



**London**  
CANADA

## COUNCIL MINUTES

June 12, 2012

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

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

ABSENT: Councillors S. Orser and N. Branscombe.

ALSO PRESENT: T. Dobbie, M. Hayward, J. Braam, J.P. Barber, K. Dawtrey, J.M. Fleming, E. Gamble, T. Johnson, G.T. Hopcroft, G. Kotsifas, B. Krichker, L. Livingstone, V. McAlea Major, D. O'Brien, L. Rowe, R. Sharpe, L. Stevens, J. Taylor, M. Turner, B. Warner, R. Welker, B. Westlake-Power and P. White.

At the beginning of the Meeting all Members are present, except Councillors S. Orser, N. Branscombe and P. Hubert.

### **I RECOGNITIONS**

1. His Worship the Mayor presents a plaque for "London's Featured Company" to Primus Business Services.
2. His Worship the Mayor and Margaret Martin, Regional Field Officer, The Duke of Edinburgh's Award recognize the recipients of The Duke of Edinburgh's Bronze Award.

### **II DISCLOSURES OF PECUNIARY INTEREST**

Councillor D. Brown discloses a pecuniary interest in clause 5 of the 9th Report of the Investment and Economic Prosperity Committee, having to do with a delegation from Coach Canada and Pacific Western regarding an intercity bus system for London, by indicating that her employer provides intercity bus service in London. Councillor D. Brown further discloses a pecuniary interest in clause 13 of the 9th Report of the Strategic Priorities and Policy, having to do with appointments to the Transportation Advisory Committee, by indicating that her employer operates a transportation business in London.

Councillor J.P. Bryant discloses a pecuniary interest in clause 2 of the 15th Report of the Planning and Environment Committee, having to do with a Committee of Adjustment decision concerning the University of Western Ontario application relating to the property located at 1465 Richmond Street, by indicating that her husband is employed by the University of Western Ontario. Councillor J.P. Bryant further discloses a pecuniary interest in clause 3 of the 16th Report of the Planning and Environment Committee, having to do with a Committee of Adjustment decision concerning the University of Western Ontario application relating to the property located at 1465 Richmond Street, by indicating that her husband is employed by the University of Western Ontario. Councillor J.P. Bryant further discloses a pecuniary interest in part b) of clause 2 of the 10th Report of the Investment and Economic Prosperity Committee, having to do with the proposed University of Western Ontario Downtown Campus, by indicating that her husband is employed by the University of Western Ontario.

Councillor B. Polhill discloses a pecuniary interest in clause 2 of the 15th Report of the Planning and Environment Committee, having to do with a Committee of Adjustment decision concerning the University of Western Ontario application relating to the property located at 1465 Richmond Street, by indicating that his son is a member of the Committee of Adjustment. Councillor B. Polhill further discloses a pecuniary interest in clause 3 of the 16th Report of the Planning and Environment Committee, having to do with a Committee of Adjustment decision concerning the University of Western Ontario application relating to the property located at 1465 Richmond Street, by indicating that his son is a member of the Committee of Adjustment.

Councillor J. Swan discloses a pecuniary interest in part i) of clause 2 of the 10th Report of the Investment and Economic Prosperity Committee, having to do with a presentation from Grand Theatre, which includes a proposed concert hall, by indicating that he is employed by Orchestra London, which currently operates a concert hall.

Councillor P. Van Meerbergen discloses a pecuniary interest in clause 7 of the 9th Report of the Strategic Priorities and Policy Committee, having to do with appointments to the Child Care Advisory Committee, by indicating that his wife operates a day care.

### **III CONFIRMATION AND SIGNING OF THE MINUTES OF THE ELEVENTH MEETING HELD ON MAY 22 AND 23, 2012**

Motion made by Councillor H.L. Usher and seconded by Councillor J.L. Baechler to Approve the Minutes of the 11th Meeting held on May 22 and 23, 2012.

Motion Passed

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

None.

### **V COMMUNICATIONS AND PETITIONS**

1. Strategic Priorities and Policy Committee Meeting – 2011 Annual General Meeting of the Shareholder for the London & Middlesex Housing Corporation

Motion made by Councillor D. Brown and seconded by Councillor D.G. Henderson to Approve that Council rise and convene as the Strategic Priorities and Policy Committee for the purpose of holding the 2011 Annual General meeting of the Shareholder of the London & Middlesex Housing Corporation.

Motion Passed

No pecuniary interests are disclosed.

Councillor P. Hubert enters the meeting at 5:20 PM.

Motion made by Councillor B. Polhill and seconded by Councillor D.G. Henderson to Approve that the following actions be taken arising from the 2011 Annual General Meeting of the Shareholder of the London & Middlesex Housing Corporation:

- a) the attached presentation from S. Matthews, Acting General Manager of the London & Middlesex Housing Corporation BE RECEIVED; and,
- b) on the recommendation of the Interim City Manager, the attached proposed by-law (Attachment "A") BE INTRODUCED at the Municipal Council Meeting to be held on June 12, 2012, to:
  - i) ratify and confirm the Annual Resolutions of the Shareholder of London & Middlesex Housing Corporation, attached as Schedule "1" to the by-law; and,
  - ii) authorize the Mayor and the City Clerk to execute the Annual Resolutions of the Shareholder of London & Middlesex Housing Corporation, attached as Schedule "1" to the by-law.

Motion Passed

Motion made by Councillor H.L. Usher and seconded by Councillor D. Brown to Approve that the meeting of the Strategic Priorities and Policy Committee Adjourn and Council reconvene in Regular Session.

Motion Passed

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

The Strategic Priorities and Policy Committee meeting adjourns and Council reconvenes in Regular Session at 5:51 PM.

10th Report of the Strategic Priorities and Policy Committee  
Councillor M. Brown presents.

Motion made by Councillor B. Polhill and seconded by Councillor P. Hubert to Approve that the following actions be taken arising from the 2011 Annual General Meeting of the Shareholder of the London & Middlesex Housing Corporation:

- a) the attached presentation from S. Matthews, Acting General Manager of the London & Middlesex Housing Corporation BE RECEIVED; and,
- b) on the recommendation of the Interim City Manager, the attached proposed by-law (Attachment "A") BE INTRODUCED at the Municipal Council Meeting to be held on June 12, 2012, to:
  - i) ratify and confirm the Annual Resolutions of the Shareholder of London & Middlesex Housing Corporation, attached as Schedule "1" to the by-law; and,
  - ii) authorize the Mayor and the City Clerk to execute the Annual Resolutions of the Shareholder of London & Middlesex Housing Corporation, attached as Schedule "1" to the by-law.

Motion Passed

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

Motion made by Councillor J.L. Baechler and seconded by Councillor B. Polhill to Refer Communication #2, from B.R. Card, Barrister & Solicitor related to properties located at 255 South Carriage Road and 1331 Hyde Park Road (39T-08502/OZ-7510) to the Planning and Environment Committee Stage for consideration with Clause 26 of the 15th Report of the Planning and Environment Committee.

Motion Passed

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

Motion made by Councillor H.L. Usher and seconded by Councillor D. Brown to Refer Communication #3, from J. Kennedy, London Development Institute related to the appointment of Consulting Services for Pottersburg Creek Subwatershed Study Update and Appointment of Consulting Services for Water Resources and Slope Stability Evaluation of the Central Thames Subwatershed Study to the Civic Works Committee Stage for consideration with Clauses 2 and 3 of the 10th Report of the Civic Works Committee.

Motion Passed

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

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

None.

## **VII ADDED REPORTS**

1. 16th Report of the Planning and Environment Committee
2. 18th Report of the Finance and Administrative Services Committee
3. 10th Report of the Investment and Economic Prosperity Committee

## VIII REPORTS

10th Report of the Civic Works Committee  
Councillor H.L. Usher presents

### 1. Disclosures of Pecuniary Interest

Motion made by Councillor H.L. Usher to Approve that it BE NOTED that no pecuniary interests were disclosed.

Motion Passed

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

### 2. Appointment of Consulting Services for Pottersburg Creek Subwatershed Study Update

Motion made by Councillor H.L. Usher to Approve that, on the recommendation of the Acting Executive Director, Planning, Environmental and Engineering Services, and City Engineer, the following actions be taken with respect to the appointment of a consultant for the Pottersburg Creek Subwatershed Study Update:

- a) AECOM 410-250 York Street, London, ON, N6A 6K2, BE APPOINTED Consulting Engineers for the Pottersburg Creek Subwatershed Study Update in the amount of \$285,881.00, excluding H.S.T., in accordance with Section 15, Clause 15.2(d) of the Procurement of Goods and Services Policy;
- b) the financing for the project BE APPROVED in accordance with the Sources of Financing Report included as Appendix "A" to the associated staff report, dated May 29, 2012;
- c) the consulting fees for the project identified in a), above, BE IN ACCORDANCE with the estimate, on file, which are based upon the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional Engineers;
- d) the approval hereby BE CONDITIONAL upon the Corporation entering into a formal contract with the consultant for the work; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations.

Motion Passed

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

### 3. Appointment of Consulting Services for Water Resources and Slope Stability Evaluation of the Central Thames Subwatershed Study

Motion made by Councillor H.L. Usher to Approve that, on the recommendation of the Acting Executive Director, Planning, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the appointment of a consultant for the Water Resources Components and Slope Stability Evaluation for a Central Thames Subwatershed Study:

- a) Delcan Corporation, 1069 Wellington Road South, Suite 214, London, ON, N6E 2H6, BE APPOINTED Consulting Engineers for the Water Resources Components and Slope Stability Evaluation of the Central Thames Subwatershed Study in the amount of \$479,783; it being noted that this value includes a contingency allowance of \$110,000, excluding H.S.T., in accordance with Section 15, Clause 15.2(d) of the Procurement of Goods and Services Policy;
- b) the financing for the project BE APPROVED in accordance with the Sources of Financing Report included as Appendix "A" to the associated staff report, dated May

29, 2012;

- c) the consulting fees for the project identified in a), above, BE IN ACCORDANCE with the estimate, on file, which is based upon the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional Engineers;
- d) the approval given hereby BE CONDITIONAL upon the Corporation entering into a formal contract with the consultant for the work; and,
- e) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations.

Motion Passed

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

#### 4. Industrial Road Bridge Rehabilitation (Tender 12-40)

Motion made by Councillor H.L. Usher to Approve that, on the recommendation of the Acting Executive Director, Planning, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the contract award for the Industrial Road Rehabilitation Bridge Project (TS1763-11):

- a) the bid submitted by Weathertech Restoration, 1054 Shaw Road, Dorchester, ON, N0L 1G4, at its tendered price of \$369,488.53, excluding H.S.T., for the Industrial Road Bridge Rehabilitation Project, BE ACCEPTED; it being noted that the bid submitted by Weathertech Restoration was the lowest of seven (7) bids received (noting that one of the seven bids received was disqualified) and meets the City's specifications and requirements in all areas; it being further noted that there is no anticipated additional operating costs to the Planning, Environmental and Engineering Services Department Operating Budget in 2013 and subsequent years associated with approval of this tender;
- b) the financing for this project BE APPROVED as set out in the Sources of Financing Report included as Appendix "A" to the associated staff report, dated May 29, 2012;
- c) IT BE RECOGNIZED that this work would not have been undertaken without the financial support of the Investing in Ontario Program and the Province of Ontario;
- d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- e) the approval given hereby BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order for the material to be supplied and the work to be done relating to this project (Tender 12-40); 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.

Motion Passed

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

#### 5. Southcrest Storm Sewer and Outfall Replacement (Tender 12-47)

Motion made by Councillor H.L. Usher to Approve that, on the recommendation of the Acting Executive Director, Planning, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the contract award for the Southcrest Storm Sewer and Outfall Replacement Project (ES6071, ES2464):

- a) the bid submitted by Blue-Con Construction (Blue-Con), 1915 Crumlin Side Road, London ON, N5V 3B8, at its tendered price of \$1,319,521.91, excluding H.S.T., for the Southcrest Storm Sewer and Outfall Replacement Project BE ACCEPTED; it being noted that the bid submitted by Blue-Con was the lowest of five (5) bids received and meets the City's specifications and requirements in all areas;

- b) AECOM Canada Ltd. (AECOM), 410 – 250 York Street, Citi Plaza, London, ON, N6A 6K2, BE AUTHORIZED to carry out the resident inspection and contract administration for the said project in accordance with the estimate, on file, at an upset amount of \$154,551.00, excluding H.S.T.; it being noted that this firm completed the engineering design, based upon the Fee Guideline for Professional Engineering Services, 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;
- c) minor future additional annual operating costs of \$800.00 BE RECOGNIZED as a result of this project; it being noted that these costs are a result of new infrastructure installation and will be considered and accommodated within future Wastewater and Treatment operating budgets;
- d) minor future additional annual operating costs of \$400.00 BE RECOGNIZED as a result of this project; it being noted that these costs are a result of a new parkette feature and will be considered and accommodated within future Planning and Development operating budgets;
- e) the financing for this project BE APPROVED as set out in the Sources of Financing Report included as Appendix "A" to the associated staff report, dated May 29, 2012;
- f) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- g) the approval given hereby BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order for the material to be supplied and the work to be done relating to this project (Tender 12-47); and,
- h) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to these recommendations.

Motion Passed

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

6. Wonderland Road North Improvements (Tender 12-62)

Motion made by Councillor H.L. Usher to Approve that, on the recommendation of the Acting Executive Director, Planning, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the contract award for the Wonderland Road North Improvements Project (TS1360):

- a) the bid submitted by L82 Construction Ltd., 2070 Huron Street, London, ON, N5V 5A7, at its modified tendered price of \$1,912,000.21, excluding H.S.T., for the Wonderland Road North Improvements Project, BE ACCEPTED; it being noted that the bid submitted by L82 Construction Ltd. was the lowest of nine (9) bids received and meets the City's specifications and requirements in all areas;
- b) Stantec Consulting Ltd., 171 Queens Avenue, Suite 800, London, ON, N6A 5J7, BE APPOINTED the Consulting Engineers for the contract administration and resident supervision of the said project, in the amount of \$180,840, excluding H.S.T., in accordance with Section 15.2 (g) of the Procurement of Goods and Services Policy;
- c) the consulting fees for the project identified in b), above, BE IN ACCORDANCE with the estimate, on file, which are based upon the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional Engineers;
- d) future additional Roads and Transportation annual operating costs of \$3,800 and Wastewater and Treatment annual operating costs of \$800 BE RECOGNIZED as a first priority commitment from available assessment growth in 2013, subject to final budget approval;
- e) the financing for this project BE APPROVED as set out in the Sources of Financing Report included as Appendix "A" to the associated staff report, dated May 29, 2012;

- f) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- g) the approval given hereby BE CONDITIONAL upon the Corporation entering into a formal contract and issuing purchase order(s) for the material to be supplied and the work to be done relating to this project (Tender 12-62); and,
- h) the Mayor and the City Clerk BE AUTHORIZED to execute any contract or other documents, if required, to give effect to the above recommendations.

Motion Passed

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

7. Infrastructure Lifecycle Renewal Program 2013-2014

Motion made by Councillor H.L. Usher to Approve that, on the recommendation of the Acting Executive Director, Planning, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the appointment of Consulting Engineers for the 2013-2014 Infrastructure Lifecycle Renewal Program (ES2414-11, ES2464-11, EW3765-12, EW3787-12, TS1445, TS3014-12, TS1739-11, TS4067-12):

- a) the following Consulting Engineering firms BE APPOINTED for the pre-design and design of the said projects, in the amounts identified below, in accordance with the estimate, on file, based upon the Fee Guideline for Professional Engineering Services, recommended by the Ontario Society of Professional Engineers, and in accordance with Section 15.2 of the City of London's Procurement of Goods and Services Policy; it being noted that these consultants shall obtain approval to proceed with subsequent phases of engineering for award of balance of a project subject to satisfying all financial, reporting and other conditions contained within this Policy:
  - i) Contract 1: Stantec Consulting Ltd, 800-171 Queens Avenue, London, ON, N6A 5J7; in the amount of \$153,972.50, excluding H.S.T.;
  - ii) Contract 2: Spriet Associates, 155 York Street, London, ON, N6A 1A8; in the amount of \$133,182.50, excluding of H.S.T.;
  - iii) Contract 3: R.V. Anderson Associates Limited, 557 Southdale Road East, Suite 200, London, ON, N6E1A2, in the amount of \$137,280.00, excluding H.S.T.;
  - iv) Contract 4: Archibald, Gray, McKay Engineering Limited, 3514 White Oak Road, London ON, N6E 2Z9; in the amount of \$84,766.00, excluding H.S.T.;
  - v) Contract 5: IBI Group, 350 Oxford Street West, Suite 203, London, ON, N6H 1T3, in the amount of \$161,410.70, excluding H.S.T.;
  - vi) Contract 6: Development Engineering Ltd., 41 Adelaide Street North, Unit 71, London ON, N6B 3P4, in the amount of \$119,735.00 excluding H.S.T.;
  - vii) Contract 9: Dillon Consulting Ltd., 130 Dufferin Avenue, Suite 1400, London, ON, N6A 5R2, in the amount of \$241,835.00 excluding H.S.T.;
  - viii) Contract 10: Delcan Corporation, 1069 Wellington Road South, Suite 214, London ON, N6E 2H6, in the amount of \$210,281.50, excluding H.S.T.;
  - ix) Contract A: Dillon Consulting Ltd., 130 Dufferin Avenue, Suite 1400, London, ON, N6A 5R2; in the amount of \$197,774.50, excluding H.S.T.;
  - x) Contract B: Archibald, Gray, McKay Engineering Limited, 3514 White Oak Road, London ON, N6E 2Z9, in the amount of \$261,222.50, excluding H.S.T.; and,
  - xi) Contract C: AECOM Canada Ltd., 285 King Street, Suite 300, London ON, N6B 3M6, in the amount of \$240,350.00, excluding H.S.T.;
- b) the financing for design of the projects identified in a), above, BE APPROVED in accordance with the Sources of Financing Report included as Appendix "A" to the associated staff report, dated May 29, 2012;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the approvals given hereby BE CONDITIONAL upon the Corporation entering into a formal contract with each consultant for the respective project; 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; and,

it being noted that the Civic Administration anticipate additional annual operating costs to the Planning, Environmental and Engineering Services (PEES) budget in 2014, and for subsequent years, associated with approval of these contracts; it being further noted that the amounts are not determined at this time and not associated with engineering assignments, but will be included later in the construction phase of these projects and will be presented at the time of contract award, if required.

