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


At the beginning of the Meeting all Members are present except Deputy Mayor Gosnell and Councillor Armstrong.

Her Worship the Mayor presents a certificate for "London's Featured Community Organization" to Gerald Fagan, Founding Conductor, Marlene Fagan, General Manager, and Board Chair, Rev. John Comiskey, of The Gerald Fagan Singers.

Deputy Mayor Gosnell and Councillor Armstrong enter the meeting at 5:01 p.m.

Jim Graham, Chair, London 2008 Communities In Bloom National Committee, presents Her Worship the Mayor with the following awards from Communities in Bloom: the Five Blooms Award, the Special Criteria Award for Tidiness, and the Special Recognition Award for Legacy Projects.

Representatives of the City of London's United Way Campaign Committee, on behalf of City of London employees, present a cheque in the amount of $56,819.08 to Chuck Hounsell, Campaign Chair, and CEO Bob Adams, representing the United Way of London & Middlesex.

DISCLOSURES OF PECUNIARY INTEREST

349. Councillor Bryant discloses a pecuniary interest in clause 6 of the 32nd Report of the Board of Control having to do with the write off of miscellaneous and Dearness Home accounts receivable by indicating that her spouse is a Board Member of the Local Health Integration Network.

MINUTES

350. Councillor Orser moves, seconded by Councillor Miller, that the Minutes of the Twentieth Meeting held on November 3, 2008 be adopted. CARRIED

CONFIDENTIAL MATTERS TO BE CONSIDERED IN PUBLIC

351. The Council reviews the confidential matters listed for consideration at this meeting and determines that none should be considered in public.

COMMUNICATIONS

352. The Chair directs that the actions suggested by the City Clerk with respect to Communication No.'s 1 and 2 as identified on the Orders of the Day, on the Added Communications and on the Added, Added Communications be taken.

ADDED REPORTS

353. The City Clerk submits the 30th Report of the Planning Committee. (See Report attached.)
Deputy Mayor Gosnell presents the 32nd Report of the Board of Control.

Deputy Mayor Gosnell moves that clauses 1 to 5, inclusive, be adopted. CARRIED

Clauses 1 to 5 read as follows:

1. That, on the recommendation of the Fire Chief, the following actions be taken with respect to the supply, installation and programming of EDACS Radio Equipment (Project No. PP1032), namely:
   (a) the bid submitted by Thames Communications Ltd., 150 Sass Road, Chatham, at its total tendered price of $740,268.72 (PST included, GST extra), BE ACCEPTED; it being pointed out that the bid submitted by Thames Communications Ltd. was the lowest of three (3) bids received and meets the City's specifications and requirements in all areas;
   (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 the subject matter of this approval (Tender 08-77). (P11-00)

2. That, on the recommendation of the Fire Chief, the following actions be taken with respect to an agreement with The Corporation of the Municipality of Central Elgin and The Corporation of the Municipality of Thames Centre for the termination of participation in the Belmont Area Fire Board and for the Automatic Aid Agreement with Central Elgin:
   (a) the proposed by-law (Appendix A) BE INTRODUCED at the Municipal Council meeting on November 17, 2008:
      (i) to approve the agreement with The Corporation of the Municipality of Central Elgin and The Corporation of the Municipality of Thames Centre (Schedule A) for the termination of participation in the Belmont Area Fire Board; and
      (ii) to authorize the Mayor and the City Clerk to execute the Agreement in (a)(i) above; and
   (b) the proposed by-law (Appendix B) BE INTRODUCED at the Municipal Council meeting on November 17, 2008:
      (i) to approve the agreement with The Corporation of the Municipality of Central Elgin (Schedule B) for the provision of automatic aid to the response area as outlined in the agreement; and
      (ii) to authorize the Mayor and the City Clerk to execute the Agreement in (b)(i) above;

3. That, on the recommendation of the Fire Chief, the proposed by-law (Appendix A) BE INTRODUCED at the Municipal Council meeting on November 17, 2008:
   (a) to approve the agreement with Dr. Jonathan Dreyer (Schedule A) for the provision of a medical directive for the delegation of the performance of the controlled act of "applying or ordering the application of electricity for defibrillation"; and

   It being noted that the Board of Control heard a verbal delegation from the Fire Chief with respect to this matter. (G02-00)
4. That, on the recommendation of the General Manager of Finance and Corporate Services and Acting City Treasurer, on the advice of the Manager of Realty Services, the **attatched** by-law **BE INTRODUCED** at the Municipal Council meeting on November 17, 2008 to:

(a) **authorize a Lease Agreement between The Corporation of the City of London and the Thames Valley District School Board for the Thames Valley District School Board’s Westminster Ponds Environmental Education Centre, at the City-owned property at 696 Wellington Road, Tourism London Visitors Centre; and,**

(b) **authorize the Mayor and the City Clerk to execute the Lease Agreement noted in (a), above;**

it being noted that the Lease Agreement would provide for a two (2) year land lease with the Thames Valley District School Board (TVDSB) for an area to be occupied by two portable classrooms, measuring approximately 24 feet x 32 feet each, beside the Tourism London Visitors Centre at 696 Wellington Road, subject to the following conditions:

(i) the lands will be used as an Environmental Education Centre;

(ii) the TVDSB will have the option to renew the lease for one (1) year;

(iii) the TVDSB will agree to pay to the City a rental rate of $6,000.00 per annum plus utilities;

(iv) the TVDSB will have use of the washrooms in the Tourism London Visitors' Centre; and

(v) the TVDSB will have periodic use of the meeting room in the Tourism London Visitors Centre at an additional charge of $100.00 per half day;

it being further noted that the TVDSB is responsible for the cost of installation of site improvements, including the two portable classrooms. (L16-01)

5. That, on the recommendation of the General Manager of Finance and Corporate Services and Acting City Treasurer, on the advice of the Manager of Realty Services, the following actions be taken with respect to the City-owned property located at 155 Springbank Drive:

(a) **the offer submitted by Brittany Homes Limited, to purchase the City-owned property located at 155 Springbank Drive, consisting of a vacant parcel of land containing approximately 3,960 square feet, further described as Part Lot 5, Block F, Plan 367, for the sum of $26,000, **BE ACCEPTED;**

(b) **the **attatched** proposed by-law **BE INTRODUCED** at the Municipal Council meeting on November 17, 2008 to authorize the Agreement of Purchase and Sale between The Corporation of the City of London and Brittany Homes Limited for the disposition of the City-owned property located at 155 Springbank Drive and to authorize the Mayor and the City Clerk to execute the Agreement of Purchase and Sale. (L15-01)

Deputy Mayor Gosnell moves that clauses 6 to 11, inclusive, be adopted.

Councillor Baechler moves, seconded by Councillor Armstrong, that clause 10 be amended by adding thereto at the end the words "; it being noted that the application will still be subject to budget approval and flow through costs will be made available to the Municipal Council." **CARRIED**

The motion to adopt clauses 7 to 9, clause 10, as amended, and clause 11, inclusive, is put and CARRIED.

The motion to adopt clause 6 is put and CARRIED.

Clauses 6 to 9, clause 10, as amended, and clause 11 read as follows:
6. That, on the recommendation of the General Manager of Finance and Corporate Services and Acting City Treasurer, the outstanding Miscellaneous and Dearness Home Accounts Receivable, as set out on the Appendix A BE WRITTEN OFF to the Allowance for Doubtful Accounts, in accordance with the Uncollectible Accounts Receivable Policy. (F02-00)

7. That, on the recommendation of the General Manager of Finance and Corporate Services and Acting City Treasurer, and in accordance with the Council Civic Reception Policy, funding in the amount of $1,000 BE APPROVED to provide a hosting grant to the Wings & Wheels Air and Classic Car Show as a contribution towards the sponsorship of a reception to be held in London on June 20, 2009, subject to the following conditions:
   
   (a) the City of London being given the traditional level of recognition for its contribution towards the sponsorship of the reception;
   
   (b) the Mayor (or her designate) being invited to attend the reception to represent the City of London; and
   
   (c) approval of sufficient funding for this grant in the 2009 Operating Budget for Civic Receptions. (F12-00)

8. That, on the recommendation of the General Manager of Planning and Development, with the concurrence of the City Treasurer, the proposed by-law BE INTRODUCED at the Municipal Council meeting on November 17, 2008 to tax the affordable housing property at 572 Dundas Street at an effective tax rate equal to the residential tax rate and that the City Clerk BE DIRECTED to give written notice of the by-law to the Municipal Property Assessment Corporation and to the secretaries of all area school boards.

