



London
C A N A D A

COUNCIL MINUTES FOURTH MEETING

February 13, 2018

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

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

ABSENT: Councillor S. Turner.

ALSO PRESENT: M. Hayward, A.L. Barbon, B. Card, B. Coxhead, S. Datars Bere, C. Dawidenko, J. Farmer-Bosma, J.M. Fleming, T. Gaffney, G. Kotsifas, L. Livingstone, D. MacRae, P. McKague, D. O'Brien, A. Patis, M. Ribera, L. Rowe, K. Scherr, E. Skalski, J. Smout, E. Soldo, S. Stafford, B. Warner and B. Westlake-Power.

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

I DISCLOSURES OF PECUNIARY INTEREST

Councillor J. Zaifman discloses a pecuniary interest in clause 7 of the 3rd Report of the Civic Works Committee, having to do with the consultant assignment for the Southeast Pressure Zone Development construction administration, by indicating that lands owned by his family are impacted by the project.

II RECOGNITIONS

1. His Worship the Mayor presents a cheque, on behalf of the City of London, to the United Way London Middlesex for the 2017 United Way Campaign and recognizes City employees for their fundraising efforts.
2. His Worship the Mayor presents a cheque, on behalf of the City of London, to the London Food Bank on behalf of the Corporations' Business Cares Food Drive 2017 and recognizes City employees for their fundraising efforts.

III REVIEW OF CONFIDENTIAL MATTERS TO BE CONSIDERED IN PUBLIC

None.

IV COUNCIL, IN CLOSED SESSION

Motion made by Councillor M. Salih and seconded by Councillor H.L. Usher to Approve that Council rise and go into Council, In Closed Session, for the purpose of considering the following matters:

- a) A matter pertaining to information that constitutes commercial information that is supplied in confidence to the City and if disclosed could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of the Middlesex-London Health Unit Board. (C1/3/CPSC)
- b) A matter pertaining to instructions and directions to officers and employees of the Corporation pertaining to a proposed disposition of land; advice that is subject to solicitor-client privilege, including communications necessary for that purpose; reports or advice or recommendations of officers and employees of the Corporation pertaining to a proposed disposition of land; commercial and financial information supplied in confidence pertaining to the proposed disposition of land 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 of land that belongs to the Corporation that has monetary value or potential monetary value; information concerning the proposed disposition of land 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 disposition of land. (C1/4/CSC)

- c) 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. (C2/4/CSC)
- d) (ADDED) A matter pertaining to personal matters, including information regarding an identifiable individual, with respect to employment-related matters; advice or recommendations of officers and employees of the Corporation, including communications necessary for that purpose and for the purpose of providing instructions and directions to officers and employees of the Corporation; and advice subject to solicitor-client privilege, including communications necessary for that purpose. (C-1/3/SPPC)
- e) (ADDED) A matter pertaining to advice subject to solicitor-client privilege, including communications necessary for that purpose and for the purpose of providing instructions and directions to officers and employees of the Corporation.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, H.L. Usher, T. Park, J. Zaifman (14)

The Council rises and goes into Council, In Closed Session at 4:19 PM, with Mayor M. Brown in the Chair and all Members present except Councillor S. Turner.

The Council, In Closed Session rises at 4:51 PM and Council reconvenes at 4:55 PM, with Mayor M. Brown in the Chair and all Members present except Councillor S. Turner.

V CONFIRMATION AND SIGNING OF THE MINUTES OF THE THIRD MEETING HELD ON JANUARY 30, 2018

Motion made by Councillor J. Morgan and seconded by Councillor B. Armstrong to Approve the Minutes of the Third Meeting, held on January 30, 2018.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, H.L. Usher, T. Park, J. Zaifman (14)

VI COMMUNICATIONS AND PETITIONS

None.

VII MOTIONS OF WHICH NOTICE IS GIVEN

None.

VIII REPORTS

3rd Report of the Civic Works Committee
Councillor T. Park presents.

Motion made by Councillor T. Park to Approve clauses 1 through 22, excluding clause 7.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. Absent From Meeting

That it BE NOTED that a communication dated February 6, 2018 from Councillor V. Ridley, related to her being absent from the meeting, was received.
(2018-C12)

3. Contract Award - T17-130 Wonderland Road South Two-Lane Upgrade

That, on the recommendation of the Managing Director, Environmental & Engineering Services and City Engineer, the following actions be taken with respect to the award of a contract for the Wonderland Road South Two-Lane Upgrade from Highway 401 to Highway 402:

- a) the bid submitted by Bre-Ex Construction Inc. at its submitted tendered price of \$6,590,096.80 (excluding HST), for the said project BE ACCEPTED; it being noted that the bid submitted by Bre-Ex Construction Inc. was the lowest of six bids received and meets the City's specifications and requirements in all areas;
- b) WSP Canada Group Limited BE AUTHORIZED to carry out the resident inspection, contract administration of the said project in the amount of \$558,412 (excluding HST), in accordance with Section 15.2 (g) of the Procurement of Goods and Services Policy;
- c) the financing for this project BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated February 6, 2018;
- d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- e) the approval given herein BE CONDITIONAL upon The Corporation entering into a formal contract for the material to be supplied and the work to be done relating to this project (Tender 17-130); and,
- f) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2018-L04/T04)

4. Amendments to the Traffic and Parking By-law (Relates to Bill No. 85)

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the proposed by-law, as appended to the staff report dated February 6, 2018, BE INTRODUCED at the Municipal Council meeting to be held on February 13, 2018 for the purpose of amending the Traffic and Parking by-law (PS-113). (2018-T08)

5. Hamilton Road Infrastructure Lifecycle Renewal - Chesley Avenue to Egerton Street - Hydro and Telecommunication Utility Locations

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the Hamilton Road Infrastructure Lifecycle Renewal Project from Chelsey Avenue to the west side of Egerton Street:

- a) the staff report dated February 6, 2018, outlining the cost and schedule implications related to converting utilities from overhead to underground on Hamilton Road BE RECEIVED for information; and,
- b) the Civic Administration BE DIRECTED to tender the project for implementation in 2018 as currently designed maintaining the aerial hydro and telecommunications utility arrangements. (2018-E06)

6. Contract Award - Tender No. 17-129 Western Road/Wharncliffe Road North Improvements Phase 2

That, on the recommendation of the Managing Director, Environmental & Engineering Services and City Engineer, the following actions be taken with respect to the award of a contract for the Western Road/Wharncliffe Road North Improvements Phase 2 project:

- a) the bid submitted by J-AAR Excavating Limited at its submitted tendered price of \$8,033,093.95 (excluding HST), for the said project BE ACCEPTED; it being noted that the bid submitted by J-AAR Excavating Limited was the lowest of five bids received and meets the City's specifications and requirements in all areas;
- b) AECOM Canada Ltd. BE AUTHORIZED to carry out the resident inspection, contract administration of the said project in the amount of \$414,036 (excluding HST), in accordance with Section 15.2 (g) of the Procurement of Goods and Services Policy;
- c) the financing for this project BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated February 6, 2018;
- d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- e) the approval given herein BE CONDITIONAL upon The Corporation entering into a formal contract for the material to be supplied and the work to be done relating to this project (Tender 17-129);
- f) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, including rail-related agreements if required, to give effect to these recommendations; and,
- g) the installation of an intersection pedestrian signal on Western Road at Hollywood Crescent BE APPROVED. (2018-T04)

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

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

- a) the contract value for Pure Technologies Ltd., 3rd Floor, 705-11 Avenue SW, Calgary, Alberta, T2R 0E3, BE APPROVED, in accordance with section 14.3(c) of the Corporation of the City of London's Procurement of Goods and Services Policy, in the amount of \$150,922.00 (excluding HST) for 2018 to continuously monitor 15.86 km of the City's most critical watermains;

