



London
CANADA

COUNCIL MINUTES 6TH MEETING

February 9, 2015

The Council meets in Regular Session in the Council Chambers this day at 4:08 p.m.

PRESENT: Mayor M. Brown and Councillors M. van Holst, B. Armstrong, J. Helmer, M. Cassidy P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, and J. Zaifman and C. Saunders (City Clerk).

ALSO PRESENT: A. Zuidema, J.P. Barber, G. Belch, J. Braam, B. Coxhead, S. Datars Bere, K. Dawtrey, J.M. Fleming, N. Hall, M. Hayward, G. Kotsifas, G.T. Hopcroft, L. Livingstone, D. MacRae, B. Martinez, V. McAlea Major, D. O'Brien, R. Paynter, L.M. Rowe, S. Spring, K. Stewart and B. Westlake-Power.

At the beginning of the Meeting all Members are present, except Councillors M. Salih and T. Park.

I DISCLOSURES OF PECUNIARY INTEREST

Councillor J. Helmer discloses a pecuniary interest in clause 15 of the 3rd Report of the Civic Works Committee, having to do with the Canada Post Community Mailbox Program, by indicating that his wife is employed with Canada Post.

II REVIEW OF CONFIDENTIAL MATTERS TO BE CONSIDERED IN PUBLIC

None.

III ADDED REPORTS

10th Report of the Strategic Priorities and Policy Committee

6th Report of the Corporate Services Committee

IV RECOGNITIONS

1. His Worship the Mayor presents a cheque to Glen Pearson and Jane Roy of the London Food Bank and to Wayne Dunn, Chair of the Business Cares Food Drive, on behalf of the Corporations' Business Cares Food Drive 2014.

V COMMITTEE OF THE WHOLE, IN CAMERA

MOTION FOR IN CAMERA SESSION

Motion made by Councillor S. Turner and seconded by Councillor M. van Holst to Approve that Council rise and go into Committee of the Whole, in camera, for the purpose of considering the following:

- a) A matter pertaining to advice that is subject to solicitor-client privilege, including communications necessary for that purpose, with respect to North London Housing Concerns. (C1/4/PEC)
- b) (ADDED) A matter pertaining to labour relations, employee negotiations, personal matters about identifiable individuals, including current and former municipal employees, outstanding litigation affecting the municipality and advice that is subject to solicitor-client privilege, including communications necessary for that purpose and for the purpose of providing directions to officers and employees of the Corporation. (C-1/6/CSC)
- c) (ADDED) A matter pertaining to advice that is subject to solicitor-client privilege including communications necessary for that purpose, and for the purpose of

giving instructions and directions to the solicitors of the municipality in connection with such advice relating to appointments to the Western Fair Association. (C-2/6/CSC)

- d) (ADDED) A matter pertaining to advice that is subject to solicitor-client privilege, including communications necessary for that purpose with respect to Canada Post.
- e) (ADDED) A matter pertaining to advice that is subject to solicitor-client privilege, including communications necessary for that purpose with respect to a guideline document entitled "Our Move Forward" London's Downtown Plan".

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (12)

RECUSED: J. Helmer (1)

The Council rises and goes into Committee of the Whole at 4:18 PM, with Mayor M. Brown in the Chair and all Members present, except Councillors T. Park and M. Salih.

The Committee of the Whole rises at 6:05 PM and Council reconvenes at 6:09 PM, with all Members present except Councillors P. Hubert, T. Park and M. Salih.

VI CONFIRMATION AND SIGNING OF THE MINUTES OF THE FIFTH MEETING HELD ON JANUARY 27, 2015

Motion made by Councillor B. Armstrong and seconded by Councillor J. Helmer to Approve the Minutes of the Fifth Meeting held on January 27, 2015.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (12)

VII COMMUNICATIONS AND PETITIONS

Motion made by Councillor H.L. Usher and seconded by Councillor V. Ridley to Approve Receipt and Referral of the following communications, as noted on the public Agenda.

1. B. Brock, By E-mail - "Our Move Forward" London's Downtown Plan (O-8385) (Refer to the Planning and Environment Committee stage for consideration with clause 10 of the 4th Report of the Planning and Environment Committee.)
2. (ADDED) M. Campbell, Zelinka Priamo Ltd. - Commercial Boulevard Parking Application, 552 Colborne Street (Refer to the Civic Works Committee stage for consideration with clause 10 of the 3rd Report of the Civic Works Committee.)

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (12)

VIII MOTIONS OF WHICH NOTICE IS GIVEN

None.

IX REPORTS

Motion made by Councillor H.L. Usher and seconded by Councillor M. van Holst to Approve that pursuant to section 7.4 of the Council Procedure By-law, the order of business be changed to permit consideration clause 15, of the 3rd Report of the Civic Works Committee, at this time.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (12)

At 6:13 PM Councillor J. Helmer leaves the meeting.

At 6:13 PM Councillor P. Hubert enters the meeting.

3rd Report of the Civic Works Committee
Councillor Usher presents.

Motion made by Councillor H.L. Usher to Approve clause 15.

