13TH REPORT OF THE BOARD OF CONTROL

Meeting held on April 9, 2008 commencing at 10:00 a.m.

PRESENT: Mayor A. M. DeCicco-Best (Chair), Deputy Mayor T. C. Gosnell, Controllers G. Barber, W. J. Polhill and G. Hume; and K. Bain (Secretary).


I YOUR BOARD RECOMMENDS:

MATTERS CONSENTED TO BY THE BOARD

2008 Sewer & Watermain Replacement Program – Ridout St. S. Ph. II – Tender

1. (1) That, on the recommendation of the Acting General Manager of Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the 2008 Sewer & Watermain Replacement Program, Ridout Street South Phase II (Project Nos. EW3785/ES2412/TS1444/TS1735/TS4065), namely:

(a) Watermain Replacement Tender the bid submitted by C.H. Excavating (London) Ltd., 4201 Blakie Road, London, at its tendered price of $2,988,779.87 (excluding GST), BE ACCEPTED; it being pointed out that the bid submitted by C.H. Excavating (London) Ltd. was the lowest of ten (10) bids received and meets the City’s specifications and requirements in all areas;

(b) Archibald, Gray & McKay Engineering Limited (AGM) BE AUTHORIZED to carry out the resident inspection and contract administration for the said project at an upset limit of $313,319.37 (excluding GST), in accordance with the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional Engineers and in accordance with Council Policy 7(9A), Clause (e); it being noted that this firm completed the engineering design;

(c) the financing for this project BE APPROVED as set out in the Sources of Financing Report attached hereto as Appendix "A";

(d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;

(e) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order for the work to be done and the materials to be supplied on this project (Tender No. 08-33); 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. (W10-01)

Beaverbrook Watermain Replacement Program – Tender

2. (2) That, on the recommendation of the Acting General Manager of Environmental and Engineering Services and City Engineer, the following actions be taken with respect to the Beaverbrook Avenue Watermain Replacement Program (Project Nos. EW3761/TS1163), namely:

(a) the bid submitted by Omega Contractors Inc., 4104 Breck Avenue, London, at its tendered price of $641,100 (excluding GST), BE ACCEPTED; it being pointed out that the bid submitted by Omega Contractors Inc. was the lowest of four (4) bids received and meets the City’s specifications and requirements in all areas;

(b) Development Engineering (London) Ltd. BE AUTHORIZED to carry out the resident inspection and contract administration for the said project in accordance with the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional
Engineers, at an upset amount of $53,570 (excluding GST); it being noted that this firm completed the engineering design;

(c) the financing for this project BE APPROVED as set out in the Sources of Financing Report attached hereto as Appendix "A";

(d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project; and

(e) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order for the work to be done and the materials to be supplied on this project (Tender No. 08-35); 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. (W13-00)

3. (3) That, on the recommendation of the Director, Roads and Transportation, the following actions be taken with respect to the 2008 Water/Sewer Replacement Program Contract #6: Thompson Road (Project Nos. TS1444/EW3795/ES2412), namely:

(a) the bid submitted by Omega Contractors Inc., at its tendered price of $3,132,738.31 (exclusive of GST), BE ACCEPTED; it being pointed out that the bid submitted by Omega Contractors Inc. was the lowest of eight (8) bids received and meets the City’s specifications and requirements in all areas;

(b) Archibald, Gray & McKay Engineering Ltd. BE AUTHORIZED to carry out the resident inspection and contract administration for the said project in accordance with the final estimate, on file, at an upset amount of $303,776 (excluding GST), based on the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional Engineers and in accordance with Council Policy 7(9A), Clause (e); it being noted that this firm completed the engineering design;

(c) the financing for this project BE APPROVED as set out in the Sources of Financing Report attached hereto as Appendix ‘A’;

(d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project;

(e) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order relating to this project (Tender No. 08-09); 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. (W10-01)

4. (4) That, on the recommendation of the Director, Wastewater and Treatment, the following actions be taken with respect to the construction of the 2008 Sewer/Watermain Replacement Program Contract 8 (Project Nos. ES2412/EW3763), namely:

(a) the bid submitted by J-AAR Excavating Ltd., 31 Exeter Road, London, at its tendered price of $1,548,581.50 (excluding GST), BE ACCEPTED; it being pointed out that the bid submitted by J-AAR Excavating Ltd. was the lowest of nine (9) bids received and meets the City’s specifications and requirements in all areas;

(b) Dillon Consulting Ltd. 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 $169,867.50 (excluding GST) (it being noted that $72,998.75, excluding GST, was previously
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approved by Council on 2007-08-13), which is based upon the Fee Guideline for Professional Engineering Services, 2006, recommended by the Ontario Society of Professional Engineers, and in accordance with Council Policy 7(9A), Clause (e);

(c) the financing for this project BE APPROVED as set out in the Sources of Financing Report attached hereto as Appendix “A”;

(d) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project; and

(e) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order for the material to be supplied and the work to be done relating to this project (Tender No. 08-28). (W10-01)

5. (5) That, on the recommendation of the Director, Wastewater and Treatment, the following actions be taken with respect to the Replacement of Sidewalks, Curb and Gutter (Project Nos. TS3035, TS3034, TS3012, TS3010 & EW3831), namely:

(a) the bid submitted by J. Franze Concrete Ltd., 4130 Brigham Road, London, at its tendered price of $1,475,845 (exclusive of GST), BE ACCEPTED; it being noted that the bid submitted by J. Franze Concrete Ltd. was the lowest of five (5) 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 attached hereto as Appendix “A”;

(c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project; and

(d) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order for the material to be supplied and the work to be done relating to this project (Tender No. 08-18). (W03-01)

6. (6) That, on the recommendation of the Director, Wastewater and Treatment, the following actions be taken with respect to the Supply & Lay of Hot Mix Asphalt (Project Nos. TS3012 & TS3011), namely:

(a) the bid submitted by TCG Asphalt & Construction Inc., at its tendered price of $1,933,205 (exclusive of GST), BE ACCEPTED; it being noted that the bid submitted by TCG Asphalt & Construction Inc. was the lowest of three (3) 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 attached hereto as Appendix “A”;

(c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project; and

(d) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order for the material to be supplied and the work to be done relating to this project (Tender No. 08-19). (W08-01)

7. (7) That, on the recommendation of the Director of Fleet, Facilities and Departmental Resources, the following actions be taken:

(a) the bid submitted by Hyde Park Equipment, 2034 Mallard Rd., London, for the purchase of seven (7) Tow Behind Mowers at its total tendered price of $67,100.40 (PST included, GST extra), BE ACCEPTED; and the bid submitted by Turf Care Products Canada, 200 Pony Drive,
Newmarket, for the purchase of three (3) Winged Rotary Mowers at its total tendered price of $97,848.00 (PST included, GST extra), BE ACCEPTED;

(b) the funding for these purchases BE APPROVED as set out in the Sources of Financing Report attached hereto as Appendix "A";

(c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with these matters; and

(d) the approval given herein BE CONDITIONAL upon the Corporation entering into formal contracts or issuing purchase orders or contract records relating to these matters (Tender No. 08-37). (V04-00)

8. (10) That, on the recommendation of the General Manager of Planning & Development and the Director, Fleet, Facilities & Departmental Resources, the following actions be taken with respect to the Roy McKay (Labatt) Clubhouse Renovation (Project Nos. PD2322 & PD2321), namely:

(a) the bid submitted by Mycon Construction, 1615 North Routledge Pk., #9, London, at its tendered price of $128,900, BE ACCEPTED: it being pointed out that the bid submitted by Mycon Construction was the lowest of three (3) 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 attached hereto as Appendix "A";

(c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project; and

(d) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order relating to this matter (Tender No. 08-36). (D13-00)