- b) the financing for this project BE APPROVED from current available budget as set out in the Sources of Financing Report appended to the staff report dated February 6, 2018;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project; and,
- d) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2018-E03)

9. Appointment of Consulting Engineer for Detailed Design and Contract Administration of the Fox Hollow Stormwater Management Facility No. 1-North Cell (ESSWM-FH1)

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 detailed design and contract administration of the Fox Hollow Stormwater Management (SWM) Facility No. 1 - North Cell:

- a) Stantec Consulting Ltd. BE APPOINTED as consulting engineer to carry out the detailed design and contract administration for the said project, in the total amount of \$398,486.55 (including contingency), excluding HST, 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 6, 2018;
- 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. (2018-E03)

10. Contract Award - T17-56 North Lambeth P9 Stormwater Management Facility (ESSWM - DCNLP9)

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the award of contract for the North Lambeth P9 Stormwater Management Facility project:

- a) the bid submitted by J-AAR Excavating Limited, at its tendered price of \$4,724,216.75, excluding HST, BE ACCEPTED, it being noted that the bid submitted by J-AAR Excavating Limited was the lowest of six (6) bids received;
- b) the engineering fees for Stantec Consulting Limited, in the total amount of \$373,238.25 (including contingency), excluding HST, BE ACCEPTED to carry out the construction administration and inspection in accordance with Section 15.2(g) of the Procurement of Goods and Services Policy;
- c) the financing for this project BE APPROVED as set out in the Sources of Financing Report appended to the staff report dated February 6, 2018;
- d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- e) the approval given herein, BE CONDITIONAL upon The Corporation entering into a formal contract, or issuing a purchase order for the material to be supplied and the work to be done relating to this project; and,
- f) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2018-E03)

11. Weeping Tile Disconnection Promotional Canvassing Campaign

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the recommended action to promote weeping tile disconnection through door-to-door canvassing with the Growing Naturally Program BE ENDORSED. (2018-E13)

12. 2017 Ministry of the Environment and Climate Change Inspection Report for the City of London Water Distribution System

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the report dated February 6, 2018 related to the findings of the 2017 Ministry of the Environment and Climate Change Inspection of the City of London Water Distribution System, BE RECEIVED. (2018-E13)

13. Contract Price Increase - Tender T17-15 Infrastructure Renewal Program - Byron Baseline Road Reconstruction Project

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the 2017 Byron Baseline Road Reconstruction project:

- a) the 2017 Byron Baseline Reconstruction (Tender T17-15) contract value with Bre-Ex Construction Inc. BE INCREASED by \$650,000.00 to \$6,499,025.30 excluding HST, in accordance with Section 20.3 (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 February 6, 2018;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project; and,
- d) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2018-T04)

14. Strategic Plan Variance Report

That, on the recommendation of the City Manager, with the concurrence of the Managing Director, Environmental and Engineering Services and City Engineer, the staff report dated February 6, 2018, related to Strategic Plan Progress Variance, BE RECEIVED. (2018-C08)

15. 1st Report of the Waste Management Working Group

That the 1st Report of the Waste Management Working Group, from its meeting held on January 18, 2018, BE RECEIVED.

16. 1st Report of the Transportation Advisory Committee

That the 1st Report of the Transportation Advisory Committee, from its meeting held on January 23, 2018, BE RECEIVED.

17. Wharncliffe Road South Environmental Study Report

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

- a) the Wharncliffe Road South from Becher Street to Commissioners Road Municipal Class Environmental Study report BE ACCEPTED;
- b) a Notice of Completion for the project BE FILED with the City Clerk; and,
- c) the Environmental Study Report BE PLACED on the public record for a 30-day review period;

it being noted that the Civic Works Committee received the ~~attached~~ presentation from D. MacRae, Division Manager, Transportation Planning and Design;

it being further noted that the Civic Works Committee heard the following delegations related to this matter:

- N. Finlayson, 100 Stanley Street – see ~~attached~~ speaking notes; and,
- T. Dupont-Martinez – expressing support for the property at 100 Stanley Street remaining in-situ. (2018-E05)

18. 2nd Report of the Cycling Advisory Committee

That the following actions be taken with respect to the 2nd Report of the Cycling Advisory Committee from its meeting held on January 17, 2018:

- a) that the ~~attached~~ proposed London Bicycle Friendly Award Policy BE REFERRED to the City Clerk for review and consideration and a report back to the appropriate standing committee;
- b) J. Fullick, Technologist and J. Pucchio, AECOM, BE ADVISED that the Cycling Advisory Committee (CAC) expressed its support for the proposed cycling solution for the Victoria Bridge Municipal Class Environmental Assessment; it being noted that the CAC received the ~~attached~~ presentation from J. Fullick, Technologist and J. Pucchio, AECOM, with respect to this matter;
- c) that the following actions be taken with respect to the proposal to close Oxford Street, in its entirety, on a Sunday morning from 6:00 AM to 10:00 AM during the summer:
 - i) it BE NOTED that a verbal presentation from J. Rule, Cycling Advocate, with respect to this proposal was received; it being noted that Ottawa, Montreal and Winnipeg have similar programs;
 - ii) the above-noted proposal BE AMENDED to consider closing Dundas Street instead of Oxford Street; and,
 - iii) the above-noted proposal BE ADDED to the proposed 2018 Cycling Advisory Committee (CAC) Work Plan for investigation, noting that the CAC will consult with cycling groups in the development of a recommendation for Municipal Council's consideration; and,
- d) clauses 1 to 4 and 7, BE RECEIVED;

it being noted that the Civic Works Committee heard a verbal delegation from W. Pol, Vice-Chair, Cycling Advisory Committee, with respect to this matter.

19. Underground Utilities on Hamilton Road

That the communications from Councillor M. van Holst related to the possibility of moving utility wires underground on Hamilton Road BE RECEIVED and no further action be taken with respect to this matter. (2018-E06)

20. Private Drain Connection (PDC) Projects

That the Director of Water and Wastewater BE REQUESTED to review the Wastewater and Stormwater By-law WM-28 as it relates to fees and charges for Private Drain Connections (PDC) work undertaken as part of a City of London construction project and report back with respect to a potential blended fee for mixed use properties that is reflective of a balanced charge between the current residential and commercial fees; it being noted that a communication dated January 16, 2018, from Councillor T. Park was received related to this matter. (2018-E09)

21. Pedestrian Sidewalk - Pack Road and Colonel Talbot Road - J. Burns

That the communication from J. Burns related to a request for a pedestrian crosswalk at the intersection of Pack Road and Colonel Talbot Road BE REFERRED to the Division Manager, Transportation Planning and Design for review and consultation with Mr. Burns as well as a report back to the appropriate standing committee related to this matter.

22. Deferred Matters List

That the Civic Works Committee deferred list, as of December 12, 2017, BE RECEIVED.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, H.L. Usher, T. Park, J. Zaifman (14)

Motion made by Councillor T. Park to Approve clause 7.

7. Consultant Assignments - Southeast Pressure Zone Development - Construction Administration

That, on the recommendation of the Managing Director, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the Southeast Pressure Zone Development project:

- a) AECOM Canada Limited BE AUTHORIZED to carry out the resident supervision and contract administration for said project in the amount of \$131,604.00 (excluding HST), in accordance with Section 15.2(g) of the Corporation of the City of London's 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 February 6, 2018;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project; and,
- d) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations. (2018-E03)

Motion Passed

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

RECUSED: J. Zaifman (1)

3rd Report of the Community and Protective Services Committee
Councillor M. Cassidy presents.

