CON Enterprises Corp., for the Chelsea Green Subdivision (39T-02511);
- b) the financing for this project BE APPROVED in accordance with the "Sources of Financing Report" appended as Schedule "A" to the staff report dated August 26, 2014;
- c) the financing for this report BE APPROVED in accordance with the "Related Costs and Revenues" appended as Schedule "B" to the staff report, dated August 26, 2014; and,
- d) the Mayor and the City Clerk BE AUTHORIZED to execute this Agreement, any amending agreements and all related documents required to fulfill its conditions;

it being noted that the Planning and Environment Committee heard a verbal presentation from R. Dykstra, Ricor Engineering and reviewed and received a communication dated August 22, 2014, from J. Novick, Ricor Engineering, with respect to this matter. (2014-D12)

8. Building Division Monthly Reports for June and July 2014

That the Building Division Monthly Reports for June and July, 2014 BE RECEIVED. (2014-D00)

9. Property located at 450 Oxford Street West - Notice of Appeal to the Ontario Municipal Board (OZ-8003)

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken in response to the letter of appeal to the Ontario Municipal Board, dated June 13, 2014 and submitted on the basis of non-decision by Council within 120 days, by Alan Patton of Patton Cormier & Associates on behalf of Bluestone Properties Inc. relating to the Zoning By-law Amendment portion of application No. OZ-8003 concerning 450 Oxford Street West:

- a) the Ontario Municipal Board BE ADVISED that the Municipal Council recommends that Zoning By-law Z.-1 BE AMENDED in accordance with the Official Plan appended as Appendix "A" to the staff report dated August 26, 2014, to change the zoning of the subject property FROM a Restricted Office/Day Care (RO2/DC) Zone and an Open Space (OS4) Zone TO a Holding Office Special Provision (h-\_\_\_\*OF4( )) Zone;
- b) the Ontario Municipal Board BE ADVISED that the Municipal Council recommends that the request to amend Zoning By-law No. Z.-1, to change the zoning of the subject property FROM a Restricted Office/Day Care (RO2/DC) Zone and an Open Space (OS4) Zone TO an Office Special Provision (OF4( )) Zone, BE REFUSED for the following reason:
  - i) a holding provision is recommended in addition to the zone requested, as part of the regulatory tools to ensure it is clear that the proposed development is subject to possible future limitations on the developable area of the land posed by flood limits to be approved by the Upper Thames River Conservation Authority, and its consideration of a possible fill permit application;
- c) the Ontario Municipal Board BE ADVISED that the Municipal Council recommends that the Site Plan Approval Authority BE REQUESTED to consider the following design, transportation and environmental issues through the site plan process:
  - i) maintain the applicant's proposed design intent of locating the building towards the streets' intersection with parking in the rear, subject to any Upper Thames River Conservation Authority fill restrictions, to promote active street frontages;
  - ii) maintain the applicant's intent to choose higher quality building materials, such as masonry, to enhance the design of the building;
  - iii) further enhance the building's entrance at the intersection of Oxford Street West and Proudfoot Lane to better demarcate the public entrance; it being noted that this could be done by extending the circular form to grade and/or using a wrap-around canopy above entry doors; if being further noted that the cornice can also be strengthened in this location;
  - iv) provide a plaza at the corner to help enhance both the private and public space;
  - v) provide additional entry points along the street to help articulate the building's design, respond to the pedestrian realm and transit users' needs, and promote retail occupancy at-grade;
  - vi) include street trees along both Oxford Street West and Proudfoot Lane to reinforce the façade design rhythm along the street; it being noted that these trees should be located as part of the right-of-way boulevard;
  - vii) use landscape islands to break up the extent of asphalt parking lot and long drive aisles, increase sustainability and provide stormwater management opportunities; also, consider the use of pervious materials such as pervious pavers to facilitate stormwater management;
  - viii) locate bicycle parking opportunities near building entrances to encourage multi-modal transportation opportunities;
  - ix) provide appropriate and safe vehicular access locations and turning movement restrictions;
  - x) ensure the site design accommodates current and future bus bay requirements of the London Transit Commission; and,
  - xi) implement the accepted Environmental Impact Statement (Dillon Consulting Ltd., July 27, 2012);
- d) the Ontario Municipal Board BE ADVISED that the Municipal Council resolved that, upon the completion of the Mud Creek Subwatershed Study Update and the provision of revised floodlines by the Upper Thames River Conservation Authority to the City, the Civic Administration BE DIRECTED to bring forward any required amendments to the Official Plan and the Z.-1 Zoning By-Law to implement the revised floodlines as approved by the Upper Thames River Conservation Authority; it being noted that an Open Space designation and an Open Space (OS4) Zone variation could be applied to a portion of these lands; and,
- e) the City Solicitor BE REQUESTED to retain outside expert witnesses in support of Council's position as needed. (2014-D14)

11. 2013 State of the Downtown Report

That, on the recommendation of the Managing Director, Planning and City Planner, the report dated August 26, 2014, with respect to the 2013 State of the Downtown Report, which analyses measures to track the annual progress of Downtown revitalization programs, BE RECEIVED. (2014-D19)

12. Stoney Creek Open Space Pathway Development East of Trossacks Avenue

That, on the recommendation of the Managing Director, Planning and City Planner, the report dated August 26, 2014, relating to the Stoney Creek open space pathway development east of Trossacks Avenue BE RECEIVED. (2014-R04)

13. Commitments for Financial Incentive Programs at 121-123 Dundas Street, 471 Richmond Street, 242 Dundas Street and 192-194 Dundas Street

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken with respect to the Financial Incentive Commitments under the Tax Grant Incentive, Upgrade to Building Code Loan and Façade Improvement Loan Programs, for the properties located at 121-123 Dundas Street, 471 Richmond Street, 242 Dundas Street, & 192-194 Dundas Street:

- a) the staff report, dated August 26, 2014, with respect to the Financial Incentive Commitments under the Tax Grant Incentive, Upgrade to Building Code Loan and Façade Improvement Loan Programs, for the properties located at 121-123 Dundas Street, 471 Richmond Street, 242 Dundas Street, & 192-194 Dundas Street BE RECEIVED; and,
- b) the Civic Administration BE DIRECTED to process the above-noted grant and loan applications in accordance with the Downtown incentive programs. (2014-F11)

14. Heritage Conservation District Status Report

That, the following actions be taken with respect to the prioritization of Heritage Conservation Districts:

- a) the Civic Administration BE REQUESTED to prepare a detailed work plan, including the prioritization of the Heritage Conservation Districts, that are to be expediently moved through the process;
- b) the Civic Administration BE DIRECTED to commence Heritage Conservation District studies for the SoHo and the Grosvenor-St. James areas' requests to determine the eligibility for Heritage Conservation District designation;
- c) subject to the completion of part a), above, the Civic Administration BE ASKED to prepare a Business Case for the Heritage Conservation District studies to be undertaken in 2015; and,
- d) the staff report, dated August 26, 2014, relating to the Heritage Conservation District status report, BE RECEIVED. (2013-R01)

15. Environmental Impact Study - Performance Evaluation for the City of London

That, on the recommendation of the Managing Director, Planning and City Planner, the report dated August 26, 2014, with respect to the Environmental Impact Study Performance Evaluation background document for the review and update of the Environmental Management Guidelines BE RECEIVED. (2014-E20)

16. 9th Report of the London Advisory Committee on Heritage

That, the following actions be taken with respect to the 9th Report of the London Advisory Committee on Heritage (LACH) from its meeting held on August 13, 2014:

- a) the Civic Administration BE ADVISED that the LACH does not object to the proposed demolition of the building located at 915 Queens Avenue;

- b) the following actions be taken with respect to the proposed demolition of the Priority 1 building located at 2526 Oxford Street West:
  - i) the Civic Administration BE ADVISED that the LACH expressed regret for the possible loss of a heritage resource, but does not object to the demolition of the building located at 2526 Oxford Street West; and,
  - ii) Infrastructure Ontario BE REQUESTED to consult with the LACH with respect to interpretive signage for the above-noted site; it being noted that the funding for any signage be provided by Infrastructure Ontario;
- c) on the recommendation of the Managing Director, Planning and City Planner, with the advice of the Heritage Planner, the Heritage Alteration Permit Application for the designated property located at 869-871 Dundas Street BE APPROVED; it being noted that the Heritage Planner has reviewed the proposal and has advised that the impact of such alteration on the heritage features identified in the reasons for designation is acceptable; it being further noted that the LACH heard a verbal delegation from J. Melville, Applicant, with respect to this matter; and,
- d) that clauses 4 to 9, inclusive, of the 9th Report of the LACH BE RECEIVED;

it being noted that the Planning and Environment Committee heard a verbal presentation from W. Kinghorn, Chair, LACH, with respect to these matters.

#### 17. 8th Report of the Environmental and Ecological Planning Advisory Committee

The following actions be taken with respect to the 8th Report of the Environmental and Ecological Planning Advisory Committee (EEPAC) from its meeting held on July 17, 2014:

- a) the following actions be taken with respect to Beacon Environmental's response to the Environmental and Ecological Planning Advisory Committee (EEPAC) comments relating to the EIS Performance Monitoring Report:
  - i) the Civic Administration BE ASKED to develop a method by which recommendations from an Environmental Impact Study or Environmental Assessment are included in a subdivision or development agreement;
  - ii) the recommendations in part i), above, BE IMPLEMENTED;
  - iii) the Civic Administration BE ASKED to report back on the progress within one year; and,
  - iv) the Civic Administration BE ASKED to review methods that the City can use to regulate and enforce that no gates be installed on fences on lots adjacent to components of the natural heritage system and to report back at a future meeting of the Planning and Environment Committee;
- b) that clauses 2 to 9, inclusive, of the 8th Report of the EEPAC BE RECEIVED;

it being noted that the Planning and Environment Committee received the attached presentation from S. Levin, Vice Chair, with respect to these matters.

#### 18. 8th Report of the Advisory Committee on the Environment

The following actions be taken with respect to the 8th Report of the Advisory Committee on the Environment (ACE) from its meeting on July 16, 2014:

- a) the Civic Administration and the Planning and Environment Committee BE REQUESTED to review the ACE submission with respect to London being a "Pollinator Sanctuary" and designated as such in the London Plan; it being noted that the submission includes the following recommendations with respect to this matter:
  - i) identifying London as a Pollinator Sanctuary in the City's Official Plan;
  - ii) including explicit language throughout the London Plan that refers to the importance of creating suitable habitat for pollinators on private and public lands as well as reducing pesticide pressures;
  - iii) modifying the City of London by-laws concerning property standards, streets, trees and parks to reflect the City's proposed status as a Pollinator Sanctuary;
  - iv) creating a Natural Heritage Master Plan which should have an extensive section on protecting but also on restoring and creating pollinator habitat across the city;

- v) providing and/or expand more forage and habitat areas in the city, through less mowing and allowing wild flowers and grasses to flourish (in park lands, boulevards, backyards and rooftops) and support the creation of natural corridors and meadows between forage areas; including planting more native and other plants that support the health of pollinators such as milkweed;
- vi) collaborating with the City's many organization and business contacts to encourage planting and development of bio-diverse areas on their properties, with special emphasis on native plants;
- vii) ensuring that plants used in the City of London gardens are purchased from local suppliers who are not using neonicotinoid insecticides and encourage or require its affiliated schools, libraries and community centres to use locally grown, neonicotinoid-free plants;
- viii) leading by example, London will encourage community organizations, businesses, and institutes of higher education to plant diverse, locally grown, neonicotinoid-free plants;
- ix) informing and encouraging gardeners to purchase organic seedlings or grow their plants from untreated seeds for their vegetable and flower gardens and encouraging garden centers that do not use treated seeds to publicize this advantage; and,
- x) encouraging further collaboration between Civic Administration, neighbouring conservation authorities, municipalities and agricultural associations to develop programs which encourage plant diversity and native plants as well as the creation of corridors for pollinator movement; and,

b) that clauses 2 to 5, inclusive, of the 8th Report of the ACE BE RECEIVED;

it being noted that the Planning and Environment Committee reviewed and received a communication dated August 15, 2014, from B. Olivastrì, Chief Executive Officer, Friends of the Earth, with respect to this matter; and,

it being pointed out that the Planning and Environment Committee received the attached presentation from D. Szoller, Chair, ACE and M. Temme, Member, ACE Working Group.