Motion Passed

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

8. Infrastructure Lifecycle Renewal Program - Third Street Reconstruction

Motion made by Councillor H.L. Usher to Approve that, on the recommendation of the Acting Executive Director, Planning, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the contract award for the 2012 Lifecycle Renewal Program, for the Third Street Reconstruction Project (ES2414-11, EW3765-12, TS3014-12 & TS3037-12):

- a) the bid submitted by L82 Construction Ltd., 2070 Huron Street, Suite A, London, ON, N5V 5A7, at its tendered price of \$1,216,551.95, excluding H.S.T., for the 2012 Infrastructure Lifecycle Renewal Program for the Third Street Project, BE ACCEPTED; it being noted that the bid submitted by L82 Construction Ltd. was the lowest of seven (7) bids received and meets the City's specifications and requirements in all areas;
- b) the financing for this project BE APPROVED as set out in the Sources of Financing Report included as Appendix "A" to the associated staff report, dated May 29, 2012;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the approval given hereby BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order for the material to be supplied and the work to be done relating to this project (Tender 12-37); 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.

Motion Passed

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

9. Update on the Ontario Traffic Manual, Book 15 - Pedestrian Crossing Facilities Interim Report

Motion made by Councillor H.L. Usher to Approve that, on the recommendation of the Acting Director, Roads and Transportation, the information report dated October 31, 2011, related to the Ontario Traffic Manual, Book 15: Pedestrian Crossing Facilities, BE RECEIVED.

Motion Passed

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

10. Concrete Pressure Pipe Inspection Fibre Optic Installation

Motion made by Councillor H.L. Usher to Approve that, on the recommendation of the Acting Executive Director Planning, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the contract amendment for the Concrete Pressure Pipe Inspection for the Fibre Optic Installation (EW3717):

- a) the contract values for Pure Technologies Inc., 3rd Floor, 705-11 Avenue SW, Calgary, Alberta, T2R 0E3, BE AMENDED, as follows:



- i) the amount of \$336,382.00 from \$1,263,520.00, excluding H.S.T., for a revised total of \$1,599,902.00;
- ii) for annual monitoring costs at an upset limit of \$152,165 to pay for the long-term acoustical monitoring of the pipeline as part of the installation of the fibre optic cable and computerized laser monitoring system;

it being noted that this request for an increase in funds is within the existing funding allocation for the project;

- b) the financing for this project BE APPROVED as set out in the Sources of Financing Report included as Appendix "A" to the associated staff report, dated May 29, 2012;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;
- d) the approval given hereby BE CONDITIONAL upon the Corporation adjusting the existing purchase order for the work to be done and the materials to be supplied on this project; and,
- e) the contract amendment BE AUTHORIZED in accordance with section 20.3(c) of the Corporation of the City of London's Procurement of Goods and Services Policy;

it being further noted that the Corporation previously entered into a formal contract with Pure Technologies Inc. to undertake the installation of the fibre optic cable and acoustic monitoring system, and this work is an amendment of that contract.

Motion Passed

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

#### 11. Sunningdale Road Improvements - Environmental Study Report

Motion made by H.L. Usher to Approve that, on the recommendation of the Acting Executive Director, Planning, Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the Sunningdale Road Improvements Environmental Study Report:

- a) the Sunningdale Road Improvements Environmental Study Report, except the project scheduling, BE ACCEPTED;
- b) the Notice of Completion BE FILED with the Municipal Clerk;
- c) the Environmental Study Report BE PLACED on public record for a 30-day review period; and,
- d) the Civic Administration BE REQUESTED to take into consideration the following comments and concerns received at the Public Participation Meeting held on May 29, 2012 with respect to the Sunningdale Road Improvements;

it being noted that the Civic Works Committee heard the attached presentation from T. Fediw, Manager of Transportation, AECOM, with respect to this matter;

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

- T. Quinton, 29 Sunningdale Road East – expressing concern with respect to the impact on her property value and her ability to get in and out of her driveway; further expressing concern about losing the fantastic trees on the properties to be purchased; noting a personal concern on how this will impact her life and livelihood; and asking that everyone involved continue to accommodate this established neighbourhood.
- C. Mudd, 2090 Richmond Street – expressing concern with driveway access; further expressing that taking the land from the south side would hinder the driveways, so all the widening should be done on the north side, and suggesting that the boulevard should be wide enough to have trees on it to aid with traffic calming.
- R. Koudys, 368 Oxford Street East, representing Barb Best Holdings – indicating that

his client is in the process of developing a pedestrian-oriented community and asking that there be a pedestrian trail linkage.

- A. Elturk, 1431 Sunningdale Road West – inquiring if the speed limit has been taken into consideration; noting that the Wonderland Road and Hyde Park area is too narrow and has had many accidents, and asking if this area will be looked at.
- T. Slade, 37 Uplands Drive – expressing that he is very pleased and happy to see the report is proposing to do all the widening on the north side.
- A. Soufan, York Development Group, 233 Horton Street East – requesting clarification as to the following questions:
  - What are the exact dimensions of the properties the City will be expropriating to do the widening?
  - Has there been an analysis on the cost of purchasing nine houses on the south side of Sunningdale Road?
  - What is the exact position of realignment of the Petro Carbon pipeline.

Motion Passed

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

## 12. Parking Enforcement Notification

Motion made by Councillor H.L. Usher to Approve that the communication dated May 18, 2012, from Councillor M. Brown, with respect to a request for a procedure to be put in place to notify residents in new subdivisions of the Parking By-laws, BE REFERRED to the Civic Administration to investigate and report back at a future meeting of the Civic Works Committee, as to what types of neighbourhood notification would be feasible.

Motion Passed

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

## 13. Water Ban Communication

Motion made by Councillor H.L. Usher to Approve that the communication dated May 28, 2012, from Councillor M. Brown, with respect to a request for the development of a communications plan to inform and reach members of the public during emergency situations BE REFERRED to the Civic Administration to incorporate this request into its current review of communication options for public notification in an emergency event.

Motion Passed

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

## 14. Briefing Notes - City Response to Lake Huron Pipeline Break

Motion made by H.L. Usher to Approve that the communication dated May 28, 2012, and the attached presentation from the Acting Executive Director, Planning, Environmental and Engineering Services and City Engineer and R. Welker, Manager, Water Engineering, with respect to the City's response to the current Lake Huron pipeline break on May 23, 2012, BE RECEIVED for information.

Motion Passed

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

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

1. Disclosures of Pecuniary Interest

Motion made by Councillor B. Polhill to Approve that it BE NOTED that:

- a) Councillor J.P. Bryant disclosed a pecuniary interest in clause 2 of this Report having to do with a Committee of Adjustment decision concerning the University of Western Ontario application relating to the property located at 1465 Richmond Street, by indicating that her husband is employed by The University of Western Ontario; and,
- b) Councillor W.J. Polhill disclosed a pecuniary interest in clause 2 of this Report having to do with a Committee of Adjustment decision concerning the University of Western Ontario application relating to the property located at 1465 Richmond Street, by indicating that his son is a member of the Committee of Adjustment.

Motion Passed

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

2. Property located at 1465 Richmond Street

Motion made by Councillor S.E. White to Approve that, notwithstanding the recommendation of the Director, Land Use Planning and City Planner, in response to the letter of appeal to the Ontario Municipal Board, submitted by the University of Western Ontario, relating to Minor Variance A. 007/12 relating to the property located at 1465 Richmond Street, the matter BE REFERRED back to the Civic Administration for further review.

Motion Passed

YEAS: J.F. Fontana, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, S.E. White (11)

RECUSED: B. Polhill, J.P. Bryant

3. Sugar Creek Park and Area Design, Development and Maintenance Agreements with Old Oak Properties Incorporated

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Director, Land Use Planning and City Planner, the following actions be taken with respect to the design, development and maintenance agreements with Old Oak Incorporated for Sugar Creek Park and area:

- a) the Civic Administration BE DIRECTED to carry out all required actions to finalize the attached amendment to the existing Development Agreement for 400 Sugar Creek Trail as it relates to the development and payment terms for Sugar Creek Park at 460 Sugar Creek Trail;
- b) the financing for this project BE APPROVED in accordance with the "Sources of Financing Report" provided as Appendix "B" to the associated staff report, dated May 28, 2012;
- c) the Mayor and the City Clerk BE AUTHORIZED to execute the License Agreement, for 400 Sugar Creek Trail, for the use and maintenance of the park plaza adjacent to Old Oak's Community Centre as an outdoor café sitting area, any amending agreements and all documents required to fulfill its conditions;
- d) the Civic Administration BE AUTHORIZED to execute the Adopt-a-Park Agreement, any amending agreements and related documents, with Old Oak Inc. for Old Oak to provide added maintenance services for Sugar Creek Park;
- e) the Civic Administration BE AUTHORIZED to execute the Adopt-a-Street Agreement, any amending agreements and related documents, with Old Oak Inc. for Old Oak to provide added maintenance for Sugar Creek Trail from Proudfoot Lane to Beaverbrook Avenue; and,

- f) Old Oak Incorporated BE THANKED for their donation to the park development project and for their commitment to the community by entering into the Adopt-a-Park and Adopt-a-Street Agreements.

Motion Passed

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

4. Property located at 3071 Singleton Avenue (H-8058)

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Senior Planner, Development Services, based on the application of Sifton Properties Limited, relating to the property located at 3071 Singleton Avenue, the attached proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on June 12, 2012 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 R1 (h.R1-5) Zone TO a Residential R1 (R1-5) Zone, to remove the holding provision. (2012-D11-07)

Motion Passed

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

5. Special Provisions - Landea Developments Inc. - Landea Subdivision (39T-05512)

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Senior Planner, Development Services, the following actions be taken with respect to entering into a subdivision agreement between The Corporation of the City of London and Landea Developments Inc. for the subdivisions of land over Part of Lot 22, Concession 5, (Geographic Township of London), City of London, County of Middlesex, situated on the north side of Fanshawe Park Road West, between Wonderland Road North and Hyde Park Road, municipally known as 995 Fanshawe Park Road West:

- a) the attached, revised, Special Provisions to be contained in a Subdivision Agreement between The Corporation of the City of London and Landea Developments Inc. for the Landea Subdivision (39T-05512) BE APPROVED;
- b) the financing for the project BE APPROVED in accordance with the "Estimated Claims and Revenues Report" provided as Appendix 'A' to the associated staff report, dated May 28, 2012; and,
- c) the Mayor and the City Clerk BE AUTHORIZED to execute the Subdivision Agreement, referred to in clause a), above, any amending agreements and all documents required to fulfill its conditions;

it being noted that the Planning and Environment Committee reviewed and received a communication, dated May 24, 2012, from K. McIntosh, Whitney Engineering Inc., with respect to this matter. (2012-D26-04)

Motion Passed

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

6. Special Provisions - Phyllis Matthews - Woodhull Subdivision (39T-03511)

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Senior Planner, Development Services, the following actions be taken with respect to entering into a subdivision agreement between The Corporation of the City of London and Phyllis Matthews for the subdivision of land over Part of Lot C, Gore Concession, (Geographic Township of Delaware), City of London, County of Middlesex, municipally known as 1820 Woodhull Road:

- a) the attached Subdivision Agreement, between The Corporation of the City of London and Phyllis Matthews for the Woodhull Subdivision (39T-03511) BE APPROVED; and,

- b) the Mayor and the City Clerk BE AUTHORIZED to execute the Agreement, referred to in clause a), above, any amending agreements and all documents required to fulfill its conditions.

Motion Passed

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

- 7. Request for Extension of Draft Approval - Auburn Developments Inc. - FoxField Subdivision (39T-02505)

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Senior Planner, Development Services, the following action be taken with respect to the request from Auburn Developments Inc. for the property located at Land located between east of Denview Avenue, south of Sunningdale Road West and west of Wonderland Road North:

- a) the Approval Authority BE REQUESTED to approve the request for a 3 year extension of the draft plan of subdivision approval for the plan submitted by Foxhollow Developments Inc., (file 39T-02505) prepared by Stantec Consulting Ltd., dated March 12, 2004 (Drawing No. DP-09), as red-line amended, which shows a total of three (3) single detached dwelling blocks, and several reserve blocks all served by one (1) secondary collector road, the two (2) local streets, SUBJECT TO the conditions contained in the attached Appendix "39T-02505"; and,
- b) the financing for the project BE APPROVED in accordance with the "Estimated Claims and Revenues Report" provided as Appendix 'A' to the associated staff report, dated May 28, 2012.

Motion Passed

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

- 8. Special Provisions - Sifton Properties Limited - Forest Hill (Phase 4B) Subdivision (39T-99515-4B)

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Senior Planner, Development Services, the following actions be taken with respect to entering into a subdivision agreement between The Corporation of the City of London and Sifton Properties Limited for the subdivision of land over Part of Lot 11, Concession 6, (Geographic Township of London), City of London, County of Middlesex, situated west of Springridge Drive and north of Rollingacres Drive:

- a) the attached Special Provisions, to be contained in a Subdivision Agreement between The Corporation of the City of London and Sifton Properties Limited for the Forest Hill Subdivision, Phase 4B (39T-99515) BE APPROVED;
- b) the financing for the project BE APPROVED in accordance with the "Estimated Claims and Revenues Report" provided as Appendix 'A' to the associated staff report, dated May 28, 2012; and,
- c) the Mayor and the City Clerk BE AUTHORIZED to execute the Subdivision Agreement, referred to in clause a) above, any amending agreements and all documents required to fulfill its conditions.

Motion Passed

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

9. Building Division Monthly Report for April 2012

Motion made by Councillor B. Polhill to Approve that the Building Division Monthly Report for April 2012 BE RECEIVED.

Motion Passed

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

10. 6th Report of the London Advisory Committee on Heritage

Motion made by Councillor B. Polhill to Approve that the following actions be taken with respect to the 6th Report of the London Advisory Committee on Heritage (LACH), from its meeting held on May 9, 2012:

- a) the Inventory of Heritage Resources BE AMENDED to include the following properties:
  - i) Priority 1:
    - A) 131 Pond Mills Road as a Priority 1; it being noted that the Stewardship Sub-Committee was asked to prepare a Statement of Significance for this property; and,
    - B) 68 Gunn Street as a Priority 1;
  - ii) Priority 2:
    - A) 74 Gunn Street as a Priority 2; and,
    - B) 19 Beaufort Street as a Priority 2;
- b) no action BE TAKEN with respect to adding the property located at 78 Gunn Street to the *Inventory of Heritage Resources* as a Priority 3 listing;
- c) the Director of Building Controls and Chief Building Official BE ADVISED that the London Advisory Committee on Heritage (LACH) does not support the designation of the property located at 72 Hamilton Road; it being noted that the LACH requested that the property owner try to preserve, retain and recover all possible interior and exterior heritage features and fittings for reuse in any future new construction; and,
- d) the Director of Building Controls and Chief Building Official BE ADVISED that the London Advisory Committee on Heritage (LACH) does not support the designation of the property located at 1451 Wharnccliffe Road South; it being noted that the LACH requested that the property owner try to preserve, retain and recover all possible interior and exterior heritage features and fittings for reuse in any future new construction;

it being noted that the London Advisory Committee on Heritage heard a verbal presentation from J. O'Neil, on behalf of the Stewardship Sub-Committee, with respect to these matters;

- e) on the recommendation of the Director, Land Use Planning and City Planner, with the advice of the Heritage Planner, the Heritage Alteration Permit Application of D. Baumann requesting permission for an porch alteration to the designated heritage property located at 773 Princess Avenue BE APPROVED; it being noted that the Heritage Planner has reviewed the proposed changes and has advised that the impact of such alterations on the heritage features of the property identified in the reasons for designation is negligible;
- f) on the recommendation of the Director, Land Use Planning and City Planner, with the advice of the Heritage Planner, the Heritage Alteration Permit Application of H. Mohammed requesting permission for signage on the designated heritage property located at 762 Dundas Street BE APPROVED; it being noted that the Heritage Planner has reviewed the proposed signage and has advised that the impact of such alteration on the heritage features of the property identified in the reasons for designation is negligible;
- g) the following information BE NOTED:

- i) the Stewardship Sub-Committee was asked to prepare a Statement of Significance for the property located at 3378 Homewood Lane;
  - ii) the ReThink London event was well attended; it being noted that the Planning Department is looking for the public's comments with respect to how the City will plan for our future roads, neighbourhoods, workplaces, community facilities, parks, and transportation;
  - iii) an archaeological study has been completed for the property located at 2350 Dundas Street; and,
  - iv) the Investment and Economic Prosperity Committee is recommending an autonomous Board of Directors for Eldon House, to commence in 2013;
- h) the London Advisory Committee on Heritage recommendation relating to the Notice of Intent to designate the property located at 1576 Richmond Street under Section 29 of the *Ontario Heritage Act*, as a property of cultural heritage value or interest under the provisions of subsection 29(3) of the *Ontario Heritage Act, R.S.O. 1990, c. O.18* BE REFERRED to the June 11, 2012 Planning and Environment Committee for consideration;

it being noted that the London Advisory Committee on Heritage heard a verbal presentation from Michelle Doornbosch, Zelinka Priamo Limited and reviewed and received a communication, dated May 9, 2012, from Shelagh Martin, 260 Sydenham Street, with respect to this matter.

- i) that notice of the Municipal Council's intention to designate the property located at 498 Dufferin Avenue to be of cultural heritage value or interest BE GIVEN, for the ~~attached~~ reasons, under the provisions of subsection 29(3) of the *Ontario Heritage Act, R.S.O. 1990, c. O.18*; it being noted that the owners of the subject property (Benedict and Helen Lockwood) have concurred with this recommendation, with the understanding that the land to be included in the designation will be as shown on the assessment roll; and,
- j) that clauses 5 through 15, inclusive, BE RECEIVED;

it being noted that the Planning and Environment Committee heard a verbal delegation from G. Goodlet, Chair, LACH, with respect to these matters.

#### Motion Passed

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

#### 11. Assumption Notification

Motion made by Councillor B. Polhill to Approve that, the communication, dated May 18, 2012, from Councillor M. Brown, with respect to the Civic Administration's notification process relating to the assumption of subdivisions BE REFERRED to the Civic Administration for discussion at the next Development Liaison Forum meeting.