9. (15) That, on the recommendation of the General Manager of Finance and Corporate Services, on the advice of the Manager of Realty Services, the Mayor and the City Clerk BE AUTHORIZED to execute a Lease Agreement between the City and Richmond Block London Corporation/Farhi Holdings Corporation with respect to the City leasing approximately 21,884 square feet of rentable office space area located at 201 Queens Avenue, for an initial term of ten (10) years, with an option to renew for two (2) further consecutive terms of five (5) years each, commencing on December 1, 2008 and expiring on November 30, 2018, at an annual base net rent rate of $9.18 per square foot. (L16-02)

10. (16) That, on the recommendation of the City Treasurer, the following actions be taken:

(a) The City Treasurer BE INSTRUCTED to vest the following properties:

(i) 555 Bathurst Street Roll Number 050-090-00200
(ii) 575-579 Bathurst Street Roll Number 050-090-00300
(iii) S/S Thompson Road Roll Number 050-390-00200
(iv) E/S Thompson Road Roll Number 050-390-00400;

(b) the Civic Administration BE REQUESTED to report back on properties (a) (i) and (ii) regarding the planned corporate use and any expected future capital costs; and

(c) the Civic Administration BE REQUESTED to report back on the suitability of properties (a) (iii) and (iv) for Affordable Housing. (L15-01)
11. (20) That, on the recommendation of the City Treasurer, the attached by-law BE INTRODUCED at the Municipal Council meeting to be held on April 14, 2008 to authorize the payment of funding in the amount of $5,822,087 to the City of London by the Province of Ontario under the 2008 Municipal Road and Bridge Infrastructure Investment. (S08-00)

12. (21) That, on the recommendation of the City Treasurer, the attached by-law BE INTRODUCED at the Municipal Council meeting to be held on April 14, 2008 to authorize the payment of funding in the amount of $3,316,229 to the City of London by the Province of Ontario under the new poverty-reduction strategy. (F12-00)

13. (22) That, on the recommendation of the Director of Corporate Management Support, the following actions be taken:

(a) the by-law attached as Appendix A, being a by-law to approve an agreement with the London Heritage Council (the LHC) for their receipt of City of London funds for the purpose of administering the London Heritage Council and granting Community Heritage Funding and to develop the London Heritage Portal, BE INTRODUCED at the Council meeting on April 14, 2008;

(b) the Mayor and the City Clerk BE AUTHORIZED to sign the service agreement for 2008, attached as Schedule A to the by-law; and

(c) the Mayor and the City Clerk BE AUTHORIZED, on an annual basis, to enter into a service agreement between the London Heritage Council and the City of London for the purpose of approving City of London funds for the annual administration of the London Heritage Council and the London Heritage Portal and the granting of Community Heritage Funding; it being noted that this is a standard service agreement and that this agreement, developed and executed annually, is the vehicle for the allocation of the Community Heritage funds and the operating funds for the LHC, and is based upon the current year's budget approval. (D13-00)

14. (24) That, on the recommendation of the Director of Intergovernmental and Community Liaison, the attached proposed by-law (Appendix A) BE INTRODUCED at the Municipal Council meeting on April 14, 2008:

(a) to approve the agreement with Her Majesty the Queen in Right of Ontario, as represented by the Minister of Citizenship and Immigration, to obtain funding of $109,450 for enhancements to the London and Middlesex Immigration Portal; and

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

15. (8) That, on the recommendation of the Director of Fleet, Facilities and Departmental Resources, the following actions be taken:

(a) the bid submitted by Team Truck Centres 795 Wilton Grove Rd., London, for the purchase of four (4) 56,000 lb tandem axle cab and chassis at its total tendered price of $327,645.26 (PST included, GST extra), BE ACCEPTED;

(b) the funding for this purchase BE APPROVED as set out in the Sources of Financing Report attached hereto as Appendix "A";

(c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project; and
(d) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order or contract record relating to this matter (Tender No. 08-41). (V04-00)

16. (9) That, on the recommendation of the Director of Fleet, Facilities and Departmental Resources, the following actions be taken:

(a) the bid submitted by Fanotech Enviro Inc. 50 Keith Road, Bracebridge, for the purchase of four (4) rear loading packer bodies, at its total tendered price of $267,753.60 (PST included, GST extra), BE ACCEPTED;