#### 19. Proposed Amendments to the Site Plan By-law

That, on the recommendation of the Manager, Development Services and Planning Liaison, the proposed attached, revised by-law, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014, to amend Site Plan Control Area By-law C.P-1455-541;

it being pointed out that there were no oral submissions made at the public participation meeting associated with these matters. (2014-C01)

#### 20. Property located at 877 Medway Park Drive (Z-8357)

That, on the recommendation of the Managing Director, Planning and City Planner, based on the application of Trustees of the Bellwood Park Congregation of the Jehovah's Witnesses, relating to the property located at 877 Medway Park Drive, the proposed by-law, as appended to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of the subject property FROM a Holding Restricted Office (h-17\*RO2) Zone TO a Holding Neighbourhood Facility (h-17\*h-18\*NF) Zone and a Holding Restricted Office (h-17\*h-18\*RO2) Zone; it being noted that the application is required to satisfy a condition of consent and that the subject lands will be conveyed to adjoining parcels;

it being pointed out that there were no oral submissions made at the public participation meeting associated with these matters. (2014-D14)

#### 21. Proposed Agreement for the Continuation of the use of the Boulevard and Proposed Amendment to the Fees By-law

That, on the recommendation of the Manager of Development Services and Engineering Liaison, the following actions be taken with respect to the proposed Agreement for the continuation of the use of the boulevard and the proposed amendment to the Fees By-law:

- a) the form of the agreement, as appended to the staff report dated August 26, 2014, BE USED for the purpose of authorizing the continued use of lands dedicated for road widening by the Owner at the time of redevelopment;

- b) that the Mayor and Clerk BE AUTHORIZED to execute the above-noted agreements, as prepared by Development Services, for the use of the lands deeded to the City as a result of development on the abutting lands, including consents, all under the authority of By-law A.-1; and,
- c) the proposed by-law, as appended to the staff report dated August 26, 2014, to the Various Fees & Charges By-law A-47, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014;

it being pointed out that there were no oral submissions made at the public participation meeting associated with these matters. (2014-L04A/C01)

- 22. Properties located at 1-34 Barberry Court, 35-48 Ivy Court, 49-81 Vinewood Court and 82-100 Primrose Court (TZ-8353)

That, on the recommendation of the Managing Director, Planning and City Planner, based on the application of Health Zone Nurse Practitioner Led Clinic, relating to the properties located at 1-34 Barberry Court, 35-48 Ivy Court, 49-81 Vinewood Court and 82-100 Primrose Court, the proposed by-law, as appended to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), by extending the Temporary (T-64) Zone;

it being pointed out that there were no oral submissions made at the public participation meeting associated with these matters. (2014-D14)

- 23. Properties located at 931-1127 Southdale Road East and 551-605 Millbank Drive (TZ-8354)

That, on the recommendation of the Managing Director, Planning and City Planner, based on the application of Health Zone Nurse Practitioner Led Clinic, relating to the properties located at 931-1127 Southdale Road East and 551-605 Millbank Drive, the proposed by-law, as appended to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), by extending the Temporary (T-65) Zone;

it being pointed out that there were no oral submissions made at the public participation meeting associated with these matters. (2014-D14)

- 24. Properties located at 940 and 956 Wharncliffe Road South (OZ-8359)

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken with respect to the application of Kenlind Holdings Ltd., relating to the properties located at 940 and 956 Wharncliffe Road South:

- a) the proposed ~~attached~~, revised by-law, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014, to amend the Official Plan for the front portion of the property BY ADDING a specific policy to Section 10.1.3 – Policies for Specific Areas; and,
- b) the proposed ~~attached~~, revised by-law, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan, as amended in part a), above), to change the zoning of the subject property FROM a Restricted Service Commercial (RSC2) Zone, TO a Restricted Service Commercial Special Provision (RSC2( )) Zone;
- c) pursuant to Section 34(17) of the *Planning Act*, as determined by the Municipal Council, no further notice BE GIVEN in respect of the proposed by-law as the amendments are agreeable to the applicant, the representative for Loblaws who spoke at the public participation meeting and the Civic Administration;

it being pointed out that at the public participation meeting associated with these matters, the individuals indicated on the ~~attached~~ public participation meeting record made oral submissions in connection therewith. (2014-D14)



25. Properties located at 447 Old Wonderland Road (Z-8228)

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken with respect to the application of 2376563 Ontario Inc., relating to the property located at 447 Old Wonderland Road:

- a) the Municipal Council BE ADVISED that Zoning By-law amendment application (Z-8228) has been appealed to the Ontario Municipal Board by Alan Patton of Patton, Cormier & Associates LLP, on behalf of the applicant on the basis of non-decision by Council within 120 days;
- b) the Ontario Municipal Board BE ADVISED that the Municipal Council recommends that Zoning By-law Z.-1 BE AMENDED in accordance with the Official Plan, as appended to the staff report dated August 26, 2014, to change the zoning of the subject property FROM an Open Space (OS1) Zone TO a Holding Restricted Office Special Provision (h-5\*h-64\*h-(\_) \*RO2(\_)) Zone to include additional regulations;
- c) the Ontario Municipal Board BE ADVISED that the Municipal Council recommends that the Site Plan Approval Authority BE REQUESTED to consider implementing, through the site plan approval process, the design features recommended below:
  - i) extensive landscaping along the western edge of the property to screen all exposed parking lots from the Wonderland Road South corridor and create a positive edge condition which enhances the pedestrian experience;
  - ii) extensive landscaping along the eastern edge of the property abutting the residential lands to provide screening of the parking lot, street, and building from the adjacent residences;
  - iii) installation of a continuous 1.83 metre (6 feet) minimum sound attenuation fence along the eastern property line directly abutting the adjacent residential lands in order to: mitigate the impacts from the Wonderland Road South corridor, the surface parking lot, and/or any mechanical equipment to the residential uses; screen the residential amenity area; and, prevent pedestrian access from Old Wonderland Road;
  - iv) if any retaining walls are required they shall be located a minimum 5 metres away from the east side yard adjacent to residential zones;
  - v) consider additional landscaping in the plantable area within the parking lot islands to reduce the heat island effect of the parking lot;
  - vi) consider aligning the proposed building with the Teeple Terrace property line in order to allow the building to properly address the street; and,
  - vii) enhancement of the architecture of the building at the intersection with a change in massing which could include a height element in order to address the corner and provide definition to enhance the pedestrian experience at the intersection;
- d) the Ontario Municipal Board BE ADVISED that the Municipal Council recommends that the request to amend Zoning By-law No. Z.-1, to change the zoning of the subject property FROM an Open Space (OS1) Zone TO a Restricted Office Special Provision (RO2(\_)) Zone to permit additional uses BE REFUSED for the following reasons:
  - i) the additional uses are not in conformity with the Official Plan;
  - ii) the additional uses do not meet the location criteria of the Official Plan given the proximity to low density residential development; and,
  - iii) the additional uses are not considered office uses contemplated in the Restricted Office Zone;

it being pointed out that at the public participation meeting associated with these matters, the individuals indicated on the attached public participation meeting record made oral submissions in connection therewith. (2014-D14)

26. Property located at 299 Tartan Drive (O-8381/Z-8311)

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken with respect to the application of Khawar Hanif, relating to the property located at 299 Tartan Drive:

- a) the proposed by-law, as appended to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014, to amend the Official Plan to change the designation of the subject property FROM Office Business Park TO Low Density Residential;
- b) the proposed by-law, as appended to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014, 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 Office Business Park (OB1) Zone TO a Residential R6 Special Provision (R6-5(\_)) Zone;
- c) the Site Plan Approval Authority BE REQUESTED to consider the following design issues through the Site Plan Approval process:
  - i) buildings be oriented towards Tartan Drive and Grampian Woods Park to provide a positive interface to the public realm;
  - ii) pedestrian access be maintained to Grampian Woods Park to provide direct access to this public open space area;
  - iii) adequate snow storage and/or removal be implemented to ensure that snow is not placed on adjacent properties;
  - iv) waste/recycling collection location(s) be identified and managed to mitigate impacts onto abutting lands; and,
  - v) fencing be provided to maintain privacy between the subject lands and Office Business Park;

it being pointed out that at the public participation meeting associated with these matters, the individuals indicated on the ~~attached~~ public participation meeting record made oral submissions in connection therewith. (2014-D14)

#### 28. Development Charges and the Community Improvement Plan

That, the communication dated July 26, 2014 from D. Szpakowski, President, Hyde Park Business Association, requesting the initiation of a "Community Improvement Plan" for the Hyde Park area and the request to reconsider the increase to the Development Charges that will be effective January 1, 2015, for the property owned by D & S Pianos on the east side of Hyde Park Road, north of Gainsborough Road, south of the stormwater management pond, BE REFERRED to the Civic Administration for consideration, in the context of what the City can do to help small businesses grow and to report back at a future meeting of the Planning and Environment Committee. (2014-F21)

#### 29. Properties located at 51 and 99 Exeter Road

That the Civic Administration BE REQUESTED to undertake the following actions with respect to the properties located at 51 and 99 Exeter Road:

- a) consider the comments provided by the delegations at the August 26, 2014 Planning and Environment Committee meeting with respect to this matter; and,
- b) report back at a future meeting of the Planning and Environment Committee with respect to whether or not there is a requirement for a public participation meeting relating to this matter;

it being pointed out that the Planning and Environment Committee heard delegations from the following with respect to this matter:

- B. R. Card, on behalf of D. Waites, Lerner's; Westbury International and Decade Corporation;
- J. Paul, Stantec, on behalf of D. Waites, Lerner's; Westbury International and Decade Corporation;
- T. Pierce, Smart Centres, on behalf of Greenhills Shopping Centres;
- D. Stewart, Stantec, on behalf of AARTS Group;
- J. Harbell, Stikeman Elliott LLP, on behalf of the joint venture of York Developments and North American Shopping Centres; and,
- Skinner, Aird & Berlis LLP, on behalf of Sifton Properties Limited.

Motion Passed

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

Motion made by Councillor B. Polhill to Approve clause 3.

3. Property located at 122 Wortley Road (H-8383)

That, on the recommendation of the Senior Planner, Development Services, based on the application of Zelinka Priamo Ltd., relating to the property located at 122 Wortley Road, the proposed by-law, as appended to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of the subject lands FROM a Holding Residential R8 Special Provision (h-18\*R8-4(22)) Zone TO a Residential R8 Special Provision (R8-4(22)) Zone to remove the "h-18" holding provision. (2014-D14)

Motion Passed

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

RECUSED: D. Brown (1)

Motion made by Councillor B. Polhill to Approve clause 10.

10. Urban Forest Strategy and Implementation Plan Update

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken relating to the Urban Forest Strategy and Implementation Plan, recognizing that London's tree canopy cover has been reduced from 24.7% in 2008 to an estimated 23% in 2014:

- a) the June 2014 Urban Forest Strategy and Implementation Plan, for the long term sustainability of London's urban forest, BE ADOPTED AND AMENDED to incorporate and achieve tree canopy targets of 28% by 2035 and 34% by 2065;
- b) the Civic Administration BE DIRECTED to submit a Business Case to support the implementation of the amended June 2014 Urban Forest Strategy and Implementation Plan as part of the 2015 Budget process, recognizing that the adoption of the Urban Forest Strategy will result in the need to expand the City's Urban Forestry Program; it being noted that Business Cases may need to be prepared for future years; it being further noted that the Municipal Council has already supported enhanced community planting efforts through the 2014 Budget process;
- c) the Civic Administration BE DIRECTED to prioritize the creation of a cross-divisional implementation team by November 1, 2014, to ensure the coordination of the Urban Forest Strategy and Implementation Plan;
- d) the Civic Administration BE DIRECTED to revise, as required, City policies, standards, guidelines and practices to better protect and manage City trees; and,
- e) the Civic Administration BE DIRECTED to revise the Tree Conservation By-law to improve the protection of trees on private lands; it being noted that this will require a significant increase in staff and administration levels to implement and enforce; it being further noted that an estimated 75% of the urban forest is on private property and higher canopy targets cannot be achieved without maximum tree protection. (2014-E04)

Motion made by Councillor P. Van Meerbergen and seconded by Councillor B. Polhill to Approve that part a) of clause 10 be amended by adding the following words at the end of part a) ", subject to annual budget approval".

Motion Passed

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

Pursuant to section 12.3 of the Council Procedure By-law, Councillor P. Van Meerbergen calls for a separate vote on part e) of clause 10.

Motion made by Councillor B. Polhill to approve part e) of clause 10.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (12)

NAYS: J.B. Swan, D.G. Henderson, P. Van Meerbergen (3)

Motion made by Councillor B. Polhill and seconded by Councillor P. Van Meerbergen to Approve parts a), b), c) and d), as amended of clause 10.

Motion Passed

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

Clause 10, as amended, reads as follows:

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken relating to the Urban Forest Strategy and Implementation Plan, recognizing that London's tree canopy cover has been reduced from 24.7% in 2008 to an estimated 23% in 2014:

- a) the June 2014 Urban Forest Strategy and Implementation Plan, for the long term sustainability of London's urban forest, BE ADOPTED AND AMENDED to incorporate and achieve tree canopy targets of 28% by 2035 and 34% by 2065, subject to annual budget approval;
- b) the Civic Administration BE DIRECTED to submit a Business Case to support the implementation of the amended June 2014 Urban Forest Strategy and Implementation Plan as part of the 2015 Budget process, recognizing that the adoption of the Urban Forest Strategy will result in the need to expand the City's Urban Forestry Program; it being noted that Business Cases may need to be prepared for future years; it being further noted that the Municipal Council has already supported enhanced community planting efforts through the 2014 Budget process;
- c) the Civic Administration BE DIRECTED to prioritize the creation of a cross-divisional implementation team by November 1, 2014, to ensure the coordination of the Urban Forest Strategy and Implementation Plan;
- d) the Civic Administration BE DIRECTED to revise, as required, City policies, standards, guidelines and practices to better protect and manage City trees; and,
- e) the Civic Administration BE DIRECTED to revise the Tree Conservation By-law to improve the protection of trees on private lands; it being noted that this will require a significant increase in staff and administration levels to implement and enforce; it being further noted that an estimated 75% of the urban forest is on private property and higher canopy targets cannot be achieved without maximum tree protection. (2014-E04)

Motion made by Councillor B. Polhill to Approve clause 27.