#### Motion Passed

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

#### 12. Property located at 76 Gunn Street

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Manager, Development Approvals, the following actions be taken with respect to the site plan approval application by Escalade Property Corp. relating to the property located at 76 Gunn Street:

- a) the Approval Authority BE ADVISED that at the public meeting of the Planning and Environment Committee held with respect to this matter, issues were raised with respect to the following:

- i) the increase in multi-family development in the community;
  - ii) the safety of children walking to school;
  - iii) personal property safety concerns;
  - iv) the vacancy rate of rental properties; and,
  - v) absentee landlords;
- b) the Approval Authority BE ADVISED the Municipal Council supports the granting of approval of the attached site plan and elevations;
  - c) the financing for the project BE APPROVED in accordance with the “Estimated Claims and Revenues Report” provided as Appendix ‘A’ to the associated staff report, dated May 28, 2012; and,
  - d) the applicant BE DIRECTED to include significant tree plantings on both street sides of the property;

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

- Dan Gallow, Escalade Properties – advising that the side of the house that does not have windows is a fire wall and is not allowed windows.
- James Corcoran, representing the BIGS Community Association – enquiring as to whether or not the London Advisory Committee on Heritage has spoken to this matter; advising that the BIGS Community Association appeared before the Built and Natural Environment Committee in October, 2011 expressing concerns with intensification in the Beaufort Street, Irwin Street, Gunn Street and Saunby Street area; advising that the rate of conversion from single family residences to 10 bedroom duplexes is alarming; indicating that the neighbourhood is turning into a single purpose district; advising that a balance of different housing is needed to sustain a neighbourhood; indicating that this type of neighbourhood in the core and near the Thames River is in short supply; indicating that the Association has previously asked the Municipal Council to institute an Interim Control By-law until revised zoning can be put in place; noting that the Civic Administration advised the Municipal Council that the Interim Control By-law would be appealed to the Ontario Municipal Board; indicating that the developer has now taken out four more houses, not including the two applications in front of the Committee tonight; advising that a demolition permit has been applied for the property located at 73 Gunn Street; indicating that a lot of the people who have spoken tonight have been concerned about a single development, not several; advising that the Planning and Environment Committee approved a 37 unit dwelling in the area in February, 2012; and advising that the University of Western Ontario is building 1,000 more student housing units.
- Tara Lee Bekolay, 78 Gunn Street – advising that her property is in the heart of the neighbourhood; advising that good developers should be praised for making neighbourhoods liveable; advising that the London Advisory Committee on Heritage listed the property located at 78 Gunn Street as a Priority 3 listing on the *Inventory of Heritage Resources*; advising that this is the gateway into the neighbourhood interior; advising that people walking along Gibbons Park and the Thames River enjoy the neighbourhood; indicating that other developers are concerned with the oversupply of rental housing in the City; enquiring what is going to happen to this property; indicating that students don't like living in this type of area; noting that students prefer 3 or 4 unit dwellings; enquiring as to what the worst that could happen if the Committee sends the application back to the Civic Administration; asking that the Committee demonstrate that their engagement in a “liveable” city is real; indicating that the applicant may appeal to the Ontario Municipal Board, but asking the Council to try something new; indicating that it is not our job to second guess the Ontario Municipal Board; enquiring as to who knows how the Ontario Municipal Board will look at the application; indicating that it may give developers cause to pause; recommending that the property located at 78 Gunn Street be maintained; and requesting that while there is a study of the area being undertaken, please delay the proposed demolition.
- M. Connor, on behalf of her mother Anne Conner, 77 Gunn Street – advising that her brother owns the house at 75 Gunn Street; expressing support for Mr. James Corcoran's comments; advising that with the increased housing in the neighbourhood, she can see cars clipping the corner; expressing concern for children walking to school; indicating that some of the new duplexes are not renting and there are problems with absentee landlords; advising that the City is still reeling from the St. Patrick's Day riots; indicating that it is scary with students throwing beer bottles; advising that someone defecated on her mother's front porch; and advising that God is not making more rivers.



- Annette Lance, 72 Gunn Street – advising that this is not “Not In My Backyard” syndrome; advising that she enjoys living in the neighbourhood; advising that it is difficult to remain in the neighbourhood with the majority of properties becoming 10-bedroom duplexes; requesting that development be halted; and advising that students had rented the properties before they were developed into 10-bedroom duplexes.
- Michelle Doornbosch, Zelinka Priamo Limited – advising that the lands have been zoned for duplex dwellings; advising that the application is going through the site plan process; and advising that the urban design has been approved.

#### Motion Passed

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

#### 13. Property located at 78 Gunn Street

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Manager, Development Approvals, the following actions be taken with respect to the site plan approval application by Escalade Property Corp. relating to the property located at 78 Gunn Street:

- a) the Approval Authority BE ADVISED that at the public meeting of the Planning and Environment Committee held with respect to this matter, issues were raised with respect to the following:
  - i) the increase in multi-family development in the community;
  - ii) the safety of children walking to school;
  - iii) personal property safety concerns;
  - iv) the vacancy rate of rental properties; and,
  - v) absentee landlords;
- b) the Approval Authority BE ADVISED the Municipal Council supports the granting of approval of the attached site plan and elevations; and,
  - i) the financing for the project BE APPROVED in accordance with the “Estimated Claims and Revenues Report” provided as Appendix ‘A’ to the associated staff report, dated May 28, 2012;

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

- Dan Gallow, Escalade Properties – advising that the side of the house that does not have windows is a fire wall and is not allowed windows.
- James Corcoran, representing the BIGS Community Association – enquiring as to whether or not the London Advisory Committee on Heritage has spoken to this matter; advising that the BIGS Community Association appeared before the Built and Natural Environment Committee in October, 2011 expressing concerns with intensification in the Beaufort Street, Irwin Street, Gunn Street and Saunby Street area; advising that the rate of conversion from single family residences to 10 bedroom duplexes is alarming; indicating that the neighbourhood is turning into a single purpose district; advising that a balance of different housing is needed to sustain a neighbourhood; indicating that this type of neighbourhood in the core and near the Thames River is in short supply; indicating that the Association has previously asked the Municipal Council to institute an Interim Control By-law until revised zoning can be put in place; noting that the Civic Administration advised the Municipal Council that the Interim Control By-law would be appealed to the Ontario Municipal Board; indicating that the developer has now taken out four more houses, not including the two applications in front of the Committee tonight; advising that a demolition permit has been applied for the property located at 73 Gunn Street; indicating that a lot of the people who have spoken tonight have been concerned about a single development, not several; advising that the Planning and Environment Committee approved a 37 unit dwelling in the area in February, 2012; and advising that the University of Western Ontario is building 1,000 more student housing units.
- Tara Lee Bekolay, 78 Gunn Street – advising that her property is in the heart of the neighbourhood; advising that good developers should be praised for making neighbourhoods liveable; advising that the London Advisory Committee on Heritage listed the property located at 78 Gunn Street as a Priority 3 listing on the *Inventory of Heritage Resources*; advising that this is the gateway into the neighbourhood interior;

advising that people walking along Gibbons Park and the Thames River enjoy the neighbourhood; indicating that other developers are concerned with the oversupply of rental housing in the City; enquiring what is going to happen to this property; indicating that students don't like living in this type of area; noting that students prefer 3 or 4 unit dwellings; enquiring as to what the worst that could happen if the Committee sends the application back to the Civic Administration; asking that the Committee demonstrate that their engagement in a "liveable" city is real; indicating that the applicant may appeal to the Ontario Municipal Board, but asking the Council to try something new; indicating that it is not our job to second guess the Ontario Municipal Board; enquiring as to who knows how the Ontario Municipal Board will look at the application; indicating that it may give developers cause to pause; recommending that the property located at 78 Gunn Street be maintained; and requesting that while there is a study of the area being undertaken, please delay the proposed demolition.

- M. Connor, on behalf of her mother Anne Conner, 77 Gunn Street – advising that her brother owns the house at 75 Gunn Street; expressing support for Mr. James Corcoran's comments; advising that with the increased housing in the neighbourhood, she can see cars clipping the corner; expressing concern for children walking to school; indicating that some of the new duplexes are not renting and there are problems with absentee landlords; advising that the City is still reeling from the St. Patrick's Day riots; indicating that it is scary with students throwing beer bottles; advising that someone defecated on her mother's front porch; and advising that God is not making more rivers.
- Annette Lance, 72 Gunn Street – advising that this is not "Not In My Backyard" syndrome; advising that she enjoys living in the neighbourhood; advising that it is difficult to remain in the neighbourhood with the majority of properties becoming 10-bedroom duplexes; requesting that development be halted; and advising that students had rented the properties before they were developed into 10-bedroom duplexes.
- Michelle Doornbosch, Zelinka Priamo Limited – advising that the lands have been zoned for duplex dwellings; advising that the application is going through the site plan process; and advising that the urban design has been approved.

#### Motion Passed

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

14. Properties located at 73, 77, 81 and 91 Southdale Road East, 3021 and 3033 White Oak Road (OZ-8047)

Motion made by Councillor B. Polhill to Approve that, notwithstanding the recommendation of the Director, Land Use Planning and City Planner, with respect to the application of the City of London relating to the property located at 73, 77, 81, and 91 Southdale Road East and 3021 and 3033 White Oak Road the following actions be taken:

- a) the ~~attached~~ proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on June 12, 2012 to amend the Official Plan by **ADDING** a special policy in Chapter 10- "Policies for Specific Areas" to maintain the existing Neighbourhood Commercial Node land use designation adopted by the Municipal Council at its meeting held on May 22, 2012 to permit automobile sales and services use along the frontage of the Southdale Road East corridor to a maximum depth of 50m;
- b) the ~~attached~~, revised, proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on June 12, 2012 to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan, as amended in part a), above), to change the zoning of the subject property FROM a Holding Neighbourhood Shopping Area (h\*h-11\*h-63\*h-103\*NSA4) Zone, which permits retail commercial uses such as grocery stores, personal service establishments, restaurants, financial institutions to a maximum total gross floor area of 6000 m<sup>2</sup> TO a Holding Neighbourhood Shopping Area Special Provision (h\*h-11\*h-63\*h-103\*NSA4 (□)) Zone, which permits retail commercial uses such as grocery stores, personal service establishments, restaurants, financial institutions to a maximum total gross floor area of 6000 m<sup>2</sup> with a special provision to allow for automobile sales and service uses along the Southdale Road East frontage to a maximum depth of 50m and subject to holding provisions to ensure that a development agreement be entered into with the City, appropriate access arrangements are provided to the satisfaction of Council, implementation of all noise attenuation and design mitigating measures as recommended in a noise assessment report acceptable to the City, and to ensure that urban design matters are addressed at site plan review;

- c) the following design objectives BE ADDRESSED through a site plan and development agreement before the h-103 holding provision is lifted:
- higher design standard through the site plan approval process and through the application of the Commercial Urban Design Guidelines;
  - discouragement of large, front yard surface parking areas, and drive through locations;
  - encourage street-oriented development;
  - introduce a higher standard of landscaping;
  - incorporate accessible pedestrian connections to transit facilities and to adjacent neighbouring residential areas;
  - massing and architecture within the node should provide for:
    - articulated facades and rooflines;
    - accented main entry points;
    - use of glazing and other façade treatments along sidewalk areas;
    - weather protection features; and,
  - street setbacks be minimized by placing smaller, single or multi-tenant buildings near the sidewalk and along arterial roads and increasing, as much as possible, the street frontage of this nodal development to assist in framing the prominent corner of Southdale Road East and White Oak Road; and,
- d) the reclaimed brick BE PRESERVED and BE INCORPORATED into the design of the new structure;

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

- Ali Soufan, York Developments – expressing support for clauses c), d) and e) of the staff report; advising that he and the Civic Administration have been able to narrow his concerns to a single issue; and expressing concern that the automobile depth is shallower than some of the existing automobile sales locations in the area .
- Abram Oudshoorn, 345 Wortley Road – expressing support for the staff recommendation; advising that, with residential development to the south of this site, retail commercial uses, such as a grocery store, would be welcome on the site; indicating that there is currently a lot of automobile sales in the area; and, indicating that it is important that the community notice match what the Committee is voting on.

Motion Passed

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

15. Property located at 3535 Settlement Trail (Z-8018)

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Director, Land Use Planning and City Planner, the following actions be taken with respect to the application of Speyside East Corporation relating to the property located at 3535 Settlement Trail:

- a) the ~~attached~~ proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on June 12, 2012 to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of the subject property FROM a Residential R7 Special Provision/Community Facility (R7(5)\*D100\*H13/CF1/CF3) Zone, which permits senior citizen apartment buildings, handicapped persons apartment buildings, nursing homes, retirement lodges, continuum-of-care facilities, emergency care establishments with a maximum density of 100 units per hectare and a maximum height of 13 meters and churches, community centres, day care centres, elementary schools, group home type 2, libraries, post office depots, private schools, secondary schools, police stations, public recreational buildings, public swimming pools and studios TO a Holding Residential R8 Special Provision (h-103\*R8-4 ( ) \*D100\*H21) Zone, to allow for apartment buildings, handicapped persons apartment buildings, lodging house class 2, stacked townhousing, senior citizen apartment buildings, emergency care establishments and continuum-of-care facilities with a maximum density of 100 units per hectare, a maximum height of 21 meters and a front yard depth of 6.0 meters;

- b) subject to Policy 19.1.1. of the Official Plan, the land use designation of the subject site BE INTERPRETED as “Multi-Family Medium Density Residential”;
- c) the following design objectives BE ACHIEVED through the removal of the ‘h-103’ holding provision and BE CONSIDERED by the Site Plan Approval Authority:
  - i) a site plan and building elevations in general conformity with the illustrations ~~attached~~ as Appendix ‘A’ ‘B’ ‘C’, ‘D’ and ‘E’;
  - ii) step-back top two floors of the building facing Settlement Trail in order to achieve a massing that is compatible with adjacent residential development;
  - iii) situate building and landscaping elements to maximize the enclosure along the Settlement Trail frontage of the Community Common;
  - iv) provide an architectural element to mark the major entry into the site and terminate the view at the west end of Old Garrison Road;
  - v) minimize the extent of the internal driveway in order to facilitate maneuverability and to reduce any potential traffic flow disruption and pedestrian vehicle conflicts; and,
  - vi) maximize the advantages presented by existing grade changes to screen loading areas and vehicle entrances from street view and to locate parking underground;

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

- Michelle Doornbosch, Zelinka Priamo Limited, representing the applicant – expressing support of the staff recommendation; advising that the site plan approval stage has been initiated; advising that applying the holding provision delays the end of the process; and requesting that the holding provision not be placed with the zoning; it being noted that the staff responded to Mrs. Doornbosch’s concerns.

Motion Passed

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

16. Property located at 493 Sunningdale Road East (39CD-12504)

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Senior Planner, Development Services, the following actions be taken with respect to the Vacant Land Plan of Condominium application of Wastell Developments Inc. relating to the property located at 493 Sunningdale Road East:

- a) the Approval Authority BE ADVISED that there were no issues raised at the public participation meeting of the Planning and Environment Committee with respect to the application for draft plan of vacant land condominium relating to the property located at 493 Sunningdale Road East; and,
- b) the Approval Authority BE REQUESTED to utilize, if possible, one agreement to address the development of this site; it being noted that this would be in place of a separate development agreement and condominium agreement.

Motion Passed

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

17. Properties located at 779, 781 Richmond Street and 783 Richmond Street (Z-8021/Z-8022)

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Director, Land Use Planning and City Planner, the following actions be taken with respect to the applications of the City of London and 115287 Ontario Limited relating to the properties located at 779, 781 and 783 Richmond Street:

- a) the requests to amend Schedule 'B' Parking Standard Zoning By-law No. Z.-1 to change 779, 781 and 783 Richmond Street FROM Parking Standard Area 2 TO Parking Standard Area 11, BE REFUSED for the following reasons:
- i) on-street parking has been identified as an issue in the neighbourhood for a long period of time, within the St. George/Grosvenor Area Study;
  - ii) the proposal to reduce parking standards for all three properties is inconsistent with the Official Plan which recognizes that parking should be adequate for the land uses they support;
  - iii) the proposal to reduce the parking standard for all three properties is inconsistent with the St. George/Grosvenor policies in the Official Plan; and,
  - iv) there is inadequate on-street parking to accommodate office and commercial uses, permitted under the existing zoning, without additional off-street parking for all three properties;

- b) the attached proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on June 12, 2012 to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of 783 Richmond Street FROM a Residential R3/Residential R9/Office Residential/Office Conversion/Restricted Office (R3-1/R9-7.H15/OR2/ OC6/RO2) Zone TO a Residential R3/Residential R9/Office Residential Special Provision/Office Conversion Special Provision/Restricted Office Special Provision (R3-1( )/R9-7.H15( )/OR2( )/OC6( )/RO2( )) Zone, to allow for commercial and office uses with a parking requirement "as existing";

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

- Allan R. Patton, Patton, Cormier & Associates, on behalf of 115287 Ontario Limited – expressing support of the staff recommendation; advising that this property used to be a church and was a successful law firm; advising that the staff recommendation is fair and equitable; and advising that his questions have been answered by Alanna Riley, Planner.