Motion made by Councillor M. Cassidy to Approve clauses 1 and 2.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. Middlesex-London Health Unit Site Selection

That the following actions be taken with respect to the report dated February 5, 2018, from the Medical Officer of Health, Middlesex-London Health Unit, related to the Middlesex-London Health Unit Site Selection:

- a) the above-noted report BE RECEIVED; and,
- b) the Board of Health of the Middlesex-London Health Unit (MLHU) BE ADVISED that pursuant to subsection 52(4) of the Health Protection and Promotion Act, R.S.O. 1990, c.H.7 (the "Act"), the Municipal Council consents to the MLHU's proposal to lease real property for the purposes of consolidating its London operations and performing its mandatory functions and duties under the Act or any other Act;

it being noted that the Community and Protective Services Committee received the ~~attached~~ presentation from Dr. C. Mackie and J. Banninga, Middlesex-London Health Unit, with respect to this matter.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, H.L. Usher, T. Park, J. Zaifman (14)

4th Report of the Corporate Services Committee
Councillor J. Helmer presents.

Motion made by Councillor J. Helmer to Approve clauses 1 to 9.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. City of London Days at Budweiser Gardens - United Way London & Middlesex

That, on the recommendation of the City Clerk and in accordance with Council Policy – City of London Days at Budweiser Gardens, the request from the United Way London & Middlesex to host the annual United Way Campaign Launch & 3M Harvest Lunch on September 20, 2018, BE APPROVED as a City of London Day at Budweiser Gardens.

3. Amendment to Flags at City Hall Policy (Relates to Bill No. 84)

That, on the recommendation of the City Clerk, the proposed by-law appended to the staff report dated February 6, 2018 BE INTRODUCED at the Municipal Council meeting to be held on February 13, 2018 for the purpose of replacing the Flags at City Hall Policy with a new Flags at City Hall Policy to incorporate the provision of the annual observance of the anniversary of the London Township Treaty and to make some minor numbering changes.

4. Strategic Plan Progress Variance

That, on the recommendation of the City Manager, with the concurrence of the Managing Director Corporate Services, City Treasurer and Chief Financial Officer, the staff report dated February 6, 2018 with respect to the Strategic Plan progress variance BE RECEIVED.

5. Declare Surplus and Sale - 330 Thames Street (South Portion)

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, on the advice of the Manager of Realty Services, with respect to the south portion of vacant land located at 330 Thames Street, described as Part of Lot 25, north of York Street west, City of London, County of Middlesex, being part of PIN 08322-0020 (the "Property") as shown on Schedule "A", as appended to the staff report dated February 6, 2018, the following actions be taken:

- a) the southerly portion of the subject property, as outlined on Schedule "A", BE DECLARED SURPLUS; and
- b) the subject property BE OFFERED for sale to the abutting property owner at fair market value, in accordance with the City's Sale and Other Disposition of Land Policy.

6. Apportionment of Taxes

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the taxes on the blocks of land described in the Schedules appended to the staff report dated February 6, 2018 BE APPORTIONED as indicated on those Schedules, pursuant to Section 356 of the Municipal Act, 2001; it being noted that there were no members of the public in attendance to speak to the Corporate Services Committee at the public hearing associated with this matter.

7. Consideration of Appointment to the Transportation Advisory Committee (Requires 2 Members at Large)

That the following BE APPOINTED to the Transportation Advisory Committee as Voting Members at Large for the term ending February 28, 2019;

Tariq Khan
Storm Morgan

it being noted that the above individuals were appointed in accordance with the ~~attached~~ ranked ballot.

8. Consideration of Appointment to the Accessibility Advisory Committee (Requires 1 Member at Large)

That Pamela Quesnel BE APPOINTED to the Accessibility Advisory Committee as a Voting Member at Large for the term ending February 28, 2019; it being noted that the appointment was made in accordance with the ~~attached~~ ranked ballot.

9. Forest City Beer Fest 2018 Winter Pop Up Bar - Request for Designation as a Municipally Significant Event

That the Forest City Beer Fest 2018 Winter Pop Up Bar event, to be held on March 2 and 3, 2018, at 211 King Street from 7:00 p.m. to 2:00 a.m., BE DESIGNATED as an event of municipal significance in the City of London.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, H.L. Usher, T. Park, J. Zaifman (14)

IX ADDED REPORTS

1st Report of the Audit Committee
Councillor P. Hubert presents.

Motion made by Councillor P. Hubert to Approve clauses 1 to 9, inclusive.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. Election of Vice-Chair for the term ending November 30, 2018

That M. van Holst BE ELECTED Vice Chair of the Audit Committee for the term ending November 30, 2018.

3. Audit Planning Report for the Year Ended December 31, 2017

That the KPMG LLP Audit Planning Report, for the year ending December 31, 2017, BE APPROVED; it being noted that the Audit Committee received a verbal presentation from K. den Bok, with respect to this matter.

4. London Downtown Closed Circuit Television Program – Report on the Results of Applied Specified Auditing Procedures for the Year Ending December 31, 2017

That the KPMG Report on Specified Auditing Procedures for the London Downtown Closed Circuit Television Program, for the year ending December 31, 2017, BE RECEIVED.

5. Building Permit Review - Internal Audit Report

That the following actions be taken with respect to the Building Permit Review Internal Audit Report:

- a) the above-noted audit report issued in January 2018, BE RECEIVED and the recommendations BE IMPLEMENTED, as appropriate;
- b) the submissions of Councillor M. van Holst BE REFERRED to the Managing Director, Development and Compliance Services and Chief Building Official in order to meet with London Hydro to investigate the feasibility of the implementation of a system similar to London Hydro's "Builders' Portal" to automate portions of the building permit approval process;
- c) the Civic Administration BE DIRECTED to bring forward an addendum report in June of this year with respect to this audit, including specific details of an action plan for

implementation of the above-noted recommendations; and,

- d) the Civic Administration BE REQUESTED to collaborate with other service areas, specifically the Service London Team, related to the creation and implementation of a customer service survey in order to better understand the service perception in the public and opportunities for improvement;

it being noted that the ~~attached~~ documents related to the London Hydro service portal were circulated to committee members by Councillor M. van Holst.

6. Freedom of Information Process Review - Final Internal Audit Report

That the Internal Audit Report with respect to the Freedom of Information Process Review, Internal Audit Report, issued January 2018, BE RECEIVED and the recommendations BE IMPLEMENTED as appropriate, and in accordance with applicable legislation.

7. Internal Audit Summary Update Memo

That the memo dated January 29, 2018, from Deloitte, with respect to the internal audit summary update BE RECEIVED.

8. June 2017 - December 2018 Internal Audit Dashboard as at January 29, 2018

That the communication from Deloitte, regarding the June 2017 - December 2018 internal audit dashboard as of January 29, 2018, BE RECEIVED.

9. Observation Summary as at January 29, 2018

That the Observation Summary from Deloitte, as of January 29, 2018, BE RECEIVED.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, H.L. Usher, T. Park, J. Zaifman (14)

3rd Report of the Strategic Priorities and Policy Committee
Councillor V. Ridley presents.

Motion made by Councillor V. Ridley to Approve clauses 1 to 5, inclusive.

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. 2018 Assessment Growth Funding Allocation

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the 2018 Assessment Growth Funding Allocation report BE RECEIVED for information.

3. Strategic Plan Progress Variance

That, on the recommendation of the City Manager, with the concurrence of the Managing Director of Planning and City Planner and the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the staff report dated February 12, 2018, with respect to the Strategic Plan progress variance BE RECEIVED for information.