9. That, on the recommendation of the Director of Intergovernmental and Community Liaison, with the enthusiastic endorsement of the Municipal Council, the Mayor and Civic Administration BE AUTHORIZED to submit a bid for the City of London to host the Association of Municipalities of Ontario (AMO) Annual General Meeting, Conference and Trade Show for 2010 and 2011, including undertaking that the City of London will:
   
   (a) co-host with AMO the Welcome Reception;
   
   (b) provide volunteers to assist with the collation of delegate kits, and to guide companion program tours and study tours;
   
   (c) provide shuttle buses between hotels, if necessary;
   
   (d) provide study tour buses, if required; and
   
   (e) provide civic greetings to delegates from the Mayor;

   it being noted that the Municipal Council sincerely hopes the City of London is given the opportunity to host this Conference and Trade Show. (M09-00)

10. That, on the recommendation of the London Police Services Board, the Mayor BE AUTHORIZED to endorse the application for the Police Officers Recruitment Fund on behalf of The Corporation of the City of London; it being noted that the application will still be subject to budget approval and flow through costs will be made available to the Municipal Council.

11. That, on the recommendation of the Director, Corporate Management Support, the proposed By-law (Appendix A) BE INTRODUCED at the Municipal Council meeting on Monday, November 17, 2008 to amend By-law A-29 to add fees for services provided to the public by the Risk Management Division; it being noted that at the public participation meeting associated with this matter there were no members of the public in attendance to speak to this matter before the Board of Control. (F17-00)

Deputy Mayor Gosnell moves that clauses 12 to 18, inclusive, be adopted.

Councillor Van Meerbergen moves, seconded by Councillor MacDonald, that clause 12 be amended by deleting therefrom the name "Councillor S. Orser" and
by substituting therefor the name "Councillor P. Van Meerbergen" and clause 14 be amended by deleting therefrom the name "Councillor P. Van Meerbergen" and by substituting therefor the name "Councillor S. Orser". CARRIED

The motion to adopt clause 12, as amended, clause 13, clause 14, as amended, and clauses 15 to 18, all inclusive, is put and CARRIED.

Clause 12, as amended, clause 13, clause 14, as amended, and clauses 15 to 18 read as follows:

12. That the following **BE APPOINTED** to the Community and Protective Services Committee for a term ending November 30, 2009:

   Councillor H. L. Usher (Chair)
   Deputy Mayor T. C. Gosnell
   Councillor W. J. Armstrong
   Councillor B. MacDonald
   Councillor P. Van Meerbergen
   Councillor D. Winninger

13. That the following **BE APPOINTED** to the Environment and Transportation Committee for a term ending November 30, 2009:

   Councillor P. Hubert (Chair)
   Controller G. Barber
   Controller G. Hume
   Councillor J. Bryant
   Councillor R. Caranci
   Councillor C. Miller

14. That the following **BE APPOINTED** to the Planning Committee for a term ending November 30, 2009:

   Councillor N. Branscombe (Chair)
   Controller W. J. Polhill
   Councillor J. L. Baechler
   Councillor S. E. Eagle
   Councillor W. Lonc
   Councillor S. Orser

15. That, on the recommendation of the Creative City Committee, the following actions be taken with respect to the displaying of public art and artifacts in the public spaces at City Hall:

   (a) the Civic Administration **BE ASKED** to meet with the Executive Director, Museum London, to initiate the displaying of public art and artifacts in public spaces at City Hall; and

   (b) the Civic Administration **BE ASKED** to report back on any budget that would be required for the displaying of public art/artifacts at City Hall.

16. That, on the recommendation of the Creative City Committee, A. Hallam, Executive Director, London Heritage Council, **BE APPOINTED** to the Creative City Committee as the heritage sector representative of the Non-Voting Resource Group.

17. That Bill Brock **BE APPOINTED** to the Community Safety and Crime Prevention Advisory Committee as the representative of the Children’s Safety Village for the term ending November 30, 2010.

18. That the Civic Administration **BE REQUESTED** to investigate and report back at a future meeting of the Board of Control (BC) with respect to how the City of London can best handle an emergency situation associated with a prolonged event; it being noted that the BC heard a verbal update from the Chief Administrative Officer, the Acting General Manager of Environmental and Engineering Services & City Engineer and the Manager of Corporate Security and Emergency Management with respect to emergency response efforts arising from the October 28th snow storm.
The Chair directs that clauses 19 to 26, inclusive, of Section II be noted. Clauses 19 to 26 read as follows:

19. That the Board of Control (BC) reviewed and received an information report from the Director of Corporate Communications with respect to the possibility of the City of London applying to own the domain name "london" for the City's website. (112-00)

20. That the Board of Control (BC) reviewed and received an information report from the Director of Intergovernmental and Community Liaison with respect to the Ontario equalization payment announced recently by Federal Finance Minister Jim Flaherty (G10-00)

21. That the Board of Control (BC) reviewed and received an information report from the Director of Intergovernmental and Community Liaison with respect to the results of the Provincial-Municipal Fiscal and Service Delivery Review. (G10-00)

22. That the Board of Control (BC) reviewed and received an information report from the Chief Administrative Officer with respect to details of the distribution of the 2007 Environmental Leadership Report Card. (G16-00)

23. That the Board of Control (BC) received a verbal update from the Director of Financial Planning & Policy and Acting Deputy City Treasurer with respect to the City of London's budgetary situation; it being noted that all information pertaining to the recent provincial uploading of certain services has been incorporated into the budget plan for 2009 that was presented to Council previously and the 3rd Quarter Budget Monitoring Report will be submitted at the next meeting of the BC; it being further noted that careful consideration will need to be given with respect to allocation of any 2008 surplus so as to protect against spikes in caseload resulting from the economic conditions and/or provide a source of funding to strategically invest in capital works that the City is required to undertake, but could leverage infrastructure programs that the Federal or Provincial governments may announce. The BC requested that the Civic Administration also report back to the BC with details pertaining to trends in tax collections, arrears and the potential impact on OMERS of the recent financial market turbulence.

24. That the Board of Control (BC) received and noted clauses 3 to 10, inclusive, of the 4th Report of the Creative City Committee (CCC) from its meeting held on October 28, 2008; it being noted that the BC requested the City Clerk to canvass the Council Members to determine who would be interested in participating on the Working Group to determine how to establish London as a more age-friendly city, as noted in clause 7 of the 4th Report of the CCC. (See Report attached.)

25. That the Board of Control (BC) received a communication from Hayley McPhail resigning her 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 Ms. McPhail. (G03-00)

26. That the Board of Control (BC) reviewed and received the attached communication from Councillor Usher with respect to the inauguration of President-Elect Barack Obama as the 44th President of the United States on January 20, 2009.

29TH REPORT OF THE PLANNING COMMITTEE


Councillor Bryant moves that clauses 1 to 11, inclusive, be adopted.

Councillor Bryant moves, seconded by Deputy Mayor Gosnell, that clause 4 be amended in line 3 by inserting the word "revised" before the word "proposed" and by inserting the attached by-law text in front of the map appended to clause 4 and by adding thereto at the end of the clause the words "it being further noted that since the revision to the proposed draft by-law to include the by-law text is of a minor technical nature, no further notice is required." CARRIED

Councillor Caranci moves, seconded by Controller Polhill, that clause 3 be amended in line 1 of part (b) by deleting therefrom the words "prior to the OMB Hearing" and by substituting therefor the words "by November 24, 2008". CARRIED
The motion to adopt clauses 1 and 2, clause 3, as amended, clause 4, as amended, and clauses 5 to 11, all inclusive, is put and CARRIED.

Clauses 1 and 2, clause 3, as amended, clause 4, as amended, and clauses 5 to 11 read as follows:

1. That, on the recommendation of the General Manager of Planning and Development, the report relating to the Environmental Review Lands Study BE RECEIVED and BE CIRCULATED for review and comment, it being noted comments are to be forwarded to staff by December 19, 2008. (2008-D11-09)

2. That, on the advice of the General Manager of Planning and Development, the funding applications under the City's various Targeted Incentive Zone Programs for the property located at 125 Dundas Street BE PROCESSED to recognize two discrete buildings. (2008-F12-00)

3. That, the following actions be taken in response to the application of appeal to the Ontario Municipal Board, dated August 6, 2008 and submitted by Beverly Jones, relating to minor variance application A.85/08 concerning 179 Rhine Avenue:

(a) on the recommendation of the General Manager of Planning and Development, the Ontario Municipal Board (OMB) BE ADVISED that the Municipal Council supports the Committee of Adjustment decision to grant the minor variance with conditions and that the City Solicitor and General Manager of Planning and Development BE DIRECTED to provide legal and planning representation at the OMB Hearing to support the Committee of Adjustment's decision; and

(b) staff BE REQUESTED to meet with Ms. Jones by November 24, 2008 to determine if any modifications could be made to a new submission to the Committee of Adjustment for this variance and whether the current application could be withdrawn;

it being noted the Planning Committee received and noted a communication dated November 9, 2008 from J. Sibbald, 175 Rhine Avenue expressing his support for the minor variance as well as pictures representing the Applicant's intended design for a carport. (2008-D16-00)