Motion Passed

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

18. Properties located at 19-21 Wistow Street (Z-8017)

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Director, Land Use Planning and City Planner, the following actions be taken with respect to the application of Competition Toyota for the properties located at 19-21 Wistow Street:

- a) the attached proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on June 12, 2012 to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the zoning of the property located at 19 Wistow Street FROM a Residential R1 (R1-6) Zone, which permits single detached dwellings, TO a Holding Restricted Service Commercial Special Provision (h-5\*h-91\*RSC4(\_)/RSC6(\_)) Zone, to permit surface parking for the existing automobile sale and service establishments with a minimum 30 metre rear yard setback and subject to holding provisions to ensure that a development agreement, a commercial boulevard parking agreement, an easement agreement be entered into with the City, to demonstrate that servicing is provided to the satisfaction of Council and to ensure that urban design matters are addressed following public site plan review;
- b) the following design objectives will be addressed through a site plan and development agreement before the holding provisions are lifted:
- remove the existing vehicle access point from the local street;
  - provide a high standard of separation from residential areas through landscaped buffer as shown on the attached site plan; and,
  - provide for landscaping, fencing and appropriate lighting that mitigates adverse impacts on the adjacent residential areas; it being noted that duracreek fencing is to be installed between Competition Toyota and the property located at 106 Oakside Street;

- c) the request to amend Zoning By-law No. Z.-1 to change the zoning of the property located at 21 Wistow Street FROM a Residential R1 (R1-6) Zone, which permits single detached dwellings, TO a Holding Restricted Service Commercial (h\*h-91\*RSC4/RSC6) Zone, to permit a wide range of service commercial uses that serve the needs of the travelling public on the Oxford Street East arterial corridor and includes automobile sale and service establishments BE REFUSED for the following reasons:
- the current zoning for this property is appropriate, promotes neighbourhood stability, and maintains commercial uses oriented to the arterial road and residential properties in a manner which is compatible with the surrounding residential neighbourhood;
  - the requested amendment has the potential to create negative impacts on the abutting land owners resulting from the further expansion of a commercial use into a stable residential area;
  - the requested amendment could set a precedent for further commercial encroachments into the stable residential neighbourhood and erode the residential character of the area; and,
  - the requested amendment is not consistent with the Official Plan criteria used to evaluate proposals to expand Auto-Oriented Commercial Corridor designations;

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

- Steve Cornwell, Zelinka Priamo Limited, on behalf of the applicant – advising that Competition Toyota has been very successful and their staff is now required to park off-site; indicating that most of the neighbours are satisfied with Competition Toyota expanding to 17 Wistow Street; advising that they are satisfied with the staff report with the exception of the special setback requirement; indicating that no concerns have been expressed with respect to the proposed 30 metre setback; expressing a willingness to compromise on the 30 metre setback; advising that no new buildings are proposed; and requesting a 22.5 metre setback.
- T. Fischer, 106 Oakside Street – agreeing that Competition Toyota has been a very successful business; indicating that the community meeting was very lively; indicating that if 21 Wistow Street is demolished, it will affect their fence line; indicating that Competition Toyota does have property on Dundas Street; enquiring as to why Competition Toyota is expanding if they may be moving to a new location; indicating that the property located at 19 Wistow Street is abandoned; expressing concern with the potential of Competition Toyota moving and another business coming into this location; indicating that it does not make sense to have trees planted where they are parking new cars; indicating that the previous Council debated the installation of a nail salon on Gammage Street in a residence and it generated more press than this matter; advising that this is a nice neighbourhood; indicating that the trees to be removed are very old; enquiring as to what happens to the derelict, abandoned house if this application is denied; and indicating that she does not want to see the house neglected further or have students move in.
- Henry Bernat, 57 Wistow Street – advising that the application will increase traffic volume in the neighbourhood; agreeing that the dealership needs more room for expansion; enquiring as to what other uses are involved if the dealership moves; and expressing concern with the large trucks that unload the new vehicles.

Motion Passed

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

19. Properties located at 2310, 2330, 2350 and 2362 Dundas Street (39T-12502)

Motion made by Councillor B. Polhill to Approve that, the following actions be taken with respect to the Plan of Subdivision application of The Shrew Sports Corporation, relating to the properties located at 2310, 2330, 2350 and 2362 Dundas Street:

- a) the Plan of Subdivision application of The Shrew Sports Corporation relating to the properties located at 2310, 2330, 2350, and 2362 Dundas Street BE REFERRED back to the Civic Administration for further consideration; 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 plan of subdivision;

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

- A. R. Patton, Patton, Cormier & Associates, on behalf of the applicant – advising that the subject 14.65 hectare lands are currently zoned automobile oriented commercial; indicating that there is room for 6 dealerships on 7 lots; advising that they approached the owner of the KIA dealership to ask if KIA wished to participate and the owner declined; expressing four concerns; indicating that conditions 1, 5, 6, 7 and 8 are affected by the one foot reserve, which is their first concern as it affects rights in and rights out; indicating that Lot 8 is zoned for commercial uses; advising that Lots 1, 5 and 6 have been reconfigured; indicating that the Lots were planned and zoned for car dealerships with frontage onto Crumlin Side Road; indicating that their second concern is with the access restrictions in Conditions 41, 43 and 45; noting that there will be a left turn lane for traffic heading north on Crumlin Side Road; advising that with the report that was delivered to staff today, they may be able to resolve the issues; indicating that the conditions require a through lane; advising that their third concern is with condition 73; indicating that the urban reserve guidelines should be appended to the subdivision agreement; indicating that it is important to recognize that each dealership has to conform to corporate built forms and cannot be varied; advising that the dealership owners are all London businessmen who have to agree to a complete set of guidelines and principles set out by their dealership corporations; indicating that their fourth concern is the servicing for the lands; indicating that the KIA dealership is immediately to the west and is capable of expanding; indicating that the triangular portion of the lands on Dundas Street are currently owned by the City; noting that the KIA lands and the City-owned lands can be accessed by Street 'A'; enquiring as to what the city lands can be used for; indicating that if the City wants access from its lands, it should discuss this with KIA; advising that the KIA dealership could bring the road up from Dundas Street and tie in; noting that the KIA lands can function on a stand-alone basis; further noting that they are not subject to the same restrictions; advising that the Ontario Municipal Board ruled that it is not a requirement for the land owners adjacent to contribute; indicating that with one foot reserves and access restrictions, they can make progress in a week or so; requesting fairness at the site plan stage for rights in and rights out; requesting the Committee to refer this matter back to the Civic Administration to deal with the issues outlined in this presentation; and advising that the business owners do not get dealerships without meeting the dealership standards.
- KIA Dealership Owner – advising that the plan was approved in 2010; indicating that with this plan, the street is stopping short of their property; advising that he was told that land cannot be landlocked; advising that he is looking forward to seeing all the dealerships; and reiterating that he does not want his property landlocked.

Motion Passed

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

20. Properties located at 186-188 Huron Street and 2 Audrey Avenue (SP12-007186)

Motion made by Councillor B. Polhill to Approve that, notwithstanding the recommendation of the Manager, Development Planning, the following actions be taken with respect to the site plan approval application of KAP HOLDINGS INC relating to the property located at 186-188 Huron Street, 2 Audrey Avenue:

- a) the Approval Authority BE ADVISED that at the public meeting of the Planning and Environment Committee held with respect to this matter, issues were raised with respect to the proposed building, and established buildings, being out of character in relation to the other properties on the street;
- b) the Civic Administration BE REQUESTED to look at significant landscape enhancements; and,
- c) the Civic Administration BE REQUESTED to show creativity in the urban design in keeping with the neighbourhood;

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

- Richard Zelinka, Zelinka Priamo Limited, on behalf of the applicant – advising that the proposal is for a single-detached dwelling located within a group of three single-detached dwellings; advising that this will be infill on the lot; indicating that the building will have the same character as the three dwellings located on the property; noting that the first building was seen as an affront; indicating that the three dwellings have a distinctive character; advising that the buildings are part of the neighbourhood; advising that the proposed dwelling will have the same character and will be fronting onto Audrey Avenue; requesting that the Committee consider that consent was granted to make better use of the land; advising that the proposal conforms to the Zoning By-law; indicating that the proposal is designed for students; advising that older homes are not designed to withstand the rigors of a transient population; and advising that this type of housing can endure and be in good condition over the long-term.
- Marie Blosch, 43 Mayfair Drive – advising that she is the former President of the Broughdale Neighbourhood Association; enquiring as to what the Urban Design Brief is; advising that this property has a long history; noting that a severance was granted in 2005; advising that these buildings are not what people think of when they think of a single-family dwelling; indicating that the Committee is asking an awful lot for the residents to keep coming to these meetings and also having to go to the Ontario Municipal Board for this property; advising that there was an outline of a door spray painted on one of the walls; requesting that the Committee refer the application back until all the documentation is received; requesting that the developer build something that isn't going to make the situation worse; advising that landscape should be required to break up the walls; and advising that the walls facing Huron Street have no windows.
- Jacqueline Farquhar, 383 St. George Street – expressing support for Ms. Blosch's comments; advising that she is an active person who walks up and down St. George Street; indicating that she does not try to see what faces them at St. George and Huron Streets; requesting that when all the documentation is in, request that shrubbery be planted; suggesting that an artist should paint windows and doors on the blank walls; and indicating that the neighbours did not want 56 families living on that site so they now have to live with what they have.
- John Manness, 77 Bloomfield Street – enquiring as to when the style of the three buildings becomes part of the neighbourhood; advising that there must be a mistake in the design of the complex; indicating that if the buildings were more mobile, they could put the buildings together to form a block of four; advising that he hates to see the buildings continue to be replicated; and suggesting that maybe landscape could help with the appearance of the buildings.
- Diana Coates, 321 St. George Street – advising that the new building should be the same material and same structure as the current buildings on the lot; advising that the tall buildings are not uncharacteristic in the neighbourhood; expressing that it is a sad fact that this was introduced into the low, single family area; advising that it is so stunningly out of character; and advising that there is enormous character and history on the street.
- Arnon Kaplansky, applicant – showing the Committee drawings on how he could complete the dwellings; advising that the 1989 Official Plan showed 2 buildings per lot; advising that in 1994, he proposed two detached dwellings and was rejected because of too many students; indicating that he waited 11 years and proposed to build 5 plexes and was again rejected; advising that in 2011, he proposed to build townhouses; advising that the three proposals shown have not been important to the neighbourhood association; advising that the design for the two buildings is similar to the three-storey apartment building on Huron Street; advising that the proposed townhouses would have generated \$200,000 in development charges for the City; and advising that he is willing to remove the buildings to build townhouses.

Motion Passed

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



21. Property located at 537 Crestwood Drive (OZ-7963/39CD-11519)

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Senior Planner, Development Services, the following actions be taken with respect to the application of Star Homes Limited relating to the property located at 537 Crestwood Drive:

- a) the attached proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on June 12, 2012 to amend the Official Plan to change the designation of lands FROM Urban Reserve Community Growth TO Low Density Residential;
- b) the attached, revised, proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on June 12, 2012 to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan, as amended in part a), above), to change the zoning on the easterly portion of the subject property FROM a Residential R1 (R1-9) Zone, which permits single detached dwellings on lots with a minimum lot frontage of 18 metres and a minimum lot area of 690 m<sup>2</sup> and an Urban Reserve (UR1) Zone, TO a Residential R6 Special Provision (R6-2( )) Zone and a Holding Residential R6 Special Provision (h-\_-h-\_.R6-2( )) Zone, which permits cluster housing in the form of single detached dwellings at a maximum density of 20 units per hectare, with special provisions to recognize the existing 10 metre lot frontage and a 1.2 metre interior side yard for the existing dwelling; it being noted that two holding provisions are being recommended to ensure that prior to development potential noise impacts and geotechnical issues will be addressed to the satisfaction of the City;
- c) the request to amend Zoning By-law No. Z.-1 to change the zoning on the westerly portion of the subject property FROM an Urban Reserve (UR1) Zone **TO** a Residential R6 Special Provision (R6-2( )) Zone BE REFUSED for the following reasons:
  - i) changing the zoning on the westerly portion of the subject property is premature and the Urban Reserve (UR1) Zone should remain in place until such time as a rehabilitation plan and site restoration have been completed for peripheral lands in the adjacent aggregate extraction area; and,
  - ii) changing the zoning on the westerly portion of the property at this time is not in conformity with the policies of the Official Plan or consistent with the Provincial Policy Statement;
- d) the Approval Authority BE ADVISED that at the public meeting of the Planning and Environment Committee held with respect to this matter, issues were raised with respect to road access to the proposed new development; and,
- e) the Approval Authority BE REQUESTED to utilize, if possible, one agreement in place of a separate development agreement and condominium agreement, to address the development of this site;

it being noted that the Planning and Environment Committee reviewed and received a communication, dated May 25, 2012, from J. McGuffin, Monteith Brown Planning Consultants;

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

- Jean Monteith, Monteith Brown Planning Consultants, on behalf of the applicant – expressing support for the revised recommendation.
- Sharon Whitfield, 551 Crestwood Drive – advising that this is a short street; indicating that she is not opposed to any type of building that the developer builds; indicating that she was advised that there is to be a 300 metre buffer beyond the Byron Gravel Pit; indicating that five or six years ago, at the north end of Crestwood Drive, condominiums were built; indicating that there are 9 houses on Crestwood Drive with no road access to the vacant lots behind their houses; expressing concern with a possible domino affect; advising that the properties to the north and south of the application are owned by someone else who wants to build on the properties; advising that they were told that the land would be redeveloped when the gravel pit closes; indicating that a different applicant was refused development by the Municipal Council, but that he may reapply; expressing concern as they are the last house on the street and there is ten feet between them and their neighbor; advising that there could be as many as 15 houses built behind her street with no road; and advising that if you let one person do this, how do you deny the next person.

Motion Passed

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

22. Heritage Designation - property located at 1576 Richmond Street

Motion made by Councillor B. Polhill to Approve that, notwithstanding the recommendation of the Director, Land Use Planning and Policy, the proposed designation of the property located at 1576 Richmond Street BE REFERRED to the June 11, 2012 Planning and Environment Committee for a report from the City Solicitor's Office with respect to the potential designation or demolition;

it being noted that the Planning and Environment Committee reviewed and received the following communications:

- a communication from M. Lake Collins, 1603 Richmond Street;
- a communication, dated May 23, 2012, from R. Johns and P. Norris, 19-1574 Richmond Street;

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

- George Goodlet, Chair, London Advisory Committee on Heritage (LACH) – advising that the LACH expressed support for the designation of the subject property.
- Alan R. Patton, Patton, Cormier & Associates – advising that this recommendation is called “detrimental reliance” which does not exhibit fairness and sets a bad precedence if the City designates the property; indicating that based on the information his client was given, he purchased the property for future development; advising that his client contacted the Heritage Planner and was advised that the property is not listed on the *Inventory of Heritage Resources*; advising that the property is zoned for Multi-Family High Density Residential; advising that the zoning occurred after the townhouses were built on the surrounding lands; indicating that his client was advised of the error; noting that steps were taken to list the property on the *Inventory of Heritage Resources*; advising that other similar buildings have more prominent locations as part of the streetscape; indicating that the property is located between the three-storey condominiums to the north and the one-storey condominiums to the south; advising that there is no practical reuse for the building for redevelopment purposes; indicating that there is insufficient opportunity to develop behind the house; requesting that the Committee approve the demolition of the building; and advising that the London Advisory Committee on Heritage received a communication, dated May 9, 2012, from Shelagh Martin, 260 Sydenham Street, with respect to this matter.
- John Manness, 77 Bloomfield Drive – expressing support for the designation of the property; advising that this is a valuable heritage building; indicating that the error of the removal of the property from the *Inventory of Heritage Resources* was made a long time ago; advising that this reiterates the need for the London Advisory Committee on Heritage members to be vigilant; and indicating that there are opportunities for other infill developments.
- Marie Blosch, 43 Mayfair Drive – expressing support for the designation of the property; indicating that this property makes the neighbourhood unique; and expressing sadness that the building may be demolished.
- Joey Pipicelli, 3 Medway Crescent – advising that he is representing the Medway Community; commending the London Advisory Committee on Heritage for their recommendation; advising that normally purchasers ask for information in writing; indicating that the purchaser had to know that the property has heritage value; advising that there is another heritage property on the northwest corner across from this site; requesting preservation in this area; noting that the Gillespie family has strong ties to the University of Western Ontario; advising that this property is the gateway to Richmond Street North; advising that this is a unique area with strong neighbourhoods; indicating that there is some cluster housing; expressing significant concern over losing such a home; and enquiring as to what we are doing to enhance the throughway.
- Ted Brown, 1574 Richmond Street – expressing support for the designation of the property; advising that the trees need an arborist and the landscaping needs to be cleaned up; advising that at the traffic lights at Richmond Street and Western Road,

people cannot get out of the condominiums; advising that Medway Street is a dead end; and enquiring as to where the traffic is going to go.

- Rocklee Johns, 19 – 1574 Richmond Street - expressing support for the designation of the property; indicating that she is speaking on behalf of her neighbours; advising that she has lived in this area for seven years; advising that the building adds character and adds to the enjoyment of the area; and advising that she would hate to see a tobacco drying silo built in this spot.
- Julia Beck, 39 Cartwright Street - expressing support for the designation of the property; advising that she has a particular interest in infantry; advising that the building is in good condition; indicating that if a heritage property is demolished once, it can be done again and again; advising that with the owner's consent, a designation permit can be applied; requesting that the neighbours and the London Advisory Committee on Heritage be given a chance to work with the developer; and advising of the outcome of the Red Antiquities building.

Motion Passed

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

#### 23. Property located at 72 Hamilton Road

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Director, Land Use Planning and City Planner, with the advice of the Heritage Planner, the Director of Building Controls BE ADVISED that Municipal Council does not object to the demolition of the property at 72 Hamilton Street; it being noted that the London Advisory Committee on Heritage does not object to this demolition; it being pointed out that there were no oral submissions made at the public participation meeting held in connection with this matter.

Motion Passed

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

#### 24. Property located at 1451 Wharncliffe Road South

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Director, Land Use Planning and City Planner, with the advice of the Heritage Planner, the Director of Building Controls BE ADVISED that Municipal Council does not object to the demolition of the property at 1451 Wharncliffe Road South; it being noted that the London Advisory Committee on Heritage does not object to this demolition;

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

Motion Passed

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

Pursuant to section 17.2 of the Council Procedure By-law, Councillor M. Brown calls for a separate vote on clause 25.

#### 25. Hyde Park Commercial Area Official Plan and Zoning By-law Review re properties located at 1331-1369 and 1364-1420 Hyde Park Road

Motion made by Councillor B. Polhill to Approve that, notwithstanding the recommendation of the Director, Land Use Planning and City Planner, the Civic Administration BE DIRECTED to initiate an Official Plan Amendment to apply a commercial land use designation on the lands located at 1351, 1357 and 1369 Hyde Park Road;

it being noted that the Planning and Environment Committee heard verbal presentations from Ric Knutson, Knutson Development Consultants Inc. and James Kozak, 8-40 Quinella Drive, with respect to this matter.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, D.G. Henderson, P. Van Meerbergen, D. Brown, S.E. White (8)

NAYS: J.L. Baechler, M. Brown, P. Hubert, H.L. Usher, J.P. Bryant (5)

Pursuant to section 17.2 of the Council Procedure By-law, Councillor M. Brown calls for a separate vote on clause 26a).