15. Canada Post Community Mailbox Program

Recommendation: That, subject to the advice of the City Solicitor, the following actions be taken with respect to Canada Post's Community Mailbox Program:

- a) the Civic Administration BE DIRECTED to undertake consultation with the City of Hamilton's Civic Administration and report back at a future meeting of the Civic Works Committee on the City of Hamilton's approach and response to this matter and provide clarification as to why the Civic Administration is recommending a different approach and response;
- b) the Civic Administration BE DIRECTED to investigate and report back at a future meeting of the Civic Works Committee on how other municipalities have approached this matter;
- a) the Civic Administration BE DIRECTED to make the necessary arrangements to hold a public meeting to provide a forum to ensure that the public has had an opportunity to comment on this matter; and,
- d) the Civic Administration BE DIRECTED to submit a letter to Canada Post requesting that the implementation of the Community Mail Box (CMB) Program and installation of the CMB's be deferred until such time as the report back noted in a) and b), above, and the public meeting noted in c), above, has been undertaken;

it being understood that if Canada Post pushes ahead with the implementation of the program while staff are preparing their report, staff will continue to ensure every effort is made to protect the best interests of the community based upon the consultation in c) above;

it being noted that the CWC received the following:

- a communication and the ~~attached~~ presentation from D. Heap, 85 Forward Ave, expressing concern with the lack of consultation by Canada Post and the inadequacy of compensation to local municipalities for the associated costs, and encouraging the City of London to look at all of the implications, both monetary and social;
- a communication and verbal presentation from Samuel E. Trosow, 43 Mayfair Drive, requesting additional public consultation; encouraging the City of London to look at all options available to it to manage the situation, including the long-term financial implications, in the best interests of the community; asking that the City of London review any other legislation that may strengthen its ability to address what he feels is downloading from the federal level to already hard-pressed municipalities; and,
- a communication dated January 15, 2015, from D. Lemelin, National President, Canadian Union of Postal Workers, requesting support for continued door-to-door service. (2015 - D19)

Motion made by Councillor H.L. Usher and seconded by Councillor P. Hubert to Approve that clause 15 be amended by deleting the clause in its entirety and by replacing it with the following new clause:

"15. That, the following actions be taken with respect to Canada Post's Community Mailbox Program:

- a) the Civic Administration BE DIRECTED to investigate and report back at the March 3,

2015 Civic Works Committee meeting on how other municipalities have approached this matter; and,

- b) the Civic Administration BE DIRECTED to submit a letter to Canada Post requesting that Canada Post undertake an enhanced public consultation process prior to the implementation of the Community Mail Box (CMB) Program and the installation of the CMB's and inform the Municipality as to the results of that consultation;

it being understood that if Canada Post pushes ahead with the implementation of the program while staff are preparing their report, staff will continue to ensure every effort is made to protect the best interests of the community;

it being noted that the CWC received the following:

- a communication and the ~~attached~~ presentation from D. Heap, 85 Forward Ave, expressing concern with the lack of consultation by Canada Post and the inadequacy of compensation to local municipalities for the associated costs, and encouraging the City of London to look at all of the implications, both monetary and social;
- a communication and verbal presentation from Samuel E. Trosow, 43 Mayfair Drive, requesting additional public consultation; encouraging the City of London to look at all options available to it to manage the situation, including the long-term financial implications, in the best interests of the community; asking that the City of London review any other legislation that may strengthen its ability to address what he feels is downloading from the federal level to already hard-pressed municipalities; and,
- a communication dated January 15, 2015, from D. Lemelin, National President, Canadian Union of Postal Workers, requesting support for continued door-to-door service. (2015 - D19)

Motion Passed

YEAS: M. Brown, M. van Holst, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, S. Turner, H.L. Usher, J. Zaifman (10)

NAYS: B. Armstrong, V. Ridley (2)

Motion made by Councillor H.L. Usher and seconded by Councillor S. Turner to Approve clause 15, as amended.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (12)

Clause 15, as amended, reads as follows:

That, the following actions be taken with respect to Canada Post's Community Mailbox Program:

- a) the Civic Administration BE DIRECTED to investigate and report back at the March 3, 2015 Civic Works Committee meeting on how other municipalities have approached this matter; and,
- b) the Civic Administration BE DIRECTED to submit a letter to Canada Post requesting that Canada Post undertake an enhanced public consultation process prior to the implementation of the Community Mail Box (CMB) Program and the installation of the CMB's and inform the Municipality as to the results of that consultation;

it being understood that if Canada Post pushes ahead with the implementation of the program while staff are preparing their report, staff will continue to ensure every effort is made to protect the best interests of the community;

it being noted that the CWC received the following:

- a communication and the ~~attached~~ presentation from D. Heap, 85 Forward Ave, expressing concern with the lack of consultation by Canada Post and the inadequacy of

compensation to local municipalities for the associated costs, and encouraging the City of London to look at all of the implications, both monetary and social;

- a communication and verbal presentation from Samuel E. Trosow, 43 Mayfair Drive, requesting additional public consultation; encouraging the City of London to look at all options available to it to manage the situation, including the long-term financial implications, in the best interests of the community; asking that the City of London review any other legislation that may strengthen its ability to address what he feels is downloading from the federal level to already hard-pressed municipalities; and,
- a communication dated January 15, 2015, from D. Lemelin, National President, Canadian Union of Postal Workers, requesting support for continued door-to-door service. (2015 - D19)

Motion made by Councillor B. Armstrong and seconded by Councillor J. Zaifman to recess.

Motion Passed

The Council recesses at 6:40 PM and reconvenes at 7:15 PM, with Mayor M. Brown in the Chair and all Members present, except Councillors M. van Holst, T. Park and M. Salih.

At 7:16 PM, Councillor M. van Holst enters the meeting.