27. Property located at 164 Sherwood Forest Square (Z-8327)

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken with respect to the application of Futurestreets Inc. relating to the property located at 164 Sherwood Forest Square:

- a) the proposed by-law, as appended to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of the subject property FROM a Community Facility (CF1) Zone TO a Holding Residential R8 Special Provision (h-11\*h-\_\*R8-4(\_))Zone;
- b) the Site Plan Approval Authority BE REQUESTED to implement, through the site plan approval process, the development of the subject site in a manner that is consistent with the Site Plan Drawings appended as Schedule "1" to the staff report dated August 26, 2014, as well as the design features recommended below:
  - i) treat any building facades adjacent to Sherwood Forest Square or Fairfax Court architecturally as a view terminus to create an appropriate interface with the public;
  - ii) further accentuate the principal building entrances by articulating the building to highlight the location of the entrance beyond the portico;
  - iii) consider including two columns of windows on façade articulations in order to achieve a balance of materials on the façade;
  - iv) ensure that the base of the building is in scale with the height of the building and ensure that the materials used on the base are applied on the base on all elevations in order to visually break down the massing of the building;
  - v) use of iron rod fencing along the north portions of the site to maintain visibility of the pedestrian pathway spanning Fairfax Court and the property at 1225 and 1229 Wonderland Road North (Sherwood Forest Mall); and,
  - vi) ensure that the lighting on the north east side of the building is not directed into the neighbouring condos; and,
- c) the Civic Administration BE REQUESTED to give the public, within the circulation area relating to this matter, notification of the removal of the holding provision for transportation access;

it being pointed out that at the public participation meeting associated with these matters, the individuals indicated on the attached public participation meeting record made oral submissions in connection therewith. (2014-D14)

Motion made by Councillor M. Brown and seconded by Councillor B. Polhill to Approve an amendment to clause 27 by deleting part a) in its entirety and by replacing it with the following new part a) and by adding the following new part d):

- "a) the City Clerk BE DIRECTED to place a revised by-law on the Agenda of the September 16, 2014 meeting of the Municipal Council, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of the subject property FROM a Community Facility (CF1) Zone TO a Holding Residential R8 Special Provision (h-5\*h-11\*h-\_\*R8-4(\_)) Zone;
- d) pursuant to Section 34(17) of the Planning Act, as determined by the Municipal Council, no further notice BE GIVEN with respect to the proposed by-law as a public meeting was held for the purpose of giving the public an opportunity to make representations in respect of the proposed by-law and the amendments reflect the requests of those individuals who spoke at the Public Participation Meeting held regarding this matter."

Motion Passed

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

At 8:17 PM Councillor P. Van Meerbergen leaves the meeting.

Motion made by Councillor B. Polhill and seconded by Councillor S. Orser to Approve clause 27, as amended.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (14)

Clause 27, as amended, reads as follows:

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken with respect to the application of Futurestreets Inc. relating to the property located at 164 Sherwood Forest Square:

- a) the City Clerk BE DIRECTED to place a revised by-law on the Agenda of the September 16, 2014 meeting of the Municipal Council, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of the subject property FROM a Community Facility (CF1) Zone TO a Holding Residential R8 Special Provision (h-5\*h-11\*h-\_\*R8-4( )) Zone;
- b) the Site Plan Approval Authority BE REQUESTED to implement, through the site plan approval process, the development of the subject site in a manner that is consistent with the Site Plan Drawings appended as Schedule "1" to the staff report dated August 26, 2014, as well as the design features recommended below:
  - i) treat any building facades adjacent to Sherwood Forest Square or Fairfax Court architecturally as a view terminus to create an appropriate interface with the public;
  - ii) further accentuate the principal building entrances by articulating the building to highlight the location of the entrance beyond the portico;
  - iii) consider including two columns of windows on façade articulations in order to achieve a balance of materials on the façade;
  - iv) ensure that the base of the building is in scale with the height of the building and ensure that the materials used on the base are applied on the base on all elevations in order to visually break down the massing of the building;
  - v) use of iron rod fencing along the north portions of the site to maintain visibility of the pedestrian pathway spanning Fairfax Court and the property at 1225 and 1229 Wonderland Road North (Sherwood Forest Mall); and,
  - vi) ensure that the lighting on the north east side of the building is not directed into the neighbouring condos; and,
- c) the Civic Administration BE REQUESTED to give the public, within the circulation area relating to this matter, notification of the removal of the holding provision for transportation access; and,
- d) pursuant to Section 34(17) of the Planning Act, as determined by the Municipal Council, no further notice BE GIVEN with respect to the proposed by-law as a public meeting was held for the purpose of giving the public an opportunity to make representations in respect of the proposed by-law and the amendments reflect the requests of those individuals who spoke at the Public Participation Meeting held regarding this matter;

it being pointed out that at the public participation meeting associated with these matters, the individuals indicated on the ~~attached~~ public participation meeting record made oral submissions in connection therewith. (2014-D14)

At 8:19 PM Councillor P. Van Meerbergen enters the meeting.

15th Report of the Community and Protective Services Committee  
Councillor M. Brown presents.

Motion made by Councillor M. Brown to Approve clauses 1, 2, 6, 8 and 9.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. RFP 14-13 Cat Adoption Centre Services Project Source of Funding

That, on the recommendation of the Managing Director, Development & Compliance Services and Chief Building Official, the following actions be taken, with respect to the award of the contract to Cats R Us Cat Rescue, for the Cat Adoption Center Services Contract (RFP 14-13):

- a) the financing for this project BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated August 25, 2014;

- b) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project; and,
- c) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order with respect to this project. (2014-F17/P14)

6. London and Middlesex Local Immigration Partnership Strategic Plan 2013-2016 and Update

That, on the recommendation of the Managing Director, Housing, Social Services and Dearthness Home, the London & Middlesex Local Immigration Partnership Strategic Plan 2013 - 2016 BE ENDORSED; it being noted the Community and Protective Services Committee received the attached presentation from H. Hussein and J. Tufts with respect to this matter. (2014-S12)

8. 7th Report of the Accessibility Advisory Committee

That the following actions be taken with respect to the 7th Report of the Accessibility Advisory Committee, from its meeting held on July 24, 2014:

- a) the comments and recommendations appended to the 7th Report, with respect to the matters of accessibility in the London Plan, BE REFERRED to the Civic Administration for consideration; and,
- b) clauses 2 to 9 BE RECEIVED.

9. Westminster Working Group - Community Connections Project, Ecological Studies and Conservation Master Plan Funding

That, on the recommendation of the Managing Director, Planning and City Planner, the request for funding to complete ecological studies for the Westminster Ponds/Pond Mills ESA BE APPROVED as per the Source of Financing Report appended to the staff report dated August 25, 2014. (2014-F11)

Motion Passed

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

Motion made by Councillor M. Brown to Approve clause 3.

3. Richmond to Adelaide Street North Thames Valley Parkway Environmental Assessment Study - Appointment of Consulting Engineer

That, on the recommendation of the Managing Director, Planning & City Planner, the following actions be taken with respect to the appointment of a consultant for the Richmond to Adelaide Street North Thames Valley Parkway Municipal Class Environmental Assessment:

- a) Dillon Consulting Limited BE APPOINTED Consulting Engineers to complete the Environmental Assessment Study for the Thames Valley Parkway between Richmond Street and Adelaide Street North, in the amount of \$234,273.00 excluding HST, in accordance with Section 15.2 (d) of the Procurement of Goods and Services Policy;
- b) funding for this project BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated August 25, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the consultant for the work; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-A05)

Motion Passed

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

Motion made by Councillor M. Brown to Approve clause 4.

4. Recommendations for Proposals Under Investment in Affordable Housing (IAH) Program Year 4 and IAH 2014 Extension

That, on the recommendation of the Director of Municipal Housing, with the concurrence of the Managing Director of Housing, Social Services and Dearness Home, the following actions be taken with respect to the project proposals received under the Investment in Affordable Housing (IAH) Program RFP14-36:

- a) Ironstone Building Company BE ALLOCTED a municipal allocation of \$53,252 per unit for thirty (30) IAH units, for a total municipal allocation of \$1,597,562 and a federal/provincial allocation of \$61,747.93 per unit, for a total federal/provincial allocation of \$1,852,438, for a project located at 399 Commissioners Road West, London;
- b) the project proposal noted in part a), above, BE FORWARDED to the Province for program funding approval under the Investment in Affordable Housing Program Year 4, by the City of London;
- c) DeafBlind Ontario Services BE ALLOCATED a municipal allocation of \$50,000 per unit for four (4) IAH units, plus \$5,000 per unit for four (4) accessible units, for a total municipal allocation of \$220,000 and a federal/provincial allocation of \$60,000 per unit, for a total federal/provincial allocation of \$240,000 for a project located at 2514 Tokala Trail, London;
- d) Cindy and Robert Sedge BE ALLOCATED a municipal allocation of \$47,222 per unit for nine (9) IAH units, for a total municipal allocation of \$425,000 and a federal/provincial allocation of \$67,778 per unit, for a total federal/provincial allocation of \$610,000, for a project located at 736 Talbot Street, London;
- e) Rivas Majano Corporation BE ALLOCATED a municipal allocation of \$38,300 per unit for thirty (30) IAH units, for a total municipal allocation of \$1,149,000 and a federal/provincial allocation of \$55,000 per unit, for a total federal/provincial allocation of \$1,650,000, for a project located at 228-230 Dundas Street, London;
- f) the three project proposals noted in parts c), d) and e), above, BE FORWARDED to the Province for program funding approval under the Investment in Affordable Housing Program (IAH 2014 Extension), by the City of London;
- g) the funding allocation from the Affordable Housing Reserve Fund, for the total municipal allocation of \$3,391,562 recommended above, be as set out in the Sources of Financing Report appended to the staff report dated August 25, 2014; and,
- h) in accordance with Municipal Housing Facilities By-Law No A.-5814-11, the by-laws appended to the staff report dated August 25, 2014, BE INTRODUCED at the Municipal Council meeting on September 2, 2014, to:
  - i) authorize a Municipal Contribution Agreement substantially in the form of an agreement appended (Appendix F) to the by-laws and to the satisfaction of the City Solicitor for each of the above-noted proponents; and
  - ii) authorize the Mayor and the City Clerk to execute the said Agreements.  
(2014-S11)



Motion made by Councillor M. Brown and seconded by Councillor S. Orser to Approve that clause 4 be amended by deleting part a) in its entirety and by replacing it with the following new part a):

- “a) Ironstone Building Company BE ALLOCTED a municipal allocation of \$43,252 per unit for thirty (30) IAH units, for a total municipal allocation of \$1,297,562 and a federal/provincial allocation of \$61,747.93 per unit, for a total federal/provincial allocation of \$1,852,438, for a project located at 399 Commissioners Road West, London;”

Motion Passed

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

Motion made by Councillor M. Brown and seconded by Councillor D. Brown to Approve clause 4, as amended.

Motion Passed

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

Clause 4, as amended, reads as follows:

That, on the recommendation of the Director of Municipal Housing, with the concurrence of the Managing Director of Housing, Social Services and Dearness Home, the following actions be taken with respect to the project proposals received under the Investment in Affordable Housing (IAH) Program RFP14-36:

- a) Ironstone Building Company BE ALLOCTED a municipal allocation of \$43,252 per unit for thirty (30) IAH units, for a total municipal allocation of \$1,297,562 and a federal/provincial allocation of \$61,747.93 per unit, for a total federal/provincial allocation of \$1,852,438, for a project located at 399 Commissioners Road West, London;
- b) the project proposal noted in part a), above, BE FORWARDED to the Province for program funding approval under the Investment in Affordable Housing Program Year 4, by the City of London;
- c) DeafBlind Ontario Services BE ALLOCATED a municipal allocation of \$50,000 per unit for four (4) IAH units, plus \$5,000 per unit for four (4) accessible units, for a total municipal allocation of \$220,000 and a federal/provincial allocation of \$60,000 per unit, for a total federal/provincial allocation of \$240,000 for a project located at 2514 Tokala Trail, London;
- d) Cindy and Robert Sedge BE ALLOCATED a municipal allocation of \$47,222 per unit for nine (9) IAH units, for a total municipal allocation of \$425,000 and a federal/provincial allocation of \$67,778 per unit, for a total federal/provincial allocation of \$610,000, for a project located at 736 Talbot Street, London;
- e) Rivas Majano Corporation BE ALLOCATED a municipal allocation of \$38,300 per unit for thirty (30) IAH units, for a total municipal allocation of \$1,149,000 and a federal/provincial allocation of \$55,000 per unit, for a total federal/provincial allocation of \$1,650,000, for a project located at 228-230 Dundas Street, London;
- f) the three project proposals noted in parts c), d) and e), above, BE FORWARDED to the Province for program funding approval under the Investment in Affordable Housing Program (IAH 2014 Extension), by the City of London;
- g) the funding allocation from the Affordable Housing Reserve Fund, for the total municipal allocation of \$3,391,562 recommended above, be as set out in the Sources of Financing Report appended to the staff report dated August 25, 2014; and,

- h) in accordance with Municipal Housing Facilities By-Law No A.-5814-11, the by-laws appended to the staff report dated August 25, 2014, BE INTRODUCED at the Municipal Council meeting on September 2, 2014, to:
- i) authorize a Municipal Contribution Agreement substantially in the form of an agreement appended (Appendix F) to the by-laws and to the satisfaction of the City Solicitor for each of the above-noted proponents; and
  - ii) authorize the Mayor and the City Clerk to execute the said Agreements. (2014-S11)

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

5. Community Based Ontario Works Service Delivery Plan Update

That, on the recommendation of the Manager Ontario Works Client Services, and with the concurrence of the Managing Director, Housing, Social Services and Dearnness, the staff report dated August 25, 2014, with respect to an update on the community-based Ontario Works Service Delivery Plan BE RECEIVED. (2014-S04)

Motion Passed

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

RECUSED: P. Hubert (1)

Motion made by Councillor M. Brown to Approve clause 7.