26. Properties located at 255 South Carriage Road and 1331 Hyde Park Road (39T-08502/OZ-7510)

Motion made by Councillor B. Polhill to Approve that, notwithstanding the following actions be taken with respect to the application of Kenmore Homes (London) Inc. relating to the properties located at 255 South Carriage Road and 1331 Hyde Park Road:

- a) Lots 159, 160 and 161 BE REZONED to permit one storey dwellings only and the Civic Administration BE DIRECTED to provide the appropriate by-laws at a future meeting of the Planning and Environment Committee;
- b) Draft plan conditions 31 and 40, as recommended by Staff BE DELETED from Appendix 39T-08502;
- c) notwithstanding the staff recommendation, the Official Plan BE AMENDED to change the designation FROM Multi-Family Medium Density Residential TO Mainstreet Commercial Corridor;
- d) notwithstanding the staff recommendation, Zoning By-law No. Z.-1 BE AMENDED to change the zoning FROM an Urban Reserve (UR3) Zone TO a Holding Business District Commercial Special Provision (h- BDC2(4)) Zone;
- e) the Civic Administration **BE REQUESTED** to initiate an application to amend the Official Plan designation of the properties located at 1351-1357 and 1369 Hyde Park Road FROM Multi-Family Medium Density Residential TO Mainstreet Commercial Corridor;
- f) the attached, revised, proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on June 12, 2012 to amend the Official Plan to change the designation of lands FROM Multi-Family Medium Density Residential **TO** Mainstreet Commercial Corridor;
- g) the attached, revised, proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on June 12, 2012 to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan, as amended in part a), above), to change the zoning on the lands located at 255 South Carriage Road and 1331 Hyde Park Road, FROM a Holding Urban Reserve (h-2- UR3) Zone; an Urban Reserve (UR3) Zone, an Open Space (OS5) Zone; a Compound Holding Residential R2/R4 (h-R2-1/R4-6) Zone, a Compound Holding Residential R5/R6/R7/R8 (h-R5-7/R6-4/R7-D75-H13/R8-4) Zone and a Compound Holding Neighbourhood Facility/Residential R5/R6/R7/R8 (h-NF/R5-7/R6-4/R7-D75-H13/R8-4) Zone, TO a Holding Residential R1 Special Provision (h- h-100-R1-3(4)) Zone; a Holding Residential R1 Special Provision (h- h-100-R1-3(8)) Zone; a Holding Residential R1 Special Provision (h- h-100-R1-3(\_)) Zone; a Holding Residential R1 Special Provision (h-h-100-R1-13(6)) Zone; Holding Residential R1 Special Provision/Neighbourhood Facility (h-h-100-R1-3(4)/NF) Zone; a Holding Business District Commercial (BDC2(4)) Zone; an Open Space (OS4) Zone and an Open Space (OS5) Zone; and,
- h) 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 plan of subdivision;

it being noted that the Planning and Environment Committee reviewed and received the following communications:

- a communication, dated May 23, 2012, from Ric Knutson, Knutson Development Consultants Inc.;
- a communication, dated May 25, 2012, from Sandra Hudson, 4-1144 Coronation Drive;
- a communication, dated May 25, 2012, from Lisa Muench, 19-1144 Coronation Drive;
- a communication from Madge Witzing, 11-1144 Coronation Drive; and,
- a communication from Nancy Pettit, 23-1144 Coronation Drive;

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

- Ric Knutson, Knutson Development Consultants Inc., on behalf of the applicant – advising that Lots 122 and 123 on Coronation Drive are larger due to the exterior side yard; advising that Councillor Matt Brown asked if the front could be facing onto Street 'A'; advising that Lot 161 is approximately 70 metres; noting that if the dwelling is 6 metres long, that leaves a 50 metre rear yard with nothing but grass; enquiring as to on what basis Kenmore Homes owes money; indicating that the consent agreement includes a road sharing clause; requesting that conditions 31 and 40 be removed; and advising that the City has no authority to deal with four lots.
- Wanda Oatman – 1144 Coronation Drive – advising that this is going to reduce the value of their condominiums; indicating that you are going to have 2 storey homes near bungalow condominiums; indicating that they have small backyards; advising that this is not fair to the condominium residents; indicating that there could be a compromise by installing a road behind them; advising that there seems to be different rules for public and private roads; requesting that one storey homes be built so that their sunsets do not start at 2:00 p.m.; indicating that bungalows would look much nicer; acknowledging that this is an awkward piece of property; realizing that the new homes are going to be built; indicating that they pay their taxes and do all the right things; and indicating that most of the residents are enjoying their twilight years in their condominiums.
- Norma Spearing, 1-1144 Coronation Drive – enquiring as to what would be built on Lot 141; expressing concern about the value of homes that will be built; and expressing concern about the quality of homes being built.
- Lisa Muench, 19-1144 Coronation Drive – advising that this is a community of mostly retired people; requesting that decent homes be built; and indicating that the last two condominiums have sold for over \$300,000.
- Madge Witzing, 11-1144 Coronation Drive – advising that they are living in a clustered community; reiterating what her neighbours have said; and indicating that the application is not fair.
- Hugh Hudson, 4-1144 Coronation Drive – advising that if the developer is required to build one-storey houses on Lots 159 and 161, they will be grateful.

The motion to adopt part a) of clause 26 is put.

Motion Passed

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

The motion to adopt the balance of clause 26 is put.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, D.G. Henderson, P. Van Meerbergen, D. Brown, S.E. White (8)

NAYS: J.L. Baechler, M. Brown, P. Hubert, H.L. Usher, J.P. Bryant (5)

## 27. 5th Report of the Advisory Committee on the Environment

Motion made by Councillor B. Polhill to Approve that the 5th Report of the Advisory Committee on the Environment, from its meeting held on May 2, 2012 BE RECEIVED.

Motion Passed

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

16th Report of the Planning and Environment Committee  
Councillor B. Polhill presents

1. Disclosures of Pecuniary Interest

Motion made by Councillor B. Polhill to Approve that it BE NOTED that:

- a) Councillor J.P. Bryant disclosed a pecuniary interest in clause 3 of this Report having to do with a Committee of Adjustment decision concerning the University of Western Ontario application relating to the property located at 1465 Richmond Street, by indicating that her husband is employed by The University of Western Ontario; and,
- b) Councillor B. Polhill disclosed a pecuniary interest in clause 3 of this Report having to do with a Committee of Adjustment decision concerning the University of Western Ontario application relating to the property located at 1465 Richmond Street, by indicating that his son is a member of the Committee of Adjustment.

Motion Passed

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

2. 4th Report of the Trees and Forests Advisory Committee

Motion made by Councillor B. Polhill to Approve that the 4th Report of the Trees and Forests Advisory Committee from its meeting held on May 23, 2012, BE RECEIVED.

Motion Passed

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

3. Property located at 1465 Richmond Street

Motion made by Councillor S.E. White to Approve that, on the recommendation of the Director, Land Use Planning and City Planner, the following actions be taken in response to the letter of appeal to the Ontario Municipal Board submitted by The University of Western Ontario, relating to the minor variance application A.07/21 concerning 1465 Richmond Street:

- a) the Ontario Municipal Board BE ADVISED that the Municipal Council does not support the Committee of Adjustment decision to refuse the minor variance; and,
- b) the City Solicitor and Director of Land Use Planning and City Planner BE DIRECTED to provide legal and planning representation at the Ontario Municipal Board Hearing to support Municipal Councils' decision.

Motion Passed

YEAS: J.F. Fontana, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, S.E. White (11)

RECUSED: B. Polhill, J.P. Bryant (2)

4. Property located at 800 Sunningdale Road West (39T-05508)

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Senior Planner, Development Services, the following actions be taken with respect to the application of Sunningdale Golf Club Limited, relating to the property located at 800 Sunningdale Road West:

- a) the Approval Authority BE REQUESTED to approve the request for a 3 year extension of the draft plan of residential subdivision, submitted by Sunningdale Golf Club Limited, prepared by Stantec Consulting Limited, certified by J. Andrew Smith, O.L.S., File No. 39T-05508, drawing no. DP-01, as redline amended, which shows a total of 14 single detached residential lots, one multi-family block, served by one arterial road and two local streets, SUBJECT TO the revised conditions contained in the attached Appendix "39T-05508"; and,
- b) the financing for the project BE APPROVED in accordance with the "Related Estimated Costs and Revenues" provided in the associated staff report, dated June 11, 2012;

it being noted that the Planning and Environment Committee reviewed and received a communication, dated June 7, 2012, from D. Schmidt, Development Manager, Corlon Properties Inc., relating to this matter.

Motion Passed

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

5. Properties located at 2310, 2330, 2350 and 2362 Dundas Street (39T-12502)

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Senior Planner, Development Services, the following actions be taken with respect to the Plan of Subdivision application of The Shrew Sports Corporation, relating to the properties located at 2310, 2330, 2350 and 2362 Dundas Street:

- a) the Approval Authority BE REQUESTED to approve the draft plan of subdivision, as submitted by The Shrew Sports Corporation (File No. 39T-12502) prepared by Zelinka Priamo Ltd. and certified by David Bianchi, Holstead & Redmond Ltd. (Drawing No. SMK/LON/11-01, dated January, 2012), as redlined, which shows eight (8) commercial lots served by two local roads, SUBJECT TO the conditions contained in Appendix "39T-12502";
- b) on the advice of the Administrative Planning Advisory Group, the Approval Authority BE ADVISED that the Draft Approval of the commercial plan of subdivision as submitted by The Shrew Sports Corporation (File No. 39T-12502) BE SUPPORTED, **SUBJECT TO** the City's conditions contained in the attached, further revised, Appendix "39T-12502 - B"; and,
- c) the financing for the project BE APPROVED in accordance with the "Related Estimated Costs and Revenues" provided in Schedule "B" of the associated staff report, dated June 11, 2012;

it being noted that the Planning and Environment Committee reviewed and received communications dated May 31 and June 6, 2012, respectively, from Alan R. Patton, Patton Cormier & Associates and Ian R.K. Cousins, Cram & Associates, with respect to this matter.

Motion Passed

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

6. Property located at 1576 Richmond Street

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Director, Land Use Planning and City Planner, with the advice of the Heritage Planner, Notice of Intent to designate the property at 1576 Richmond Street, under Section 29 of the *Ontario Heritage Act*, as a property of cultural heritage value or interest BE GIVEN for the attached reasons under the provisions of subsection 29(3) of the *Ontario Heritage Act*, R.S.O. 1990, c. O.18; it being noted that the owner has not concurred in the above recommendation;

it being noted that the Planning and Environment Committee reviewed and received communications dated May 28, 2012, from Adam Crozier, 619 William Street and Ethne Beeckmans, 24-1574 Richmond Street, with respect to this matter.

Motion made by Councillor P. Van Meerbergen and seconded by Councillor D. Brown to Refer clause 6 back to a public participation meeting to be held before the Planning and Environment Committee.

Motion Failed

YEAS: B. Polhill, D.G. Henderson, P. Van Meerbergen, D. Brown, S.E. White (5)

NAYS: J.F. Fontana, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, H.L. Usher, J.P. Bryant (8)

The motion to adopt clause 6 is put.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, H.L. Usher, J.P. Bryant, S.E. White (11)

NAYS: P. Van Meerbergen, D. Brown (2)

7. City Initiated Amendments to the Z.-1 Zoning By-law to Provide for Senior and/or Persons with Disability Day Care Services in the City of London

Motion made by Councillor B. Polhill to Approve that, on the recommendation of the Director of Land Use Planning and City Planner, based on the application of the City of London, the ~~attached~~ proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on June 26, 2012, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the existing definition of "Day Care Centre" and the existing definition of "Private Home Day Care" to further provide for seniors and/or persons with disabilities;

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

Motion made by Councillor B. Polhill and seconded by Councillor S.E. White to Amend clause 7 in line 4, by deleting the date "June 26, 2012" and by replacing it with the date "June 12, 2012" and by introducing the attached, revised, by-law.

Motion Passed

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

The motion to adopt clause 7, as amended, is put

Motion Passed

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

Clause 7, as amended, reads as follows:

That, on the recommendation of the Director of Land Use Planning and City Planner, based on the application of the City of London, the attached revised, proposed by-law BE INTRODUCED at the Municipal Council meeting to be held on June 12, 2012, to amend Zoning By-law No. Z.-1, (in conformity with the Official Plan), to change the existing definition of "Day Care Centre" and the existing definition of "Private Home Day Care" to further provide for seniors and/or persons with disabilities;

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



8th Report of the Community Services Committee  
Councillor M. Brown presents

1. Disclosures of Pecuniary Interest

Motion made by Councillor M. Brown to Approve that it BE NOTED that no pecuniary interests were disclosed.

Motion Passed

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

2. 4th Report of the London Housing Advisory Committee

Motion made by Councillor M. Brown to Approve that the 4th Report of the London Housing Advisory Committee, from its meeting held on May 9, 2012, BE RECEIVED.

Motion Passed

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

3. Connecting Westminster with Multiuse Pathways

Motion made by Councillor M. Brown to Approve that the Civic Administration BE DIRECTED to work with the Westminster Working Group to develop a proposal, and business case, for a multi-use pathway from the Westminster neighbourhood to Commissioners Road, and report back to the Community Services Committee (CSC) within six months; it being noted that a petition with approximately 200 signatures supporting this endeavour was submitted to the CSC (petition is available for viewing in the City Clerks' office); it being further noted that the CSC received a presentation from S. Sinclair, Westminster Working Group Member, with respect to this matter.

Motion Passed

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

4. Amplified Sound and Hours of Operation of Special Events

Motion made by Councillor M. Brown to Approve that, on the recommendation of the Director of Parks & Recreation, with the concurrence of the Executive Director of Community Services, the following options with respect to proposed amendments to Section 13.0 - Noise Policy of the Special Events Policies and Procedures Manual, BE FORWARDED to a public participation meeting on June 19, 2012 before the Community Services Committee:

Allowable Sound/Decibel Levels at Special Events

- Option A No change, maintain the current policy whereby all amplified concerts shall not exceed a sound pressure of 90 decibels beyond 30m (100 feet) from the front edge of the stage with no allowance for peaks/crescendos.
- Option B Increase decibel levels to not exceed a sound pressure of 100 decibels beyond 30m (100 feet) from the front edge of the stage and 5 peaks/ crescendos (a gradual increase, especially in the volume or intensity of sound in a passage).
- Option C Increase decibel levels to a sound pressure level somewhere between the range of 85 and 100 decibels beyond 30m (100 feet) from the front edge of the stage and 5 peaks/crescendos (a gradual increase, especially in the volume or intensity of sound in a passage).

Hours of Operation at Special Events

- Option A No change, maintain the current policy whereby the amplification of sound for Special Events will be limited to the hours of 9:00 AM to 11:00 PM.

Option B Allow amplified sound at Special Events between the hours of 9:00 AM and midnight.

Option C Allow amplified sound at Special Events between the hours of 9:00 AM and 1 AM.

Motion made by Councillor M. Brown and seconded by Councillor D. Brown to Amend clause 4 in the first line of Option C, by adding the words "not exceed" after the words "Increase decibel levels to".

Motion Passed

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

The motion to adopt clause 4, as amended, is put.

Motion Passed

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

Clause 4, as amended, reads as follows:

That, on the recommendation of the Director of Parks & Recreation, with the concurrence of the Executive Director of Community Services, the following options with respect to proposed amendments to Section 13.0 - Noise Policy of the Special Events Policies and Procedures Manual, BE FORWARDED to a public participation meeting on June 19, 2012 before the Community Services Committee:

#### Allowable Sound/Decibel Levels at Special Events

Option A No change, maintain the current policy whereby all amplified concerts shall not exceed a sound pressure of 90 decibels beyond 30m (100 feet) from the front edge of the stage with no allowance for peaks/crescendos.

Option B Increase decibel levels to not exceed a sound pressure of 100 decibels beyond 30m (100 feet) from the front edge of the stage and 5 peaks/ crescendos (a gradual increase, especially in the volume or intensity of sound in a passage).

Option C Increase decibel levels to not exceed a sound pressure level somewhere between the range of 85 and 100 decibels beyond 30m (100 feet) from the front edge of the stage and 5 peaks/crescendos (a gradual increase, especially in the volume or intensity of sound in a passage).

#### Hours of Operation at Special Events

Option A No change, maintain the current policy whereby the amplification of sound for Special Events will be limited to the hours of 9:00 AM to 11:00 PM.

Option B Allow amplified sound at Special Events between the hours of 9:00 AM and midnight.

Option C Allow amplified sound at Special Events between the hours of 9:00 AM and 1 AM.

Motion made by Councillor P. Hubert and seconded by Councillor B. Polhill to Approve that Council recess.

Motion Passed

The Council recesses at 6:49 PM and reconvenes at 7:39 PM with all Members present except Councillors S. Orser, N. Branscombe, D. Brown and S.E. White.

17th Report of the Finance and Administrative Services Committee  
Councillor P. Hubert presents

1. Disclosures of Pecuniary Interest

Motion made by Councillor P. Hubert to Approve that it BE NOTED that no pecuniary interests were disclosed.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, J.P. Bryant (10)

2. *Municipal Freedom of Information and Protection of Privacy Act - 2011 Annual Report*

Motion made by Councillor P. Hubert to Approve that, on the recommendation of the City Clerk, the 2011 Annual Report regarding the Municipal Freedom of Information and Protection of Privacy Act BE RECEIVED for information.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, J.P. Bryant (10)

3. City of London Days - John Labatt Centre - United Way of London and Middlesex

Motion made by Councillor P. Hubert to Approve that, on the recommendation of the City Clerk, notwithstanding Council Policy 3(8) - Policy for City Events at John Labatt Centre, 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 11, 2012 BE APPROVED as a City of London Day at the John Labatt Center; it being noted that only one other request has been received for 2012.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, J.P. Bryant (10)

4. City of London Days - John Labatt Centre - Tourism London

Motion made by Councillor P. Hubert to Approve that, on the recommendation of the City Clerk, and in accordance with the policy for City events at the John Labatt Centre, the following event BE APPROVED as a City of London Day at the John Labatt Centre:

Ontario Tourism Marketing Partnership Corporation Annual Summit Conference October 22, 2012.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, J.P. Bryant (10)

5. Lambeth Soccer Field Lighting - Project No. PRK209-TS3093-11/TS6217 - Tender No. 12-54

Motion made by Councillor P. Hubert to Approve that, on the recommendation of the Managing Director – Corporate Assets and the Director, Parks and Recreation:

- a) the bid submitted by Harold Stecho Electric Ltd., 100 Rankin Street, Waterloo, Ontario, N2V 1V9 at its tendered price of \$159,283.00 (HST excluded) for the Lambeth Soccer Field Lighting BE ACCEPTED; it being pointed out that the bid submitted by Harold Stecho Electric Ltd. was the lowest bid received and meets the City's specifications and requirements in all areas;
- b) the Sources of Financing BE APPROVED as detailed in Appendix "A" of the associated staff report dated May 28, 2012;

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

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, J.P. Bryant (10)

6. Arena Lighting Upgrades - Project No. PRK101-TS6217/TS1650-12 - Tender No. 12-53

Motion made by Councillor P. Hubert to Approve that, on the recommendation of the Managing Director – Corporate Assets:

- a) the bid submitted by St. Clair Electrical Inc., 2963 Brigden Road, Brigden ON N0N 1B0 at its tendered price of \$284,000.00 (HST excluded) for the Arena Lighting Upgrades BE ACCEPTED; it being pointed out that the bid submitted by St. Clair Electrical Inc., was the lowest bid received and meets the City's specifications and requirements in all areas;
- b) the Sources of Financing BE APPROVED as detailed in Appendix "A" of the associated staff report dated May 28, 2012;
- c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts which are necessary in connection with this project; and
- d) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the contractor for the work.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, J.P. Bryant (10)

7. Council Member Indemnification By-law

Motion made by Councillor P. Hubert to Approve that, on the recommendation of the City Solicitor, the ~~attached~~ proposed by-law (Appendix "A") BE INTRODUCED at the Municipal Council meeting on June 12, 2012 for the purpose of amending By-law No. A-5 entitled "A by-law to provide for the Indemnification and Defence of Members of Council against liability incurred while acting on behalf of the Municipality" to delete references to the "Board of Control" and substitute the "Finance and Administrative Services Committee" and to delete references to "City Administrator" and substitute "City Manager".