5th Report of the Corporate Services Committee
Councillor M. Cassidy presents.

Motion made by Councillor M. Cassidy to Approve clauses 1 to 6, inclusive.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. City of London Days at Budweiser Gardens - Thames Valley District School Board

That, on the recommendation of the City Clerk and in accordance Council Policy 3(8) – City of London Days at Budweiser Gardens, the request from the Thames Valley District School Board to host “Variety Is ...”, a concert to celebrate the musical accomplishments of over 1,000 Thames Valley secondary school students and teachers with music from concert bands, stage bands, string groups, guitar ensembles, and choirs, on Thursday, April 30, 2015 BE APPROVED as a City of London Day at Budweiser Gardens.

3. City of London days at Budweiser Garden - United Way London & Middlesex

That, on the recommendation of the City Clerk, notwithstanding Council Policy 3(8) – City of London Days at Budweiser Gardens which restricts a group from having more than two event days over a five-year consecutive period, the request from the United Way Campaign to host the annual United Way Campaign Launch & 3M Harvest Lunch on September 17, 2015 BE APPROVED as a City of London Day at the Budweiser Gardens; it being noted that only three other requests have been received for 2015.

4. Council Policy Changes

That the following actions be taken with respect to making refreshments available to the public during Council and Committee meetings:

- a) the City Clerk BE DIRECTED to make arrangements to implement a pilot project to permit food and drink in the Gallery during meetings, including appropriate signage;
- b) vending machines BE MADE available for access by the public in a public area of City Hall; and
- c) steps BE TAKEN to identify a dinner break on the Council and Committee agendas, where applicable.

5. General Orientation - Key Committee Matters

That the orientation presentations from the City Manager and the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, regarding their respective areas of operation, BE RECEIVED for information.

6. Standing Committee Membership - Federation of Canadian Municipalities

That Councillor M. Cassidy BE AUTHORIZED to attend the FCM Board of Directors Meeting to be held in Burnaby, B.C. from March 3 to 6, 2015 and to attend the FCM Annual Conference and AGM to be held in Edmonton, AB from June 5 to 8, 2015; and that she BE REIMBURSED for her associated expenses outside of her annual expense allocation, in accordance with Council's Travel & Expense Policy.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (13)

3rd Report of the Civic Works Committee (continued)
Councillor H.L. Usher presents.

Motion made by Councillor H.L. Usher to Approve clauses 1 to 14, excluding clauses 10 and 11.

1. Disclosure of Pecuniary Interest

Recommendation: That it BE NOTED that Councillor J. Helmer declared a pecuniary interest in clause 15 of this Report, having to do with the Canada Post Community Mailbox Program, by indicating that his wife is employed with Canada Post

2. 2nd Report of the Cycling Advisory Committee

Recommendation: That the 2nd Report of the Cycling Advisory Committee, from its meeting held on January 21, 2015, BE RECEIVED.

3. Southwest Area Trunk Sanitary Sewer Detailed Design - Appointment of Consulting Engineer: Phase 2 - Campbell Street (Hamlyn Street to Lambeth Optimist Park)

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the follow actions be taken with respect to the Phase 2 Southwest Area Trunk Sanitary Sewer Detailed Design (ES5260):

- a) the engineering fees for AECOM Canada Limited BE INCREASED by \$167,523.00, in accordance with the fee estimate on file, to an upset limit of \$567,449.00, including contingency, excluding H.S.T., based upon the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional Engineers; and in accordance with Section 15.2 (g) of the 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 February 3, 2015;
- 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. (2015-A05)

4. Preliminary Concept for a London Waste to Resources Innovation Centre

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, with the support of the Director, Environment, Fleet and Solid Waste, the following actions be taken with respect to solid waste services:

- a) the concept of a London Waste to Resources Innovation Centre BE APPROVED IN PRINCIPLE; it being noted that the Centre would build upon the numerous innovative activities that have already occurred to date and are being planned for 2015 and 2016;
- b) the Civic Administration BE DIRECTED to:
 - i) identify potential partners, projects, resource requirements and funders;
 - ii) obtain initial feedback from potential partners; and,
 - iii) develop a scope of work for the London Waste to Resources Innovation Centre concept; and,
- c) the Civic Administration BE DIRECTED to report back with a proposed scope of work and funding plan for the London Waste to Resources Innovation Centre. (2015-E07)

5. Memorandum of Understanding with Green Shields Energy (Examining the Role of Waste Conservation Technology)

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, with the support of the Director, Environment, Fleet and Solid Waste, the proposed by-law, appended to the staff report dated February 3, 2015, BE INTRODUCED at the Municipal Council meeting to be held on February 9, 2015 to:

- a) authorize and approve a Memorandum of Understanding with Green Shields Energy with respect to advancing our joint waste conversion, resource and energy recovery objectives with the mutual understanding that the combined expertise, influence and commitment are better applied together to support common goals ~~attached~~ as Schedule "A" to the by-law; and,
- b) authorize the Mayor and the City Clerk to execute the Memorandum of Understanding authorized and approved in a), above. (2015-E07)

6. 2014 Drinking Water Annual Report and Summary Report for the City of London Distribution Centre

Recommendation: That, on the recommendation of the Director, Water and Wastewater, the 2014 Drinking Water Annual Report and Summary Report for the City of London Distribution System BE RECEIVED for information; it being noted that the Civic Works Committee received the ~~attached~~ presentation from J. Lucas, Director Water, Wastewater Treatment, with respect to this matter. (2015-E13)