4. That, on the recommendation of the General Manager of Planning and Development, based on the application of Richard and Ellen Jenken, relating to the property located at 2464 Wilton Grove Road, the attached revised proposed by-law BE INTRODUCED at the Municipal Council meeting on November 17, 2008 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 Agricultural Special Provision (h-2.AG2(10)) Zone and an Agricultural Special Provision (AG2(11)) Zone TO a Holding Agricultural Special Provision (h-2.AG2(11)) Zone and an Agricultural Special Provision (AG2(10)) Zone to correct a clerical error;

it being noted that this recommendation represents an amendment to correct a minor technical error and, subject to policy 19.12.8 of the Official Plan policies, notification and a public meeting are not required; it being further noted that since the revision to the proposed draft by-law to include the by-law text is of a minor technical nature, no further notice is required. (2008-D11-04)

5. That, on the recommendation of the Chief Building Official, with the concurrence of the General Manager of Planning and Development, the proposed By-law attached as Appendix "A" to amend Building By-law No. B-5 BE INTRODUCED at the Municipal Council meeting on November 17, 2008; it being noted that the purpose of the amending By-law is to reduce permit fees by approximately 10% for some e-permits (online permits);

it being pointed out that there were no oral submissions made at the public participation meeting held in connection with this matter. (2008-D06-00)

6. That the application of 731675 Ontario Ltd. (Soufan) relating to the properties located at 3080 Bostwick Road and 491 and 499 Southdale Road West BE REFERRED back to staff pending the adoption of the Southwest London Area Study;

it being pointed out that at the public participation meeting associated with this matter, the following individual made an oral submission in connection therewith:
it being further noted that the Planning Committee heard a delegation from J. Davis, Jac
E. Davis Holdings Ltd. noting that his client will withdraw her OMB appeal with respect to
this matter prior to the Municipal Council meeting on November 17, 2008 if staff confirm
that there will be no fee for the filing of a new application to the London Committee of
Adjustment given the inaccurate information on the first application; BE APPROVED; it being noted that the replacing of the existing sign will result in a reduction of sign face area for ground signs on this property. (2008-D24-00)

8. That, on the recommendation of the General Manager of Planning and Development, the application of Scott Moser for a variance from the regulations of the Sign and Canopy By-law to permit the construction of a 12 metre high sign with approximately 7.1 square meter per face illuminated sign, including a portion for electronic message centre, at 1350 Trafalgar Street less than 100 meters from a residential zone, BE APPROVED; it being noted that the electronic message centre is not to be used for third party advertising. (2008-D24-00)

9. That the application for a requested variance from the regulations of the Sign and Canopy By-law by Rembrandt Developments to allow for two construction signs with a 30 sq. m sign face area (per face) on Fanshawe Park Road East BE REFERRED to a Special meeting of the Planning Committee on Monday, November 17, 2008 when regulations regarding construction signs are reviewed as part of the recommendations relating to amendments to the Sign and Canopy By-law. (2008-D24-00)

10. That, on the recommendation of the General Manager of Planning and Development, in response to the letter of appeal to the Ontario Municipal Board, dated August 29, 2008 and submitted by Jack Davis, on behalf of Hanna Marti, relating to the minor variance application A.99/08 concerning 930 Wellington Street, the Ontario Municipal Board BE ADVISED that the Municipal Council supports the Decision of the London Committee of Adjustment and that the City Solicitor and the General Manager of Planning and Development BE DIRECTED to provide legal and planning representation at the Ontario Municipal Board Hearing (OMB) to support the London Committee of Adjustment’s decision; it being noted that, at the time of writing this report, the applicant had not withdrawn the appeal to the OMB relating to this matter and the above direction is necessary to provide City of London Legal Staff the instruction to attend the upcoming hearing;

it being further noted that the Planning Committee heard a delegation from J. Davis, Jack E. Davis Holdings Ltd. noting that his client will withdraw her OMB appeal with respect to this matter prior to the Municipal Council meeting on November 17, 2008 if staff confirm that there will be no fee for the filing of a new application to the London Committee of Adjustment given the inaccurate information on the first application;

it being pointed out that the General Manager of Planning and Development confirmed that the fee for a new application to the Committee of Adjustment relating to this matter will be waived. (2008-D16-00)

11. That the proposed amendments to By-law No. S.-3775-94, the Sign and Canopy By-law BE REFERRED to a Special meeting of the Planning Committee to be held on Monday, November 17, 2008;

it being noted that staff will meet with Mr. Hewitt, 1805 Fanshawe Park Road West, to discuss his concerns with respect to the by-law amendment in advance of the Special meeting and will report back at the Special meeting with respect to resolution of 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:
Councillor Bryant moves that clauses 12 to 15, inclusive, be adopted. CARRIED
Clausel2 to 15 read as follows:

12. That, on the recommendation of the General Manager of Planning and
Development, the following actions be taken with respect to the application of the City of
London relating to the property located at 201 Wharncliffe Road South:

(a) the proposed by-law attached hereto as Appendix "A" BE INTRODUCED at the
Municipal Council meeting on November 17, 2008 to amend the Official Plan to
change the designation FROM "Low Density Residential" and "Arterial Mixed Use
District" TO "Open Space"; and

(b) the proposed by-law attached hereto as Appendix "B" BE INTRODUCED at the
Municipal Council meeting on November 17, 2008 to amend Zoning By-law No.
Z.-1, in conformity with the Official Plan, as amended in part (a) above, to change
the zoning of the subject property FROM an Arterial Commercial (AC4) Zone
which permits such uses as animal hospitals, dwelling units above the first floor,
clinics, food stores, personal service establishments, home and auto supply stores
and restaurants, eat-in, and an Open Space (OS5) Zone which permits
conservation lands, conservation works, passive recreation uses which include
hiking trails and multi-use pathways, managed woodlots TO a Holding Open
Space (h--*OSI) Zone and an Open Space (OS5) Zone to permit such uses as
conservation lands, private parks, public parks, recreational golf courses,
recreational buildings associated with conservation lands and public parks, and
campgrounds, it being noted that the holding provision will ensure the necessary
approvals are granted from the Ministry of the Environment and that adequate site
cleanup is done;

It being noted that the City Solicitor's Office was asked to confirm that there are no
outstanding issues relating to an existing lien on the subject property by the Federal
Business Development Bank arising from the previous owner that would affect the City's
proposal for the re-development of this property;

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

- T. McClenaghan, 220 Baseline Road East, President of Friends of the Coves
Subwatershed Inc. – expressing support for a very inspired recommendation and
noting that the primary concern their organization has heard repeatedly from the
public is with respect to access to the water; it being noted that the proposed
development of the site will allow for a gateway design that can capture the
ecological and historical importance of this area. (2008-D11-02)

13. That, on the recommendation of the General Manager of Planning and
Development, based on the direction from Municipal Council, the report relating to the
Downtown Master Plan Preliminary Identification of Issues and Draft Terms of Reference
BE CIRCULATED for public and agency review and comment and that the revised final
Terms of Reference be adopted at a future public participation meeting of the Planning
Committee. (2008-D07-00)

14. That, on the recommendation of the General Manager of Planning and
Development:

(a) the proposed “Great Near-Campus Neighbourhoods Strategy” attached hereto as Appendix “1” BE ADOPTED;

(b) the proposed Implementation Plan attached hereto as Appendix “2” to implement the 10 strategic initiatives identified in the “Great Near-Campus Neighbourhoods Strategy” BE ADOPTED;

(c) Staff BE DIRECTED to take the necessary steps to initiate the strategies listed in the Implementation Plan;

(d) Planning Staff BE DIRECTED to prepare an annual progress report to monitor the progress of the Implementation Plan; it being noted this report will be presented to the Town and Gown Committee annually;

(e) the Administration and Student Councils of Fanshawe College and the University of Western Ontario BE REQUESTED to initiate the strategies assigned to their respective institutions as identified in the Implementation Plan;

(f) the London Transit Commission, London Police Services, and London Fire Services BE REQUESTED to initiate the strategies assigned to their respective organizations as identified in the Implementation Plan; and

(g) By-law Enforcement resources requested to effectively implement this Implementation Plan BE REFERRED to the 2009 Budget Review Process;

It being noted the Planning Committee heard a delegation from Sgt. L. Prelazzi, London Police Service, with respect to policing initiatives relating to the strategy; further noting these strategies have been reviewed by the Town and Gown Committee;

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

- F. Moretti, 281 Regent Street – indicating that he has lived in his neighbourhood for five years and that there did not seem be tools available in the past to deal with neighbourhood concerns, expressing support for the staff recommendation noting that the report is well done, that the strategy is a move in the right direction, and that implementation will be the key to its success.

- M. Blosh, 43 Mayfair Drive – noting that this is an excellent document for which implementation is key, and that the issues of by-law enforcement and residential landlord licensing are of utmost importance.