7. 9th Report of the Animal Welfare Advisory Committee

That the following actions be taken with respect to the 9th Report of the Animal Welfare Advisory Committee, from its meeting held on August 14, 2014:

- a) the following recommendations BE REFERRED to the Civic Administration for consideration:
  - i) the number of permitted licensed cats and dogs be differentiated based on residential structure type and as follows:
    - A) for single detached dwellings, no change be put forth to the previous staff recommendation of eight (8) cats and dogs, with no more than three (3) dogs;
    - B) for all other dwelling types, the limits for cats and dogs be six (6) of any combination, with a maximum of three (3) dogs; and,
    - C) the above-noted recommendations would only apply to households where all dog and cats have been altered except in cases where an exception is approved by a veterinarian;
  - ii) all households that have unaltered dogs and cats, except in cases where they have been medically exempted by a veterinarian, no more than two (2) dogs or cats be permitted;

it being noted that the Animal Welfare Advisory Committee heard and received the following delegations and communications, with respect to this matter:

- a delegation from O. Katolyk, Manager, Licensing and Municipal By-law Enforcement Services, and R. Oke, Animal Control and Welfare Coordinator, with respect to animal services;
- a delegation from B. Warder, with respect to pet limits in the City of London; it being noted that the AWAC received the attached communication with respect to this matter;

- a Municipal Council resolution adopted at its meeting held on June 10, 2014, with respect to the referral of clause 7 of the 12th Report of the Community and Protective Services Committee to a Public Participation Meeting for additional information relating to amending various City of London by-laws in order to support enhanced animal care strategies;
- a Municipal Council resolution adopted at its meeting held on June 10, 2014, with respect to expanded animal welfare initiatives in the City of London;
- a Municipal Council resolution adopted at its meeting held on July 29, 2014, with respect to amending various City of London by-laws in order to support enhanced animal care strategies;
- a communication from F. Morrison, with respect to limitations on the number of animals allowed per dwelling in London; it being noted that Ms. Morrison was not available to speak to the AWAC at this time; and,
- a communication from V. Van Linden, with respect to the Pet Limit By-law/ criteria defining rescue groups; and,

b) clauses 2 to 4 BE RECEIVED.

Motion Passed

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

Motion made by Councillor M. Brown to Approve clause 10.

10. J. Kukurudiak, President, London Taxi Association - Fare Increase Request

That the communication dated July 14, 2014, from J. Kukurudiak, President, London Taxi Association, with respect to a request for a fare increase, BE REFERRED to the Civic Administration for consideration and a report back, as soon as possible, at a future meeting of the Community and Protective Services Committee. (2014-P09A)

Motion made by Councillor M. Brown and seconded by Councillor B. Polhill to Approve that clause 10 be amended to read as follows:

“That the communication dated July 14, 2014, from J. Kukurudiak, President, London Taxi Association, with respect to a request for a fare increase, BE REFERRED to the Civic Administration for consideration and a report back to the Community and Protective Services Committee, as soon as possible, but not later than October 2014. (2014-P09A)”

Motion Passed

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

Motion made by Councillor M. Brown and seconded by Councillor B. Polhill to Approve clause 10, as amended.

Motion Passed

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

Clause 10, as amended, reads as follows:

That the communication dated July 14, 2014, from J. Kukurudiak, President, London Taxi Association, with respect to a request for a fare increase, BE REFERRED to the Civic Administration for consideration and a report back to the Community and Protective Services Committee, as soon as possible, but not later than October 2014. (2014-P09A)

20th Report of the Corporate Services Committee (continued)  
Councillor J.P. Bryant presents.

Motion made by Councillor J.P. Bryant to Approve clauses 1 to 29, excluding clauses 10, 13, 14, 18 and 25.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. Offer to Purchase Industrial Lands - 2097800 Ontario Inc. - Innovation Park, Phase I

That, on the recommendation of the Managing Director of Corporate Services and City Treasurer, Chief Financial Officer, on the advice of the Manager of Realty Services, the following actions be taken;

- a) the offer submitted by 2097800 Ontario Inc., to purchase from the City 2.45 acres on the north side of Innovation Drive, being comprised of Parts 5, 6 and 7, Plan 33R-17213, and the westerly 0.45 acres of Parts 3 and 4, Plan 33R-17213, as outlined on the sketch attached hereto as Schedule "A", at a purchase price of \$159,250.00 (reflecting a price of \$65,000.00 per acre), BE ACCEPTED, subject to the Purchaser obtaining approval from O.C. Holdings Inc. to convey the westerly 30 feet (0.45 acres) of their optioned lands, identified as Parts 3 and 4, Plan 33R-17213, within sixty (60) days of acceptance of this offer; and
- b) the proposed by-law as appended to the staff report dated August 26, 2014, as Appendix "B", BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014, to approve the sale to 2097800 Ontario Inc., and TO AUTHORIZE the Mayor and the City Clerk to execute the Agreement of Purchase and Sale.

3. Huron Heights Public School - 1245 Michael Street

That, on the recommendation of the Managing Director of Corporate Services and City Treasurer, Chief Financial Officer, on the advice of the Manager of Realty Services, with respect to the notification received from the Thames Valley District School Board indicating that the Huron Heights Public School site has been declared surplus and is now being offered for sale, the Civic Administration BE DIRECTED to take no further action with respect to the surplus declaration and related circulation.

4. 2013 Annual Report - Development Charges Reserve Funds

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the following actions be taken:

- a) the annual statement of the City Treasurer (Appendix A and Appendix B) with respect to the operation of the City Services Reserve Funds and Urban Works Reserve Funds, for the year ended December 31, 2013, BE RECEIVED for information; and
- b) a copy of the annual statement BE FORWARDED to the Minister of Municipal Affairs and Housing in compliance with Section 43(3) of the Development Charges Act, 1997.

5. 2014 Operating Budget Status - Second Quarter Report

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the following actions be taken with respect to the 2014 Operating Budget Status – Second Quarter Report for the General (Property Tax Supported refer to Appendix "A" of the staff report dated August 26, 2014), Water and Wastewater and Treatment Budgets:

- a) the Status Report BE RECEIVED for information, it being noted that the Civic Administration is projecting:
  - i) \$1.3 million in net savings for the General (Property Tax Supported) Budget as identified by Civic Service Areas and Boards and Commissions, noting that the year-end position could fluctuate significantly based on factors beyond the control of Civic Administration such as Ontario Works caseload and winter maintenance;

- ii) \$0.6 million deficit in the Water rate supported budget; and
  - iii) \$0.6 million savings in the Wastewater and Treatment rate supported budget;
- b) the Civic Administration BE AUTHORIZED to contribute to/draw down from the Operating Budget Contingency Reserve to balance year end operations of the Property Tax Supported Budget should the budget be in a surplus/deficit position;
  - c) the Civic Administration BE AUTHORIZED to contribute to the Unfunded Liability Reserve any operational savings realized from personnel and contingency budgets at 2014 year end; it being noted that the net unfunded liability balance as reported in the 2013 Financial Statement is at \$77.4 million;
  - d) the Civic Administration BE AUTHORIZED to contribute to the Economic Development Reserve Fund to be used to support initiatives brought forward by the Investment and Economic Prosperity Committee that best accelerate London's economy and foster private sector investment in the City should the Property Tax Supported Budget be in a surplus position;
  - e) with respect to the Information Technology Services operational savings, if any, Civic Administration BE AUTHORIZED to contribute to the Technology Services Reserve Fund to be used to support investments in corporate systems;
  - f) the Civic Administration BE AUTHORIZED to draw down from the Severe Weather Reserve, should the overall Property Tax Supported Budget be in a deficit position, to mitigate expenditures associated with above average snowfall;
  - g) the Civic Administration BE AUTHORIZED to contribute to/draw down from the Water Capital Reserve Fund to balance year end operations of the Water Budget should the budget be in a surplus/deficit position;
  - h) the Civic Administration BE AUTHORIZED to contribute to/draw down from the Wastewater Rate Stabilization Reserve and Sewage Works Reserve Fund to balance year end operations of the Wastewater & Treatment Budget should the budget be in a surplus/deficit position; and
  - i) the Civic Administrations contribution of \$1,093,580 (\$932,472 – property tax supported; \$123,880 – wastewater; and \$37,228 – water) to the Efficiency, Effectiveness and Economy reserves in 2014 BE RECEIVED for information.

#### 6. 2014 Capital Budget Status - Second Quarter Report

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the following actions be taken:

- a) the 2014 Capital Budget Status - Second Quarter Report BE RECEIVED for information; and
- b) the capital projects listed in Appendix A to the staff report dated August 26, 2014, with a total of \$7.6 million of net surplus funding, BE CLOSED and the following actions be taken:
  - i) reserve fund draws of \$6,535,240.67 BE TRANSFERRED back to the reserve funds which originally funded the projects;
  - ii) pay-as-you-go funding of \$696,309.03 BE TRANSFERRED to the capital receipts account; and,
  - iii) authorized debt financing of \$410,634.34 BE RELEASED resulting in a reduction of authorized debt.

#### 7. Corporate Asset Management Plan 2014

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, on the advice of the Division Manager, Corporate Asset Management, the following actions be taken:

- a) the Corporate Asset Management Plan 2014 BE APPROVED; and
- b) as part of the upcoming budget development, a dedicated property tax levy BE CONSIDERED in order to fund reserves used exclusively to address the infrastructure funding gap.

8. Request for Proposal No. 14-38 - Construction Manager/General Contractor for Renovations to the Normal School - Project #GG1558

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the following actions be taken with respect to the Request for Proposal for a Construction Manager/General Contractor for Renovations to the Normal School (No. 14-38):

- a) the proposal submitted by Tonda Construction Limited, 1085 Wilton Grove Road, London, ON, N6N 1C9 in the amount of \$511,000.00 excluding HST for Construction Manager/General Contractor (CM/GC) Services for the Renovations to the Normal School BE ACCEPTED; it being noted that this project will have a two-phase award process to Tonda Construction Limited, with Phase 1 being the award of the CM/GC Services Agreement and Phase 2 being the future award of the construction contract to Tonda Construction Limited for the Renovations to the Normal School in 2015, subject to successful completion of Phase 1;
- b) the financing for the Construction Manager/General Contractor Services portion of this project BE APPROVED as set out in the Sources of Financing Report, appended to the staff report dated August 26, 2014, as Appendix "A"; and
- c) the proposed by-law as appended to the staff report dated August 26, 2014, as Appendix "B", BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014 to:
  - (i) approve the Agreement between The Corporation of the City of London and Tonda Construction Limited for the provision of Construction Manager/General Contractor Services for the Renovations to the Normal School at an upset limit of \$511,000.00, excluding HST; and
  - (ii) authorize the Mayor and the City Clerk to execute the Agreement forming Schedule "A" to the proposed by-law.

9. Federal Gas Tax Allocation

That, on the recommendation of the Managing Director, Corporate Services and the City Treasurer, Chief Financial Officer, the following actions be taken:

- a) the allocation of Federal Gas Tax Funds BE RECEIVED for information as per Appendix A to the staff report dated August 26, 2014; it being noted that these funds were accounted for and reflected in the 2014 Capital Budget and 2015 to 2023 Capital Forecast as approved by Council on February 27, 2014;
- b) the Civic Administration BE AUTHORIZED to reallocate the funds as necessary to higher profile projects that meet the following criteria:
  - provide recognizable community benefit;
  - identified as high priority under the City's Asset Management Plan;
  - larger, more visible and impactful; and,
  - reflect Council's Strategic Priorities;

it being noted that the existing Capital Plan fully utilizes Federal Gas Tax funding and any reallocation would result in a change to the Approved Capital Plan.

11. City of London Days - Budweiser Gardens

That, on the recommendation of the City Clerk, the City of London Day at the Budweiser Gardens for the London Celebrates Canada 50th Anniversary of the Canadian Flag, originally approved by the Municipal Council to be held on Sunday, February 15, 2015, BE RESCHEDULED to Saturday, February 7, 2015, at the request of London Celebrates Canada and the Budweiser Gardens; it being noted that the Canada Sesquicentennial Anniversary of Confederation will continue to be held on Wednesday, February 15, 2017, as previously approved by Municipal Council.

12. Reduced Hours of Voting at Certain Institutions and Retirement Homes

That, on the recommendation of the City Clerk, the following actions be taken with respect to reduced hours of voting at certain institutions and retirement homes:

- a) pursuant to section 13.8 of the Council Procedure By-law, the actions of the Municipal Council taken at its meeting of February 11, 2014, with respect to clause 5 of the 6th Report of the Corporate Services Committee (CSC), relating to reduced voting hours in voting places in certain institutions and retirement homes BE RECONSIDERED; and
- b) the proposed by-law (Appendix "A"), as appended to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014 to repeal and replace By-law E.-174-75 being "A by-law to provide for reduced hours of voting at certain institutions and retirement homes for the 2014 Municipal Election".

15. Report on the Corporate Human Rights Program, Code of Conduct Program and Corporate Training Initiatives as of June 30, 2014

That, on the recommendation of the Managing Director, Corporate Services and Chief Human Resources Officer, the staff report dated August 26, 2014 regarding the Corporate Human Rights Program, Code of Conduct Program and Corporate Training Initiatives BE RECEIVED for information.

16. Old Victoria Hospital Lands: Request for Proposals Update

That, on the recommendation of the Managing Director, Planning & City Planner, the staff report dated August 26, 2014 regarding the request for proposals for the Old Victoria hospital lands, BE RECEIVED for information.

17. Agreement with the Province of Ontario to Receive Funding for the Start Up Your Business Initiative

That, on the recommendation of the Director of Intergovernmental and Community Liaison, the proposed by-law appended as Appendix 1, to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting of September 2, 2014 to:

- a) approve the Agreement (Schedule 1) of September 1, 2014, with Her Majesty the Queen in Right of Ontario, as represented by the Minister of Citizenship, Immigration and International Trade to obtain Provincial funding of \$53,900 to develop the Start Up Your Business Initiative; and
- b) authorize the Mayor and City Clerk to execute the Agreement of September 1, 2014 approved in (a) above.

19. Comprehensive Economic and Trade Agreement with the European Union

That, on the recommendation of the Director of Intergovernmental and Community Liaison, the staff report dated August 26, 2014 on the Comprehensive Economic and Trade Agreement with European Union (CETA) BE RECEIVED for information.