7. Ministry of the Environment and Climate Change Inspection Report for the City of London Water Distribution System 2014

Recommendation: That, on the recommendation of the Director, Water and Wastewater, the 2014 Ministry of the Environment and Climate Change Inspection Report for the City of London Water Distribution System BE RECEIVED for information. (2015-E13)

8. Roadway Winter Maintenance Program

Recommendation: That the following actions be taken with respect to the roadway winter maintenance program:

- a) the Civic Administration BE REQUESTED to report back at a future meeting of the Civic Works Committee providing options as to how to address the concerns with respect to the current snow clearing practices that do not provide for the clearing of parking bays; and,

- b) the staff report dated February 3, 2015, from the Director, Roads and Transportation, providing an overview on the roadway winter maintenance program, BE RECEIVED for information. (2015-T06)

9. Beaverbrook Avenue and Proudfoot Lane Safety Concerns

Recommendation: That, on the recommendation of the Director, Roads and Transportation, the staff report dated February 3, 2015, with respect to safety improvements at the curve on Beaverbrook Avenue and Proudfoot Lane, BE RECEIVED for information. (2015-T05)

12. Environmental Assessments - An Overview for Civic Works Committee

Recommendation: That the ~~attached~~ presentation by the Manager, Transportation Planning and Design and the Director, Environment, Fleet and Solid Waste, with respect to Environmental Assessment processes, BE RECEIVED for information.

13. Proposed Amendments to By-law W-8 - A By-law for the Regulation of Water Supply as it relates to use of water restrictions for the months of June, July and August

Recommendation: That the Civic Administration BE REQUESTED to review and report back in the Spring of 2015 Bylaw W-8, Regulation of Water Supply, to provide for flexibility in the current watering restrictions during the months of June, July and August, in order to permit the public to respond to drought periods and other individual circumstances where outside watering may be required. (2015 - E13/C01)

14. Update to City of London Entrance Signs

Recommendation: That the Civic Administration BE REQUESTED to replace the City's entrance signs with new signs providing current population information.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (13)

Motion made by Councillor H.L. Usher to Approve clause 10.

10. Commercial Boulevard Parking Application, 552 Colborne Street

Recommendation: That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the application made by Zelinka Priamo Ltd., on behalf of Dan Bursic, for commercial boulevard parking at 552 Colborne Street:

- a) a commercial boulevard parking agreement BE APPROVED for 552 Colborne Street in order to allow two parking spaces; and,
- b) the request for a third parking space BE DENIED for the following reasons:
 - i) the third parking space is not functional for larger vehicles without the removal of a City boulevard tree;
 - ii) three parking spaces would encompass almost the entire lot frontage and front yard parking is not supported by the West Woodfield Heritage Conservation Plan policies unless no other alternatives exist; and,
 - iii) approval of a wide front yard parking area in the requested location may establish a precedent for more requests for similar front yard/boulevard parking in the area;

it being noted that provision of two boulevard parking spaces is consistent with the Committee of Adjustment decision for a Minor Variance when the parking was first proposed to be located partially on private property;

it being further noted that the Civic Works Committee received the ~~attached~~ presentation from D. MacRae, Transportation Planning, with respect to this matter;

it being pointed out that at the public participation meeting associated with this matter, the ~~attached~~ presentation from M. Campbell, Zelinka Priamo Ltd., was received. (2015-D17)

Motion made by Councillor H.L. Usher and seconded by Councillor S. Turner to Approve That clause 10 be amended by deleting the clause in its entirety and by replacing it with the following new clause 10:

“That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the appeal of the decision of the Civic Administration with respect to an application for commercial boulevard parking at 552 Colbourne Street, submitted on November 7, 2014 by Zelinka Priamo Ltd., on behalf of Dan Bursic:

- a) that appeal BE ALLOWED IN PART to grant the approval of two commercial boulevard parking spaces for 552 Colborne Street subject to the following conditions:
 - i) the two boulevard parking spaces BE CONSTRUCTED in accordance with the Committee of Adjustment Minor Variance decision, dated September 22, 2014 and the final approval of the City Engineer; and,
 - ii) the appellant BE REQUIRED to enter into a Boulevard Parking Agreement with The Corporation of the City of London;
- b) the request for a third parking space BE DENIED for the following reasons:
 - i) the third parking space is not functional for larger vehicles without the removal of a City boulevard tree;
 - ii) three parking spaces would encompass almost the entire lot frontage and front yard parking is not supported by the West Woodfield Heritage Conservation Plan policies unless no other alternatives exist; and,
 - iii) approval of a wide front yard parking area in the requested location may establish a precedent for more requests for similar front yard/boulevard parking in the area;
 - iv) provision of two boulevard parking spaces is consistent with the Committee of Adjustment decision for a Minor Variance when the parking was first proposed to be located partially on private property;

it noted that the Civic Works Committee received the ~~attached~~ presentation from D. MacRae, Transportation Planning, with respect to this matter;

it being pointed out that at the public participation meeting associated with this matter, the ~~attached~~ presentation from M. Campbell, Zelinka Priamo Ltd., was received. (2015-D17)”

Motion Passed

YEAS: M. Brown, B. Armstrong, J. Helmer, P. Squire, J. Morgan, P. Hubert, A. Hopkins, S. Turner, H.L. Usher (9)

NAYS: M. van Holst, M. Cassidy, V. Ridley, J. Zaifman (4)

Motion made by Councillor H.L. Usher and seconded by Councillor B. Armstrong to Approve clause 10, as amended.