- S. Trosow, 43 Mayfair Drive, Chair, London Housing Advisory Committee (LHAC) – expressing thanks to staff for their cooperation with the LHAC and for providing it with a significant amount of detail about this strategy; noting that the LHAC has suggested amended wording for Strategy 1, “Welcome Students as a Vital Part of Our Community” under part 2, by adding “this initiative might be duplicative once the Residential Rental Licensing By-law is in place”, and also indicating that notice should be given to the development of accredited housing lists in other Ontario municipalities, and also suggesting that under Strategy 2, “Provide for Safe Housing”, part 1 be amended to read, “Implement rental housing licensing by-law (City-wide) as a central tool to assist with this strategic direction; further noting that the LHAC wishes to see more affordable housing City-wide, that the LHAC has a number of issues relating to the planning process and that the LHAC comments are often more appropriately dealt with by Planning Committee than the Community and Protective Services Committee.

- S. Boersen, 310 Huron Street – expressing support for the strategy and noting that further strategies could be added including a minimum housing policy for the University of Western Ontario; noting that there could be some difficulty implementing the strategies on streets where the rental properties exceed 90% and that her own negative experiences would prevent her from moving to another university town in the future.

- D. Bartlett, 1091 The Parkway – noting that the staff report has great beginnings and fabulous potential, but expressing concern that there will a rush by developers to develop infill sites such as Huron Street as soon as possible, and that homeowners cannot depend on by-laws to protect them when variances from these laws are consistently applied for and granted by the Ontario Municipal
Board.

- J. Hurwitz, 674 Dufferin Avenue — noting that as a student he is encouraged and excited by this holistic strategy, and expressing concern that welcoming students must continue in the long term as many students are leaving London due to concerns about the lack of entry level jobs and the local economy; further noting that a budget for this strategy is important to assist with retention of the post graduate student population;

it being noted the Planning Committee received and noted a communication from J. Hurwitz dated November 7, 2008 with respect to this matter. (2008-C03-00)

15. That, on the recommendation of the General Manager of Planning and Development, the following actions be taken with respect to the application of The City of London relating to the W12A Landfill Area Plan and for amendments to the City’s Official Plan and Zoning By-law with respect to the lands located within the W12A Landfill Area:

(a) the W12A Landfill Area Plan and its recommendations BE RECEIVED and BE CIRCULATED for public review; it being noted that the W12A Landfill Area Plan provides the technical justification for the proposed Official Plan Amendments and the Zoning By-law Amendments attached; it being further noted that the Area Plan shall be considered at a public participation meeting of the Planning Committee on December 8, 2008;

(b) the following proposed Official Plan Amendment BE CIRCULATED for review and BE CONSIDERED at a public participation meeting of the Planning Committee on December 8, 2008:

i. add the W12A Landfill Area Plan Study as a new guideline document to section 19.2.2 (ii) of the Official Plan to provide specific direction for this special policy area relating to the importance of protecting and enhancing this waste management and resource recovery area and guiding future development proposals in the area towards the evolution of the Landfill facility and adjacent lands towards its role as an integrated waste management centre;

ii. add new 'Agricultural' policies to section 9.2 'Agriculture' of the Official Plan, related to existing, expanded and new Waste Management and Resource Recovery uses in this defined area, consistent with the W12A Landfill Area Plan Study;

iii. amend section 17.4 'Operating and Closed Landfill Sites' of the Official Plan to provide clarity, additional information and direction relating to operating and closed landfills; and

iv. amend section 17.5 'Other Waste Facilities' of the Official Plan, to provide clarity, additional information and direction relating to other waste facilities;

(c) the following proposed Zoning By-law Amendment BE CIRCULATED for review and BE CONSIDERED at a public participation meeting before Planning Committee on December 8, 2008:

i. add a new 'Agricultural' Zone to Zoning By-law No. Z-1, titled 'Agricultural — Waste and Resource Management' (A-WRM1) Zone to guide existing and future development of the W12A Landfill Area and surrounding areas and to assist with the implementation of the W12A Landfill Area Study and the Official Plan amendments included in part (b) above;

ii. change the zoning of the subject property FROM an Agricultural Special Provision (AG2(2)) Zone which permits a municipal waste disposal facility and an Agricultural (AG2) Zone which permits primarily Agricultural uses TO an Agricultural – Waste and Resource Management (A-WRM1) Zone to permit agricultural uses, a municipal waste disposal facility, a leachate pre-treatment / hauled liquid waste facility, public drop-off for municipal hazardous and special waste, community recycling and drop-off depot, yard waste composting facility and uses consistent with actions included in part (b) above; and

The Chair directs that clauses 16 to 18, inclusive, of Section II be noted. Clauses 16 to 18 read as follows:

16. That the Planning Committee heard a verbal report from the Director of Building Controls with respect to the current status of the demolition of the Brunswick Hotel located at 331-335 Talbot Street, noting that the outstanding amount of $13,158.34 owing to the Façade Improvement Loan Program for this property has been repaid in full, that the owner has submitted a plan to demolish the property, which requires asbestos abatement, to the Ministry of Labour for its approval and that should approval be given, demolition could begin as early as November 11; further noting that both York and Talbot Streets would need to be fully blocked to ensure public safety, and also that should the City be required to take over the demolition process, costs would be added to the property taxes for this property;

it being noted that the City Solicitor’s Office was asked to determine if there is a legal ability for the City to ensure that utilities are shut off prior to demolition and to include that information in any forthcoming amendments to the City’s demolition policies;

it being further noted the Planning Committee received and noted a communication dated November 10, 2008 from O. Hobson, 45 Evergreen Avenue with respect to this matter; it being pointed out that the questions Mr. Hobson has asked will be answered as further information becomes available.

17. That the Planning Committee received an enquiry from Councillor J. P. Bryant with respect to procedural matters at the Committee of Adjustment relating to the postponement of applications and asked that the General Manager of Planning and Development prepare a report for a future meeting of the Planning Committee with respect to this matter.

18. That the Planning Committee received an enquiry from Councillor J. P. Bryant with respect to the lack of apparent secureness of the building located at 123 Queens Avenue given the recent fire in an unsecured building in the Downtown and asked that the General Manager of Planning and Development prepare a report for a future meeting of the Planning Committee with respect to this matter.

30TH REPORT OF THE PLANNING COMMITTEE


Councillor Bryant moves that clauses 1 to 3, inclusive, be adopted. CARRIED Clauses 1 to 3 read as follows:

1. That, on the recommendation of the General Manager of Planning and Development, the following actions regarding the Sign and Canopy By-law BE TAKEN:

(a) the proposed amendments to By-law No. S.-3775-94, Sign and Canopy By-law, BE APPROVED;

(b) the attached revised proposed by-law to amend By-law No. S.-3775-94, the Sign and Canopy By-law, BE INTRODUCED at the Municipal Council Meeting on November 17, 2008; and

(c) the London Home Builders’ Association request to change the regulations regarding construction signs and A-board signs BE REFERRED to staff to review and report back to the Planning Committee in February 2009. (2008-D24-00)

2. That, on the recommendation of the General Manager of Planning and
Development, the report relating to Mr. R. Hewitt's concerns with respect to changes to Part 4, Group 2 uses of the Sign and Canopy By-law BE RECEIVED. (2008-D24-00)

3. That, on the recommendation of the General Manager of Planning and Development, based on the application of Sifton Properties Limited relating to the property located at 1451 Wharncliffe Road South (north part of Subdivision 39T-05506 - Phase 2) for the removal of the Holding Provision, the revised proposed by-law attached hereto as Appendix "A" BE INTRODUCED at the Municipal Council meeting on November 17, 2008 to amend Zoning By-law No. Z.-1, in conformity with the Official Plan, to change the zoning of a portion of the subject lands located at 1451 Wharncliffe Road South FROM a Holding Residential R1 (h. R1-5) Zone, TO a Residential R1 (R1-5) Zone. (2008-D11-07)

Councillor Bryant moves, seconded by Councillor Branscombe, that pursuant to section 17.6 of the Council Procedure By-law, the following motion be adopted as a new clause 3A:

"That, on the recommendation of the General Manager of Planning and Development, the requested variance by Rembrandt Developments for two construction signs with a 30 sq. m. sign face area (per face) on Fanshawe Park Road East BE REFUSED."

Councillor Caranci moves, seconded by Deputy Mayor Gosnell, that the motion to refuse the requested sign variance by Rembrandt Developments for two construction signs on Fanshawe Park Road East be referred back to the Planning Committee for consideration in conjunction with the February 2009 staff report with respect to the London Home Builders' Association's request to change the regulations regarding construction signs and A-board signs. CARRIED

The Chair directs that clauses 4 and 5 of Section II be noted. Clauses 4 and 5 read as follows:

4. That the Planning Committee was unable to reach a majority decision with respect to the application submitted by Rembrandt Developments (London) Inc. relating to the property located at 1010 Fanshawe Park Road East, and pursuant to Section 17.6 of the Council Procedure By-law is hereby submitting the matter to the Municipal Council for its disposition. (The report of the General Manager of Planning and Development is attached for reference).