20. Annual Meeting Calendar

That, on the recommendation of the City Clerk, the following actions be taken with respect to the 2015 Annual Meeting calendar:

- a) the annual meeting calendar attached to the staff report dated July 22, 2014 for the period December 1, 2014 to December 31, 2015 BE APPROVED; it being understood that adjustments to the calendar may be required from time to time in order to accommodate special/additional meetings or changes to governing legislation; and
- b) the City Clerk BE DIRECTED to bring forward any necessary changes to the Council Procedure By-law, at the appropriate time, in order to accommodate the annual meeting calendar approved in a), above.

21. Application to the Alcohol and Gaming Commission of Ontario - Jim Bob Ray's - 585 Richmond Street

That Jim Bob Ray's, 585 Richmond Street, London, Ontario, BE ADVISED that the Municipal Council of The Corporation of the City of London supports the issuance of a New Manufacturer's Limited Liquor Sales Licence to Jim Bob Ray's, in order to establish a microbrewery/brew pub, in addition to the existing uses at Jim Bob Ray's, as detailed in the communication dated August 15, 2014, from Ms. Elizabeth K. Cormier, Patton Cormier & Associates, solicitors for the applicant.

22. Request for Amendment to the Council Expense Funds Guidelines

That the communication dated July 30, 2014, from J. Kogelheide, requesting changes to the Council policy governing the expenses of Ward Councillors, in order to disallow the sponsorship of community events by individual Council Members and to require monthly fuel expense forms, BE NOTED AND FILED.

23. Consideration of Appointment to the London Diversity and Race Relations Advisory Committee (Requires 1 Representative from the Aboriginal Community Groups/Agencies)

That the following actions be taken regarding the appointment of 1 representative from the Aboriginal Community/ Groups/Agencies as a Non-Voting Member of the London Diversity and Race Relations Advisory Committee (LDRRAC):

- a) the Terms of Reference of the LDRRAC BE AMENDED to permit an Alternate Member for the Non-Voting Member representing the Aboriginal Community/Groups/Agencies;
- b) Shirley Honyust (N'Amerind (London) Friendship Centre) BE APPOINTED as a Non-Voting Member representing the Aboriginal Community/Groups/Agencies on the LDRRAC, for the term ending February 28, 2015; and
- c) Brian Hill (N'Amerind (London) Friendship Centre) BE APPOINTED as the Alternate Non-Voting Member representing the Aboriginal Community/Groups/Agencies on the LDRRAC, for the term ending February 28, 2015.

24. Consideration of Appointment to the Environmental and Ecological Planning Advisory Committee

That Pooyan Rahimy BE APPOINTED as a Voting Member-at-Large on the Environmental and Ecological Planning Advisory Committee, for the term ending February 28, 2015.

26. Election Campaign Sign By-law Update

That, on the recommendation of the City Clerk, the proposed by-law, as appended to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting on September 2, 2014 to repeal and replace By-law No. E.-160-161, being the Election Campaign Sign By-law, in order to reflect current administrative job titles and to correct the numbering of the by-law sections.

27. RFP14-20 Customer Relationship Management Software Implementation Partner

That on the recommendation of the Managing Director, Neighbourhood, Children and Fire Services, the following actions be taken with respect to the Customer Relationship Management Software Implementation Partner:

- a) the proposal submitted by PricewaterhouseCoopers LLP for the provision of a Customer Relationship Management Software Implementation Partner in accordance RFP14-20, at a total estimated cost of \$399,476.25, HST extra, BE ACCEPTED;
- b) the financing for this purchase BE APPROVED in accordance with the "Sources of Financing Report", as appended to the staff report dated August 26, 2014, as Appendix "A";
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this purchase;



- d) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract for this purchase; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract, statement of work or other documents, if required, to give effect to these recommendations.

Motion Passed

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

Motion made by Councillor J.P. Bryant to Approve clause 10.

10. Offer to Purchase Industrial Lands - IO Industries Inc. - Skyway Industrial Park, Phase II

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, on the advice of the Manager of Realty Services the following actions be taken:

- a) the offer submitted by IO Industries Inc. to purchase 3 acres, on the southwest corner of Robin's Hill Road and Huron Street, in Skyway Industrial Park, being comprised of the northerly portion of Lot 15, Plan 33R-17397, as outlined on the sketch hereto as Schedule "A", at a purchase price of \$195,000.00 (reflecting a price of \$65,000.00 per acre), BE ACCEPTED, subject to the following conditions:
  - i) the City completing and depositing a reference plan of the subject lands prior to closing, at the City's expense;
  - ii) the City completing a Phase I Environmental Assessment of the subject lands, prior to closing, at the City's expense;
  - iii) the City permitting an initial building coverage of 8.2 percent in place of the required 15 percent, as prescribed by Clause 5(2) of the Industrial Land Sale Policy;
  - iv) the Purchaser satisfying itself that it can qualify to receive a tax grant available to an aerospace-related industry located within the Airport Area Community Improvement Plan boundary;
  - v) the Purchaser Optioning an additional 1.65 acres directly west of the subject site for a period of two (2) years;
- b) the proposed by-law as appended to the staff report dated August 26, 2014, as Appendix "B", BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014, to approve the sale to IO Industries Inc., and TO AUTHORIZE the Mayor and the City Clerk to execute the Agreement of Purchase and Sale; and
- c) the Civic Administration BE INSTRUCTED to bring forward an appropriate by-law to the September 2, 2014 meeting of the Municipal Council to approve the Option Agreement and to authorize the Mayor and the City Clerk to sign that Option Agreement.

Motion Passed

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

RECUSED: N. Branscombe (1)

Motion made by Councillor J.P. Bryant to Approve clause 13.

13. Diversecity Onboard Program

That, on the recommendation of the City Clerk, the City Clerk BE DIRECTED to investigate and report back on the possible enhancement of the City of London's recruitment process for appointments to Advisory Committees by providing for voluntary disclosure of diversity at the time of application submission.

Motion Passed

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

Motion made by Councillor J.P. Bryant to Approve clause 14.

14. Integrity Commissioner

That, on the recommendation of the City Clerk, with the concurrence of the Solicitor II, the following actions be taken with respect to the appointment of an Integrity Commissioner for The Corporation of the City of London:

- a) the "The Corporation of the City of London Integrity Commissioner Terms of Reference," attached as Appendix "A" to the staff report dated August 26, 2014 BE ADOPTED;
- b) the "The Corporation of the City of London Code of Conduct for Members of Council Complaint Protocol", attached as Appendix "B" to the staff report dated August 26, 2014 BE ADOPTED;
- c) the "Request for Proposal for Appointment of an Integrity Commissioner", attached as Appendix "C" to the staff report dated August 26, 2014 BE APPROVED; and,
- d) the City Clerk BE DIRECTED to make the necessary arrangements to have the "Request for Proposal for Appointment of an Integrity Commissioner" issued prior to the end of the current term of Council; it being noted that the incoming Council will appoint the Integrity Commissioner.

Motion made by Councillor P. Van Meerbergen and seconded by Councillor S. Orser to Approve that clause 14 BE REFERRED to the next term of Council Council for the consideration.

Motion Failed

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

NAYS: J. Baechler, J.B. Swan, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D. Brown, H.L. Usher, J.P. Bryant (9)

The motion to Approve clause 14 is put.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (13)

NAYS: D.G. Henderson, P. Van Meerbergen (2)

Motion made by Councillor J.P. Bryant to Approve clause 18.

18. Agreement with the Federation of Canadian Municipalities to Host the 2015 FCM Sustainable Communities Conference

That, on the recommendation of the Director of Intergovernmental and Community Liaison, the proposed by-law appended as Appendix 1 to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting of September 2, 2014 to:

- a) approve the Agreement substantially in the form of Schedule 1 of September 1, 2014, with Her Majesty the Queen in Right of Ontario, as represented by the Minister of Citizenship, Immigration and International Trade to obtain Provincial funding of \$53,900 to develop the Start Up Your Business Initiative; and
- b) authorize the Mayor and the City Clerk to execute the Agreement of September 1, 2014, to the satisfaction of the City Solicitor, approved in (a) above.

Motion made by Councillor J.P. Bryant and seconded by Councillor D. Brown to Approve that clause 18 be amended to read as follows:

“That, on the recommendation of the Director of Intergovernmental and Community Liaison, the proposed by-law appended as Appendix 1 to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting of September 2, 2014 to:

- a) approve the ~~attached~~ revised Agreement dated of September 2, 2014, with the Federation of Canadian Municipalities to host the 2015 FCM Sustainable Communities Conference; and
- b) authorize the Mayor and the City Clerk to execute the revised Agreement of September 2, 2014, in a) above.”

Motion Passed

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

At 8:53 PM Councillor S.E. White leaves the meeting.

Motion made by Councillor J.P. Bryant and seconded by Councillor S. Orser to Approve clause 18, as amended.

Motion Passed

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

Clause 18, as amended, reads as follows:

That, on the recommendation of the Director of Intergovernmental and Community Liaison, the proposed by-law appended as Appendix 1 to the staff report dated August 26, 2014, BE INTRODUCED at the Municipal Council meeting of September 2, 2014 to:

- a) approve the ~~attached~~ revised Agreement dated of September 2, 2014, with the Federation of Canadian Municipalities to host the 2015 FCM Sustainable Communities Conference; and
- b) authorize the Mayor and the City Clerk to execute the revised Agreement of September 2, 2014, in a) above.

21st Report of the Corporate Services Committee  
Councillor J.P. Bryant presents.

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

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

Motion Passed

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

13th Report of the Civic Works Committee  
Councillor H.L. Usher presents.

Motion made by Councillor H.L. Usher to Approve clauses 1 to 23, excluding clause 22.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. 2nd Report of the Cycling Advisory Committee

That the 2nd Report of the Cycling Advisory Committee, from its meeting held on July 23, 2014, BE RECEIVED.

3. Water Quality Evaluation of Waterways Appointment of Consultant - Irregular Result

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the appointment of a consultant for the Water Quality Evaluation of Waterways in the City of London:

- a) Parish Geomorphic Ltd. BE APPOINTED to carry out the Water Quality Evaluation of Waterways in the City of London in the total amount of \$226,610.00, including the City's 10% contingency, excluding H.S.T.; it being noted that Parish Geomorphic Ltd. was the only consultant to respond to the Request for Proposals and their submission meets the City's specifications and requirements in all areas in accordance with Section 19.4(c) of the Procurement of Goods and Services Policy;
- b) the financing for the project BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated August 25, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this work;
- d) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the consultant for the work; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-A05)

4. Mud Creek Municipal Class Environmental Assessment

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the appointment of a consulting engineer for the Mud Creek Municipal Class Environmental Assessment:

- a) CH2MHill Canada Limited BE APPOINTED to carry out the Mud Creek Municipal Class Environmental Assessment in the total amount of \$221,771.00, including contingency, excluding H.S.T., in accordance with Section 15.2(d) of the Procurement of Goods and Services Policy;
- b) the financing for this work BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated August 25, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this work;
- d) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the consultant for the work; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-E05)

5. Sifton Bog Surface Water Monitoring Program Appointment of Consultant - Irregular Result

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the appointment of a consultant for the Sifton Bog surface water monitoring program:

- a) Matrix Solutions Inc. BE APPOINTED to carry out the Sifton Bog surface water monitoring program in the total amount of \$383,632.70, including the City's 10% contingency, excluding H.S.T.; it being noted that Matrix Solutions Inc. was the only consultant to respond to the Request for Proposals and their submission meets the City's specifications and requirements in all areas in accordance with Section 19.4(c) of the Procurement of Goods and Services Policy;
- b) the financing for the project BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated August 25, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this work;
- d) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the consultant for the work; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-A05)

6. Huron Industrial Park Stormwater Management Servicing Environmental Assessment Consulting Engineer Assignment Increase

That, on the recommendation of the Managing Director Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the Huron Industrial Park Environmental Assessment:

- a) the consulting fees for Delcan BE INCREASED by \$25,230.00 to a new upset limit of \$166,530.00, including contingency, excluding H.S.T., in accordance with Section 20.3(e) of the Procurement of Goods and Services Policy;
- b) the financing for this work BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated August 25, 2014; and,
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this work. (2014-A05)

7. Fanshawe Park Road East Widening Adelaide Street to McLean Drive Detailed Design and Tendering Appointment of Consulting Engineer

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the appointment of a consultant for the Fanshawe Park Road East Widening project:

- a) AECOM Canada Limited, BE APPOINTED Consulting Engineers for the detailed design and tendering of the Fanshawe Park Road East Widening project, in the amount of \$579,249.00, excluding H.S.T., in accordance with Section 15.2(e) of the City of London's Procurement of Goods and Services Policy;
- b) the financing for this project BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated August 25, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the Consultant for the work; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-A05)

8. Southdale Road and Boler Road Intersection Improvements  
Environmental Assessment Study Appointment of Consulting Engineer

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the appointment of a consultant for the Southdale Road and Boler Road Intersection Improvements - Environmental Assessment Study:

- a) Dillon Consulting Limited BE APPOINTED Consulting Engineers to complete the Environmental Assessment Study for the Southdale Road and Boler Road intersection improvements, in the amount of \$134,732.40, excluding H.S.T., in accordance with Section 15.2(e) of the Procurement of Goods and Services Policy;
- b) the financing for this project BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated August 25, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the consultant for the work; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-A05)

9. Sarnia Road Widening Wonderland Road North to Sleighthome Avenue  
Detailed Design and Tendering Appointment of Consulting Engineer

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the appointment of a consultant for the Sarnia Road Widening project:

- a) Dillon Consulting Limited, BE APPOINTED Consulting Engineers for the detailed design and tendering of the Sarnia Road project, in the amount of \$385,114.40, excluding H.S.T., in accordance with Section 15.2(e) of the City of London's Procurement of Goods and Services Policy;
- b) the financing for this project BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated August 25, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the Consultant for the work; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-A05)

10. Dundas Flexible Street Scoping Study Consulting Engineer Assignment  
Increase

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the Dundas Flexible Street Scoping Study:

- a) the value of the consulting assignment with IBI Group BE INCREASED by \$25,000.00 from \$95,000.00 to a new upset limit of \$120,000.00, excluding H.S.T., in accordance with Section 20.3(e) of the Procurement of Goods and Services Policy; it being noted that a \$100,000.00 budget was previously approved for the project;
- b) the financing for this project BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated August 25, 2014; and,
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this work. (2014-A05)

11. Amendments to the Traffic and Parking By-law

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the proposed by-law appended to the staff report dated August 25, 2014 BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014 for the purpose of amending the Traffic and Parking By-law (P.S. 111) to regulate traffic and the parking of motor vehicles in the City of London; it being noted that the Civic Works Committee received a communication from B. Stokes, 120 Garland Lane and a communication dated August 14, 2014 from S. Antolini, 120 Garland Lane with respect to this matter. (2014-C01)

12. Amendments to the Traffic and Parking By-law to Address Safety Issues During the Western Fair

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the proposed by-law appended to the staff report dated August 25, 2014 BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014 for the purpose of amending the Traffic and Parking By-law (P.S. 111) to address safety concerns during the Western Fair. (2014-C01)

13. Pollution Prevention and Control Plan Infoworks Modelling Consultant Appointment

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the award of Infoworks modelling assignments as part of Phase II of the Pollution Prevention and Control Plan:

- a) the following Consulting Engineering firms BE APPOINTED for the completion of Infoworks hydraulic modelling assignments, in the amounts identified below, all including contingency but exclusive of H.S.T., 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 their projects subject to satisfying all financial, reporting and other conditions contained within this Policy:
  - i) Assignment 1: Dillon Consulting Limited, in the amount of \$199,832.00;
  - ii) Assignment 4: AECOM Canada Ltd., in the amount of \$74,176.00;
  - iii) Assignment 5: XCG Consultants Ltd., in the amount of \$195,667.00;
  - iv) Assignment 6: WSP Canada Inc., in the amount of \$138,708.00;
  - v) Assignment 8: GM BluePlan Engineering Limited, in the amount of \$269,812.00; and,
  - vi) Cavendish Assignment: Stantec Consulting Ltd., in the amount of \$65,343.00;
- b) the financing for the projects identified in a) above, BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated August 25, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with these projects;
- d) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract with each consultant for the work; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations;

it being noted that the Civic Works Committee received the attached presentation from T. Copeland, Manager, Wastewater & Drainage Engineering with respect to this matter. (2014-A05)

14. Truck Mounted, High Pressure Sewers Jettors - RFP 14-43

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the supply and delivery of truck mounted, high pressure sewer jettors:

- a) the submission from Cubex Ltd., 189 Garden Ave., Brantford Ontario N3S 0A7 for the Supply and Delivery of Truck Mounted, High Pressure Sewer Jettors at their submitted price of \$840,492.70, excluding H.S.T., BE ACCEPTED;
- b) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this purchase;
- c) the 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; and,
- d) the funding for this purchase BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated August 25, 2014. (2014-F17)

15. Boom Flail Mowers Single Source Procurement

That, on the recommendation of the Managing Director of Environmental and Engineering Services and City Engineer the following actions be taken with respect to the award of contract for two "Trackless" brand, boom flail mowers:

- a) the Civic Administration BE AUTHORIZED to engage in a single source contract as per the Procurement of Goods and Services Policy Section 14.4(e) for two (2) "Trackless" brand, boom flail mowers; it being noted that the cost of these attachments is not to exceed a cost of \$31,869.00 per unit plus H.S.T.;
- b) the funding for this purchase BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated August 25, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this contract; and,
- d) the 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. (2014-F17)

16. City Initiated Street By-law Refinement Report Residential Driveway Widths

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the ~~attached~~ revised proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014 for the purpose of amending the Streets By-law No. S.-1 for the purpose of regulating driveway width and access for residential properties in the City. (2014 - C01/D14)

17. Single Source Cured in Place Pipe- Lining Supplies

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the supply of materials to support the City's cured in place, private drain connection (PDC), lining process:

- a) approval hereby BE GIVEN to enter into negotiations with LMK Enterprises Inc. to provide cured in place pipe, lining supplies for a one (1) year term, with an option to renew the contract two (2) additional years;
- b) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this initiative;
- c) the approval herein BE CONDITIONAL upon the Corporation negotiating satisfactory prices, terms and conditions with LMK Enterprises Inc., to the satisfaction of the Managing Director, Environmental and Engineering Services and City Engineer; and,



- d) the approval hereby BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order relating to the subject matter of this approval. (2014-F17)

18. Thames Sydenham Region Source Water Protection Plan Risk Management Services Agreement

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the proposed by-law appended to the staff report dated August 25, 2014, BE INTRODUCED at the Municipal Council meeting on September 2, 2014 to:

- a) approve and authorize a Source Protection Part IV Enforcement Transfer Agreement and Source Protection Joint Risk Management Services Agreement between The Corporation of the City of London and the Upper Thames River Conservation Authority (UTRCA) in order to transfer the responsibility of risk management to the UTRCA and to secure the services of staff at the UTRCA in order to perform risk management duties with respect to the Thames Sydenham Region Source Protection Plan; and
- b) authorize the Mayor and the City Clerk to execute the Agreements noted in a), above, substantially in the form attached to the by-law and to the satisfaction of the City Solicitor;

it being noted that these measures are necessary to fulfill a “standard of care” for our drinking water system and that all costs are able to be accommodated within existing budgets. (2014-L04A)

19. Appointment of Consultant Design and Contract Administration Services for the New Southdale PS and Forcemain

That, on the recommendation of the Director, Water and Wastewater, the following actions be taken with respect to engineering services for the new Southland Pumping Station and Forcemain:

- a) Stantec Consulting Ltd BE APPOINTED Consulting Engineers in the amount of \$176,895.60, including 20% contingency, 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 15.2 (d) of the City of London’s Procurement of Goods and Services Policy;
- b) the financing for the project BE APPROVED in accordance with the Sources of Financing Report appended to the staff report dated August 25, 2014;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the approvals given herein BE CONDITIONAL upon the Corporation entering into a formal contract; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2014-A05)

20. Landfill Gas Utilization - Request for Qualifications

That, on the recommendation of the Director, Environment, Fleet and Solid Waste, the following actions be taken with respect to landfill gas utilization:

- a) the Civic Administration BE DIRECTED to end negotiations with London District Renewable Energy Cooperative (LDREC) for a joint-venture partnership to construct a landfill gas power plant;
- b) the Civic Administration BE AUTHORIZED to select a short list of private sector power developers who will receive a Request for Proposals for landfill gas utilization rights for the W12A Landfill; it being noted that only developers who can demonstrate their ability to be considered a Qualified Applicant under Ontario Power Authority’s Large Renewables Procurement Request (LRP 1 RFQ) process will be considered;
- c) the Civic Administration BE AUTHORIZED to prepare and release a Request for Proposals (City RFP) for the sale of landfill gas utilization rights for the W12A landfill;

- d) the Civic Administration BE DIRECTED to report back to the Civic Works Committee on the outcome of the LRP 1 RFQ process and the City of London's Request for Proposals process; and,
- e) the Civic Administration BE AUTHORIZED to undertake all administrative acts in regard to this matter. (2014-F18)

21. London Transit Commission 2013 Annual Report

That the communication dated July 17, 2014, with respect to the London Transit Service 2013 Annual Report, from L. Ducharme, General Manager, London Transit Commission, BE RECEIVED for information; it being noted that the Civic Works Committee received a verbal overview from D. Winninger, Chair and L. Ducharme, General Manager, London Transit Commission, with respect to this matter. (2014-C05)

23. Crosswalks on Belfeld

That it BE NOTED that Councillor S. Orser enquired about the possibility of upgrading the crosswalk on Belfeld Street. The Civic Administration advised that there are plans to enhance the crosswalk pending the passing of provincial legislation.

Motion Passed

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

At 8:55 PM Councillor S.E. White enters the meeting.

At 9:06 PM Councillors J.P. Bryant and D. Brown leave the meeting.

Motion made by Councillor H.L. Usher to Approve clause 22.

22. Installation of Sidewalks on Shavian Blvd.

That the installation of sidewalks on Shavian Boulevard BE INSTALLED in accordance with the existing plan provided by the Civic Administration; it being noted that the Civic Works Committee received a delegation from J. Hunter, 37 Shavian Boulevard, reiterating her request to have the sidewalk moved into the existing road way and the ~~attached~~ presentation from E. Soldo, Director, Roads and Transportation, with respect to this matter. (2014-T04)

Motion made by Councillor N. Branscombe and seconded by Councillor M. Brown to Approve that clause 22 be amended to read as follows:

"That the following actions be taken with respect to the installation of sidewalks on Shavian Boulevard:

- a) the matter BE REFERRED to the Civic Administration to permit further consultation with the affected residents, as quickly as possible; and,
- b) the Civic Administration BE REQUESTED to investigate opportunities for improved public engagement with respect to construction projects."

Pursuant to section 12.3 of the Council Procedure By-law, Councillor H.L. Usher calls for a separate vote on parts a) and b) of proposed amendment of clause 22.

The motion to Approve the proposed amendment to part a) of clause 22 is put.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, S. Orser, N. Branscombe, M. Brown, S.E. White (7)

NAYS: J.B. Swan, W.R. Monteith, P. Hubert, D.G. Henderson, P. Van Meerbergen, H.L. Usher (6)

At 9:07 PM Councillor D. Brown enters the meeting.

The motion to Approve the proposed amendment to part b) of clause 22 is put.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, S.E. White (13)

NAYS: H.L. Usher (1)

Clause 22, as amended, reads as follows:

That the following actions be taken with respect to the installation of sidewalks on Shavian Boulevard:

- a) the matter BE REFERRED to the Civic Administration to permit further consultation with the affected residents, as quickly as possible; and,
- b) the Civic Administration BE REQUESTED to investigate opportunities for improved public engagement with respect to construction projects.

At 9:08 PM Councillor J.P. Bryant enters the meeting.

Motion made by Councillor J.P. Bryant and seconded by Councillor D. Brown to Approve that pursuant section 13.6 of the Council Procedure By-law that the proposed amendment to part a) of clause 22 BE RECONSIDERED to provide all Members of Council an opportunity to vote on the matter.

Motion Failed

YEAS: J. Baechler, B. Armstrong, W.R. Monteith, P. Hubert, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (9)

NAYS: B. Polhill, J.B. Swan, S. Orser, N. Branscombe, M. Brown, D.G. Henderson (6)

17th Report of the Strategic Priorities and Policy Committee  
Councillor P. Hubert presents.

Motion made by Councillor P. Hubert to Approve clauses 1 to 5, inclusive.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. London Hydro Promissory Note - Agreements

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the following actions be taken regarding the Agreements related to the London Hydro Promissory Note:

- a) the proposed by-law (Appendix A), as appended to the staff report dated August 27, 2014, BE INTRODUCED at Municipal Council on September 2, 2014, to authorize the Tri-Party Payment Agreement between The Corporation of the City of London, London Hydro Inc. and the Public Utility Commission of the City of London;
- b) the proposed by-law (Appendix B), as appended to the staff report dated August 27, 2014, BE INTRODUCED at Municipal Council on September 2, 2014, to authorize the Fund Agreement between The Corporation of the City of London and the Public Utility Commission of the City of London; and
- c) the Mayor and the City Clerk BE AUTHORIZED to execute the Agreements (Appendix A, Schedule 1 and Appendix B, Schedule 2 to the staff report dated August 27, 2014).

3. Composition - London Public Library Board

That, on the recommendation of the City Clerk, at the request of the London Public Library Board, the proposed by-law, as appended to the staff report dated August 27, 2014, BE INTRODUCED at the Municipal Council meeting being held on September 2, 2014 for the purpose of amending the composition of the London Public Library Board so that the two positions currently held by representatives of the Thames Valley District School Board and the London District Catholic School Board would be held, instead, by two citizens-at-large, effective with the new Council term.

4. 2011 - 2014 Report to the Community - Verbal (City Manager)

That the verbal overview provided by the City Manager, with respect to the 2011 – 2014 Report to the Community, BE RECEIVED for information.

5. Not to be heard before 4:00 PM - Public Participation Meeting - Proposed Establishment of a Housing Development Corporation

That the following actions be taken with respect to the establishment of a Housing Development Corporation for the City of London:

- a) the attached proposed by-law (Schedule "A") BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014 to:
  - i) authorize that a corporation with share capital be incorporated pursuant to the Municipal Act, 2001 and the Business Corporations Act R.S.O. 1990, c.B.16 under the name "Housing Development Corporation, London" for the purpose of stimulating the development and sustainability of affordable housing throughout the London and Middlesex communities;
  - ii) nominate and authorize the following individuals to act as incorporators and directors of the Corporation authorized in i), above:  
  
Sandra Datars Bere  
Martin Hayward  
Art Zuidema
  - iii) authorize the individuals nominated and authorized in ii), above to execute any documents or take any actions necessary to incorporate and set up the Corporation;
- b) Housing Development Corporation, London BE DIRECTED to report back to the Strategic Priorities and Policy Committee by May 2015 on the following matters:
  - i) a shareholder declaration;
  - ii) an asset transfer policy pursuant to section 12 O. Reg. 599/06, made under the Municipal Act, 2001;
  - iii) policies under section 270 of the Municipal Act, 2001 for:
    - A) the sale and disposition of land;
    - B) the hiring of employees;
    - C) the procurement of goods and services; and
  - iv) a code of conduct for directors; and
  - v) the recruitment process for new directors for the Corporation; and
- c) the City Manager BE AUTHORIZED to execute such agreements and documents in a form satisfactory to the City Manager, between The Corporation of the City of London and Housing Development Corporation, London that are necessary for the sharing of services including, without limitation, the following:
  - i) office space for the head office of the Corporation;
  - ii) office equipment including computer hardware and software, telephones, printers, copiers, cell phones, furniture and technical support related to the same;
  - iii) office furniture and supplies;
  - iv) financial administrative services, including payroll and procurement services; and
  - v) other general administrative services as may be required;

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

Motion Passed

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

11th Report of the Investment and Economic Prosperity Committee  
Councillor J.B. Swan presents.