(b) the funding for this purchase BE APPROVED as set out in the Sources of Financing Report attached hereto as Appendix "A;

(c) the Civic Administration BE AUTHORIZED to undertake all the administrative acts that are necessary in connection with this project; and

(d) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract or issuing a purchase order or contract record relating to this matter (Tender No. 08-43). (V04-00)

17. (11) That, on the recommendation of the Acting General Manager of Environmental & Engineering Services and City Engineer and the City Treasurer, the following actions be taken:

(a) the Civic Administration BE AUTHORIZED to request electrical power prices from qualified suppliers;

(b) the Acting General Manager of Environmental & Engineering Services & City Engineer and the City Treasurer BE DELEGATED AUTHORITY and BE DIRECTED to enter into the appropriate contracts on behalf of the Corporation;

(c) in their respective absences, as alternates, the Director, Environmental Programs & Solid Waste, and the Manager, Purchasing, BE DELEGATED AUTHORITY and BE DIRECTED to enter into the appropriate contracts on behalf of the Corporation; and

(d) the Civic Administration BE DIRECTED to report back regularly, and at a minimum annually, on the results and cost avoidance savings related to the program. (W12-00)

18. (13) That, on the recommendation of the General Manager of Finance and Corporate Services, 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:

WrapAround - October 18, 2008. (A09-00)

19. (17) That, on the recommendation of the City Treasurer, Council Policy 26(4), Procedures on the Treatment of Properties that Do Not Sell at Municipal Tax Sales, BE REPEALED and BE REPLACED with a revised policy in the form of the revised Schedule A to the attached by-law. (F16-00)

20. (19) That, on the recommendation of the City Treasurer, the following actions be taken with respect to property taxation for 2008:

(a) a by-law BE ENACTED on or before April 30, 2008 in accordance with Section 308 of the Municipal Act, 2001 to set tax ratios and tax rates for 2008 on the basis that the tax ratios for 2008 for all property classes will be the same as 2007;

(b) a by-law BE ENACTED on or before April 30, 2008 in accordance with paragraphs 1, 2, 3 and 8 of Subsection 329.1(1) of the Municipal Act, 2001 to ensure that tax increases in the commercial, industrial and
multi-residential property classes are capped at the greater of 10% of the previous year’s taxes or 5% of the previous year’s uncapped taxes plus levy increase, whichever is greater, and that cap adjustments less than or equal to $250 are reduced to nil and that new construction is taxed without any cap adjustment;

(c) a by-law **BE ENACTED** in accordance with Section 330 of the *Municipal Act, 2001* to claw back a portion of tax decreases in each of the commercial, industrial and multi-residential classes sufficient to fully finance the capping of increases under Section 329 of the *Municipal Act* for 2008; and

(d) a resolution **BE APPROVED** to request the Minister of Finance to do the following:

(i) end the capping and clawing back of property taxes in Ontario in the commercial, industrial and multi-residential classes as soon as possible with municipalities having the opportunity to exit the current capping system beginning in 2009;

(ii) recognize that the four year phase-in of new assessment values as provided in the March 25, 2008 Provincial Budget provides another tax mitigation process to take the place of capping and clawing back; and

(iii) consult thoroughly with Municipalities on all the details involved in bringing capping and clawing back properties in the capped property classes to an end and in unifying the systems of tax mitigation for residential and non-residential properties for 2009 and into the future. (F16-00) (See attached.)

21. That the City Treasurer **BE REQUESTED** to report back to the Board of Control with respect to the taxation of vacant buildings in Ontario.