5. That the Planning Committee (PC) passed the following resolution prior to moving in camera from 4:12 p.m. to 4:22 p.m.:

"That the Planning Committee move in camera to consider a matter pertaining to a confidential matter relating to advice that is subject to solicitor-client privilege, including communications necessary for that purpose relating to the property located at 201 Wharncliffe Road South. The PC is submitting a confidential report to the Municipal Council regarding this matter. (See Confidential Appendix to the 30th Report of Planning Committee enclosed for Council Members only.)"

18TH REPORT OF THE ENVIRONMENT AND TRANSPORTATION COMMITTEE

357. Councillor Miller presents the 18th Report of the Environment and Transportation Committee.

Councillor Miller moves that clauses 1 to 5, inclusive, be adopted.

Councillor Miller moves, seconded by Councillor Orser, that clause 3 be amended in line 1 of part (c) by deleting the date "February 25, 2009" and by substituting it with the date "March 2, 2009". CARRIED

Councillor Miller moves, seconded by Councillor Orser, that clause 5 be amended to read as follows:
1. That, on the recommendation of the Acting General Manager of Environmental and Engineering Services & City Engineer, the proposed By-laws (Appendices ‘A’ and ‘B’), with respect to the Household Special Waste Program and Agreements, BE INTRODUCED at the Municipal Council meeting to be held on November 17, 2008:

(a) to approve the agreement with Stewardship Ontario for partial funding of the City’s Household Special Waste (HSW) Program;

(b) to approve the agreement with the County of Middlesex for the continued use of the City’s Household Special Waste Depot on a fee for service basis; and,

(c) to authorize the Mayor and City Clerk to execute the Agreements in (a) and (b), above. (2008-W03-00)

2. That, on the recommendation of the Director of Roads and Transportation, the following actions be taken with respect to the appointment of a consultant for the Sarnia Road Environmental Assessment Study:

(a) Dillon Consulting Limited BE APPOINTED for the Sarnia Road Environmental Assessment Study in the amount of $249,729.70, excluding GST, in accordance with Council Policy 7(9A);

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

(c) the consulting fees for the project 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; and,

(d) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the consultant for the work;

it being noted that a communication dated November 10, 2008 was received from S. Janes, London Development Institute, with respect to this matter. (2008-A03-00)

3. That, on the recommendation of the City Solicitor and the Manager of By-law Enforcement, the following actions be taken with respect to a proposed new Noise By-law:

(a) the proposed draft City of London Noise By-law, attached as Appendix ‘A’, BE MADE AVAILABLE to the public for a 90-day review and commenting period;

(b) the proposed draft by-law, as noted in part (a) above, BE CIRCULATED to the Advisory Committee on the Environment, the Town and Gown Committee and the London Police Service for review and comment;

(c) a Public Participation Meeting BE HELD on March 2, 2009 with respect to the draft Noise By-law;

(d) the draft proposed quantitative noise by-law amendment, attached as Appendix ‘B’, BE MADE AVAILABLE to the public for a 90-day review and commenting period; it being noted that this would not affect the implementation of the by-law

The motion to adopt clauses 1 and 2, clause 3, as amended, clause 4 and clause 5, as amended, is put and CARRIED

Clauses 1 and 2, clause 3, as amended, clause 4 and clause 5, as amended, read as follows:

1. That, on the recommendation of the Acting General Manager of Environmental and Engineering Services & City Engineer, the proposed By-laws (Appendices ‘A’ and ‘B’), with respect to the Household Special Waste Program and Agreements, BE INTRODUCED at the Municipal Council meeting to be held on November 17, 2008:

(a) to approve the agreement with Stewardship Ontario for partial funding of the City’s Household Special Waste (HSW) Program;

(b) to approve the agreement with the County of Middlesex for the continued use of the City’s Household Special Waste Depot on a fee for service basis; and,

(c) to authorize the Mayor and City Clerk to execute the Agreements in (a) and (b), above. (2008-W03-00)

2. That, on the recommendation of the Director of Roads and Transportation, the following actions be taken with respect to the appointment of a consultant for the Sarnia Road Environmental Assessment Study:

(a) Dillon Consulting Limited BE APPOINTED for the Sarnia Road Environmental Assessment Study in the amount of $249,729.70, excluding GST, in accordance with Council Policy 7(9A);

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

(c) the consulting fees for the project 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; and,

(d) the approval given herein BE CONDITIONAL upon the Corporation entering into a formal contract with the consultant for the work;

it being noted that a communication dated November 10, 2008 was received from S. Janes, London Development Institute, with respect to this matter. (2008-A03-00)

3. That, on the recommendation of the City Solicitor and the Manager of By-law Enforcement, the following actions be taken with respect to a proposed new Noise By-law:

(a) the proposed draft City of London Noise By-law, attached as Appendix ‘A’, BE MADE AVAILABLE to the public for a 90-day review and commenting period;

(b) the proposed draft by-law, as noted in part (a) above, BE CIRCULATED to the Advisory Committee on the Environment, the Town and Gown Committee and the London Police Service for review and comment;

(c) a Public Participation Meeting BE HELD on March 2, 2009 with respect to the draft Noise By-law;

(d) the draft proposed quantitative noise by-law amendment, attached as Appendix ‘B’, BE MADE AVAILABLE to the public for a 90-day review and commenting period; it being noted that this would not affect the implementation of the by-law
15.

<table>
<thead>
<tr>
<th>Councillor Miller moves that clauses 6 to 10, inclusive, be adopted.</th>
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<tr>
<td>Councillor Miller moves, seconded by Councillor Orser, that clause 6 be amended in part (b)(i) by adding thereto at the end the words &quot;; it being noted that the Civic Administration was requested to provide financial estimates for both a Spring 2010 start and a Fall 2010 start for the Program;&quot; and further amended in part (b)(ii) to read as follows:</td>
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<td>&quot;(ii) weekly collection of recyclables and a &quot;modified&quot; garbage collection schedule which includes weekly collection for the summer (26 pickups), bi-weekly for the winter (13 pick ups), as well as the cost for bi-weekly collection of garbage and weekly collection of recyclables:&quot;. CARRIED</td>
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<td>Councillor Armstrong moves, seconded by Councillor Miller, that clause 9 be amended by adding thereto a new part (d) as follows:</td>
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<td>&quot;(d) the Civic Administration BE REQUESTED to report back at a future meeting of the ETC with respect what steps can and should be taken with respect to requiring individuals to a wear safety helmet when skateboarding:&quot; CARRIED</td>
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<td>Councillor Caranci moves, seconded by Councillor Miller, that clause 6 be amended in part (d) to read as follows:</td>
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<td>referenced in clause (a), above, and the proposed quantitative noise by-law amendment will be implemented after decibel readers have been purchased and the Municipal By-law Enforcement Officers have been trained on the use of the decibel readers; and,</td>
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<td>at such time as a new Noise By-law is enacted, a joint agency model of enforcement (Municipal Law Enforcement / London Police Service) for the Noise By-law BE IMPLEMENTED;</td>
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<td>it being noted that verbal presentations were received from O. Katolyk, Manager of By-law Enforcement and L. Marshall, Solicitor II. (2008-P07-00)</td>
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<td>4. That, on the recommendation of the Acting General Manager of Environmental and Engineering Services &amp; City Engineer, the following actions be taken with respect to the Draft W12A Landfill Community Enhancement and Mitigative Measures Program:</td>
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<td>(a) the report dated November 10, 2008 and the Draft W12A Landfill Community Enhancement and Mitigative Measures Program, forming part of the aforementioned report, as submitted by the Acting General Manager of Environmental and Engineering Services &amp; City Engineer BE RECEIVED for information;</td>
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<tr>
<td>(b) a Public Participation Meeting BE HELD at the Environment and Transportation Committee meeting on December 8, 2008, to receive input on the Draft W12A Landfill Community Enhancement and Mitigative Measures Program;</td>
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<td>(c) the Civic Administration BE DIRECTED to present the Draft W12A Landfill Community Enhancement and Mitigative Measures Program at the Public Participation Meeting on December 8, 2008;</td>
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<td>(d) the Civic Administration BE DIRECTED to provide an overview of the Public Participation Meeting to the Board of Control on December 10, 2008; and</td>
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<tr>
<td>(e) the Civic Administration BE DIRECTED to provide a copy of the draft Program and notice of the Public Participation Meeting to property owners within the Study Area of the W12A Landfill Area Study. (2008-W04-00)</td>
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<tr>
<td>5. That the attached proposed by-law (Appendix &quot;A&quot;) BE INTRODUCED at the Municipal Council meeting on November 17, 2008, to provide a discretionary grant of $500.00 to A. Superina, 58 Wyatt Street, regarding her private drain connection; it being noted that the grant will be funded from the approved 2008 Wastewater and Treatment Operating Budget, the project took place over a three-year period, and the ETC heard verbal presentations from A. Superina and the Director of Wastewater and Treatment. (2008-W05-00)</td>
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the report dated November 10, 2008 and the Guidance Document for Waste Diversion Decisions, forming part of the aforementioned report, as submitted by the Acting General Manager of Environmental and Engineering Services & City Engineer, for information;

the Civic Administration BE DIRECTED to prepare a business plan, financing strategies and implementation plan that includes the following programs and initiatives:

(i) a Curbside Green Bin Program, primarily collecting food scraps without using plastic bag liners, to begin in 2010, with a three-year phase in; it being noted that the Civic Administration was requested to provide financial estimates for both a Spring 2010 start and a Fall 2010 start for the Program;

(ii) weekly collection of recyclables and a “modified” garbage collection schedule which includes weekly collection for the summer (26 pickups), bi-weekly for the winter (13 pick ups), as well as the cost for bi-weekly collection of garbage and weekly collection of recyclables;

(iii) a fourth Enviro-Depot to be located at the Adelaide Works Yard, to be implemented as soon as possible and to include a Household Special Waste drop-off;

(iv) promotion of an increased focus on reduction and reuse activities;

(v) diversion programs and initiatives, as required; it being noted that the annual budget should be capped at $500,000 when full roll-out is achieved;

(vi) enhanced recycling collection services to the Downtown core and encouragement of cooperative purchasing of recycling collection in industrial parks; and,

(vii) alternative financing strategies, including different financing options based on emerging experience in Ontario;

the Civic Administration BE DIRECTED to undertake further research into the emerging philosophy and practice of “Zero Waste” and report back as to how the pertinent concepts can be included in the City’s current waste management system, which is based on a continuous improvement strategy (management philosophy) and sustainable waste management;

(d) the matter of the holding of public participation meetings when the business plan, financing strategies and implementation plan are available in March 2009. CARRIED
REferred to the Environment and Transportation Committee to develop a public engagement strategy that would be effective in obtaining input from citizens in all quadrants of the City; and,

(e) the Civic Administration BE asked to implement curb side monitoring program to assess what areas of waste diversion require the most attention;

it being noted that verbal presentations were heard from the Acting General Manager of Environmental and Engineering Services & City Engineer and the Director of Environmental Programs and Solid Waste with respect to this matter. (2008-W11-00)

7. That Clause 1 of the 8th Report of the Animal Welfare Advisory Committee (AWAC) BE deleted; it being noted that a motion to reconsider this matter, which was previously decided upon by the Municipal Council at its meeting held on October 20, 2008, was lost.

8. That, on the recommendation of the Trees and Forests Advisory Committee, the attached "Tree Hero" Recognition Program criteria BE APPROVED for the establishment of a program whereby the Trees and Forests Advisory Committee (TFAC) can recognize London residents who have made voluntary efforts toward helping the Urban Forest.

9. That the following actions be taken with respect to a proposal to require bicycle helmets to be mandatory for all citizens:

(a) the Mayor BE asked to write a letter to the Members of the Legislative Assembly of Ontario requesting an amendment to the current bicycle helmet legislation to require anyone riding a bicycle to wear a helmet;

(b) the City Solicitor BE asked to report back to the Environment and Transportation Committee (ETC) regarding the municipality's legislative authority to require anyone riding a bicycle to wear a helmet;

(c) subject to the approval of the Municipal Council, this resolution BE referred to the Association of Municipalities of Ontario for endorsement; and,

(d) the Civic Administration BE REQUESTED to report back at a future meeting of the ETC with respect what steps can and should be taken with respect to requiring individuals to wear safety helmet when skateboarding;

it being noted that the ETC heard verbal presentations from J. Shepley, A. Eldon and M. Gedye and reviewed and received a written communication from J. Shepley, C. Ballantine, J. Barnes, A. Eldon and M. Gedye, 223 Broughdale Avenue, with respect to this matter. (2008-P06-00)

10. That the design and installation of the Veterans Memorial Parkway introductory design details from Highway 401 to Gore Road, as proposed by R. Koudys, Landscape Architect, BE APPROVED at a cost of $150,000.00; it being noted that there are sufficient funds in the 2008 Budget for this project, as identified in Project TS1497; it being also noted that the attached presentation was heard from R. Koudys and a verbal presentation was also heard from A. Macpherson, Manager III, Parks Planning and Design, with respect to this matter.

The Chair directs that clauses 11 to 15, inclusive, of Section II be noted. Clauses 11 to 15 read as follows:

11. That the Environment and Transportation Committee (ETC) reviewed and received a communication dated October 29, 2008 from B. Ryan, 3 Hammond Crescent, with respect to the clearing of snow from disabled parking spots on private property. The ETC asked the Manager of By-law Enforcement to contact the property owner and advise him not to pile the cleared snow on the disabled parking spots. The ETC also asked its Committee Secretary to provide Ms. Ryan with a copy of the Property Standards By-law. (2008-S08-00)

12. That the Environment and Transportation Committee (ETC) received and noted clauses 2 to 9 of the 8th Report of the Animal Welfare Advisory Committee
(AWAC) from its meeting held on October 28, 2008; it being noted that the ETC heard a verbal presentation from M. Blosh, Chair, AWAC, with respect to this matter. (See Report attached.)

13. That the Environment and Transportation Committee (ETC) received and noted clauses 2 to 7 of the 8th Report of the Trees and Forests Advisory Committee from its meeting held on October 22, 2008. (See Report attached.)

14. That the Environment and Transportation Committee (ETC) heard a verbal presentation and reviewed and received an information report from the Acting General Manager of Environmental and Engineering Services & City Engineer with respect to an update on the W12A Landfill; it being noted that verbal presentations were also heard from the Director of Environmental Programs and Solid Waste, the Division Manager of Solid Waste Engineering and the Division Manager – Operations – Solid Waste, with respect to this matter. (2008-WO4-00)

15. That the Environment and Transportation Committee did not hear a presentation from R. McElman, 250 Boulee Street, as scheduled to discuss cab zones near bus stops, as Mr. McElman did not attend the meeting.

18TH REPORT OF THE COMMUNITY AND PROTECTIVE SERVICES COMMITTEE

358. Councillor Eagle presents the 18th Report of the Community and Protective Services Committee.

Councillor Eagle moves that clauses 1 to 4, inclusive, be adopted.

Councillor Eagle moves, seconded by Councillor Usher, that clause 2 be amended by adding thereto a new paragraph as follows:

"it being further noted that the Municipal Council encouraged the CSCP to consider a representative from London Urban Services Organization (LUSO) as an appropriate replacement for the representative from the Board of the Association for the Elimination of Hate (AEH) given that LUSO has now taken on the role previously provided by the AEH." CARRIED

The motion to adopt clause 1, clause 2, as amended, and clauses 3 and 4 is put and CARRIED.

Clause 1, clause 2, as amended, and clauses 3 and 4 read as follows:

1. That, on the recommendation of the General Manager of Community Services, the attached proposed by-law (Appendix A) BE INTRODUCED at the Municipal Council meeting being held on November 17, 2008:

   (a) to approve the agreement with the Optimist Club of North London for permission to use portions of the North London Optimist Community Centre, including upper level office space, storage space, a meeting room, and a gymnasium, for the purpose of providing its programs and services; and

   (b) to authorize the Mayor and Clerk to execute the agreement in (a), above;

it being noted that under the proposed agreement, the current Management Board of the North London Optimist Community Centre would no longer exist; and,

it being further noted that Community and Protective Services Committee reviewed and received a communication dated November 1, 2008, from the Chair, Management Board of the North London Optimist Community Centre, with respect to this matter. (2008-A09-02)

2. That, on the recommendation of the Community Safety and Crime Prevention Advisory Committee, the Terms of Reference for the Community Safety and Crime Prevention Advisory Committee (CSCP) BE AMENDED by deleting therefrom the Non-Voting representative from the "Board of the Association for the Elimination of Hate"
as it is defunct; it being noted that the CSCP asked its Members to provide suggestions for other organizations to replace this vacancy;

It being further noted that the Municipal Council encouraged the CSCP to consider a representative from London Urban Services Organization (LUSO) as an appropriate replacement for the representative from the Board of the Association for the Elimination of Hate (AEH) given that LUSO has now taken on the role previously provided by the AEH.

3. That, on the recommendation of the General Manager of Community Services, the attached proposed by-law BE INTRODUCED at the Municipal Council meeting being held on November 17, 2008 to increase the per diem rate paid for board and lodging to emergency shelters, from the current Council approved rate of $40.75 to $41.60, in accordance with the revised Provincial maximum cost sharable rate;

it being noted that:

- this 2% increase is effective December 1, 2008 and the related 2008 costs are 100% funded by the Province;
- effective January 1, 2009, this increase will be cost-shared on an 80% Provincial, 20% Municipal basis; and
- net cost increases associated with these adjustments are addressed within the 2009 Community Services Department budget submission;

it being further noted that an additional report will be brought forward to the Community and Protective Services Committee, which will outline in additional detail, the full costs of shelter operation. (2008-C06-00)

4. That clause 1 of the 8th Report of the Council Housing Leadership Committee BE DELETED and BE REPLACED with the following new clause 1:

"That the Director of Intergovernmental and Community Liaison BE REQUESTED to seek clarification, and report back to the Council Housing Leadership Committee, with respect to the following:

(a) the current Federal Government commitment of $1.9 billion in funding over five years, in support of affordable housing and homelessness as it relates to the following programs: Residential Rehabilitation Assistance Program (RRAP), Affordable Housing Initiative (AHI) including Provincial/Territorial Housing Trusts, and the Homelessness Partnering Strategy (HPS);

(b) the process whereby the above-noted programs will be re-evaluated and funding guidelines established;

(c) the continued federal funding for social housing at the expiry of existing operating agreements; and,

(d) the commitment of the Provincial government to provide matching funding to the Federal commitment."