4. 2019 Development Charges (DC) Study - Growth Projections

That, on the recommendation of the Managing Director, Development and Compliance Services & Chief Building Official, the following actions be taken with respect to the 2019 Development Charges Study growth forecast:

- a) the staff report dated February 12, 2018, regarding the Growth Projections Sensitivity Analysis, BE RECEIVED for information;

- b) the updated final report prepared by Watson and Associates Economists entitled "City of London Population, Housing and Employment Growth Forecast Update, 2016 to 2044" included as Appendix "B" to the staff report dated February 12, 2018, BE RECEIVED for information; and
- c) the housing and non-residential reference growth scenarios outlined in the updated final report prepared by Watson and Associates Economists entitled "City of London Population, Housing and Employment Growth Forecast Update, 2016 to 2044" BE ENDORSED for use in the 2019 Development Charges Study.

5. 2019 Development Charges Background Study: Interim Financing for Growth Infrastructure Projects

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the staff report dated February 12, 2018 regarding the use of the City's working capital as an interim source of financing for growth infrastructure projects BE RECEIVED for information; it being noted that future interest costs will be borne by the Development Charges Reserve Funds.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, H.L. Usher, T. Park, J. Zaifman (14)

4th Public Report of the Council, In Closed Session
Councillor V. Ridley presents.

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

ABSENT: Councillor S. Turner.

ALSO PRESENT: A.L. Barbon, B. Card, B. Coxhead, L. Rowe, K. Scherr, J. Smout and B. Warner.

Motion made by Councillor V. Ridley and seconded by Councillor H.L. Usher to Approve clauses 1 and 2:

1. 330 Thames Street – Sale of South Portion

That, as a procedural matter pursuant to Section 239 (6) of the Municipal Act, 2001, the following recommendation be forwarded to 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 south portion of vacant land located at 330 Thames Street, described as Part of Lot 25, north of York Street west, City of London, County of Middlesex, being part of PIN 08322-0020 (the "Property") as shown on Schedule "A":

- a) the offer submitted by Tricar Properties Limited (the "Purchaser") to purchase from the City land, municipally known as 330 Thames Street, located on the east side of Thames Street, north side of York Street, City of London, County of Middlesex, described as Part of Lot 25, north of York Street west, City of London, County of Middlesex, being part of PIN 08322-0020 (the "Property"), as shown on Schedule "A" of the offer, containing an area of approximately 16,498 square feet, for the sum of \$260,000.00, BE ACCEPTED, attached as Schedule "B", subject to the following conditions:
 - i) the Purchaser acknowledges that the Property is being purchased on an "as is" basis;
 - ii) the City agreeing, at its expense, to prepare and deposit on title on or before closing a reference plan describing the Property;
 - iii) the completion of the transaction contemplated pursuant to this offer is conditional upon the approval of the Provincial Ministry of Natural Resources and Forestry and subsequent transfer of the property to The Corporation of the

- City of London by the Upper Thames River Conservation Authority (UTRCA); and
- iv) the closing of the transaction contemplated within this offer shall occur thirty (30) days following the Transfer of the Property to the Vendor by the UTRCA.
2. Property Acquisition – 332 Wharncliffe Road North – Western Road Widening Project

That, as a procedural matter pursuant to Section 239 (6) of the Municipal Act, 2001, the following recommendation be forwarded to 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 Director of Roads and Transportation, on the advice of the Manager of Realty Services, the following actions be taken with respect to the property located at 332 Wharncliffe Road North, further described as Part of Lots 5, 6 and 7, Registrar's Compiled Plan 434(W), designated as Part 2, Reference Plan 33R-7913, and being PIN 08248-0053 (LT):

- a) the offer submitted by Thomas Bujouves to sell the subject property to the City, for the sum of \$925,000 BE ACCEPTED subject to HST inclusive of interest, subject to the following conditions:
- i) the Vendor not making any representation or warranty in relation to the condition or suitability of the property and the City accepts the property "as is";
 - ii) the City agreeing to pay the Vendors' reasonable legal and consulting costs, including fees, disbursements and applicable taxes, to complete this transaction, subject to assessment;
 - iii) the Vendor obtaining, on or before closing a discharge of mortgage for the property;
 - iv) if required, the City agreeing to prepare and deposit on title, on or before closing and at its expense, a reference plan describing the property;
 - v) an offer to settle the claimant's legal and consulting costs, in the amount of up to \$105,695, including disbursements and subject to HST, failing which the matter would be referred to assessment by the local Assessment Officer;
 - vi) the Vendor forever releasing and discharging the City for and from all actions, causes of actions, suits, claims and demands of every nature or kind arising out of or in any way related to or connected with the purchase including all claims for the market value of land taken, any damages attributable to disturbance, any claims for injurious affection to remaining lands, business loss, interest and any special difficulties in relocation now known or which may be known or anticipated but which may arise in the future; and
- b) the financing for this acquisition BE APPROVED as set out in the source of Financing Report attached hereto as Appendix "A";

it being noted that this is an important property acquisition, as portions of it are required for the road widening along Wharncliffe Road North in 2018.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, H.L. Usher, T. Park, J. Zaifman (14)

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 M. van Holst and seconded by Councillor H.L. Usher to Approve Introduction and First Reading of Bill No.'s 83 to 92 and the Added Bill No's 93 and 94.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, H.L. Usher, T. Park, J. Zaifman (14)

Motion made by Councillor M. van Holst and seconded by Councillor J. Zaifman to Approve Second Reading of Bill No.'s 83 to 92 and the Added Bill No's 93 and 94.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, H.L. Usher, T. Park, J. Zaifman (14)

Motion made by Councillor M. van Holst and seconded by Councillor T. Park to Approve Third Reading and Enactment of Bill No.'s 83 to 92 and the Added Bill No's 93 and 94.

Motion Passed

YEAS: M. Brown, M. van Holst, B. Armstrong, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, H.L. Usher, T. Park, J. Zaifman (14)

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

Bill No. 83 By-law No. A.-7681-62	A by-law to confirm the proceedings of the Council Meeting held on the 13 th day of February, 2018. (City Clerk)
Bill No. 84 By-law No. CPOL.-114(a)-63	A by-law to amend By-law No. CPOL.-114-366 being "A by-law to revoke and repeal Council policy related to Flags at City Hall and replace it with a new Council policy entitled Flags at City Hall." (3/4/CSC)
Bill No. 85 By-law No. PS-113-18013	A by-law to amend By-law No. PS-113, entitled, "A by-law to regulate traffic and the parking of motor vehicles in the City of London." (4/3/CWC)
Bill No. 86 By-law No. S.-5907-64	A by-law to assume certain works and services in the City of London. (Andover Trails Phase 3, Plan 33M-634) (City Engineer)
Bill No. 87 By-law No. S.-5908-65	A by-law to assume certain works and services in the City of London. (Bierens Subdivision Plan 33M-636) (City Engineer)
Bill No. 88 By-law No. S.-5909-66	A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Base Line Road East, west of Wortley Road) (Chief Surveyor - pursuant to Consent B.018/17 and in accordance with Zoning By-law Z-1)
Bill No. 89 By-law No. S.-5910-67	A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Colonel Talbot Road, north of Main Street) (Chief Surveyor - require dedication at the present time as public highway)

<p>Bill No. 90 By-law No. S.-5911-68</p>	<p>A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Grey Street, west of William Street) (Chief Surveyor - pursuant to Consent B.048/16 and in accordance with Zoning By-law Z-1)</p>
<p>Bill No. 91 By-law No. S.-5912-69</p>	<p>A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening to Wharncliffe Road South and Wonderland Road South) (Chief Surveyor - pursuant to SP15-027453 and in accordance with Zoning By-law Z-1)</p>
<p>Bill No. 92 By-law No. S.-5913-70</p>	<p>A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (as widening Windermere Court West, east of Ryersie Road) (Chief Surveyor - requires dedication at the present time on Windermere Court West (due to an oversight in 1986) as public highway)</p>
<p>Bill No. 93 By-law No. A.-7682-71</p>	<p>A by-law to authorize and approve an Agreement of Purchase and Sale between The Corporation of the City of London and Tricar Properties Limited, for the acquisition of a portion of the property located at 330 Thames Street, in the City of London, and to authorize the Mayor and the City Clerk to execute the Agreement. (C-1/4/CSC)</p>
<p>Bill No. 94 By-law No. A.-7683-72</p>	<p>A By-law to authorize and approve an Agreement of Purchase and Sale between The Corporation of the City of London and Thomas Bujouves, for the acquisition of 332 Wharncliffe Road North, for the purpose of the Western Road Widening Project, and to authorize the Mayor and City Clerk to execute the Agreement. (C-2/4/CSC)</p>

XIV ADJOURNMENT

Motion made by Councillor M. van Holst and seconded by Councillor B. Armstrong to Approve that the meeting adjourn.