22. (25) That, on the recommendation of the Board of Directors of the London Convention Centre Corporation (LCC), the transfer of 2007 LCC operating surplus of $119,696 to the capital reserve fund and operating reserve **BE APPROVED** as follows:

(a) Reserve fund held by City of London: transfer a total of $770,395 ($40,874 for parking repayment as contracted and an additional $329,521 over the original 2007 capital budget of $400,000); and

(b) Operating reserve held by the LCC: transfer $34,300 (to top up this reserve to the approved 10% of annual revenue). (F14-00)

23. (29) That, on the recommendation of the London Convention Centre Board of Directors, and in accordance with section 4.1 of By-law No. A.-5357-298, Kristina M. Shaw **BE APPOINTED** to the London Convention Centre Board of Directors for a three year term effective immediately and ending on November 30, 2010. (G03-00)


25. (33.43) That the following actions be taken with respect to financial incentives for Downtown and Old East Village Revitalization:

(a) on the recommendation of the General Manager of Planning and Development, the attached by-laws regarding Financial Incentives for community improvement projects within Downtown and the Old East Village **BE INTRODUCED** at the Municipal Council meeting to be held on April 14, 2008 to authorize the new financial incentive programs; it being noted that the current reserve fund for these programs will be monitored to ensure that sufficient funds are available for the new
programs in 2008; it being further noted that the impact of these programs will require additional funding in 2009; and

(b) the Civic Administration BE REQUESTED to report back regarding the financial incentive programs within two years;

it being noted that the Board of Control heard a presentation from Gregg Barrett, Manager, Land Use Planning Policy, with respect to the incentive programs; it being further noted that the Board of Control heard presentations from Janette MacDonald, Manager, MainStreet London, and Sarah Merritt, Old East Village Business Improvement Area, in support of the proposed incentive programs. (D07-00)

26. That the Civic Administration BE AUTHORIZED to engage the consultant who completed the Downtown Parking Study to complete an update of the study as soon as possible to reflect the current parking situation in the downtown.

27. (34) That the Civic Administration BE REQUESTED to report back to the Board of Control with a by-law to be introduced to implement an amendment to Council Policy 3(7) on the naming/renaming or dedicating of municipal property, buildings and parks elements to provide that a naming or renaming will not be made after elected officials currently in office; it being noted that the Board of Control received an information report from the General Manager of Finance and Corporate Services with respect to the request for the proposed renaming of Adelaide Wells Park to Bernie MacDonald Community Park. (E06-00)

28. (35) That the following actions be taken with respect to Council Policy 16(21) – Flags at City Hall and requests for flag raisings:

(a) the Civic Administration BE REQUESTED to report back to the Board of Control with a by-law to be introduced to implement a revised Flag Policy including the following principles:

(i) the flags to be flown will include:

(A) the flying of the appropriate flag on the occasion of a visiting dignitary, for the duration of the dignitary's visit to London City Hall, as a gesture of respect and friendship;

(B) to celebrate achievement, the flag of a charitable or non-profit organization to help increase public awareness of their programs and activities; an organization that has achieved national or international distinction or made a significant contribution to the community, an organization that has helped to enhance the City of London in a positive manner; it being noted that flag raisings are to be in connection with a particular event by an organization; it being further noted that no flags of commercial or political organizations will be permitted; it being also noted that the City of London would not fly the flag of a group or organization whose undertakings or philosophy are contrary to City of London policies or by-laws; espouse hatred, violence or racism;

(ii) an organization's flag be flown no more than once per calendar year;

(iii) a flag be flown for a period of up to one week, or for the duration of the associated event, whichever is less; noting that conflicts between two or more organizations would be settled in favour of the organization which first made its request;

(iv) flags will only be raised and lowered on those business days that City Hall is open given staff and equipment resources required to raise or lower a flag on the flag staff in front of City Hall;
(v) the City Clerk will administer the policy for the flying of flags at City Hall;

(vi) in the event there is a dispute between an organization and the City Clerk as to the eligibility of a request, the appeal process will be through the Board of Control and Municipal Council shall have full and final say as to whether or not the request to fly a flag will be granted;

(vii) organizations will be required to submit flag raising requests on an annual basis; and

(viii) the Civic Administration be asked to report back on an appropriate location for the erection of flag poles for flag raisings other than the existing flag staff outside the Mayor's Office;

(b) notwithstanding Council Policy 16(21), The Terry Fox Run London Organizing Committee BE GRANTED permission to fly its flag at City Hall from September 12 to 15, 2008;