Councillor Eagle moves that clauses 5 to 7 be adopted.

Councillor Eagle moves, seconded by Councillor Usher, that clause 5 be amended by deleting therefrom all words up to and including part (c)(iii), and replacing therewith, the following:

"5. (9) That the following actions be taken with respect to the Child and Youth Agenda:

(a) the Child and Youth Agenda BE ENDORSED; and

(b) the implementation of the Child and Youth Agenda Plan BE REFERRED to the 2009 budget process;

it being noted that:
Agenda:

(a) That the following actions be taken with respect to the Child and Youth Agenda BE ENDORSED; and

(i) the City is still expected to reinvest these savings, noted in (a) above, on programs to assist children and families, therefore it is recommended these savings be reinvested to support the implementation of the Child and Youth Agenda; and,

(ii) the implementation of the Child and Youth Agenda Plan BE REFERRED to the 2009 budget process;

(iii) annual funding of $936,480.00 is requested from the City;

(iv) this reinvestment will be recognized on a dollar-for-dollar basis as part of the Ontario Municipal Partnership Fund (OMPF) reconciliation, therefore, it is assumed that the City's OMPF grant will be increased by this amount producing a net savings to the City; CARRIED

Controller Hume moves, seconded by Councillor Orser, that clause 6 be amended to read as follows:

"That the following actions be taken with respect to advisory committee expenses:

(a) on the recommendation of the London Diversity and Race Relations Advisory Committee (LDRRAC), in accordance with Council Policy 5(16A), paragraph 19, which indicates that funding of third party individuals, organizations or groups by an Advisory Committee of the Municipal Council, whose mandate and budget does not explicitly provide for the granting of monies to third parties under identified parameters, be subject to a recommendation by the subject Advisory Committee to the appropriate Standing Committee for review and recommendation to the Municipal Council, total expenses of up to $200 for thank you presents for the facilitator and speakers at the October 15, 2008 LDRRAC Open House BE APPROVED; it being noted that the LDRRAC has sufficient funds in its 2008 budget for this purpose; it being also noted that the LDRRAC heard a verbal presentation from P. Testa, Chair, LDRRAC Community Events & Education Sub-Committee with respect to the LDRRAC Open House; and,

(b) the Civic Administration BE REQUESTED to report back with potential amendments to the existing Council Policy pertaining to third party expenses of Advisory Committees, to allow greater discretion by an Advisory Committee as it relates to third party expenses within its approved budget."

The motion to adopt clause 5, as amended, clause 6, as amended, and clause 7 is put and CARRIED.

Clause 5, as amended, clause 6, as amended and clause 7 read as follows:

5. That the following actions be taken with respect to the Child and Youth Agenda:

(a) the Child and Youth Agenda BE ENDORSED; and

(b) the implementation of the Child and Youth Agenda Plan BE REFERRED to the 2009 budget process;

it being noted that:

(i) annual funding of $936,480.00 is requested from the City;

(ii) the City will realize annual savings from the Province from the Social Assistance restructuring and implementation of the Ontario Child Benefit, which replaces the National Child Benefit Supplement (NCBS), in the amount of $936,480;
(iii) the City is still expected to reinvest these savings, noted in (a) above, on programs to assist children and families, therefore it is recommended these savings be reinvested to support the implementation of the Child and Youth Agenda; and,

(iv) this reinvestment will be recognized on a dollar-for-dollar basis as part of the Ontario Municipal Partnership Fund (OMPF) reconciliation, therefore, it is assumed that the City's OMPF grant will be increased by this amount producing a net savings to the City;

it being further noted that the CPSC reviewed and received the following communications with respect to this matter:

- a Municipal Council resolution adopted at its meeting held on October 20, 2008;
- a letter of support dated October 17, 2008 from L. Steele, Chair, Community Safety and Crime Prevention Committee;
- a letter of support dated October 27, 2008 from G. Macartney, CEO and General Manager of London Chamber of Commerce;
- a letter of support dated October 29, 2008 from L. Noordermeer, Director, Rotholme Women's and Family Shelter; and,
- a letter of support dated October 31, 2008 from L. Dunlop-Dibbs, Project Coordinator, Family Networks;

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

- The Honourable D. Matthews, MPP, Minister of Children & Youth Services - noting the Child and Youth Agenda is an extraordinary document and that the project demonstrates the community showing leadership, which all levels of government should support;
- S. Hubbard Krimmer, CEO and J. Brandl, Co-ordinator of Children's and Youth Services, London Public Library - providing the attachment submission;
- S. Ralyea, London District Catholic School Board - providing the attachment submission;
- Dr. G. Filler, London Children’s Hospital, London Health Science Centre – providing the attachment submission;
- D. McBurney, Hunger Relief Action Coalition – indicating the community needs this Agenda, noting that it is not just Ontario Works and Ontario Disability Support Program recipients living in poverty and encouraging federal leaders to be invited to London to participate in this action plan;
- J. Fitzgerald, Executive Director, and K. Heslop, President of the Board of Directors, Children’s Aid Society of London & Middlesex – providing the attachment submission;
- E. Smith, Program Administrator, S. Bell and S. Byfield, Ontario Early Years Centres (OEYC), and L. Sorenson and A. Ferreira OEYC participants – providing the attachment submission and submitting a card of thanks;
- L. Noordermeer, Director, Rotholme Women's and Family Shelter (Mission Services) - indicating that the poverty statistics may not be surprising, but they shouldn't be acceptable, stating that breaking the cycle of poverty is a worthwhile investment and the Child and Youth Agenda is a plan toward ending poverty, which the Rotholme Shelter is proud to have participated in developing;
- B. Adams, CEO, and K. McManus, Director, Community Services, United Way of London & Middlesex – providing the attachment submission;
- M.L. Albanese, Manager, Chronic Disease and Injury Prevention, Middlesex-London Health Unit – providing the attachment submission;
- A. Gilvesy, Executive Director, Investing in Children - noting that her organization has been involved with all three focus groups of the Child and Youth Network and indicating that the Child and Youth Agenda is a tool to effect change and create an attitudinal shift in our society;
- B. Tucker, Director of Education, Thames Valley District School Board (TVDSB) - indicating this project has galvanized the community, bringing together organizations like never before and noting that the TVDSB is committed to this project's sustainability by contributing dollars and personnel;
- C. Wagg, Program Development and Communications, London Children's Connection and M. Waite, Teacher, Ashley Oakes Public School - indicating a community-wide shared action plan is needed and noting support for the Child
and Youth Agenda;

- T. Adkin, Executive Director, London Regional Children’s Museum - indicating that the Child and Youth Agenda document indicates that more work is necessary, and offers a plan of action and stating the Museum supports this initiative and will do all within its means to support this project;

- L. Dunlop-Dibbs, Project Coordinator, Family Networks - noting the goal of Family Networks is to reduce the number of children requiring the services of the Children’s Aid Society, which is in alignment with the Child and Youth Agenda and further noting full support for the implementation of the Child and Youth Agenda;

- B. Wright, Family Networks Participant - sharing her personal experience, noting that poverty doesn’t discriminate and urging support of this program;

- M. Awak, Family Networks Participant - sharing her experience as an immigrant to Canada and explaining how Family Networks has assisted her and her family;

- K. Bay, Family Networks Participant - sharing her personal experience and indicating that Family Networks has assisted her and her young son;

- M. Goodmurphy and J. Blaxall, Fanshawe College - indicating a commitment to this plan, noting it has the potential to change London and suggesting the Child and Youth Agenda has strong support in the Early Childhood Education community; and,

- B. Sexsmith, London Homeless Coalition - providing the attached submission. (2008-C06-00)

8. That the following actions be taken with respect to advisory committee expenses:

(a) on the recommendation of the London Diversity and Race Relations Advisory Committee (LDRRAC), in accordance with Council Policy 5(16A), paragraph 19, which indicates that funding of third party individuals, organizations or groups by an Advisory Committee of the Municipal Council, whose mandate and budget does not explicitly provide for the granting of monies to third parties under identified parameters, be subject to a recommendation by the subject Advisory Committee to the appropriate Standing Committee for review and recommendation to the Municipal Council, total expenses of up to $200 for thank you presents for the facilitator and speakers at the October 15, 2008 LDRRAC Open House BE APPROVED; it being noted that the LDRRAC has sufficient funds in its 2008 budget for this purpose; it being also noted that the LDRRAC heard a verbal presentation from P. Testa, Chair, LDRRAC Community Events & Education Sub-Committee with respect to the LDRRAC Open House; and,

(b) the Civic Administration BE REQUESTED to report back with potential amendments to the existing Council Policy pertaining to third party expenses of Advisory Committees, to allow greater discretion by an Advisory Committee as it relates to third party expenses within its approved budget.