The meeting adjourns at 5:17 PM.

Matt Brown, Mayor

Catharine Saunders, City Clerk

1ST REPORT OF THE

AUDIT COMMITTEE

Meeting held on February 7, 2018, commencing at 12:02 PM, in the Council Chambers, Second Floor, London City Hall.

PRESENT: Councillor P. Hubert (Chair), Councillors A. Hopkins, S. Turner and M. van Holst; S. Khullar and B. Westlake-Power (Secretary).

ALSO PRESENT: Councillor J. Helmer, and D. Baldwin (KPMG), A.L. Barbon, B. Card, I. Collins, K. den Bok (KPMG), A. DiCicco, P. Kokkoros, D. O'Brien, J. Pryce (Deloitte), A. Ruffudeen (Deloitte), C. Saunders, E. Skalski, S. Spring and S. Swance.

I. CALL TO ORDER

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. Election of Vice-Chair for the term ending November 30, 2018

That M. van Holst BE ELECTED Vice Chair of the Audit Committee for the term ending November 30, 2018.

II. CONSENT ITEMS

None.

III. SCHEDULED ITEMS

None.

IV. ITEMS FOR DIRECTION

3. Audit Planning Report for the Year Ended December 31, 2017

That the KPMG LLP Audit Planning Report, for the year ending December 31, 2017, BE APPROVED; it being noted that the Audit Committee received a verbal presentation from K. den Bok, with respect to this matter.

4. London Downtown Closed Circuit Television Program – Report on the Results of Applied Specified Auditing Procedures for the Year Ending December 31, 2017

That the KPMG Report on Specified Auditing Procedures for the London Downtown Closed Circuit Television Program, for the year ending December 31, 2017, BE RECEIVED.

5. Building Permit Review - Internal Audit Report

That the following actions be taken with respect to the Building Permit Review Internal Audit Report:

- a) the above-noted audit report issued in January 2018, BE RECEIVED and the recommendations BE IMPLEMENTED, as appropriate;
- b) the submissions of Councillor M. van Holst BE REFERRED to the Managing Director, Development and Compliance Services and Chief Building Official in order to meet with London Hydro to investigate the feasibility of the implementation of a system similar to London Hydro's "Builders' Portal" to automate portions of the building permit approval process;

- c) the Civic Administration BE DIRECTED to bring forward an addendum report in June of this year with respect to this audit, including specific details of an action plan for implementation of the above-noted recommendations; and,
- d) the Civic Administration BE REQUESTED to collaborate with other service areas, specifically the Service London Team, related to the creation and implementation of a customer service survey in order to better understand the service perception in the public and opportunities for improvement;

it being noted that the attached documents related to the London Hydro service portal were circulated to committee members by Councillor M. van Holst.

6. Freedom of Information Process Review - Final Internal Audit Report

That the Internal Audit Report with respect to the Freedom of Information Process Review, Internal Audit Report, issued January 2018, BE RECEIVED and the recommendations BE IMPLEMENTED as appropriate, and in accordance with applicable legislation.

7. Internal Audit Summary Update Memo

That the memo dated January 29, 2018, from Deloitte, with respect to the internal audit summary update BE RECEIVED.

8. June 2017 - December 2018 Internal Audit Dashboard as at January 29, 2018

That the communication from Deloitte, regarding the June 2017 - December 2018 internal audit dashboard as of January 29, 2018, BE RECEIVED.

9. Observation Summary as at January 29, 2018

That the Observation Summary from Deloitte, as of January 29, 2018, BE RECEIVED.

V. DEFERRED MATTERS/ADDITIONAL BUSINESS

None.

VI. ADJOURNMENT

The meeting adjourned at 1:44 PM.

Improved Service Delivery Timelines

Expected improved service delivery timelines post Builder's Portal go live

Service Connection Request Task	Days (on avg.)	
	Pre-BP	Post-BP
Building permits received by London Hydro from the City	10 Days	1 Day
Permit information processed by London Hydro	3 Days	0 days (automated in real-time)
Trenching request sent to and completed by London Hydro field construction crew	5 Days	3 Days
Meter install request sent to and completed by London Hydro field construction crew	5 Days	2 Days

Manage Your Site Contacts

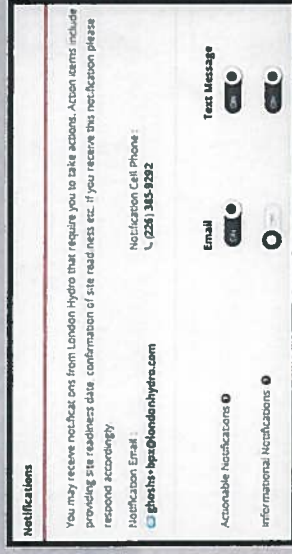
Builders can compile a directory of their site contacts and assign them to various projects.



Site contacts will have the same site management capabilities as the builder for all properties that they are assigned to.

Choose your preferred notification method

Whether by email or text, London Hydro will notify you of any service requests still requiring your action and when we have completed the job.



London Hydro's Builder's Portal

- Automatically creates service requests from the City of London's building permit information
- Houses all service requests in one place for 24/7 quick and easy review
- Provides status updates on all service requests
- Allows for the management and assignment of site contacts
- Communicates the site readiness date and all relevant information to London Hydro
- Sends updates on service requests by preferred notification method

For more information, please contact:

opsadmin@londonhydro.com

Or call 519-661-5555

Monday - Friday

7:30 A.M. - 4:00 P.M.

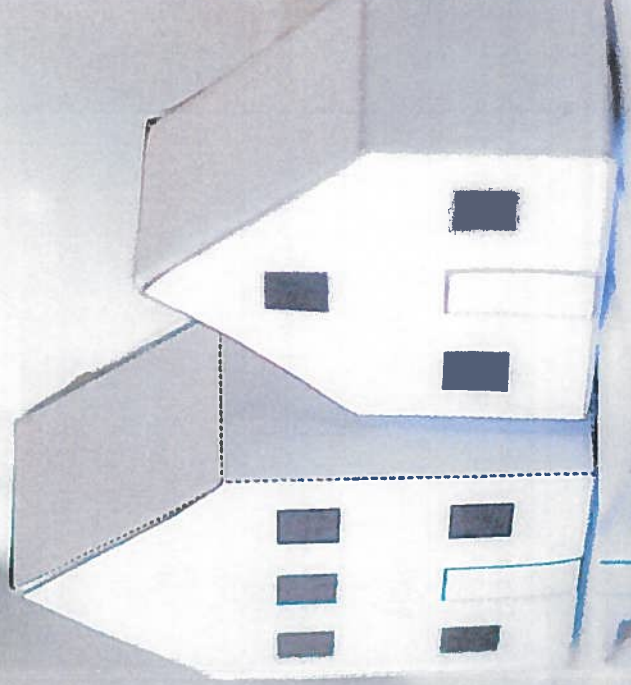
www.buildersportal.londonhydro.com



Builder's Portal

Efficiently manage all of your service connection requests

www.buildersportal.londonhydro.com



**Powering London.
Empowering You.**

Review all of your service requests in one place

Service Number	Service Address	Service Name	Request Status
173780	12345678901234	Service A	Completed
173781	12345678901234	Service B	In Progress
173782	12345678901234	Service C	Queued for Installation
173783	12345678901234	Service D	Completed
173784	12345678901234	Service E	In Progress
173785	12345678901234	Service F	Queued for Installation
173786	12345678901234	Service G	Completed
173787	12345678901234	Service H	In Progress
173788	12345678901234	Service I	Queued for Installation
173789	12345678901234	Service J	Completed