(c) notwithstanding Council Policy 16(21), The Salvation Army BE GRANTED permission to fly its flag at City Hall on May 12, 2008; and

(d) the flag raising requests from the Metis Nation of Ontario and the King Street Congregational Christian Church of Canada BE REFERRED for consideration by the Board of Control with the report from the Civic Administration on a revised Flag Policy. (M14-00)

29. (38,44) That the following actions be taken with respect to the process for the engagement of a consultant regarding employee absenteeism:

(a) on the recommendation of the Chief Administrative Officer, the terms of reference for the engagement of a consultant, as outlined in the attached report, BE ENDORSED;

(b) a Special Board of Control meeting BE HELD on April 14, 2008 commencing at 4:00 p.m. to consider the Request for Proposals document prepared by the Civic Administration;

(c) the Civic Administration BE ASKED to establish a Request for Proposals Review Team consisting of the Chief Administrative Officer, the Director of Human Resources, the City Treasurer and representative(s) from the Community Services Department, the Human Resources Office and the City Solicitor's Office; it being noted that the review team will submit a recommendation following review of the submissions received to the Board of Control for consideration; and

(d) the Civic Administration BE ASKED to provide a timeline with respect to the engagement of the consultant and the completion of the consultant's report. (H02-00)

30. (45) That Councillor B. R. MacDonald BE NOMINATED to the 2008/2009 Federation of Canadian Municipalities National Board of Directors. (A02-02)

31. That the Civic Administration BE REQUESTED to review the per acre rate paid by the City for non-developable floodplain land.

32. That Clause 2 of the 7th Report of the Environment and Transportation Committee BE AMENDED to read as follows:

Notwithstanding Council's Public Notice Policy, a notice BE SENT to all licensed taxicab drivers to advise them of the public participation meeting to be held before the Environment and Transportation Committee at 7:00 p.m. on May 5, 2008 with respect to proposed amendments to the Taxicab Licensing
By-law to allow for the issuance of additional Accessible Cab Owner Licences; it being noted that the attached information report from the City Clerk with respect to this matter was received.

33. That the following matters be noted and filed:

- (a) a communication from the City Clerk, City of St. Thomas, with respect to its appeal to the Mining and Lands Commissioner regarding the 2008 levy of the Kettle Creek Conservation Authority;
- (b) a copy of a Statement delivered in the Ontario Legislature by NDP Municipal Affairs Critic, Hamilton Centre MPP Andrea Horwath, on the state of municipal finances;
- (c) a communication from The Honourable Dwight Duncan, Minister of Finance, and The Honourable Jim Watson, Minister of Municipal Affairs and Housing, with respect to the introduction of Bill 35, the proposed Investing in Ontario Act, 2008;
- (d) a communication from the Deputy Attorney General with respect to an update on the streamlining review of Provincial Offences Act proceedings; and
- (e) a copy of a communication from Brenda Biller-Pepper with respect to a Think World Peace Campaign.

II YOUR BOARD REPORTS:

34. That the Board of Control referred the proposed amendment to By-law A-5751-270 to the Civic Administration for report back at the next Board meeting. (G05-00)

35. That the Board of Control received and noted an information report from the General Manager of Finance and Corporate Services with respect to the financial implications related to the transfer of the responsibility for the birth registration process to the Province. (C21-00)

36. That the Board of Control (BC) received an information report from the City Treasurer with respect to the impact of condominium conversions on municipal tax revenues. The BC asked the City Treasurer to report back with information on the number of units involved with condominiums which have all units in the same ownership. (D08-00)

37. That the Board of Control received and noted an information report from the Director of Corporate Management Support with respect to Statements of Claim naming The Corporation of the City of London as a defendant for the period of December 4, 2007 to March 31, 2008. (L05-06)

38. That the Board of Control received a communication from Judy Rich resigning her appointment to the London Housing Advisory Committee. The BC accepted the resignation with regret and asked the Mayor to forward a letter of appreciation to Ms. Rich. The BC also asked the City Clerk to determine if there are any applications on file for this body and to take the necessary steps to fill the vacancy. (G03-00)