Motion Passed

YEAS: M. Brown, B. Armstrong, J. Helmer, P. Squire, J. Morgan, P. Hubert, A. Hopkins, S. Turner, H.L. Usher (9)

NAYS: M. van Holst, M. Cassidy, V. Ridley, J. Zaifman (4)

Clause 10, as amended, reads as follows:

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

decision of the Civic Administration with respect to an application for commercial boulevard parking at 552 Colbourne Street, submitted on November 7, 2014 by Zelinka Priamo Ltd., on behalf of Dan Bursic:

- a) that appeal BE ALLOWED IN PART to grant the approval of two commercial boulevard parking spaces for 552 Colborne Street subject to the following conditions:
 - i) the two boulevard parking spaces BE CONSTRUCTED in accordance with the Committee of Adjustment Minor Variance decision, dated September 22, 2014 and the final approval of the City Engineer; and,
 - ii) the appellant BE REQUIRED to enter into a Boulevard Parking Agreement with The Corporation of the City of London;
- b) the request for a third parking space BE DENIED for the following reasons:
 - i) the third parking space is not functional for larger vehicles without the removal of a City boulevard tree;
 - ii) three parking spaces would encompass almost the entire lot frontage and front yard parking is not supported by the West Woodfield Heritage Conservation Plan policies unless no other alternatives exist; and,
 - iii) approval of a wide front yard parking area in the requested location may establish a precedent for more requests for similar front yard/boulevard parking in the area;
 - iv) provision of two boulevard parking spaces is consistent with the Committee of Adjustment decision for a Minor Variance when the parking was first proposed to be located partially on private property;

it noted that the Civic Works Committee received the ~~attached~~ presentation from D. MacRae, Transportation Planning, with respect to this matter;

it being pointed out that at the public participation meeting associated with this matter, the ~~attached~~ presentation from M. Campbell, Zelinka Priamo Ltd., was received. (2015-D17)

Motion made by Councillor H.L. Usher to Approve clause 11.

11. Dundas Place - Dundas Flexible Street Scoping Study

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer and the Managing Director, Planning and City Planner, the following actions be taken with respect to creating Dundas Place:

- a) the Dundas Flexible Street Scoping Study BE APPROVED as the basis for implementation of the project;
- b) the staff report dated February 3, 2015, BE RECEIVED for information in support of the identified 2015 Capital budget item for the project; and,
- c) the City Treasurer BE REQUESTED to report back with a potential source of financing for the \$1.3 M required for the EA as part of the 2015 budget process;

it being noted that the CWC received the ~~attached~~ presentation from the Managing Director, Planning and City Planner and the Director, Roads and Transportation, and a communication dated January 28, 2015, from J. MacDonald, CEO and General Manager, Downtown London, with respect to this matter. (2015-D08)

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (13)

4th Report of the Planning and Environment Committee
Councillor P. Hubert presents.

Motion made by Councillor P. Hubert to Approve clauses 1 to 16, excluding clauses 9, 10 and

15

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. 2nd Report of the Environmental and Ecological Planning Advisory Committee

That, the 2nd Report of the Environmental and Ecological Planning Advisory Committee from its meeting held on January 15, 2015, BE RECEIVED.

3. Properties located at 3550 and 3590 Singleton Avenue (H-8322)

That, on the recommendation of the Planner II, Development Services, based on the application of Nu Age Homes Inc., c/o Land Development Solutions Engineering Inc., relating to the properties located at 3550 and 3590 Singleton Avenue, the proposed by-law, as appended to the staff report dated February 2, 2015, BE INTRODUCED at the Municipal Council meeting to be held on February 9, 2015, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of the subject lands FROM a Holding Residential R5/R6 (h•h-54•h-71•h-100•h-134•R5-4/R6-5) Zone TO a Holding Residential R5/R6 (h-134•R5-4/R6-5) Zone to remove the “h”, “h-54”, “h-71” and “h-100” holding provisions. (2015-D09)

4. Development Charges Grant Program for Downtown and Old East Village Community Improvement Plan (CIP) Areas

That, on the recommendation of the Managing Director, Planning and City Planner and the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the following actions be taken with respect to the Development Charges Grant Program for the Downtown and the Old East Village Community Improvement Plan areas:

- a) the Program Guidelines, as appended to the staff report dated February 2, 2015, BE CIRCULATED for public review and comment;
- b) a public participation meeting BE SCHEDULED at the Planning and Environment Committee meeting to be held on March 2, 2015 to consider proposed program guidelines related to a Development Charges Program for the Downtown and Old East Village Community Improvement Areas, as appended to the staff report dated February 2, 2015, as Appendix “B”; and,
- c) the Civic Administration BE DIRECTED to report the results of the March 2, 2015 public participation meeting, as directed in part b), above, and the final proposed program guidelines at a future Planning and Environment Committee meeting; it being noted that the program guidelines provide for the following:
 - i) the program is slated to expire on August 4, 2019 consistent with its status under the Development Charges By-law;
 - ii) the program will be reviewed by the Municipal Council at least two (2) years prior to the August 4, 2019 expiry date;
 - iii) the proposed CIP program guidelines being tabled provides no substantive differences from the existing program; and,
 - iv) the approval of the CIP program facilitates the transfer of the program from the Development Charges By-law to the CIP program, in accordance with the previous Municipal Council direction; and,
- d) the Civic Administration BE DIRECTED to monitor development proposals and Development Charge Grants issued for the Downtown and the Old East Village and to report back, at a future meeting of the Planning and Environment Committee, the findings of the monitoring program, including potential recommendations for changes to the Grant program parameters. (2014-F11A/F21)