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, J.P. Bryant (10)

At 7:41 PM Councillor D. Brown enters the meeting.

At 7:42 PM Councillors H.L. Usher and S.E. White enter the meeting.

8. Tender 12-57 - Supply and Delivery of Cab and Chassis

Motion made by Councillor P. Hubert to Refer clause 8 back to the Finance and Administrative Services Committee for consideration of additional information.

Motion Passed

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

Motion made by Councillor P. Hubert and seconded by Councillor J.B. Swan to Approve the reconsideration of the referral of clause 8 of the 17th Report of the Finance and Administrative Services Committee.

Motion Passed

Motion made by Councillor P. Hubert to Approve that, on the recommendation of the Acting Executive Director, Planning, Environmental & Engineering Services & City Engineer, the following actions be taken regarding Tender 12-57 – Supply and Delivery of Cab and Chassis:

- a) the tender for the supply and delivery of five (5) Cab & Chassis submitted submitted by Team Truck Centers London (Ltd.), 795 Wilton Grove Road, London, Ontario N6N 1N7 at their tendered price of \$504,500.00 (excluding HST), BE ACCEPTED;
- b) the Sources of Financing BE APPROVED as detailed in Appendix “A” of the associated staff report dated May 28, 2012;
- c) the Civic Administration BE AUTHORIZED to undertake all administrative acts which are necessary in connection with this award; and
- d) approvals hereby given BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order relating to the subject matter of this approval.

Motion Passed

9. Tender 12-58 - Manufacture and Installation of Rear Loading Packer Bodies

Motion made by Councillor P. Hubert and seconded by Councillor B. Polhill to Refer clause 9 to the next meeting of the Finance and Administrative Services Committee, for consideration of additional information.

Motion Passed

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

Clause 9, as referred back to the Finance and Administrative Services Committee, reads as follows:

That, on the recommendation of the Acting Executive Director, Planning, Environmental & Engineering Services & City Engineer, the following actions be taken with respect to Tender 12-58 – Manufacture and Installation of Rear Loading Packer Bodies:

- a) the tender for the Manufacture and Installation of five (5) Rear Loading Packer Bodies submitted by Fanotech Enviro, 50 Keith Road, Box 690, Bracebridge, Ontario P1L 1T9 at their tendered price of \$371,780.00 (excluding HST), BE ACCEPTED;
- b) the Sources of Financing BE APPROVED as detailed in Appendix “A” of the associated staff report dated May 28, 2012;
- c) the Civic Administration BE AUTHORIZED to undertake all administrative acts which are necessary in connection with this award; and
- d) approvals hereby given BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order relating to the subject matter of this approval.

10. Navistar Original Equipment Manufacturer Replacement Parts Single Source

Motion made by Councillor P. Hubert to Approve that, on the recommendation of the Acting Executive Director, Planning, Environmental & Engineering Services & City Engineer, the following actions be taken with respect to the supply and delivery of Navistar Original Equipment Manufacturer replacement parts:

- a) approval hereby BE GIVEN to enter into negotiations for a one (1) year contract with an option to renew for four (4) additional one (1) year periods for the supply and delivery of Navistar Original Equipment Manufacturer (OEM) replacement parts;
- b) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this contract;
- c) approval hereby given BE CONDITIONAL upon the Corporation entering into negotiations for satisfactory prices, terms and conditions with Navistar Canada Incorporated to the satisfaction of the Acting Executive Director, Planning, Environmental & Engineering Services & City Engineer; and
- d) approval hereby given BE CONDITIONAL upon the Corporation entering into a formal contract or having a purchase order relating to the subject matter of this approval.

Motion Passed

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

#### 11. 2011 Downtown Parking Study Update

Motion made by Councillor P. Hubert to Approve that, on the recommendation of the City Treasurer, Chief Financial Officer, MMM Group CONTINUE TO BE RETAINED to provide an update on the Downtown London Parking Study, at a total budget of \$140,000, subject to the provision of additional detail regarding the expenditure; it being noted that the Source of Financing for this project was appended to the staff report dated May 28, 2012 with respect to this matter.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, H.L. Usher, J.P. Bryant, S.E. White (10)

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

#### 12. Agreement Between the City of London and the London Economic Development Corporation (LEDC)

Motion made by Councillor P. Hubert to Approve that, on the recommendation of the City Treasurer, Chief Financial Officer, on the advice of the City Solicitor and in accordance with the City of London Procurement of Goods and Services Policy, Section 14 Single Source, the ~~attached~~ revised proposed by-law (Appendix "A") BE INTRODUCED at the Municipal Council meeting to be held on June 12, 2012 to:

- a) approve an agreement between The Corporation of the City of London (City) and the London Economic Development Corporation (LEDC) (~~attached~~ as Schedule "A") to the by-law; and
- b) authorize the Mayor and the City Clerk to execute the agreement approved in a), above.

Motion made by Councillor D.G. Henderson and seconded by Councillor S.E. White to Refer Clause 12 back to the Finance and Administrative Services Committee.

Motion Failed

YEAS: D.G. Henderson (1)

NAYS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (12)

The motion to adopt clause 12 is put.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (12)

NAYS: D.G. Henderson (1)

13. 2012 Debenture Issuance

Motion made by Councillor P. Hubert to Approve that, on the recommendation of the City Treasurer, Chief Financial Officer, the following actions be taken with respect to the 2012 debenture issuance:

- a) the City Treasurer, Chief Financial Officer BE AUTHORIZED to proceed with the issue of debentures to provide permanent financing for capital works in an amount not to exceed \$70,000,000 (Appendix A) through public debentures in the capital markets; and,
- b) the City Treasurer, Chief Financial Officer, BE GIVEN THE AUTHORITY to issue a fraction of the total noted above, or postpone the issue, until such time as market conditions are favourable, and that the City Treasurer, Chief Financial Officer report back to Council on the market for the issue from time to time.

Motion Passed

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

14. Fund Consideration for South East Summer Fest

Motion made by Councillor P. Hubert to Approve that the request from Councillor White for a \$5000 contribution towards the 2012 South East Summer Fest BE REFERRED to the City of London's grant process for consideration, in accordance with established guidelines.

Motion Passed

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

15. Request for Reimbursement - FCM Board Campaign Expenses

Motion made by Councillor P. Hubert to Approve that Councillor H. L. Usher BE REIMBURSED, outside of his annual expense allocation, in an amount of up to \$774.00, upon provision of supporting receipts, for his campaign materials with respect to running for a position on the Board of Directors of the Federation of Canadian Municipalities.

Motion Passed

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

16. Amendments to Council Members' Expense Account Policy 28(2)

Motion made by Councillor P. Hubert to Approve that the following actions be taken with respect to the Council Members' Expense Account Policy 28(2):

- a) pursuant to section 13.8 of the Council Procedure By-law, the actions of the Municipal Council taken at its meeting of April 10 and 11, 2012, related to the adoption of clause 5 of the 11th Report of the Finance and Administrative Services Committees, concerning the Council Members' Expense Account Policy 28(2) to address expenses related to "sponsorship" and "event" (ticket) purchases BE RECONSIDERED; and
- b) subject to the approval of a), above, the City Clerk BE DIRECTED to bring forward a further by-law amendment that would establish an additional category for "community event sponsorship and ticket purchases" so that these types of expenses are not

subject to the annual cap established for gifts and souvenirs, as previously approved by the Municipal Council.

Motion Passed

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

17. Association of Municipalities of Ontario Board of Directors

Motion made by Councillor P. Hubert to Approve that the following actions be taken with respect to the Association of Municipalities of Ontario (AMO) Board of Directors:

- a) NO ACTION BE TAKEN with respect to the request of Councillor D. Brown for nomination to the AMO Board of Directors; it being noted that Councillor D. Brown indicated she wished to withdraw her request; and
- b) on the recommendation of the Director of Intergovernmental and Community Liaison, the nomination of Grant Hopcroft, Director of Intergovernmental and Community Liaison, to the 2012-2014 Association of Municipalities of Ontario (AMO) Board of Directors – Secretary-Treasurer BE SUPPORTED.

Motion Passed

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

18. Letter of Support - OLG Slots at Western Fair Charity Event

Motion made by Councillor P. Hubert to Approve that the following actions be taken in response to a request by J. Simmons of the Slots at the Western Fair District, regarding an upcoming charitable fundraising event:

- a) the Mayor BE REQUESTED to immediately write a letter expressing the City of London's support for the OLG Slots and Casino's application to the AGCO for a lottery licence to run a raffle and 50/50 draw at its upcoming charity golf tournament on June 25, 2012 at Tamarack Ridge, being hosted by the Slots at the Western Fair District; it being noted that this is a fundraising initiative for Federated Health Charities, which is a Public Service Ontario umbrella that was established to assist its members in donating to 16 charitable health organizations; it being further noted that the letter being sought is time sensitive given the application deadline; and
- b) the actions stated in part a), above, BE CONFIRMED by the Municipal Council.

Motion Passed

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

18th Report of the Finance and Administrative Services Committee  
Councillor P. Hubert presents

Motion made by Councillor P. Hubert to Note the receipt of the 18th Report of the Finance and Administrative Services Committee.

Motion Passed

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



9th Report of the Strategic Priorities and Policy Committee  
Councillor M. Brown presents

1. Disclosure of Pecuniary Interest

Motion made by Councillor M. Brown to Approve that it BE NOTED that Councillor D. Brown disclosed a pecuniary interest in clause 13 of this Report having to do with appointments to the Transportation Advisory Committee by indicating that her employer operates a transportation business in London.

Motion Passed

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

2. 1st Report of the Striking Committee

Motion made by Councillor M. Brown to Approve that clauses 1 to 4, inclusive, of the 1st Report of the Striking Committee, from its meetings held on May 3 and May 15, 2012, BE RECEIVED AND NOTED.

Motion Passed

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

3. Accessibility Advisory Committee

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to the Accessibility Advisory Committee for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

Voting:

- Gary Doerr (Person with a Disability)
- Leonard Fluher (Person with a Disability)
- Kathy Lewis (Person with a Disability)
- Kelly MacDonald (Person with a Disability)
- Peninah Mutinda (Person with a Disability)
- Bonnie Quesnel (Person with a Disability)
- Avril Rinn (Person with a Disability)
- Kathlene Badeski (Parent of a Child with a Disability)
- Kim Rusticus (Member-at-Large)
- David Woods (Member-at-Large)
- Robin Booth (Member-at-Large)
- Michael Dawthorne (Member-at-Large)
- Lorin MacDonald (Member-at-Large)

Non-Voting:

- Ashfaq Husain (Ontarians with Disabilities Act Regional Committee)
- Deb Wilson-MacLeod (Partners in Employment (PIE))
- Valerie Waines (Seniors' Community of London)

Motion made by Councillor J.L. Baechler and seconded by Councillor J.B. Swan to Amend Clause 3 by adding the words "notwithstanding the existing Terms of Reference" following the words "February 28, 2015", and by adding the following at the end of the clause, "it being further noted that these appointments exceed the existing Terms of Reference and that should a Member not complete his/her term, the membership would revert back to the prescribed membership" and by adding the following name to the Voting appointments, "Brenda Ryan (Member-at-Large)".

Motion Passed

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

The motion to adopt clause 3, as amended, is put.

Motion Passed

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

Clause 3, as amended, reads as follows:

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to the Accessibility Advisory Committee for the term ending February 28, 2015, notwithstanding the existing Terms of Reference; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy; it being further noted that these appointments exceed the existing Terms of Reference and that should a Member not complete his/her term, the membership would revert back to the prescribed membership:

Voting:

- Gary Doerr (Person with a Disability)
- Leonard Fluher (Person with a Disability)
- Kathy Lewis (Person with a Disability)
- Kelly MacDonald (Person with a Disability)
- Peninah Mutinda (Person with a Disability)
- Bonnie Quesnel (Person with a Disability)
- Avril Rinn (Person with a Disability)
- Kathlene Badeski (Parent of a Child with a Disability)
- Kim Rusticus (Member-at-Large)
- David Woods (Member-at-Large)
- Robin Booth (Member-at-Large)
- Michael Dawthorne (Member-at-Large)
- Lorin MacDonald (Member-at-Large)
- Brenda Ryan (Member-at-Large)

Non-Voting:

- Ashfaq Husain (Ontarians with Disabilities Act Regional Committee)
- Deb Wilson-MacLeod (Partners in Employment (PIE))
- Valerie Waines (Seniors' Community of London)

4. Advisory Committee on the Environment

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to the Advisory Committee on the Environment for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

Voting:

- Maurice Baetens (Member-at-Large)
- Norman Colin Baird (Member-at-Large)
- Mark Daignault (Member-at-Large)
- Ravi Gupta (Member-at-Large)
- Janice Howell (Member-at-Large)
- Tariq Khan (Member-at-Large)
- Gabor Sass (Member-at-Large)
- James Shelley (Member-at-Large)
- Ali Youssef (Member-at-Large)

- Mike Bloxam (Environmental and/or Private Sector Interest Group)
- Lois Langdon (Industrial/Commercial/Institutional Sector)
- Diane Szoller (Thames Region Ecological Association - TREA)

Non-Voting:

- Pat Almost (Ministry of the Environment)
- Iqbal Kalsi (Middlesex-London Health Unit)
- Janine Pitman (Thames Valley District School Board)

Motion Passed

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

5. Agricultural Advisory Committee

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to the Agricultural Advisory Committee for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

Voting:

- Jamie Asmussen (Member-at-Large)
- Oliver Hobson (Member-at-Large)
- Lawlor McKenna (Member-at-Large)
- Barry Bloomfield (Christian Farmers Federation of Agriculture)
- Hugh Fletcher (Middlesex Federation of Agriculture)
- Steve Twynstra (Middlesex Soil and Crop Improvement Association)
- Doug Duffin (Middlesex Federation of Agriculture – Alternate)

Motion Passed

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

6. Animal Welfare Advisory Committee

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to the Animal Welfare Advisory Committee for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

Voting:

- Dianne Fortney (Member-at-Large)
- Deborah Lefebre (Member-at-Large)
- Joanne McFadden (Member-at-Large)
- Anne Pappmehl (Member-at-Large)
- Marcy Puzanov (Member-at-Large)
- Sara C. Rans (Member-at-Large)
- Wendy Mackay Robinson (Member-at-Large)
- Gabrielle Sturm (Member-at-Large)
- Shannon Belt (Veterinarian or Veterinarian Technician)
- Elizabeth Gerrow (Wildlife Rehabilitator)
- Marney Warder (Animal Rescue Group)
- Brent Barr (Local Pet Shop Owner)
- Beth Saylor (London Dog Owners Association)
- Vicki Van Linden (Friends of Captive Animals)
- Mary Shepherd (Citizens for Companion Animals)

Non-Voting:

- Amanda Kaszuba (Secondary School Student Representative)
- Faith Sekercioglu (Middlesex-London Health Unit)

Motion made by Councillor B. Polhill and seconded by Councillor P. Van Meerbergen to Amend clause 6 by adding the words “notwithstanding the existing Terms of Reference” following the words “February 28, 2015”, and by adding the following at the end of the clause, “it being further noted that these appointments exceed the existing Terms of Reference and that should a Member not complete his/her term, the membership would revert back to the prescribed membership.” and by changing the appointment of Marney Warder to “(Member-at-Large)” and by adding the following additional appointment, “Lois Jackson (Animal Rescue Group)”.

Motion Passed

YEAS: B. Polhill, J.B. Swan, J.L. Baechler, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (10)

NAYS: J.F. Fontana, W.J. Armstrong, M. Brown (3)

The motion to adopt clause 6, as amended is put.