39. That the Board of Control received a communication from Robert A. LeBlanc resigning his appointment to the Advisory Committee on the Environment. The BC accepted the resignation with regret and asked the Mayor to forward a letter of appreciation to Mr. LeBlanc. The BC also asked the City Clerk to determine if there are any applications on file for this body and to take the necessary steps to fill the vacancy. (G03-00)

40. That Controller Hume raised an enquiry with respect to potential communication strategies and referred to the innovative work being undertaken by EK3 Technologies Inc. The Board of Control asked the Civic Administration to report back at a future Board meeting regarding this matter.
41. That Mayor DeCicco-Best disclosed a pecuniary interest in clause 9 of this Report with respect to the lease agreement for office space for the Technology Services Division by indicating that her spouse leases property from Farhi Holdings Corporation.

42. That the Board of Control passed the following resolution prior to moving in camera from 12:00 p.m. to 12:15 p.m. and from 12:22 p.m. to 1:09 p.m.

That the Board of Control move in camera to consider the following matters:

(a) two matters to be considered for the purpose of instructions and directions to officers and employees of the Corporation pertaining to proposed acquisitions of land; advice that is subject to solicitor-client privilege, including communications necessary for that purpose; reports or advice or recommendations of officers and employees of the Corporation pertaining to proposed acquisitions of land; commercial and financial information supplied in confidence pertaining to the proposed acquisitions the disclosure of which could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of the Corporation, result in similar information no longer being supplied to the Corporation where it is in the public interest that similar information continue to be so supplied, and result in undue loss or gain to any person, group, committee or financial institution or agency; commercial, information relating to the proposed acquisitions that belongs to the Corporation that has monetary value or potential monetary value; information concerning the proposed acquisitions whose disclosure could reasonably be expected to prejudice the economic interests of the Corporation or its competitive position; information concerning the proposed acquisitions whose disclosure could reasonably be expected to be injurious to the financial interests of the Corporation; and instructions to be applied to any negotiations carried on or to be carried on by or on behalf of the Corporation concerning the proposed acquisitions;

(b) a matter pertaining to personal matters about identifiable individuals, litigation and advice that is subject to solicitor-client privilege, including communications necessary for that purpose, with respect to an arbitration with one of the Corporation's Unions;

(c) a matter pertaining to potential litigation and advice that is subject to solicitor-client privilege, including communications necessary for that purpose, with respect to an existing relationship with a contractor;

(d) a matter to be considered for the purpose of instructions and directions to officers and employees of the Corporation pertaining to a proposed disposition of land; advice that is subject to solicitor-client privilege, including communications necessary for that purpose; reports or advice or recommendations of officers and employees of the Corporation pertaining to a proposed disposition of land; commercial and financial information supplied in confidence pertaining to the proposed disposition, the disclosure of which could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of the Corporation, result in similar information no longer being supplied to the Corporation where it is in the public interest that similar information continue to be so supplied, and result in undue loss or gain to any person, group, committee or financial institution or agency; commercial information relating to the proposed disposition that belongs to the Corporation has monetary value or potential monetary value; information concerning the proposed disposition whose disclosure could reasonably be expected to prejudice the economic interests of the Corporation or its competitive position; information concerning the proposed disposition whose disclosure could reasonably be expected to be injurious to the financial
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interests of the Corporation; and instructions to be applied to any
negotiations carried on or to be carried on by or on behalf of the
Corporation concerning the proposed disposition;

and that the BC is submitting a confidential report to the Municipal Council
regarding these matters. (See Confidential Appendix to the 13th Report of the
Board of Control enclosed for Council Members only.)

The meeting adjourned at 1:10 p.m.

Board of Control Action on Committee Reports

7th Report of the Community and Protective Services Committee

Clause 1 - Concurred in

7th Report of the Environment and Transportation Committee

Clause 1 - Concurred in

Clause 2 - Amended (See clause 32 of this Report)