Provides a summary of all service requests

15

Services completed in the last 30 days

24

Services in progress

12

Services requiring customer action

Provides a status update on all of your service requests

Customer Action Required | Queued for Installation | Completed

Items that require customer actions include:

- Confirmation of site details
- Providing a site readiness date
- ESA approval
- Confirmation of site readiness date prior to trenching

London Hydro's Builder's Portal is linked to the City of London's permits divisions.

When your permit is approved by the City it will automatically create a service request in the Builder's Portal.

Within these service requests you will be able to:

1. Assign a Site Contact

Add New Site Contact

Email*: name@domain.com

Retype Email*: name@domain.com

Name*: First Name: Last Name

Cell Phone: (555) 555-5555

2. Confirm Site Details

This service has a standard meter location.

3. Provide a Site Readiness Date

November 2017

Men	Tue	Wed	Thu	Fri	Sat	Sun
41	30	31	01	02	03	04
05	06	07	08	09	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	01	02
03	04	05	06	07	08	09

4. Confirm Site Readiness for Service

Site Confirmation

Building Permit Number: 17023990

Street Name: ANYWHERE ST

Street Number: 1234

Province: ON

Postal Code: M5

City: LONDON

Lot Number: NA

Is your site ready for trenching within the next 2.5 business days?

5. Review Service Request Progress Log

(Nov 8, 2017) Waiting ESA

London Hydro will let you know:

- If there are any problems related to the site servicing
- When trenching is complete
- When ESA approval has been received
- When the meter is installed

3RD REPORT OF THE
STRATEGIC PRIORITIES AND POLICY COMMITTEE

Meeting held on February 12, 2018, commencing at 4:02 PM, in the Council Chambers, Second Floor, London City Hall.

PRESENT: Mayor M. Brown; Councillors M. van Holst, B. Armstrong, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner and H.L. Usher; and L. Rowe (Secretary).

ABSENT: Councillors T. Park and J. Zaifman.

ALSO PRESENT: A.L. Barbon, B. Card, B. Coxhead, S. Datars Bere, A. Dunbar, K. Edwards, J.M. Fleming, G. Kotsifas, L. Livingstone, J. Millson, K. Murray, M. Ribera, C. Saunders, K. Scherr, J. Senese, S. Stafford, J. Stanford, B. Westlake-Power, R. Wilcox and P. Yeoman.

I. CALL TO ORDER

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

II. CONSENT ITEMS

2. STAFF REPORT - 2018 Assessment Growth Funding Allocation

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the 2018 Assessment Growth Funding Allocation report BE RECEIVED for information.

Motion Passed

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

3. STAFF REPORT - Strategic Plan Progress Variance

That, on the recommendation of the City Manager, with the concurrence of the Managing Director of Planning and City Planner and the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the staff report dated February 12, 2018, with respect to the Strategic Plan progress variance BE RECEIVED for information.

Motion Passed

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

4. STAFF REPORT - 2019 Development Charges (DC) Study - Growth Projections

That, on the recommendation of the Managing Director, Development and Compliance Services & Chief Building Official, the following actions be taken with respect to the 2019 Development Charges Study growth forecast:

- a) the staff report dated February 12, 2018, regarding the Growth Projections Sensitivity Analysis, BE RECEIVED for information;
- b) the updated final report prepared by Watson and Associates Economists entitled "City of London Population, Housing and Employment Growth Forecast Update, 2016 to 2044" included as Appendix "B" to the staff report dated February 12, 2018, BE RECEIVED for information; and

- c) the housing and non-residential reference growth scenarios outlined in the updated final report prepared by Watson and Associates Economists entitled "City of London Population, Housing and Employment Growth Forecast Update, 2016 to 2044" BE ENDORSED for use in the 2019 Development Charges Study.

Motion Passed

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

- 5. STAFF REPORT - 2019 Development Charges Background Study: Interim Financing for Growth Infrastructure Projects

That, on the recommendation of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the staff report dated February 12, 2018 regarding the use of the City's working capital as an interim source of financing for growth infrastructure projects BE RECEIVED for information; it being noted that future interest costs will be borne by the Development Charges Reserve Funds.

Motion Passed

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

III. SCHEDULED ITEMS

None.

IV. ITEMS FOR DIRECTION

None.

V. DEFERRED MATTERS/ADDITIONAL BUSINESS

None.

VI. CONFIDENTIAL

(See Confidential Appendix to the 3rd Report of the Strategic Priorities and Policy Committee enclosed for Members only.)

The Strategic Priorities and Policy Committee convened in camera from 4:24 PM to 5:01 PM after having passed a motion to do so, with respect to the following matter:

- C-1 A matter pertaining to personal matters, including information regarding an identifiable individual, with respect to employment-related matters; advice or recommendations of officers and employees of the Corporation, including communications necessary for that purpose and for the purpose of providing instructions and directions to officers and employees of the Corporation; and advice subject to solicitor-client privilege, including communications necessary for that purpose.

VII. ADJOURNMENT

The meeting adjourned at 5:02 PM.

AGREEMENT OF PURCHASE AND SALE

VENDOR: THE CORPORATION OF THE CITY OF LONDON

PURCHASER: TRICAR PROPERTIES LIMITED

REAL PROPERTY:

Address: 330 Thames Street, London, Ontario

Location: East of Thames Street, North side of York Street

Measurements: Irregular shaped vacant parcel totaling approx. 16,498 square feet

Legal Description: Part of Lot 25, north of York Street west, City of London, County of Middlesex, being part of PIN 08322-0020. (the "Property") as shown on Schedule "A".