Motion made by Councillor J.B. Swan to Approve clauses 1 and 2.

1. Disclosures of Pecuniary Interest

That it BE NOTED that the following pecuniary interests were disclosed:

- a) Councillor J. Swan disclosed a pecuniary interest in clauses 3, 4 and 5 of this report having to do with the Performing Arts Centre, London Music Strategy and the Orchestra London Credit Guarantee, by indicating that he is employed by Orchestra London, which has an interest in each of these matters.
- b) Councillor P. Hubert disclosed a pecuniary interest in clause 2 of this report having to do with the Employment Program Support Year End Update and Grant Agreement, by indicating that he is the Executive Director of a social services agency that is involved in the project.

2. Employment Program Support Year End Update and Grant Agreement

That, on the recommendation of the City Manager the following actions be taken with respect to the extension of the Employment Program Support proposal:

- a) the Employment Program Support, previously approved for one year on a pilot basis, BE APPROVED for one (1) additional year; it being noted that original agreement included an option to extend the pilot for one (1) additional year;
- b) the proposed by-law as appended to the staff report dated August 27, 2014, BE INTRODUCED at the Council meeting of September 2, 2014 to:
  - (i) authorize and approve the Grant Agreement (Appendix C) with WIL Counselling and Training for Employment, for the Employment Program Support, attached as Schedule "A" to the by-law; and,
  - (ii) authorize the Mayor and the City Clerk to execute the above-noted agreement;
- c) the Civic Administration BE AUTHORIZED to undertake all administrative acts which are necessary in connection with this matter;
- d) the financing for this project in the amount of \$105,678 BE APPROVED as set out in the Sources of Financing Report, as appended to the staff report dated August 27, 2014; and,
- e) any additional and/or ongoing funding requests related to this matter BE DIRECTED to the Strategic Funding Framework as part of the annual budget process;

it being noted that the Investment and Economic Prosperity Committee heard a verbal delegation from W. de Rond, Executive Director, WIL Employment Connections, with respect to this matter.

Motion Passed

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

RECUSED: P. Hubert (1)

At 9:14 PM Councillors J.B. Swan and P. Van Meerbergen leave the meeting.

Motion made by Councillor M. Brown to Approve clauses 3, 4 and 5.

### 3. Performing Arts Centre Studies

That, on the recommendation of the City Manager, the following actions be taken with respect to the Performing Arts Centre studies:

- a) the following three (3) studies undertaken by NOVITA Interpares Limited BE RECEIVED for information:
  - i) Market Analysis;
  - ii) Design Criteria and Space Function Program; and,
  - iii) Site Analysis Criteria;
- b) the Civic Administration BE DIRECTED to work closely with NOVITA Interpares Limited in order to review the business plan submitted by the project proponents, while utilizing the findings of the above-noted three (3) studies, in the addition to the engagement of the Music Strategy Task Force, Arts Groups and Millennials, intended to help assist with the evaluation process;
- c) based on the review findings, noted above, the Civic Administration, in collaboration with NOVITA Interpares Limited, BE DIRECTED to provide advice to Council; and,
- d) the Civic Administration, through its Intergovernmental Liaison, BE REQUESTED to advise the provincial and federal governments of the City of London's continued due diligence with respect to the Performing Arts Centre project;

it being noted that public/private partnership opportunities continue to be considered; it being further noted that the Investment and Economic Prosperity Committee heard the attached presentation from B. Arnott, Consultant, NOVITA Interpares Limited, with respect to this matter.

### 4. London's Music Strategy

That, on the recommendation of the City Manager, the following actions be taken with respect to the London Music Strategy:

- a) the London Music Strategy, prepared by London's Music Industry Development Task Force, as appended to the staff report dated August 27, 2014, BE ENDORSED IN PRINCIPLE;
- b) funding of up to \$150,000 annually for two years, on a pilot basis, for the position of "London's Music Officer and/or Office", to assist with advancing the key priorities as outlined in the London Music Strategy, BE APPROVED;
- c) the funding for this project BE APPROVED as set out in the Sources of Financing Report as appended to the above-noted staff report;
- d) any future funding requests associated with this matter from the community BE DIRECTED to the Strategic Funding Framework process as part of the annual budget process; and,
- e) the City of London Corporate Investments and Partnerships and the Culture Office staff representatives, BE DIRECTED to serve as resources to assist with the implementation of the London Music Strategy, and report back on the status of the implementation of the London Music Strategy by the end of 2016;

it being noted that the Investment and Economic Prosperity Committee heard the attached presentation from Robert Breen, London Music Industry Development Task Force Facilitator, with respect to this matter.

5. Deputy City Treasurer - Orchestra London Credit Guarantee

That, on the recommendation of the Deputy City Treasurer, the following actions be taken with respect to funding assistance for Orchestra London:

- a) the cash flow funding for the months of September to December from the approved 2014 budgeted amount for Orchestra London BE APPROVED for immediate release to Orchestra London, subject to ongoing review and authorization by the Civic Administration;
- b) the discharge of the Guarantee to the Bank of Nova Scotia, as appended to the staff report dated August 27, 2014, BE ACCEPTED;
- c) the proposed By-law, as appended to the above-noted staff report, BE INTRODUCED at the Municipal Council meeting to be held on September 2, 2014 to:
  - i) authorize to provide a Guarantee, as appended to the By-law as Schedule A, to the TD Bank Group for the obligations of Orchestra London, in an amount not to exceed \$500,000; and,
  - ii) authorize the Mayor and the City Clerk to execute the above-noted Guarantee.

Pursuant to section 12.3 of the Council Procedure By-law, Councillor S. Orser calls for a separate vote on clause 3.

The motion to Approve clause 3 is put.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (12)

NAYS: S. Orser (1)

The motion to Approve clauses 4 and 5 is put.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (12)

NAYS: S. Orser (1)

At 9:16 PM Councillor J.B. Swan enters the meeting.

## **XI ENQUIRIES**

At 9:17 PM Her Worship the Mayor places Councillor P. Hubert in the Chair and takes a seat at the Council Board.

Motion made by Mayor J. Baechler and seconded by Councillor P. 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 tenant matters at the Budweiser Gardens.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (14)

Motion made by Mayor J. Baechler and seconded by Councillor B. Polhill to Approve that the administration of the Budweiser Gardens BE ADVISED that the City of London Municipal Council supports the continuation of the engagement of both the London Knights and the London Lightning organizations as tenants at the Budweiser Gardens.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (14)

At 9:20 PM Her Worship the Mayor resumes the Chair and Councillor P. Hubert takes his seat at the Council Board.

17th Report of the Committee of the Whole  
Councillor N. Branscombe presents.

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

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

Motion made by Councillor N. Branscombe and seconded by Councillor B. Polhill to Approve clauses 1 and 2.

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 Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, with the concurrence of the Managing Director, Environmental and Engineering Services and City Engineer, on the advice of the Manager of Realty Services, the following actions be taken with respect to the properties located at 1175, 1177, 1179, 1181 and 1183 Hamilton Road:

- a) the offer submitted by Frank Fotia to sell to the City the land municipally known as 1175, 1177, 1179, 1181 and 1183 Hamilton Road, located on the south side of Hamilton Road and east of Gore Road, further described as Part Lot 10, Plan 286(c), shown as Parts 1 to 6, Reference Plan 33R12681, containing an area of approximately 1.76 acres, for the purpose of access, expansion and restriction of land uses adjacent to the Pottersburg Wastewater Treatment Facility, for the sum of \$300,000.00, BE ACCEPTED subject to the City having ninety (90) days from acceptance to complete soil and environmental investigations; and
- b) the financing for this acquisition BE APPROVED as set out in the Sources of Financing Report attached hereto as Appendix "A".

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 Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, on the advice of the Manager of Realty Services, the following actions be taken with respect to the acquisition of lands required for the new Fire Station No. 11 and the disposal of surplus lands located at 1192 Highbury Avenue:

- a) the offer (attached as Appendix "C") submitted by 1640209 Ontario Limited (York Developments) to sell to the City a portion of the lands located on the north side of Savoy Street, further described as Part of Lot 72, Concession E.N.B.T.R., Township of Westminster, designated as Parcel 1, to be defined on a reference plan to be deposited in the City of London, County of Middlesex, containing an area of approximately 1.15 acres, for the purpose of the construction of the future new Fire Station No. 11, for the sum of \$600,000.00 BE ACCEPTED, subject to the following conditions:
  - i) the City having ninety (90) days from acceptance to satisfy itself as to soil, geotechnical, archaeological and environmental investigations;
  - ii) the Vendor providing all due diligence reports in draft and/or final form already in the Vendor's possession
  - iii) the City agreeing to prepare and deposit a reference plan on title on or before closing;



- iv) the Vendor having one hundred and eighty (180) days to obtain, at its own expense, the appropriate amendments to the Official Plan and Zoning Bylaws necessary for the City to develop and use the property as a fire station;
  - v) the completion of the transaction being conditional upon the completion of the transaction pursuant to an agreement between the City and the 1640209 Ontario Limited, in respect to the lands described as Part B, Plan 795, designated as Parcel 1 and 2, to be defined on a reference plan to be deposited in the City of London, County of Middlesex;
- b) the financing for the acquisition in a), above, **BE APPROVED** as set out in the Sources of Financing Report attached hereto as Appendix "A"; and
- c) the offer (attached as Appendix "D") submitted by 1640209 Ontario Limited (York Developments) to purchase from the City the lands located on the east side of Highbury Avenue North, further described as Part Block B, Plan 795, designated as Parcel 1 and 2, to be defined on a reference plan to be deposited in the City of London, County of Middlesex containing and area of approximately 0.91 acres, for the sum of \$600,000.00 **BE ACCEPTED**, subject to the following conditions:
- i) the Purchaser accepting the Property on an "as is" basis;
  - ii) the City agreeing to prepare and deposit a reference plan on title on or before closing;
  - iii) the completion of the transaction being conditional upon the completion of the transaction pursuant to an agreement between the City and 1640209 Ontario Limited with respect to the lands described as Part of Lot 72 Concession E.N.B.T.R., Township of Westminster, designated as Parcel 1, to be defined on a reference plan to be deposited in the City of London, County of Middlesex;
  - iv) the Purchaser agreeing to accept title to the property subject to an easement in favour of Union Gas;
  - v) the Purchaser agreeing, following completion of this transaction, to convey a municipal services easement to the City over Parcel 2;
  - vi) the Purchaser agreeing to construct a walkway over Parcel 3 as per the City of London pedestrian walkway construction standards.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (14)

Motion made by Councillor N. Branscombe and seconded by Councillor B. Armstrong to Approve clause 3.

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 the following actions be taken with respect to the acquisition of the Lorne Avenue Public School property located at 723 Lorne Avenue:

- a) the Civic Administration **BE DIRECTED** to submit the proposed Offer to Purchase to the Thames Valley District School Board to acquire the subject property at a purchase price of \$550,000, as contained in the staff report dated September 2, 2014, subject to:
  - i) the City having 120 days from the date of the Vendor's acceptance of the Agreement to satisfy itself in its sole and absolute discretion as to the soil and environmental condition of the property;
  - ii) the Purchaser successfully rezoning the subject property to an Open Space OS Variation and/or Residential Variation and successfully obtaining an amendment to the Official Plan, if necessary, within 240 days of the Vendor's acceptance of the Agreement; and
- b) the financing for this acquisition **BE APPROVED** as \$250,000 from the Parklands Reserve Fund and \$350,000 from the Miscellaneous Property Acquisition Reserve Fund.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (13)

RECUSED: M. Brown (1)

## **X DEFERRED MATTERS**

None.

## **XII EMERGENT MOTIONS**

None.

## **XIII BY-LAWS**

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

Motion made by Councillor B. Polhill and seconded by Councillor S. Orser to Approve Introduction and First Reading of Bill No.s 384 to 429, excluding Bill No.'s 401, 402, 418 and 425.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (14)

Motion made by Councillor B. Polhill and seconded by Councillor H.L. Usher to Approve Second Reading of Bill No.s 384 to 429, excluding Bill No.'s 401, 402, 418 and 425.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (14)

Motion made by Councillor B. Polhill and seconded by Councillor D. Brown to Approve Third Reading and Enactment of Bill No.s 384 to 429, excluding Bill No.'s 401, 402, 418 and 425.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (14)

Motion made by Councillor D. Brown and seconded by Councillor N. Branscombe to Approve Introduction and First Reading of Bill No. 430.

Motion Passed

YEAS: J. Baechler, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant (9)

NAYS: B. Polhill, B. Armstrong, J.B. Swan, S. Orser, S.E. White (5)

Motion made by Councillor D. Brown and seconded by Councillor N. Branscombe to Approve Second Reading of Bill No. 430.

Motion Passed

YEAS: J. Baechler, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D. Brown, H.L. Usher, J.P. Bryant (9)

NAYS: B. Polhill, B. Armstrong, J.B. Swan, D.G. Henderson, S.E. White (5)

Motion made by Councillor J.P. Bryant and seconded by Councillor H.L. Usher to Approve Third Reading and Enactment of Bill No. 430.