5. Proposed Amendments to the Site Plan By-law

That, on the recommendation of the Manager of Development Services and Engineering Liaison, the proposed changes to Schedule 1 of Site Plan Control Area By-law C.P.-1455-541, as appended to the staff report dated February 2, 2015, BE INTRODUCED at the Municipal Council meeting to be held on February 9, 2015, 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 this matter. (2015-C01)

6. Property located at 1671 Fanshawe Park Road West (TZ-8438)

That, on the recommendation of the Managing Director, Planning and City Planner, based on the application by Organic Choice Bagging Company, relating to the property located at 1671 Fanshawe Park Road West, the proposed by-law, as appended to the staff report dated February 2, 2015, BE INTRODUCED at the Municipal Council meeting to be held on February 9, 2015, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), by:

- a) DELETING Section 50.2 Temporary Use T-58 in its entirety; and,
- b) REPLACING Section 50.2 Temporary Use T-58 to allow for a temporary outdoor self-storage establishment for a time period of no more than three years from the date of passing of the by-law;

it being noted that the net effect of the proposed by-law is to extend the existing temporary use and to remove the requirement for a permanent self-storage facility on the front portion of the subject lands;

it being pointed out that at the public participation meeting associated with this matter, the individual indicated on the ~~attached~~ public participation meeting record made an oral submission in connection therewith. (2015-D09)

7. Properties located at 2155 and 2253 Richmond Street (Z-8440)

That, on the recommendation of the Senior Planner, Development Services, the following actions be taken with respect to the application of Auburn Development Inc., relating to a portion of the properties located at 2155 and 2253 Richmond Street, (draft plan 39T-04513), the proposed by-law, as appended to the staff report dated February 2, 2015, BE INTRODUCED at the Municipal Council meeting to be held on February 9, 2015, 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 Residential R1 (h*h-100*h-114*R1-4) Zone, a Holding Residential R1 (h*h-100*R1-4) Zone and a Residential R1 (R1-4) Zone, which permits single detached dwellings on lots with a minimum lot frontage of 12 metres, minimum lot area of 360 square metres and maximum height of 9 metres TO a Holding Residential R1 (h*h-100*h-114*R1-5) Zone, a Holding Residential R1 (h*h-100*R1-5) Zone and a Residential R1 (R1-5) Zone, which permits single detached dwellings on lots with a minimum lot frontage of 12 metres, a minimum lot area of 415 square metres and a maximum height of 10.5 metres;

it being pointed out that at the public participation meeting associated with this matter, the individual indicated on the ~~attached~~ public participation meeting record made an oral submission in connection therewith. (2015-D09)

8. 2nd Report of the London Advisory Committee on Heritage

That, the following actions be taken with respect to the 2nd Report of the London Advisory Committee on Heritage, from its meeting held on January 14, 2015:

- a) the following actions be taken with respect to the London Advisory Committee on Heritage (LACH) Terms of Reference:
 - i) the Municipal Council BE ADVISED that the LACH supports the proposed amendments to its Terms of Reference, as per the revised red-lined document, as appended to the 2nd Report of the LACH;
 - ii) the City Clerk BE DIRECTED to amend the LACH Terms of Reference in accordance with part i), above; and,
 - iii) the staff report, dated January 14, 2015, from the Managing Director, Planning and City Planner, with respect to this matter, BE RECEIVED;
- b) clauses 1 to 6 and 8, 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.

11. 2nd Report of the Advisory Committee on the Environment

That, the following actions be taken with respect to the 2nd Report of the Advisory Committee on the Environment, from its meeting held on January 13, 2015:

- a) the following actions be taken with respect to reducing pesticide use and protecting pollinator health:
 - i) the recommendation for G. Sass, Advisory Committee on the Environment (ACE), to make a submission, on behalf of the ACE, with respect to Province of Ontario's Pollinator Health Discussion Paper on reducing pesticide use and protecting pollinator health, BE REFERRED to the Civic Administration to report back at the February 17, 2015 Planning and Environment Committee meeting; and,
 - ii) it BE NOTED that the ACE reviewed and received the staff report dated July 20, 2009, from J. Stanford, Director, Environment Programs and Solid Waste, with respect to an update on the Boulevard Naturalization Policy;
- b) clauses 1 to 5 and 7 to 9, BE RECEIVED;

it being noted that the Planning and Environment Committee heard a verbal presentation from D. Szoller, Chair, ACE, with respect to these matters.

12. General Orientation - Key Committee Matters - Development Services

That, the orientation presentation from the Manager, Development Services and Engineering Liaison, BE RECEIVED.

13. General Orientation - Key Committee Matters - Planning

That, the ~~attached~~ orientation presentation from the Manager, Long Range Planning and Research, BE RECEIVED.