Motion Passed

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

Clause 6, as amended, reads as follows:

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to the Animal Welfare Advisory Committee for the term ending February 28, 2015, notwithstanding the existing Terms of Reference; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy; it being further noted that these appointments exceed the existing Terms of Reference and that should a Member not complete his/her term, the membership would revert back to the prescribed membership:

Voting:

- Dianne Fortney (Member-at-Large)
- Deborah Lefebre (Member-at-Large)
- Joanne McFadden (Member-at-Large)
- Anne Pappmehl (Member-at-Large)
- Marcy Puzanov (Member-at-Large)
- Sara C. Rans (Member-at-Large)
- Wendy Mackay Robinson (Member-at-Large)
- Gabrielle Sturm (Member-at-Large)
- Shannon Belt (Veterinarian or Veterinarian Technician)
- Elizabeth Gerrow (Wildlife Rehabilitator)
- Marney Warder (Member-at-Large)
- Brent Barr (Local Pet Shop Owner)
- Beth Saylor (London Dog Owners Association)
- Vicki Van Linden (Friends of Captive Animals)
- Mary Shepherd (Citizens for Companion Animals)
- Lois Jackson (Animal Rescue Group)

Non-Voting:

- Amanda Kaszuba (Secondary School Student Representative)
- Faith Sekercioglu (Middlesex-London Health Unit)

## 7. Child Care Advisory Committee

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to the Child Care Advisory Committee for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

### Voting:

- Vera Niculena Cole (Member-at-Large)
- Geri Doerr (Member-at-Large)
- Jane Falconer (Member-at-Large)
- Diane Gordon (Member-at-Large)
- Margaret Hoff (Member-at-Large)
- Julie Keens (Member-at-Large)
- Dr. Patty Pappas-Ioannidis (Member-at-Large)
- Gayle Remisch (Member-at-Large)
- Kelly Stewart (Member-at-Large)
- Carol Wagg (Member-at-Large)

### Non-Voting:

- Karen Calligan (Ministry of Education, Early Learning Division)
- Ellen de Freitas (Middlesex-London Health Unit)
- Holly Gerrits (Local School Boards)

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (12)

RECUSED: P. Van Meerbergen (1)

## 8. Community Safety and Crime Prevention Advisory Committee

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to the Community Safety and Crime Prevention Advisory Committee for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

### Voting:

- Jennifer Gillespi (Member-at-Large)
- Kathy Mueller (Member-at-Large)
- Bill Urquhart (Member-at-Large)
- Matthew Reid (Youth Representative)
- Joyce Bennett (Thames Valley District School Board)
- Wes Beharrell (Neighbourhood Watch London, Board of Directors)
- Sue Brooks (Traffic Safety Education Committee (Safety Village))
- Sheena Davis (Thames Valley Council of Home & School Associations)
- Megan Georgieff (Child Safety Middlesex London)
- Laila Norma (London and Area Council of Women)
- Marnie Sherritt (Council for London Seniors)
- Betty Spearman (Block Parent Central Committee)

### Non-Voting:

- Rob Black (London Police)
- Joyce Castanza (London-Middlesex Health Unit)
- Nancy Collister (London Public Library)
- Greg Fowler (London and Area Active & Safe Routes to School)
- Fire Chief John Kobarda (Fire Prevention Bureau)
- Gail McMahon (Block Parent Office)
- Simmi Sandhu (Youth Representative - Thames Valley District School Board)

Motion Passed

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

9. Environmental and Ecological Planning Advisory Committee

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to the Environmental and Ecological Planning Advisory Committee for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

Voting:

- Kristen Delaney (Member-at-Large)
- Ingrid Garcia (Member-at-Large)
- Ravi Gupta (Member-at-Large)
- Sandy Levin (Member-at-Large)
- Dr. Bill Maddeford (Member-at-Large)
- Teresa McLellan (Member-at-Large)
- Leila Nattagh (Member-at-Large)
- Curtis Peterson (Member-at-Large)
- Seneca Sanford (Member-at-Large)
- Gabor Sass (Member-at-Large)
- Dean Sheppard (Member-at-Large)
- Greg Vilk (Member-at-Large)
- Dr. Nina Zitani (Member-at-Large)

Non-Voting:

- Christine Creighton (Upper Thames River Conservation Authority)
- Joe Gordon (Kettle Creek Conservation Authority)

Motion Passed

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

10. London Advisory Committee on Heritage

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to the London Advisory Committee on Heritage for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

Voting:

- Trevor Fowler (Member-at-Large)
- Stephanie Potter (Member-at-Large)
- Dirk Vandenberg (Member-at-Large)
- Jim Cushing (Natural Heritage - McIlwraith Field Naturalists)
- Derek Dudek (Development Community - London Home Builders Association)
- George Goodlet (Local History - London & Middlesex Historical Society)
- John Lutman (Built Heritage - London Branch of the Architectural Conservancy of Ontario)
- John Manness (Movable Heritage - Museum & Galleries)
- Jennifer Nelson (Emerging Leaders Initiative)
- Wes Kinghorn (Neighbourhoods - Urban League of London)
- Dan Brock (Movable Heritage – Archives - Archives Association of Ontario)
- Darryl Dann (Archaeology/Anthropology - Ontario Archaeological Society, London Chapter)

Motion Passed

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

11. London Diversity and Race Relations Advisory Committee

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to the London Diversity and Race Relations Advisory Committee for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

Voting:

- Noha Abdo (Member-at-Large)
- Chad Callander (Member-at-Large)
- David Cardoso (Member-at-Large)
- Michelle Edwards (Member-at-Large)
- Rolanda Elijah (Member-at-Large)
- Shelina Kassam (Member-at-Large)
- Mark Rabi (Member-at-Large)
- Patrick Shanahan (Member-at-Large)
- Mary Singeris (Member-at-Large)
- Jocy von Wahl (Member-at-Large)
- Nicole Buteau (French Committee Services, AFO de London-Sarnia)

Non-Voting:

- Dayle Allan (London Urban Services Organization)
- Fae Andrighetti (London Bahai'i Community)
- Diana Goodwin (Thames Valley District School Board)
- Ashfaq Husain (Ontarians with Disabilities Committee)
- Ludmila Kowalchuk (Ethnocultural Council of London)
- Dharshi Lacey (Council for London Seniors)
- Sergeant Marcel Marcellin (London Police)
- Kelly McManus (United Way)
- Luke Nicholas (N'Amerind (London) Friendship Centre)
- Dorothy Stolarski (London & Middlesex Housing Corporation)
- Terri Tomchick-Condon (Western University)
- Sheila Wilson (Fanshawe College of Applied Arts and Technology)

Motion Passed

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

12. London Housing Advisory Committee

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to the London Housing Advisory Committee for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

Voting:

- Kathleen Albert (Member-at-Large)
- Shellie Chowns (Member-at-Large)
- Don Drennan (Member-at-Large)
- Siu Ming Kwok (Member-at-Large)
- Jacob Malkin (Member-at-Large)
- Abe Oudshoorn (Member-at-Large)
- Nadine Reeves (Member-at-Large)
- Robert Sexsmith (Member-at-Large)

- Jacob Skinner (Member-at-Large)
- Kathryn Butler (Member-at-Large - Alternate)
- W. Graham McGeorge (Member-at-Large - Alternate)
- Chris Moss (Non Profit Sector)
- Deborah Peckham (Tenants Sector)
- Jens Stickling (Private Sector)

Non-Voting:

- Sergeant Glenn Hadley (London Police)
- Glenn Matthews (Housing Mediation Office)
- David Norton (London & Middlesex Housing Corporation)

Motion Passed

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

13. Transportation Advisory Committee

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to Transportation Advisory Committee for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

Voting:

- Stephen Brook (Member-at-Large)
- Mike Marsman (Active Cyclist)
- Frank Berry (London Transit Commission)
- Knute Dohnberg (Chamber of Commerce)
- Stephen Janes (London Development Institute)
- Margaret Richings (Thames Region Ecological Association)
- Dave Waller (Council for London Seniors)

Non-Voting:

- John Ford (London Transit Administration)
- Iqbal Kalsi (Middlesex-London Health Unit)

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, H.L. Usher, J.P. Bryant, S.E. White (12)

RECUSED: D. Brown (1)

14. Trees and Forests Advisory Committee

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to Trees and Forests Advisory Committee for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

Voting:

- Craig Linton (Member-at-Large)
- Craig Neilans (Member-at-Large)
- Ben Porchuk (Member-at-Large)
- Barry Sandler (Member-at-Large)
- Bob Shiell (Member-at-Large)
- Amber Cantell (Active Community Planting Group)
- Calvin McCallum (Local Business Assoc./Tree Related Business)
- Jack Winkler (Forestry Expertise)
- Sylvia Curtis-Norcross (Urban League)



- Iqbal Kalsi (Middlesex-London Health Unit)

Non-Voting:

- Ken Elliot (Ministry of Natural Resources - London Office)
- Brandon Williamson (Upper Thames River Conservation Authority)

Motion made by Councillor J.B. Swan and seconded by Councillor D. Brown to Amend clause 14 by referring the proposed appointment of Jack Winkler to the Finance and Administrative Services Committee in order to conduct an interview with the applicant.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, J.P. Bryant, S.E. White (12)

NAYS: H.L. Usher (1)

The motion to adopt clause 14, as amended is put.

Motion Passed

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

Clause 14, as amended, reads as follows:

That the following BE APPOINTED to Trees and Forests Advisory Committee for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

Voting:

- Craig Linton (Member-at-Large)
- Craig Neilans (Member-at-Large)
- Ben Porchuk (Member-at-Large)
- Barry Sandler (Member-at-Large)
- Bob Shiell (Member-at-Large)
- Amber Cantell (Active Community Planting Group)
- Calvin McCallum (Local Business Assoc./Tree Related Business)
- Sylvia Curtis-Norcross (Urban League)
- Iqbal Kalsi (Middlesex-London Health Unit)

Non-Voting:

- Ken Elliot (Ministry of Natural Resources - London Office)
- Brandon Williamson (Upper Thames River Conservation Authority)

#### 15. Creative City Committee

Motion made by Councillor M. Brown to Approve that the following actions be taken with respect to appointments to the Creative City Committee:

- a) consideration of new appointments to the Creative City Committee, for the term ending February 28, 2015, BE DEFERRED pending the outcome of the review of the terms of reference for the Creative City Committee and the implementation of the Cultural Plan; and
- b) notwithstanding Council policy, the term of the existing Creative City Committee members BE EXTENDED until such time as new appointments are made in keeping with a), above.

Motion Passed

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

16. Town and Gown Committee

Motion made by Councillor M. Brown to Approve that the following BE APPOINTED to the Town and Gown Committee for the term ending February 28, 2015; it being noted that any appointments of individuals beyond two consecutive full terms are made notwithstanding Council policy which states that advisory committee members shall serve on the same advisory committee no longer than two consecutive full terms plus, if applicable, one preceding partial term in those cases where advisory committee members are initially appointed mid-term to fill a vacancy:

Voting:

- Pauline House (Fanshawe Neighbourhood Area)
- Dennis Pellarin (Western University Neighbourhood Area)

Motion Passed

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

17. Letter of Appreciation – Striking Committee Members

Motion made by Councillor M. Brown to Approve that the Mayor BE REQUESTED to write a letter of appreciation to the Members of the Striking Committee, expressing the Municipal Council's appreciation for their efforts; it being noted that G. Thompson, Striking Committee Chair, provided an brief overview of the process followed by the Striking Committee in making its recommendations.

Motion Passed

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

18. Enquiry – Councillor P. Hubert

Motion made by Councillor M. Brown to Note that Councillor P. Hubert enquired if an Advisory Committee member would be required to step down from an Advisory Committee if they had a conflict. The City Clerk advised that the handling of these situations would be done in keeping with the Code of Conduct for Advisory Committee members.

Motion Passed

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

9th Report of the Investment and Economic Prosperity Committee  
Councillor J.B. Swan presents

1. Disclosures of Pecuniary Interest

Motion made by Councillor J.B. Swan to Approve that it BE NOTED that Councillor D. Brown disclosed a pecuniary interest in clause 5 of this Report having to do with a delegation from Coach Canada and Pacific Western regarding an intercity bus system for London, by indicating that her employer provides intercity bus service in London.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (12)

NAYS: D.G. Henderson (1)

2. 1st Report of the Creative City Committee

Motion made by Councillor J.B. Swan to Approve the 1st Report of the Creative City Committee from its meeting held on May 3, 2012, BE RECEIVED; it being noted that the Investment and Economic Prosperity Committee received a verbal update from Councillor J.P. Bryant and R. Armistead regarding the Cultural Prosperity Plan.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (12)

NAYS: D.G. Henderson (1)

3. Fair-City Joint Venture Agreement Amendments

Motion made by Councillor J.B. Swan to Approve that on the recommendation of the Deputy City Treasurer, the following actions be taken with respect to agreements pertaining to the Fair-City Joint Venture for the 4-Pad Arena Complex to reflect the new accounting standards applicable to the Venture:

- a) the ~~attached~~ proposed by-law (Appendix A) to approve the Amending Agreement to the Joint Venture Agreement between The Corporation of the City of London and the Western Fair Association and to authorize the Mayor and the City Clerk to execute the Amending Agreement BE INTRODUCED at the Municipal Council meeting of June 12, 2012; and
- b) the ~~attached~~ proposed by-law (Appendix B) to approve the Amending Agreement to the Loan Agreement between The Corporation of the City of London and the Fair-City Joint Venture and to authorize the Mayor and City Clerk to execute the Amending Agreement BE INTRODUCED at the Municipal Council meeting of June 12, 2012.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (12)

NAYS: D.G. Henderson (1)

4. 2011 Annual Update on the John Labatt Centre

Motion made by Councillor J.B. Swan to Approve that on the recommendation of the Deputy City Treasurer, the 2011 Annual Update on John Labatt Centre BE RECEIVED for information.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (12)

NAYS: D.G. Henderson (1)

Pursuant to section 7.2 of the Council Procedure By-law, Councillor D. Brown requests a separate vote on clause 5.

5. Improving the Intercity Bus System for London

Motion made by Councillor J.B. Swan to Approve that the following actions be taken with respect to the delegation from Coach Canada and Pacific Western regarding improving the intercity bus system for London:

- a) the presentation by J. Crowley, Vice President, Coach Canada and D. Wright, General Manager, Pacific Western Transportation, regarding "Improving the Intercity Bus System for London" BE RECEIVED;
- b) the communication from Coach Canada and Pacific Western Transportation requesting an opportunity to outline concerns regarding the current provincial regulatory environment affecting intercity bus service BE RECEIVED; and,
- c) the Civic Administration BE REQUESTED to review the information provided in a) and b), above and report back at a future meeting of the Investment and Economic Prosperity Committee with respect to a recommended course of action. it being noted that the Investment and Economic Prosperity Committee heard a verbal presentation from J. Crowley, Vice President, Coach Canada and D. Wright, General Manager, Pacific Western Transportation.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, H.L. Usher, J.P. Bryant, S.E. White (12)

RECUSED: D. Brown (1)

6. Kitchener EDIF Impact Analysis 2011

Motion made by Councillor J.B. Swan to Approve that the communication dated January 9, 2012, from the City of Kitchener regarding the Economic Development Investment Fund (EDIF) Impact Analysis, BE RECEIVED.

Motion Passed

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

7. Request for Municipal Council Resolution Supporting Rooftop Solar Projects at 2323 Trafalgar Street and 3026 Page Street

Motion made by Councillor J.B. Swan to Approve that the ~~attached~~ communication from BrightRoof Solar BE REFERRED to the Civic Administration for review, with a verbal update regarding the matter to be provided by the Acting Executive Director of Planning, Engineering and Environmental Services and City Engineer at the June 12, 2012 Municipal Council Meeting.

Motion Passed

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

8. Canadian Broadcasting Corporation Analogue Television Network

Motion made by Councillor J.B. Swan to Approve that the following actions be taken with respect to the ~~attached~~ communication dated June 4, 2012, from M. Galizia regarding the Canadian Broadcasting Corporation (CBC) Analogue Television Network:

- a) the communication dated June 4, 2012, from M. Galizia, dated June 4, 2012 BE RECEIVED;
- b) the Mayor BE REQUESTED to write to the CBC requesting reconsideration of their decision to shut down their over the air television transmission to the London market and the analogue TV Network, including local repeaters of CBC in both French and English and to replace the two transmitters with at least one digital transmitter;
- c) the Mayor BE REQUESTED to write to the Federal Minister responsible for oversight of the Canadian Radio-Television Telecommunications Commission (CRTC) to request reconsideration of the CBC's decision noted in b), above;
- d) other Southwestern Ontario municipalities affected by this decision, as well as the Southwest Economic Alliance, the Association of Municipalities of Ontario, the London

Economic Development Corporation and local school boards, BE REQUESTED to support London's request;

- e) local and area Members of Parliament and Members of the Legislative Assembly of Ontario BE REQUESTED to support the City's request; it being noted that the City of London is designated as a French language service provider in the areas of Ontario Works and housing by virtue of its role as Consolidated Municipal Service Manager in those areas; and,
- f) the Director of Intergovernmental and Community Liaison BE REQUESTED to investigate what steps can be taken to appeal the CBC's decision to the CRTC.

Motion Passed

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

10th Report of the Investment and Economic Prosperity Committee  
Councillor J.B. Swan presents

Motion made by Councillor J.P. Bryant and seconded by Councillor H.L. Usher to Refer consideration of the 10th Report of the Investment and Economic Prosperity Committee to next Council meeting for the public to have time to review the report.

Motion Failed

YEAS: J.L. Baechler, D.G. Henderson, H.L. Usher, J.P. Bryant (4)

NAYS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, S.E. White (9)

#### 1. Disclosures of Pecuniary Interest

Motion made by Councillor J.B. Swan that it BE NOTED that Councillor J.B. Swan disclosed a pecuniary interest in clause 2 i) of this Report having to do with a presentation from the Grand Theatre, which includes a proposed concert hall, by indicating that he is employed by Orchestra London, which currently operates a concert hall.

Motion Passed

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

#### 2. Investment and Economic Prosperity Proposals

Pursuant to section 17.2 of the Council Procedure By-law, Councillor J.P. Bryant requests a separate vote on part b) of clause 2.

##### b) Western University - Downtown Campus

Motion made by Councillor J.B. Swan that it BE NOTED that the Investment and Economic Prosperity Committee received the ~~attached~~ presentation from Amit Chakma, President, Western University and Janice Deakin, Vice-President, Western University entitled "Western's Proposal For a Downtown Campus In the City of London's Civic Square Facilities" and the ~~attached~~ document entitled "Western's Proposal for a Downtown Campus", providing an overview of Western University's proposal to create a downtown campus through the acquisition City lands and funding in support of this initiative; it being understood that the proposal will be evaluated in accordance with the established criteria.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, H.L. Usher, S.E. White (9)

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

RECUSED: J.P. Bryant (1)

a) Investment and Economic Prosperity Process Overview

Motion made by Councillor J.B. Swan that it BE NOTED that the Investment and Economic Prosperity Committee received a presentation from Martin Hayward, City Treasurer, Chief Financial Officer entitled "Investment and Economic Prosperity Process Overview", providing an overview of the process to evaluate economic prosperity proposals.

Motion Passed

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

c) Fanshawe College - Future Plans for Growth

Motion made by Councillor J.B. Swan that it BE NOTED that the Investment and Economic Prosperity Committee received the ~~attached~~ presentation from Howard Rundle, Fanshawe College and Britta Winther providing an update with respect to Fanshawe College's activities regarding a downtown campus.

Motion Passed

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

d) St. Joseph's Health Care Foundation - Fueling Care Innovation and Research Innovation

Motion made by Councillor J.B. Swan that it BE NOTED that the Investment and Economic Prosperity Committee received the ~~attached~~ presentation from Jeff Macoun and Dr. Gillian Kernaghan, St. Joseph's Health Care Foundation, entitled "The Next Step in Healthcare Innovation for our Community" requesting funding for additional research initiatives; it being understood that the proposal will be evaluated in accordance with the established criteria.

Motion Passed

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

e) Pillar Non-profit Network - Social Innovation Shared Space

Motion made by Councillor J.B. Swan that it BE NOTED that the Investment and Economic Prosperity Committee received the ~~attached~~ presentation from Michelle Baldwin, Pillar Nonprofit Network, entitled "Where Change Happens", with respect to a request for funding in support of the creation of a shared space to spark social innovation among nonprofits, social enterprises, social purpose businesses and entrepreneurs; it being understood that the proposal will be evaluated in accordance with the established criteria.