1. **OFFER OF SALE:** The Vendor agrees to sell the Property to the Purchaser in accordance with the terms and conditions as set out in this Agreement.
2. **SALE PRICE:** The sale price shall be: TWO HUNDRED AND SIXTY THOUSAND DOLLARS CDN(\$260,000.00)
 - a) a deposit of TWENTY SIX THOUSAND DOLLARS (\$26,000.00) cash or cheque on the date hereof as a deposit; and
 - b) the balance, subject to adjustments, in cash or by cheque on completion of this Agreement.
3. **ADJUSTMENTS:** Any unearned fire insurance premiums, rents, mortgage interest, realty taxes including local improvements rates and unmetered public or private utility charges and unmetered cost of fuel, as applicable, shall be apportioned and allowed to the day of completion, the day of completion itself to be apportioned to the Purchaser.
4. **SCHEDULE(S):** The following Schedule(s) form(s) part of this Agreement:
Schedule "A" Description of the Property
Schedule "B" Additional Terms and Conditions
5. **IRREVOCABILITY:** This Offer shall be irrevocable by Vendor until March 9, 2018, after which date, if not accepted, this Offer shall be null and void and the deposit shall be returned to the Purchaser in full without interest or deduction.
6. **TITLE SEARCH:** The Purchaser shall be allowed until 4:30 p.m. on March 29, 2018 (Requisition Date) to examine the title to the Property and at its own expense and to satisfy itself that there are no outstanding work orders or deficiency notices affecting the Property and that its present use may be lawfully continued.
7. **COMPLETION DATE:** This Agreement shall be completed as per clause 4 of Schedule B. Upon completion, vacant possession of the Property shall be given to the Purchaser unless otherwise provided for in this Agreement.
8. **NOTICES:** Any notice relating to or provided for in this Agreement shall be in writing.
9. **HST:** If this transaction is subject to Harmonized Sales Tax (H.S.T.) then such H.S.T. shall be in addition to and not included in the sale price, and H.S.T. shall be collected and remitted in accordance with applicable legislation. If this transaction is not subject to H.S.T., the Vendor agrees to provide, on or before completion, to the Purchaser's solicitor, a certificate in a form satisfactory to the Purchaser's solicitor certifying that the transaction is not subject to H.S.T.
10. **FUTURE USE:** Vendor and the Purchaser agree that there is no representation or warranty of any kind that the future intended use of the Property by the Purchaser is or will be lawful except as may be specifically provided for in this Agreement.
11. **TITLE:** Provided that the title to the Property is good and free from all encumbrances. If within the specified times referred to in paragraph 6 any valid objection to title or to any outstanding work order or deficiency notice, or to the fact the said present use may not lawfully be continued, or that the principal building may not be insured against risk of fire is made in writing to the Vendor and which Vendor is unable or unwilling to remove, remedy or satisfy and which the Purchaser will not waive, this Agreement notwithstanding any intermediate acts or negotiations in respect of such objections, shall be at an end and any deposit paid shall be returned without interest or deduction and Vendor shall not be liable for any costs or damages. Save as to any valid objection so made by such day and except for any objection going to the root of the title, the Purchaser shall be conclusively deemed to have accepted Vendor's title to the Property.
12. **DOCUMENTS AND DISCHARGE:** The Purchaser shall not call for the production of any title deed, abstract, survey or other evidence of title to the Property except such as are in the possession or control of Vendor. If requested by the Purchaser, Vendor will deliver any sketch or survey of the Property within Vendor's control to the Purchaser as soon as possible and prior to the Requisition Date. If a discharge of any Charge/Mortgage held by a corporation incorporated pursuant to the Loan Companies Act (Canada), Chartered Bank, Trust Company, Credit Union, Caisse Populaire or Insurance Company and which is not to be assumed by the Purchaser on completion, is not available in registerable form on completion, the Purchaser agrees to accept

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Vendor's lawyer's personal undertaking to obtain, out of the closing funds, a discharge in registerable form and to register same on title within a reasonable period of time after completion, provided that on or before completion Vendor shall provide to the Purchaser a mortgage statement prepared by the mortgagee setting out the balance required to obtain the discharge, together with a direction executed by Vendor directing payment to the mortgagee of the amount required to obtain the discharge out of the balance due on completion.

13. **DOCUMENT PREPARATION:** The Transfer/Deed shall, save for the Land Transfer Tax Affidavit, be prepared in registerable form at the expense of the Vendor. If requested by the Purchaser, Vendor covenants that the Transfer/Deed to be delivered on completion shall contain the statements contemplated by Section 50 (22) of the *Planning Act*, R.S.O. 1990.
14. **RESIDENCY:** The Purchaser shall be credited towards the Purchase Price with the amount, if any, necessary for the Purchaser to pay to the Minister of National Revenue to satisfy the Purchaser's liability in respect of tax payable by Vendor under the non-resident provisions of the Income Tax Act by reason of this sale. The Purchaser shall not claim such credit if Vendor delivers on completion the prescribed certificate or a statutory declaration that Vendor is not a non-resident of Canada.
15. **TIME LIMITS:** Time shall in all respects be of the essence hereof provided that the time for doing or completing of any matter provided for herein may be extended or abridged by an agreement in writing signed by Vendor and the Purchaser or their respective lawyers who are hereby specifically authorized in that regard.
16. **TENDER:** Any tender of documents or money hereunder may be made upon Vendor or the Purchaser or their respective solicitors on the day set for completion. Money may be tendered by bank draft or cheque by a Chartered Bank, Trust Company, Province of Ontario Savings Office, Credit Union or Caisse Populaire.
17. **FAMILY LAW ACT:** Vendor warrants that spousal consent is not necessary to this transaction under the provisions of the *Family Law Act*, R.S.O. 1990 unless Vendor's spouse has executed the consent provided
18. **CLOSING ARRANGEMENTS:** Where each of the Vendor and Purchaser retain a lawyer to complete the Agreement of Purchase and Sale of the property, and where the transaction will be completed by electronic registration pursuant to Part III of the Land Registration Reform Act, R.S.O., Chapter L4, and any amendments thereto, the Vendor and Purchaser acknowledge and agree that the delivery of documents and the release thereof to the Vendor and Purchaser may, at the lawyer's discretion: (a) not occur contemporaneously with the registration of the Transfer/Deed (and other registerable documentation) and (b) be subject to conditions whereby the lawyer receiving documents and/or money will be required to hold them in trust and not release them except in accordance with the terms of a written agreement between the lawyers.
19. **AGREEMENT IN WRITING:** This Agreement, including any Schedule attached, shall constitute the entire Agreement between the Purchaser and Vendor. There is no representation, warranty, collateral agreement or condition, which affects this Agreement other than as expressed herein. This Agreement shall be read with all changes of gender or number required by the context.
20. **SUCCESSORS AND ASSIGNS:** The heirs, executors, administrators, successors and assigns of the undersigned are bound by the terms herein.

The Corporation of the City of London hereby accepts the above Agreement of Purchase and Sale and agrees to carry out the same on the terms and conditions herein contained.

IN WITNESS WHEREOF The Corporation of the City of London agrees to the above Agreement of Purchase and Sale and has hereunto caused to be affixed its Corporate Seal attested by the hands of its proper signing officers pursuant to the authority contained in By-law No. A-1 of the Council of The Corporation of the City of London consolidated the 1st day of May, 2012.

THE CORPORATION OF THE CITY OF LONDON

Matt Brown, Mayor

Catharine Saunders, City Clerk

GIVEN UNDER MY/OUR HAND AND SEAL, (OR, IN WITNESS WHEREOF THE VENDOR HERETO HAS HEREUNTO CAUSED TO BE AFFIXED ITS CORPORATE SEAL ATTESTED BY THE HANDS OF ITS PROPER SIGNING OFFICERS, as the case may be) this _____ day of _____.