14. Old East Village Community Incentive Plan's Tax Grant Program

That, notwithstanding the Old East Village Community Improvement Plan Tax Grant Program, the request for an exemption to the Program Incentive Guidelines by Dr. N. Hogg, Hogg Oral and Maxillofacial Surgeon, BE APPROVED by the Municipal Council as an exception; it being noted that Dr. N. Hogg has appealed his property tax assessment to the Municipal Property Assessment Corporation and, subject to the eligibility criteria of the Program, his application will be held in abeyance until the appeal is resolved;

it being noted that the Planning and Environment Committee reviewed and received the following communications, with respect to this matter:

- a communication, dated January 15, 2015, from Dr. N. Hogg, Hogg Oral and Maxillofacial Surgeon; and,
- a communication, dated January 20, 2015, from S. Merritt, Manager, Old East Village BIA. (2015-F11A)

16. Hamilton Road Area Community Improvement Plan

That, the communication from Councillor M. Van Holst, with respect to the request for a Community Improvement Plan for the Hamilton Road area, BE REFERRED to the Civic Administration for incorporation into the Planning Departments Work Plan and Budget and to report back at a future Planning and Environment Committee meeting. (2015-D19)

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (13)

Motion made by Councillor P. Hubert to Approve clause 9.

9. Boulevard Tree Protection By-law Revision

That, the following actions be taken with respect to the proposed amendments to Boulevard Tree Protection By-law P.-69:

- a) the proposed amendments to Boulevard Tree Protection By-law P.-69 BE REFERRED back to the Civic Administration for consideration of the comments made at the public participation meeting held with respect to this matter and to report back at a future meeting of the Planning and Environment Committee; it being noted that the Planning and Environment Committee reviewed and received a report from the Managing Director, Planning and City Planner, with respect to this matter; and,
- b) 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 a public participation meeting has been held with respect to this matter;

it being pointed out that at the public participation meeting associated with this matter, the individuals indicated on the ~~attached~~ public participation meeting record made oral submissions in connection therewith. (2015-E04)

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (13)

Motion made by Councillor P. Hubert to Approve clause 10.

10. "Our Move Forward" London's Downtown Plan (O-8385)

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken with respect to Our Move Forward: London's Downtown Plan:

- a) Our Move Forward: London's Downtown Plan BE ADOPTED as a Guideline Document pursuant to section 19.2.2 of the Official Plan as Municipal Council's strategy for future public and private investment in London's Downtown; and,
- b) the proposed by-law, as appended to the staff report dated February 2, 2015, BE INTRODUCED at the Municipal Council meeting to be held on February 9, 2015, to amend section 19.2.2 ii) of the Official Plan to add the Our Move Forward: London's Downtown Plan to the list of guideline documents;

it being noted that the Planning and Environment Committee reviewed and received a communication, dated January 28, 2015, from J. MacDonald, CEO and General Manager, Downtown London, with respect to this matter;

it being pointed out that at the public participation meeting associated with this matter, the individuals indicated on the ~~attached~~ public participation meeting record made oral submissions in connection therewith. (2015-D08)

Motion made by Councillor P. Hubert and seconded by Councillor H.L. Usher to Approve referral of the "Our Move Forward" London's Downtown Plan back to staff to undertake wording and graphics refinements.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, H.L. Usher, J. Zaifman (11)

NAYS: J. Helmer, S. Turner (2)

15. North London Housing Concerns

That, on the recommendation of the Managing Director, Planning and City Planner, the following actions be taken with respect to housing concerns in North London:

- a) the Managing Director, Planning and City Planner's report, dated February 2, 2015, BE RECEIVED; and,

- b) the Civic Administration BE DIRECTED to prepare a Terms of Reference, in consultation with community stakeholders, for a review of the Great Near Campus Neighbourhood Strategy, focusing on the identification of next steps and actions to implement the Strategy and the successes and challenges in the Near Campus Neighbourhoods area;

it being noted that the Planning and Environment Committee received the ~~attached~~ presentation and heard a verbal delegation from P. Beechey, 1033 Waterloo Street, with respect to these matters. (2015-D08)

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (13)

10th Report of the Strategic Priorities and Policy Committee
Councillor J. Morgan presents.

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

1. Disclosures of Pecuniary Interest

That the following disclosures of pecuniary interest BE NOTED:

- a) Councillor A. Hopkins disclosed a pecuniary interest in clause C-1 of this Report having to do with a matter pertaining to labour relations and employee negotiations with respect to employment-related matters, advice or recommendations of officers and employees of the Corporation, litigation or potential litigation, advice subject to solicitor-client privilege, including communications for those purposes as it relates to the Corporation's associations and unions, as her son is employed by The Corporation of the City of London.
- b) Councillor J. Morgan discloses a pecuniary interest in clause 2 of this Report, specifically as it relates to building working relationships with community partners, as his employment requires that he specifically manage some partnerships with some municipalities.

2. Strategic Plan - Discussion of Strategy

That the following actions be taken with respect to the Municipal Council's draft Strategic Plan for 2015 – 2019:

- a) the updated staff report dated February 6, 2015, summarizing public feedback regarding the Municipal Council's draft Strategic Plan for 2015 – 2019, BE RECEIVED for information;
- b) the Committee Secretary BE DIRECTED to work with the Chair to identify and arrange a suitable meeting time for the Strategic Priorities and Policy Committee (SPPC) to discuss and further refine a draft Vision Statement; and,
- c) the Civic Administration BE DIRECTED to report back at the SPPC meeting to be held on February 23, 2015, with a revised draft Strategic Plan that reflects the ~~attached~~ considerations, as well as the draft Vision Statement arising from the discussions noted in b), above.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (13)

6th Report of the Corporate Services Committee
Councillor M. Cassidy presents.