7. That the following actions be taken with respect to the Middlesex-London Health Unit’s (MLHU) report entitled, “Nutritious Food Basket – 2008”:

(a) the presentation by G. Zonruiter BE RECEIVED; it being that G. Sabir, Chronic Disease & Injury Prevention Team, MLHU, was a co-author of the presentation but unable to be in attendance;

(b) the presentation noted in (a), above, also BE INCLUDED on an upcoming Board of Control agenda for discussion with Local Members of the Legislative Assembly of Ontario; and

(c) additional calculations and estimates BE INCLUDED in future reports, specifically details regarding the cost for the Province and/or Municipality to address the shortfall in funding and a calculation of the impact on the local economy if the shortfall was addressed. (2008-P06-00)

The Chair directs that clauses 8 to 18, inclusive, of Section II be noted. Clauses 8 to 18 read as follows:

8. That the Community and Protective Services Committee (CPSC)
reviewed and received a copy of the "Dearness Home Community Newsletter" for the month of November 2008. (2008-C10-00)

9. That the Community and Protective Services Committee (CPSC) received and noted the 9th Report of the Accessibility Advisory Committee from its meeting held on October 23, 2008. (See Report attached.)

10. That the Community and Protective Services Committee (CPSC) received and received an information report from the General Manager of Community Services with respect to the staggered registration for recreation & leisure programs. (2008-A09-02)

11. That the Community and Protective Services Committee (CPSC) reviewed and received an information report from the General Manager of Community Services with respect to the public liaison undertaken with respect to the pricing framework for facility rentals. (2008-A09-02 / 2008-F17-00)

12. That the Community and Protective Services Committee (CPSC) reviewed and received an information report from the General Manager of Community Services with respect to the bicycle pathway advertising pilot project. (2008-EO6-00)

13. That the Community and Protective Services Committee (CPSC) received and noted clauses 2 to 7 of the 8th Report of the Council Housing Leadership Committee from its meeting held on October 21, 2008. (See Report attached.)

14. That the Community and Protective Services Committee (CPSC) received and noted clauses 2 to 12 of the 8th Report of the Community Safety and Crime Prevention Advisory Committee from its meeting held on October 23, 2008. (See Report attached.)

15. That the Community and Protective Services Committee (CPSC) received and noted clauses 2 to 13 of the 10th Report of the London Diversity and Race Relations Advisory Committee from its meeting held on October 16, 2008. (See Report attached.)

16. That the Community and Protective Services Committee (CPSC) heard a verbal presentation from J. Swan and J. Kinting with respect to the London Legacy Project. The CPSC requested the Community Services Department staff to examine the proposal for the development of a feasibility plan, with the London Legacy group, and to report back to the CPSC as soon as possible.

17. That the Community and Protective Services Committee (CPSC) received the attached update from J. Monteith, Monteith Brown Planning Consultants, with respect to an interim report of the Parks and Recreation Strategic Master Plan Update; it being noted the next update to the CPSC will be in late December, or early January. Ms. Monteith was requested to include additional information with respect to the proposed expansion of the London Optimist Indoor Soccer Facility, Western Fair Agriplex, and the recently-annexed green space.

18. That the Community and Protective Services Committee passed the following resolution prior to moving in camera from 9:15 p.m. to 9:21 p.m.:

"That the Community and Protective Services Committee move in camera to consider matters pertaining to personal matters about identifiable individuals, including municipal or local board employees relating to the 2009 Mayor's New Year's Honour List."

Councillor Miller moves, seconded by Councillor Baechler, that the Council rise and go into Committee of the Whole, in camera, for the purpose of considering the following:

(a) three matters pertaining to personal matters about identifiable individuals, including municipal or local board employees relating to the 2009 Mayor's New Year's Honour List; and

(b) a matter relating to advice that is subject to solicitor-client privilege, including communications necessary for that purpose relating to the property located at 201 Wharncliffe Road South. CARRIED
The Council rises and goes into the Committee of the Whole, in camera, at 6:42 p.m. with Deputy Mayor Gosnell in the Chair and all Members present.

The Committee rises and Council resumes in regular session at 6:52 p.m. with Mayor DeCicco-Best in the Chair and all Members present.

31ST REPORT OF THE COMMITTEE OF THE WHOLE


I YOUR COMMITTEE OF THE WHOLE REPORTS:

1. That the Committee of the Whole met, in camera, for the purpose of considering the following:

(a) three matters pertaining to personal matters about identifiable individuals, including municipal or local board employees relating to the 2009 Mayor's New Year's Honour List; and

(b) a matter relating to advice that is subject to solicitor-client privilege, including communications necessary for that purpose relating to the property located at 201 Wharncliffe Road South.

Deputy Mayor Gosnell presents the 31st Report of the Committee of the Whole.

The Chair directs that clause 1 of Section I be noted.

Councillor MacDonald leaves the meeting at 6:52 p.m.

BY-LAWS

359. Councillor Baechler moves, seconded by Councillor Branscombe, that the following Bills be introduced:

Bill No. 409
By-law No. A-29-08004
A By-law to amend By-law No. A-29, entitled "A by-law to provide for Various Fees and Charges" (11/32/BC)

Bill No. 410
By-law No. A.-6279-365
A By-law to authorize a Lease Agreement between The Corporation of the City of London and the Thames Valley District School Board's Westminster Ponds Environmental Education Centre, at the City owned property at 696 Wellington Road, Tourism London Visitor's Centre, and to authorize the Mayor and City Clerk to execute the Agreement. (4/32/BC)

Bill No. 411
By-law No. A.-6280-366
A By-law to authorize an Agreement of Purchase and Sale between The Corporation of the City of London and Brittany Homes Limited, for the disposition of the City owned property located at 155 Springbank Drive, and to authorize the Mayor and City Clerk to execute the Agreement. (5/32/BC)

Bill No. 412
By-law No. A.-6281-367
A By-law to exempt from taxation for municipal and school purposes a portion of the multi-residential assessed value of the property at 572 Dundas Street, in the City of London. (8/32/BC)
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A by-law to amend By-law No. Z.-1 to rezone an area of land located at 201 Wharncliffe Road South. (12/29/PC)

Bill No. 425  
By-law No. S.-3775(l)-377  
A by-law to amend By-law No. S.-3775-94 entitled, "A by-law prohibiting and regulating signs and other advertising devices, and regulating the placing of signs and canopies upon highways." (13/30/PC)

Bill No. 426  
By-law No. Z.-1-081823  
A by-law to amend By-law No. Z.-1 to remove the holding provision from the zoning for an area of land located at 1451 Wharncliffe Road South. Lots 1-3, 5-38, 44-46, 48-68, and 70-79 will be released from the Holding Provision. (3/30/PC)

CARRIED

First Reading:

Councillor Miller moves, seconded by Councillor Eagle, that Bill No.'s 404 to 426, inclusive, be read a first time. CARRIED

Second Reading:

Controller Polhill moves, seconded by Councillor Eagle, that Bill No.'s 404 to 426, inclusive, be read a second time. CARRIED

Third Reading:

Councillor Caranci moves, seconded by Councillor Baechler, that Bill No.'s 404 to 426, inclusive, be read a third time and be finally passed and enacted as by-laws of The Corporation of the City of London, namely:

Bill No. 404  
By-law No. A.-6278-360  
A by-law to confirm the proceedings of the Council Meeting held on the 17th day of November, 2008. (City Clerk)

Bill No. 405  
By-law No. A.-6163(a)-361  
A by-law to amend By-law No. A.-6163-31 entitled, "A by-law to authorize the Mayor and the City Treasurer to borrow certain sums to meet current expenditures of the Corporation for the year 2008." (Acting City Treasurer)

Bill No. 406  
By-law No. S.-5155-362  
A by-law to assume certain works and services in the City of London. (River Valley North Subdivision, 33M-288) (General Manager of Environmental & Engineering Services & City Engineer)

Bill No. 407  
By-law No. S.-5156-363  
A by-law to assume certain works and services in the City of London. (Upland Hills 5B & 5C Subdivision, 33M-527 & 33M-552) (General Manager of Environmental & Engineering Services & City Engineer)

Bill No. 408  
By-law No. W.-2039-364  
A by-law to repeal By-law No. W.-1942-38 entitled, "A by-law to authorize the Southeast Pumping Station and Reservoir Project. (No. EW3614)" (1/17/ETC)

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CARRIED

ADJOURNMENT

360. Councillor Baechler moves, seconded by Deputy Mayor Gosnell, that the Meeting adjourn. CARRIED

The Meeting adjourns at 6:53 p.m.

Anne Marie DeCicco-Best, Mayor

Kevin Bain, City Clerk