SIGNED, SEALED AND DELIVERED
In the Presence of


LINDA PEPE

TRICAR PROPERTIES LIMITED

Per: 

Name: Adam Carapella

Title: VP Operations

I/We Have the Authority to Bind the Corporation

VENDOR'S LAWYER: David G. Munteer, Solicitor, 519-661-2500 Ext. 4709 Fax: 519-661-0082

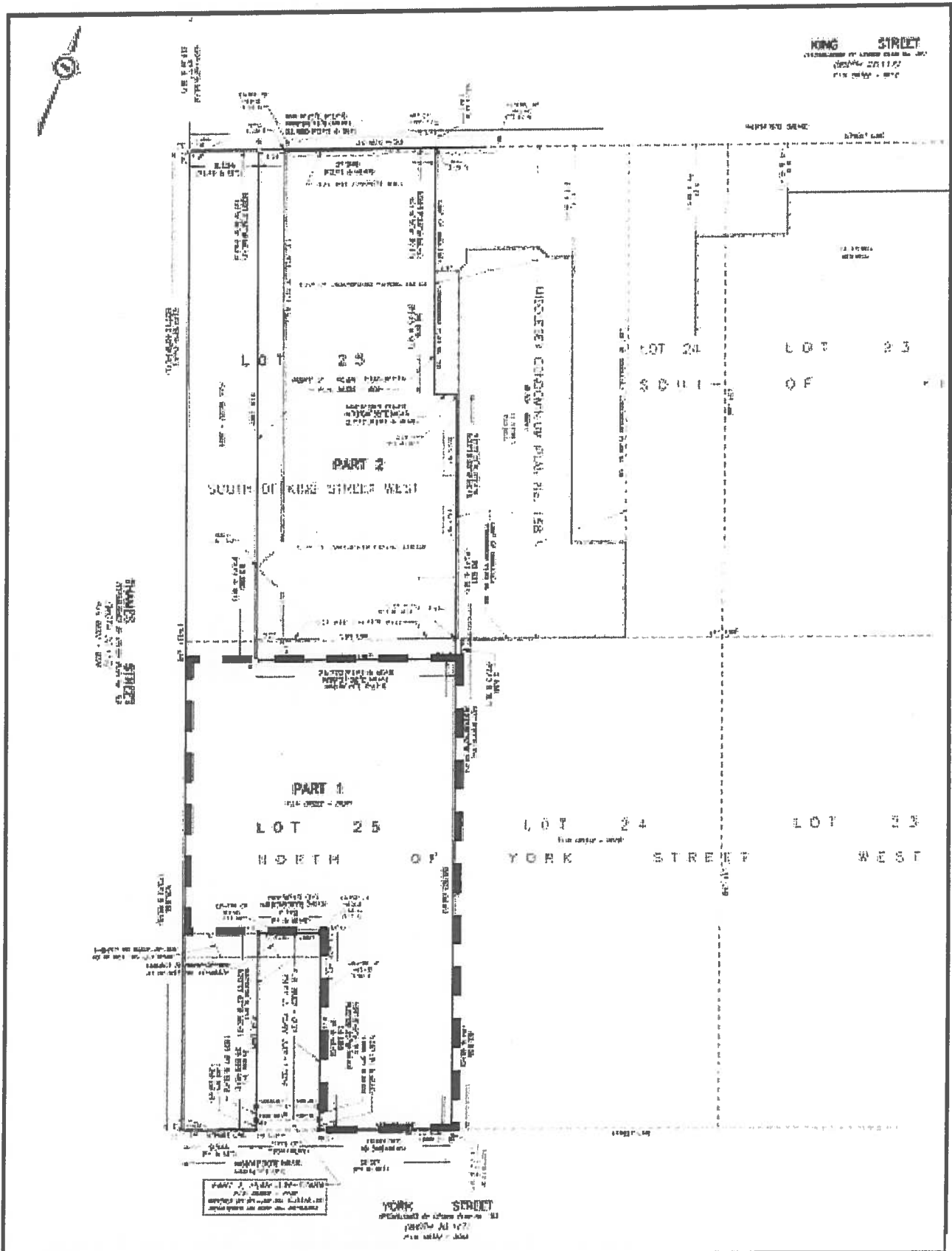
PURCHASER'S LAWYER: Jim Elsley, McKenzie Lake, 519-672-5666 Fax: 519-672-2674



SCHEDULE A

DESCRIPTION OF THE "PROPERTY"

Part of Lot 25, north of York Street West, City of London,
County of Middlesex, being Part of PIN 08322-0020. (the "Property")



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SCHEDULE B

ADDITIONAL TERMS AND CONDITIONS

1. **ENVIRONMENTAL CLAUSE:** The Purchaser acknowledges that the Property is being purchased on an "as is" basis. The Purchaser acknowledges that the Vendor has not made, did not make and shall not be required to provide any representations or warranties of any kind with respect to whether the Property and processes and undertakings performed thereon have been and are in compliance with all applicable environmental laws, regulations and orders and whether the Property is suitable for any specific use including and without limitation to any construction or development. The Purchaser acknowledges and agrees that the Vendor shall not be liable for any damages of loss whatsoever arising out of or pursuant to any claims in respect to the foregoing.
2. **REFERENCE PLAN:** The Vendor agrees to prepare and deposit on title, on or before closing and at its expense, a reference plan describing the Property.
3. **LANDS FOR FUTURE ROAD WIDENING:** The Purchaser acknowledges that lands that are to be dedicated for future road widening along the Thames Street and York Street frontages will be retained by the Vendor. These road dedications are 2.942 m to obtain 13.0 m from centerline on both frontages.
4. **COMPLETION CONDITIONAL ON MNRF APPROVAL:** The completion of the transaction contemplated pursuant to this Agreement is conditional upon the approval of the Provincial Ministry of Natural Resources and Forestry and subsequent transfer of the property to the Corporation of the City of London by the Upper Thames River Conservation Authority (UTRCA).
5. **COMPLETION OF TRANSACTION:** The closing of the transaction contemplated within this Agreement shall occur 30 days following the Transfer of the Property to the Vendor by the UTRCA.



APPENDIX "A"
CONFIDENTIAL -
Released in Public

#18011
 February 6, 2018
 (Property Purchase)

Chair and Members
 Corporate Services Committee

RE: Property Acquisition - Western Road Widening Project
(Subledger LD170050)
Capital Budget Project No. TS1489 - Western Road Widening-Platts Lane to Oxford Street
332 Wharncliffe Road N. - Thomas Bujouves

FINANCE & CORPORATE SERVICES REPORT ON THE SOURCES OF FINANCING:

Finance & Corporate Services confirms that the cost of this purchase can be accommodated within the financing available for it in the Capital Works Budget and that, subject to the adoption of the recommendations of the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer, the detailed source of financing for this purchase is:

<u>ESTIMATED EXPENDITURES</u>	<u>Approved Budget</u>	<u>Committed To Date</u>	<u>This Submission</u>	<u>Balance For Future Work</u>
Engineering	\$2,445,303	\$2,172,992		\$272,311
Land Acquisition	2,546,040	1,462,907	1,063,810	19,323
Construction (City)	20,153,078	13,973,049		6,180,029
Construction (CPR Portion)	1,729,920	1,729,920		0
Relocate Utilities	900,000	870,574		29,426
City Related Expenses	17,677	16,288		1,389
NET ESTIMATED EXPENDITURES	<u>\$27,792,018</u>	<u>\$20,225,730</u>	<u>\$1,063,810</u> 1)	<u>\$6,502,478</u>
SOURCE OF FINANCING				
Debenture By-law W-5550-67	4,424,198	3,139,783	180,589	1,103,826
Debenture By-law W-5550-67 (Serviced through City Services Roads Reserve Fund (Dev Charges))	12,000,000	5,718,127	883,221	5,398,652
Drawdown from City Services-Roads Component (Development Charges) 2)	9,637,900	9,637,900		0
Other Contributions - CPR Portion	1,729,920	1,729,920		0
TOTAL FINANCING	<u>\$27,792,018</u>	<u>\$20,225,730</u>	<u>\$1,063,810</u>	<u>\$6,502,478</u>

1) **Financial Note:**

Purchase Cost	\$925,000
Add: Legal Fees & Consultant costs	105,695
Sub-Total	1,030,695
Add: Land Transfer Tax	14,975
Add: HST @13%	133,990
Less: HST Rebate	(115,850)
Total Purchase Cost	<u>\$1,063,810</u>

- 2) Development charges have been utilized in accordance with the underlying legislation and the Development Charges Background Studies completed in 2014.
- 3) Once construction is complete, this property will be put back on the market with an estimated recovery of between \$525,000 and \$600,000.

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 Jason Davies
 Manager of Financial Planning & Policy