Motion Passed

YEAS: J. Baechler, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D. Brown, H.L. Usher, J.P. Bryant (8)

NAYS: B. Polhill, B. Armstrong, J.B. Swan, S. Orser, D.G. Henderson, S.E. White (6)

Motion made by Councillor B. Polhill and seconded by Councillor D. Brown to Approve Introduction and First Reading of Bill No. 401.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (13)

RECUSED: P. Hubert (1)

Motion made by Councillor B. Polhill and seconded by Councillor D. Brown to Approve Second Reading of Bill No. 401.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (13)

RECUSED: P. Hubert (1)

Motion made by Councillor B. Polhill and seconded by Councillor J.P. Bryant to Approve Third Reading and Enactment of Bill No. 401.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (13)

RECUSED: P. Hubert (1)

Motion made by Councillor B. Polhill and seconded by Councillor N. Branscombe to Approve Introduction and First Reading of Bill No. 402.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (13)

RECUSED: J.B. Swan (1)

Motion made by Councillor B. Polhill and seconded by Councillor D. Brown to Approve Second Reading of Bill No. 402.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (13)

RECUSED: J.B. Swan (1)

Motion made by Councillor B. Polhill and seconded by Councillor H.L. Usher to Approve Third Reading and Enactment of Bill No. 402.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (13)

RECUSED: J.B. Swan (1)

Motion made by Councillor B. Polhill and seconded by Councillor J.P. Bryant to Approve Introduction and First Reading of Bill No. 418.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, H.L. Usher, J.P. Bryant, S.E. White (13)

RECUSED: D. Brown (1)

Motion made by Councillor B. Polhill and seconded by Councillor H.L. Usher to Approve Second Reading of Bill No. 418.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, H.L. Usher, J.P. Bryant, S.E. White (13)

RECUSED: D. Brown (1)

Motion made by Councillor B. Polhill and seconded by Councillor H.L. Usher to Approve Third Reading and Enactment of Bill No. 418.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, M. Brown, P. Hubert, D.G. Henderson, H.L. Usher, J.P. Bryant, S.E. White (13)

RECUSED: D. Brown (1)

Motion made by Councillor B. Polhill and seconded by Councillor S. Orser to Approve Introduction and First Reading of Bill No. 429.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant (12)

RECUSED: M. Brown (1)

Motion made by Councillor B. Polhill and seconded by Councillor D. Brown to Approve Second Reading of Bill No. 429.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant (12)

RECUSED: M. Brown (1)

Motion made by Councillor B. Polhill and seconded by Councillor D. Brown to Approve Third Reading and Enactment of Bill No. 429.

Motion Passed

YEAS: J. Baechler, B. Polhill, B. Armstrong, J.B. Swan, S. Orser, W.R. Monteith, N. Branscombe, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant (12)

RECUSED: M. Brown (1)

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

Bill No. 384 By-law No. A.-7155-283	A by-law to confirm the proceedings of the Council Meeting held on the 2nd day of September, 2014. (City Clerk)
Bill No. 385 By-law No. A-47-14004	A by-law to amend By-law A-47 being "A by-law to provide for Various Fees and Charges". (21/15/PEC)
Bill No. 386 By-law No. A.-5273(cs)-284	A by-law to amend By-law No. A.-5273-82 entitled "A By-law to appoint Municipal Law Enforcement Officers for the City of London". (Chief Building Official)
Bill No. 387 By-law No. A.-7156-285	A by-law to authorize an Agreement between The Corporation of the City of London and 2097800 Ontario Inc., and to authorize the Mayor and City Clerk to execute the Agreement. (2/20/CSC)
Bill No. 388 By-law No. A.-7157-286	A by-law to approve an Agreement between The Corporation of the City of London and Tonda Construction Limited for Construction Manager/General Contractor Services for the renovations to the Normal School and to authorize the Mayor and the City Clerk to execute the Agreement. (8/20/CSC)
Bill No. 389 By-law No. A.-7158-287	A by-law to authorize an Agreement of Purchase and Sale between The Corporation of the City of London and IO Industries Inc., to authorize the Mayor and City Clerk to execute the Agreement. (10/20/CSC)
Bill No. 390 By-law No. A.-7159-288	A By-law to authorize an Option Agreement between The Corporation of the City of London and IO Industries Inc., to authorize the Mayor and City Clerk to execute the Agreement. (10/20/CSC)
Bill No. 391 By-law No. A.-7160-289	A by-law to approve the Ontario Funding Agreement for the development of the Start Up Your Business Initiative of the City of London with Her Majesty the Queen in Right of Ontario as represented by the Minister of Citizenship, Immigration and International Trade; and to authorize the Mayor and the City Clerk to execute the Agreement. (17/20/CSC)
(REVISED) Bill No. 392 By-law No. A.-7161-290	A by-law to approve the Agreement to host the 2015 Sustainable Communities Conference February 10-12, 2015 in London with the Federation of Canadian Municipalities; and to authorize the Mayor and the City Clerk to execute the Agreement. (18/20/CSC)
Bill No. 393 By-law No. A.-7162-291	A by-law to approve an agreement between The Corporation of the City of London (the City) and Ironstone Building Corporation (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. (4/15/CPSC)
Bill No. 394 By-law No. A.-7163-292	A by-law to approve an agreement between The Corporation of the City of London (the City) and DeafBlind Ontario Services (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. (4/15/CPSC)
Bill No. 395 By-law No. A.-7164-293	A by-law to approve an agreement between The Corporation of the City of London (the City) and Cindy and Robert Sedge (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. (4/15/CPSC)

<p>Bill No. 396 By-law No. A.-7165-294</p>	<p>A by-law to approve an agreement between The Corporation of the City of London (the City) and Rivas Majano Corporation (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. (4/15/CPSC)</p>
<p>Bill No. 397 By-law No. A.-7166-295</p>	<p>A by-law to approve an agreement between The Corporation of the City of London, London Hydro Inc. and the Public Utility Commission of the City of London; and to authorize the Mayor and City Clerk to execute the agreement. (2/19/SPPC)</p>
<p>Bill No. 398 By-law No. A.-7167-296</p>	<p>A by-law to approve an agreement between The Corporation of the City of London and the Public Utility Commission of the City of London; and to authorize the Mayor and City Clerk to execute the agreement. (2/19/SPPC)</p>
<p>Bill No. 399 By-law No. A.-7168-297</p>	<p>A by-law respecting the composition of the London Public Library Board. (3/19/SPPC)</p>
<p>Bill No. 400 By-law No. A.-7169-298</p>	<p>A by-law to approve and authorize Agreements between The Corporation of the City of London and the Upper Thames River Conservation Authority, in order to transfer the responsibility of risk management to the Upper Thames River Conservation Authority and to secure the services of staff at the Upper Thames River Conservation Authority in order to perform risk management duties with respect to the Thames Sydenham Region Source Protection Plan; and to authorize the Mayor and City Clerk to execute the Agreements. (18/13/CWC)</p>
<p>Bill No. 401 By-law No. A.-7170-299</p>	<p>A by-law to approve the Grant Agreement with WIL Counselling and Training for Employment, for employment program support services; to authorize the Mayor and the City Clerk to execute the Grant Agreement; and to approve the amount of the grant. (2/11/IEPC)</p>
<p>Bill No. 402 By-law No. A.-7171-300</p>	<p>A by-law to authorize and approve a Guarantee from the Corporation of the City of London to TD Bank Group for the obligations of Orchestra London Canada Inc.; and to authorize the Mayor and Clerk to execute the guarantee. (5/11/IEPC)</p>
<p>Bill No. 403 By-law No. C.P.-1284(uq)-301</p>	<p>A by-law to amend the Official Plan for the City of London, 1989 relating to the north part of 940 and 956 Wharnccliffe Road South. (24/15/PEC)</p>
<p>Bill No. 404 By-law No. C.P.-1284(ur)-302</p>	<p>A by-law to amend the Official Plan for the City of London, 1989 relating to 299 Tartan Drive. (26/15/PEC)</p>
<p>Bill No. 405 By-law No. C.P.-1455(j)-303</p>	<p>A by-law to amend By-law No. C.P.-1455-541 entitled "A by-law to designate a site plan control area and to delegate Council's power under Section 41 of the <i>Planning Act, R.S.O. 1990, c.P.13</i>". (19/15/PEC)</p>
<p>Bill No. 406 By-law No. E.-179-304</p>	<p>A by-law to repeal and replace By-law E.-174-75 being "A by-law to provide for reduced hours of voting at certain institutions and retirement homes for the 2014 Municipal Election". (12/20/CSC)</p>
<p>Bill No. 407 By-law No. E.-180-305</p>	<p>A by-law respecting outdoor election campaign signs on road allowances and other public property and to repeal By-law No. E.-160-161 being "A By-law respecting outdoor election campaign signs on road allowances and other public property". (26/20/CSC)</p>
<p>Bill No. 408 By-law No. PS-111-14132</p>	<p>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." (11/13/CWC)</p>

Bill No. 409 By-law No. PS-111-14133	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." (12/13/CWC)
Bill No. 410 By-law No. PS-111-14134	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." (12/13/CWC)
Bill No. 411 By-law No. S-1-14014	A by-law to amend By-law No. S.-1 being A By-law to provide for the regulation of Streets, for the purpose of regulating driveway width and access for residential properties in the City. (16/13/CWC)
Bill No. 412 By-law No. S.-5674-306	A by-law to repeal By-law No. S.-5673-278 entitled, "A by-law to permit Michael Peter Dymus and Jamie Sue Sherrell to maintain and use a boulevard parking area upon the road allowance for 941 Elias Street, City of London." (City Clerk)
Bill No. 413 By-law No. S.-5675-307	A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Sarnia Road, east of Hyde Park Road) (Chief Surveyor)
Bill No. 414 By-law No. S.-5676-308	A by-law to lay out, constitute, establish and assume certain reserves in the City of London as public highway. (as widening to Blackwell Boulevard, west of Pennyroyal Street). (Chief Surveyor)
Bill No. 415 By-law No. S.-5677-309	A by-law to lay out, constitute, establish and assume certain reserves in the City of London as public highway. (as widening to Blackacres Boulevard, at Freeport Street; as widening to Freeport Street, at Blackacres Boulevard; as widening to Tansbury Street, at Blackacres Boulevard; and as widening to Tribalwood Street, north of Blackacres Boulevard). (Chief Surveyor)
Bill No. 416 By-law No. W.-1778(a)-310	A by-law to amend By-law No. W.-1778-97 entitled "A by-law to authorize the Commissioners Road West widening from Wonderland Road South to Viscount Road. (Project No. TS1470)" (City Clerk)
Bill No. 417 By-law No. Z.-1-142329	A by-law to amend By-law No. Z.-1 to remove the holding provision from the zoning on lands located at 1571 Coronation Drive. (11/18/PEC-2005)
Bill No. 418 By-law No. Z.-1-142330	A by-law to amend By-law No. Z.-1 to remove the holding provision from the zoning on lands located at 122 Wortley Road. (3/15/PEC)
Bill No. 419 By-law No. Z.-1-142331	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 1800 Sumac Way. (4/15/PEC)
Bill No. 420 By-law No. Z.-1-142332	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 877 Medway Park Drive. (20/15/PEC)
Bill No. 421 By-law No. Z.-1-142333	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 1-34 Barberry Court, 35-48 Ivy Court, 49-81 Vinewood Court, 82-100 Primrose Court. (22/15/PEC)
Bill No. 422 By-law No. Z.-1-142334	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 931-1127 Southdale Road East and 551-605 Millbank Drive. (23/15/PEC)
Bill No. 423 By-law No. Z.-1-142335	A by-law to amend By-law No. Z.-1 to rezone an area of land located at the front portion of 940 and 956 Wharncliffe Road South. (24/15/PEC)

Bill No. 424 By-law No. Z.-1-142336	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 299 Tartan Drive. (26/15/PEC)
<b>(DELETED)</b> Bill No. 425 By-law No. Z.-1-14_____	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 164 Sherwood Forest Square. (27/15/PEC)
(ADDED) Bill No. 426 By-law No. A.-7172-311	A By-law to authorize an Agreement of Purchase and Sale between The Corporation of the City of London and Frank Fotia, for the acquisition of a 1.7 acre site municipally known as 1175, 1177, 1179, 1181 and 1183 Hamilton Road, for the City's Pottersburg Wastewater Treatment facility, and to authorize the Mayor and the City Clerk to execute the Agreement. (C1/20/CSC)
(ADDED) Bill No. 427 By-law No. A.-7173-312	A By-law to authorize an Agreement of Purchase and Sale between The Corporation of the City of London and 1640209 Ontario Limited (York Developments), for the disposal of the City owned property located on Highbury Avenue N, legally described as Part Block B, Plan 795, designated as Parcel 1 and 2 to be defined on a reference plan to be deposited in the City of London and to authorize the Mayor and the City Clerk to execute the Agreement. (C2/20/CSC)
(ADDED) Bill No. 428 By-law No. A.-7174-313	A By-law to authorize an Agreement of Purchase and Sale between The Corporation of the City of London and 1640209 Ontario Limited (York Developments), for the acquisition of a portion of Part Lot 72, Concession E.N.B.T.R, Township of Westminster, designated as Parcel 1, to be defined on a reference plan to be deposited in the City of London the property located on Savoy Street, and to authorize the Mayor and the City Clerk to execute the Agreement. (C2/20/CSC)
(ADDED) Bill No. 429 By-law No. A.-7175-314	A By-law to authorize an Agreement of Purchase and Sale between The Corporation of the City of London and the Thames Valley School Board, for the acquisition of property located at 723 Lorne Avenue, London, Ontario, and to authorize the Mayor and the City Clerk to execute the Agreement. (C1/21/CSC)
(ADDED) Bill No. 430 By-law No. A.-7176-315	A by-law to approve the Amending Agreement to the Agreement between The Corporation of the City of London and The Fanshawe College of Applied Arts and Technology and to authorize the Mayor and the City Clerk to execute the Amending Agreement. (25/20/CSC)

**XIV ADJOURNMENT**

Motion made by Councillor H.L. Usher and seconded by Councillor D. Brown to Adjourn.

Motion Passed

The meeting adjourned at 9:43 PM.

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J. Baechler, Mayor

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Catharine Saunders, City Clerk