1. Disclosures of Pecuniary Interest

Recommendation: That it BE NOTED that no pecuniary interests were disclosed.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (13)

4th Report of the Committee of the Whole

PRESENT: Mayor M. Brown and Councillors M. van Holst, B. Armstrong, J. Helmer, M. Cassidy P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, and J. Zaifman and C. Saunders (City Clerk).

ALSO PRESENT: A. Zuidema, J.P. Barber, G. Belch, J. Braam, K. Dawtrey, J.M. Fleming, N. Hall, M. Hayward, G. Kotsifas, D. MacRae, V. McAlea Major and L.M. Rowe.

Motion made by Councillor V. Ridley to Approve progress on all matters considered in closed session.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (13)

X DEFERRED MATTERS

None.

XI ENQUIRIES

None.

XII EMERGENT MOTIONS

None.

XIII BY-LAWS

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

Motion made by Councillor J. Zaifman and seconded by Councillor S. Turner to Approve Introduction and First Reading of Bill No.s 66 to 81, excluding Bill No. 70.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (13)

Motion made by Councillor J. Helmer and seconded by Councillor H.L. Usher to Approve Second Reading of Bill No.s 66 to 81, excluding Bill No. 70.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (13)

Motion made by Councillor B. Armstrong and seconded by Councillor S. Turner to Approve Third Reading and Enactment of Bill No.s 66 to 81, excluding Bill No. 70.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, J. Zaifman (13)

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

Bill No. 66 By-law No. A.-7223-54	A by-law to confirm the proceedings of the Council Meeting held on the 9 th day of February, 2015. (City Clerk)
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Bill No. 67 By-law No. A.-7224-55	A by-law to authorize and approve a Memorandum of Understanding between Green Shields Energy and The Corporation of the City of London and to authorize the Mayor and the City Clerk to execute the Memorandum of Understanding. (5/3/CWC)
Bill No. 68 By-law No. A.-5895(h)-56	A by-law to amend By-law No. A.-5895-232 entitled, "A by-law to appoint Property Standards Officers." (Chief Municipal Law Enforcement Officer)
Bill No. 69 By-law No. A.-5896(x)-57	A by-law to amend By-law No. A.-5896-233 entitled, "A by-law to appoint Municipal Law Enforcement Officers for the purpose of enforcing the by-laws of The Corporation of the City of London." (Chief Municipal Law Enforcement Officer)
Bill No. 70 By-law No. C.P.-1284(_)- _____	A by-law to amend the Official Plan for the City of London, 1989 relating to the Our Move Forward: London's Downtown Plan. (10/4/PEC)
REFERRED BACK	
Bill No. 71 By-law No. C.P.-1455(m)-58	A by-law to amend By-law C.P.-1455-541 entitled, "A By-law to designate site plan control area and delegate Council's power under Section 41 of the Planning Act" (5/4/PEC)
Bill No. 72 By-law No. C.P.-1500-59	A by-law to exempt from Part Lot Control, lands located on the north side of Silverfox Crescent, at Denview Avenue, legally described as part of Block 81 in Registered Plan 33M-622, more particularly described as Parts 1-15 in Plan 33R19087 in the City of London and County of Middlesex. (5/12/PEC-2014)
Bill No. 73 By-law No. C.P.-1501-60	A by-law to exempt from Part Lot Control, lands located on the south side of Silverfox Crescent, at Denview Avenue, legally described as part of Block 77 in Registered Plan 33M-622, more particularly described as Parts 1-15 in Plan 33R19086 in the City of London and County of Middlesex. (5/12/PEC-2014)
Bill No. 74 By-law No. S.-5713-61	A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Commissioners Road West) (purposes for the Commissioners Road West Reconstruction Project) (Chief Surveyor)
Bill No. 75 By-law No. S.-5714-62	A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Sunningdale Road West and Wonderland Road North) (for the Sunningdale Road intersection roundabout project) (Chief Surveyor)
Bill No. 76 By-law No. S.-5715-63	A by-law to assume certain works and services in the City of London. (Talbot Village – Phase 2; 33M-624) (City Engineer)
Bill No. 77 By-law No. W.-5577-64	A by-law to authorize the Western Road and Philip Aziz Avenue Improvements. (Project No. TS1136) (6/2/CWC)
Bill No. 78 By-law No. W.-1861(b)-65	A By-law to amend by-law No. W.-1861-216 entitled, "A by-law to authorize the Burbrook Trunk Storm Sewer Phase IV. (Project No. ES3054)" (3/2/CWC)
Bill No. 79 By-law No. Z.-1-152376	A by-law to amend By-law No. Z.-1 to remove the holding provisions from the zoning on lands located at 3550 & 3590 Singleton Avenue. (3/4/PEC)
Bill No. 80 By-law No. Z.-1-152377	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 1671 Fanshawe Park Road West. (6/4/PEC)
Bill No. 81 By-law No. Z.-1-152378	A by-law to amend By-law No. Z.-1 to rezone an area of land located at 2155 and 2253 Richmond Street (draft plan 39T-04513) (7/4/PEC)

XIV ADJOURNMENT

Motion made by Councillor J. Helmer and seconded by Councillor V. Ridley to Adjourn.

Motion Passed

The meeting adjourned at 8:21 PM.

Matt Brown, Mayor

Catharine Saunders, City Clerk