Motion Passed

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

f) Biz Inc. - Student Business Incubator

Motion made by Councillor J.B. Swan that it BE NOTED that the Investment and Economic Prosperity Committee received the ~~attached~~ presentation from John Pollock, BizInc., with respect to a request for funding to continue to support a student-focused business incubator at Western University and Fanshawe College; it being understood that the proposal will be evaluated in accordance with the established criteria.

Motion Passed

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

g) Museum London - Past Future Forks

Motion made by Councillor J.B. Swan that it BE NOTED that the Investment and Economic Prosperity Committee received the ~~attached~~ presentation from Patrick Mahon, Museum London, entitled "The Past, The Future, The Forks", with respect to a request for funding to support the proposed consolidation of Museum London and the Children's Museum; it being understood that the proposal will be evaluated in accordance with the established criteria.

Motion Passed

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

h) Fincore Canada – SoHo Medical Lifestyle Development

Motion made by Councillor J.B. Swan to Approve that the following actions be taken with respect to the development proposal from Fincore Canada for the lands at South Street and Wellington Road:

- i) it BE NOTED that the Investment and Economic Prosperity Committee received the ~~attached~~ presentation from Bob Robinson, Fincore Canada, entitled "SoHo Wellington Centre" with respect to a SoHo Medical Lifestyle Development on lands located at South Street and Wellington Road, it being understood that the proposal will be evaluated; in accordance with the established criteria; and,
- ii) the Civic Administration BE DIRECTED to ensure that the planning processes related to this proposal are undertaken in a timely manner, in accordance with provincial legislation.

Motion Passed

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

i) Grand Theatre Expansion

Motion made by Councillor M. Brown that it BE NOTED that the Investment and Economic Prosperity Committee received the ~~attached~~ presentation from Ron Koudys, Grand Theatre, with respect to a request for funding to support the proposed expansion to the current facility to accommodate a 400-seat and a 1200-seat performance hall; it being understood that the proposal will be evaluated in accordance with the established criteria.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.L. Baechler, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (11)

NAYS: D.G. Henderson (1)

RECUSED: J.B. Swan (1)

Pursuant to section 17.2 of the Council Procedure By-law, Councillor H.L. Usher calls for a separate vote on part j) of clause 2.

j) Canadian Federation of Business & Professional Women – Women's Empowerment Principles

Motion made by Councillor J.B. Swan to Approve that the following actions be taken with respect to the presentation from the Canadian Federation of Business & Professional Women regarding the Women's Empowerment Principles:

- i) the Civic Administration BE DIRECTED to make the necessary arrangements for The Corporation of the City of London to be a signatory to the Women's Empowerment Program;
- ii) the Association of Municipalities of Ontario (AMO) BE REQUESTED to support this Program; and,
- iii) the Civic Administration BE DIRECTED to meet with representatives of the Canadian Federation of Business & Professional Women to determine how the City of London can create measurements to determine its success in meeting the principles outlined in the Women's Empowerment Program;

it being noted that the Investment and Economic Prosperity Committee received the attached presentation from Doris Hall, Canadian Federation of Business & Professional Women, related to this matter.

Motion Passed

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

- k) London Small Business Centre – Micro Loan Program for Entrepreneurs

Motion made by Councillor J.B. Swan that it BE NOTED that the Investment and Economic Prosperity Committee received the attached presentation from Steve Pellarin, London Small Business Centre, requesting financial support for micro loans for small businesses; it being understood that the proposal will be evaluated in accordance with the established criteria;

Motion Passed

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

- l) Kilmer Brownfield Management Limited – Remediation and Rezoning to Facilitate the Redevelopment of 111 Horton Street East (the Hydro Lands)

Motion made by Councillor J.B. Swan that it **BE NOTED** that the Investment and Economic Prosperity Committee received the attached presentation from Pamela Kraft, Kilmer Brownfield Management Limited, with respect to a proposed partnership with the City of London to remediate and develop the London Hydro lands; it being understood that the proposal will be evaluated in accordance with the established criteria;

Motion Passed

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

- m) The London Multicultural Community Association – London Immigrant Business Entrepreneurship Accelerator Centre

Motion made by Councillor J.B. Swan that it **BE NOTED** that the Investment and Economic Prosperity Committee received the attached presentation from Jack Malkin, The London Multicultural Community Association, entitled "London Immigrant Business Entrepreneur Accelerator Centre", with respect to a request for funding to establish the Accelerator Centre; it being understood that the proposal will be evaluated in accordance with the established criteria.

Motion Passed

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



n) Western Fair District – Modernizing Land Based Gambling in Ontario

Motion made by Councillor J.B. Swan and seconded by Councillor B. Polhill to Amend part n) of clause 2 by deleting the clause in its entirety and replacing it with the following new clause n):

That the following actions be taken with respect to the Western Fair District presentation regarding the establishment of Ontario Gaming Zones:

- i) the Ontario Lottery Gaming Commission and the Provincial Government BE ADVISED that The Corporation of the City of London is a willing host community and supports the continuation of the Western Fair District (WFD) as a gaming site and as a site for an expanded gaming program;
- ii) the WFD BE REQUESTED to report back at a future Investment and Economic Prosperity Committee (IEPC) meeting on the potential impacts that an expanded gaming program at the WFD would have on the community; and,
- iii) the Civic Administration BE DIRECTED to make the necessary arrangements for the IEPC to hold any Public Participation Meeting that may be required to advance the development of an expanded gaming facility;

it being noted that the Investment and Economic Prosperity Committee received the attached presentation from Hugh Mitchell, Western Fair District, regarding this matter.

At 9:41 PM the Mayor places Councillor M. Brown in the Chair, and leaves the meeting.

Motion made by Councillor H.L. Usher and seconded by Councillor S.E. White to Approve that pursuant to section 9.6 of the Council Procedure By-law, Councillor D.G. Henderson be permitted to speak longer than 5 minutes with respect to part n) of clause 2.

Motion Passed

Motion made by Councillor J.L. Baechler and seconded by Councillor D. Brown to Approve that pursuant to section 9.6 of the Council Procedure By-law, Councillor H.L. Usher be permitted to speak longer than 5 minutes with respect to part n) of clause 2.

Motion Passed

At 10:10 PM the Mayor resumes the Chair and Councillor M. Brown takes his seat at the Council Board.

The motion to Amend part n) of clause 2 is put.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (11)

NAYS: J.L. Baechler, D.G. Henderson (2)

The motion to adopt part n) i) of clause 2, as amended, is put.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant (10)

NAYS: J.L. Baechler, D.G. Henderson, S.E. White (3)

The motion to adopt the balance of part n), of clause 2, as amended, is put.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (11)

NAYS: J.L. Baechler, D.G. Henderson (2)

Clause 2n), as amended, reads as follows:

That the following actions be taken with respect to the Western Fair District presentation regarding the establishment of Ontario Gaming Zones:

- i) the Ontario Lottery Gaming Commission and the Provincial Government BE ADVISED that The Corporation of the City of London is a willing host community and supports the continuation of the Western Fair District (WFD) as a gaming site and as a site for an expanded gaming program;
- ii) the WFD BE REQUESTED to report back at a future Investment and Economic Prosperity Committee (IEPC) meeting on the potential impacts that an expanded gaming program at the WFD would have on the community; and,
- iii) the Civic Administration BE DIRECTED to make the necessary arrangements for the IEPC to hold any Public Participation Meeting that may be required to advance the development of an expanded gaming facility;

it being noted that the Investment and Economic Prosperity Committee received the ~~attached~~ presentation from Hugh Mitchell, Western Fair District, regarding this matter.

### 3. Deferred Matters/Additional Business

Motion made by Councillor J.B. Swan to Approve that the Civic Administration **BE DIRECTED** to advise the community that investment and economic prosperity proposals received after June 1, 2012 will not be considered in 2012.

At 10:18 PM, Councillor W.J. Armstrong leaves the meeting.

At 10:19 PM, Councillor P. Van Meerbergen leaves the meeting.

Motion made by Councillor J.L. Baechler and seconded by Councillor J.B. Swan to Amend clause 3 at the end of the clause by adding the following wording, "it being noted that the RFP related to the City's UTRCA lands would not be subject to the June 1st deadline".

Motion Passed

YEAS: J.F. Fontana, B. Polhill, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (11)

At 10:20 PM, Councillor W.J. Armstrong enters the meeting.

At 10:21 PM, Councillor P. Van Meerbergen enters the meeting.

Pursuant to section 17.2 of the Council Procedure By-law, Councillor J.P. Bryant calls for a separate vote on clause 3, as amended.

Motion made by Councillor H.L. Usher and seconded by Councillor J.P. Bryant to Amend clause 3 by replacing the date of June 1 with the date of July 1.

Motion Failed

YEAS: D.G. Henderson, H.L. Usher (2)

NAYS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, J.P. Bryant, S.E. White (11)

The motion to adopt clause 3, as amended, is put

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, S.E. White (12)

NAYS: J.P. Bryant (1)

Clause 3, as amended, reads as follows:

That the Civic Administration **BE DIRECTED** to advise the community that investment and economic prosperity proposals received after June 1, 2012 will not be considered in 2012; it being noted that the RFP related to the City's UTRCA lands would not be subject to the June 1st deadline.

Motion made by Councillor J.B. Swan to Approve that the City Clerk **BE DIRECTED** to make the necessary arrangements to hold additional Investment and Economic Prosperity Committee meetings, prior to the end of June 2012, to receive the remaining economic prosperity proposals that were received by June 1, 2012

Motion Passed

YEAS: J.F. Fontana, B. Polhill, W.J. Armstrong, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, D.G. Henderson, P. Van Meerbergen, D. Brown, H.L. Usher, S.E. White (12)

NAYS: J.P. Bryant (1)

Motion made by Councillor B. Polhill and seconded by Councillor J.B. Swan to Approve that pursuant to section 2.4 of the Council Procedure By-law, section 11.10 of the said by-law be suspended for the purpose of permitting the meeting to proceed beyond 11:00 PM.

Motion Passed

## **IX DEFERRED MATTERS**

None

## **X ENQUIRIES**

1. Councillor D. Henderson enquired about the advisability of planting trees under high tension wires, noting that he has observed this happening in the Byron area. The matter was referred to the Civic Administration for review and response to Councillor Henderson.
2. Councillor Usher enquired about what details are available regarding the impending OLG changes to the gaming industry, including timing, ultimate model (i.e. size, location, funding arrangements, etc.), anticipated benefits, and plans for consultation and communication with the Municipal Council, the public and other local stakeholders, as noted in his communication dated June 8, 2012. Mayor J.F. Fontana advised that ongoing discussions were occurring with provincial officials and that details would be shared as they become available.

At 10:28 PM Councillor W.J. Armstrong leaves the meeting.

## **XI EMERGENT MOTIONS**

None

## **XII BY-LAWS**

At 10:31 PM Councillor D.G. Henderson leaves the meeting.

Motion made by Councillor B. Polhill and seconded by Councillor P. Van Meerbergen to Approve 1st reading of Bills No.s 248 to 268, inclusive.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (11)

Motion made by Councillor J.P. Bryant and seconded by Councillor D. Brown to Approve 2nd Reading of Bill No.s 248 to 268, inclusive.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, J.B. Swan, J.L. Baechler, M. Brown, P. Hubert, P. Van Meerbergen, D. Brown, J.P. Bryant, S.E. White (10)

NAYS: H.L. Usher (1)

Motion made by Councillor H.L. Usher and seconded by Councillor J.B. Swan to Approve 3rd reading and enactment of Bill No.s 248 to 268, inclusive.

Motion Passed

YEAS: J.F. Fontana, B. Polhill, J.B. Swan, J.L. Baechler, M. Brown, P. Van Meerbergen, D. Brown, H.L. Usher, J.P. Bryant, S.E. White (10)

NAYS: P. Hubert (1)

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

Bill No. 248  
By-law No. A.-6828-179  
A by-law to confirm the proceedings of the Council Meeting held on the 12<sup>th</sup> day of June, 2012.(City Clerk)

Bill No. 249  
By-law No. A.-6829-180  
A by-law to authorize and approve a Purchase of Service Agreement between The Corporation of the City of London and The London Economic Development Corporation for economic development services and to authorize the Mayor and the City Clerk to execute the Agreement. (12/17/FASC)

Bill No. 250  
By-law No. A.-6830-181  
A by-law to approve the Amending Agreement to the Joint Venture Agreement between The Corporation of the City of London and Western Fair Association; and to authorize the Mayor and City Clerk to execute the Amending Agreement. (3/9/IEPC)

Bill No. 251  
By-law No. A.-6831-182  
A by-law to approve the Amending Agreement to the Loan Agreement between The Corporation of the City of London and Fair-City Joint Venture and to authorize the Mayor and the City Clerk to execute the Amending Agreement. (3/9/IEPC)

Bill No. 252  
By-law No. A.-5896(q)-183  
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." (Manager of By-law Enforcement)

Bill No. 253  
By-law No. A-5-12001  
A by-law to amend By-law A-5 entitled, "A by-law to provide for the Indemnification and Defence of Members of Council against liability incurred while acting on behalf of the Municipality" to remove references to "Board of Control" and replace them with "Finance and Administrative Services Committee" and to remove references to "City Administrator" and replace them with "City Manager". (7/17/FASC)

Bill No. 254  
By-law No. C.P.-1284(si)-184  
A by-law to amend the Official Plan for the City of London, 1989 relating to 73, 77, 81, and 91 Southdale Road East and 3021 and 3033 White Oak Road. (14a/15/PEC)

Bill No. 255  
By-law No. C.P.-1284(sj)-185  
A by-law to amend the Official Plan for the City of London, 1989 relating to lands located at and adjacent to 537 Crestwood Drive. (21a/15/PEC)

Bill No. 256  
By-law L.S.P.-3421-186  
A by-law to designate 762 Dundas Street to be of historical and contextual value or interest. (11/6/BNEC-2011)

Bill No. 257  
By-law No. S.-5441-187  
A by-law to assume certain works and services in the City of London. (Hunt Club – Phase 2; 33M-373) (Chief Surveyor)

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| Bill No. 258<br>By-law No. S.-5442-188       | A by-law to lay out, constitute, establish and assume lands in the City of London as public highway. (As widening to Wonderland Road North, north of Fanshawe Park Road West) (Chief Surveyor) |
| Bill No. 259<br>By-law No. Z.-1-122112       | A by-law to amend By-law No. Z.-1 to remove the holding provision from the zoning on the land located at 3071 Singleton Avenue. (4/15/PEC)   |
| Bill No. 260<br>By-law No. Z.-1-122113       | A by-law to amend By-law No. Z.-1 to rezone an area of land located at 73, 77, 81, and 91 Southdale Road East and 3021 and 3033 White Oak Road. (14b/15/PEC)                                   |
| Bill No. 261<br>By-law No. Z.-1-122114       | A by-law to amend By-law No. Z.-1 to rezone an area of land located at 3535 Settlement Trail. (15a/15/PEC)   |
| Bill No. 262<br>By-law No. Z.-1-122115       | A by-law to amend By-law No. Z.-1 to rezone an area of land located at 783 Richmond Street. (16b/15/PEC)   |
| Bill No. 263<br>By-law No. Z.-1-122116       | A by-law to amend By-law No. Z.-1 to rezone an area of land located at 19 Wistow Street. (18a/15/PEC)  |
| Bill No. 264<br>By-law No. Z.-1-122117       | A by-law to amend By-law No. Z.-1 to rezone an area of land located at 537 Crestwood Drive (21b/15/PEC)  |
| Bill No. 265<br>By-law No. C.-.-1284(sk)-189 | A by-law to amend the Official Plan for the City of London, 1989 relating to 1331 Hyde Park Road. (26/15/PEC)  |
| Bill No. 266<br>By-law No. Z.-1-122118       | A by-law to amend By-law No. Z.-1 to rezone an area of land located at 255 South Carriage Road and 1331 Hyde Park Road. (26/15/PEC)  |
| Bill No. 267<br>By-law No. A.-6832-190       | A by-law to ratify and confirm the Annual Resolutions of the Shareholder of London & Middlesex Housing Corporation. (1/10/SPPC)  |
| Bill No. 268<br>By-law No.Z.-1-122119        | A by-law to amend By-law No. Z.-1 to apply to all lands within the City of London for the purpose of providing for senior and/or persons with disability day care centres. (7/16/PEC)          |

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

At 10:35 PM Councillor D.G. Henderson enters the meeting.

At 10:36 PM Councillor W.J. Armstrong enters the meeting.

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

Motion made by Councillor P. Hubert and seconded by Councillor J.P. Bryant that Council rise and go into Committee of the Whole, in camera, for the purpose of considering the following:

That Council rise and go into Committee of the Whole, in camera, for the purpose of considering the following:

- a) A matter pertaining to labour relations and employee negotiations, litigation or potential litigation and recommendations of officers and employees of the Corporation, including communications necessary for that purpose. (FASC)
- b) A matter being considered pertaining to legal advice that is subject to solicitor-client privilege, including communications necessary for that purpose, in connection with a legal opinion sought by the Planning and

Environment Committee arising from consideration of a report by the Director of Land Use Planning and City Planner requesting heritage designation of 1576 Richmond Street North. (PEC)

- c) A matter pertaining to labour relations and employee negotiations, litigation or potential litigation, including matters before administrative tribunals, affecting the municipality, and advice that is subject to solicitor-client privilege, including communications necessary for that purpose concerning Group Grievance 508-06 and Policy Grievance 902-07 between London Civic Employees' Local Union No. 107 ("CUPE 107") and The Corporation of the City of London in relation to the Equipment Operator 2 job evaluation. (FASC)
- d) A matter pertaining to employee negotiations, including personal information about identifiable individuals, including municipal employees, 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.

Motion Passed

The Council rises and goes into Committee of the Whole, in camera, at 10:37 PM, with Mayor J.F. Fontana in the Chair and all Members present, except Councillors S. Orser and N. Branscombe.

At 10:54 PM all staff leave except T. Dobbie, V. McAlea Major, L.M. Rowe, C. Saunders and B. Westlake-Power.

The Committee of the Whole rises and Council resumes in regular session at 11:05 PM with Mayor J.F. Fontana in the Chair and all Members present, except Councillors S. Orser and N. Branscombe.

12th Report of the Committee of the Whole  
Councillor D.G. Henderson presents

Councillor D.G. Henderson reports progress with respect to the matters for which the Committee of the Whole convened in camera.

#### **XIV ADJOURNMENT**

Motion made by Councillor P. Hubert and seconded by Councillor M. Brown, to Adjourn.

Motion Passed

The meeting Adjourns at 11:06 PM.

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Joe Fontana, Mayor

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Catharine Saunders, City Clerk