

**THE FIFTEENTH MEETING OF THE ONE HUNDRED AND TWENTY-FIFTH
COUNCIL OF THE CORPORATION OF THE CITY OF ST. THOMAS**

**COUNCIL CHAMBERS
CITY HALL**

MARCH 29TH, 2005

6:00 p.m. The meeting convened with His Worship, Mayor Jeff Kohler, presiding.

ATTENDANCE

Members

Mayor J. Kohler
Alderman B. Aarts
 C. Barwick
 H. Chapman
 T. Johnston
 T. Shackelton
 M. Turvey
 D. Warden

Officials

W. Graves, City Clerk
W. Day, Director of Finance & City Treasurer
J. Dewancker, Director, Environmental Services
G. Dart, Director, Human Resources
R. Barber, Deputy Fire Chief
C. Hinatsu, Ontario Works Director
P. Hegler, Manager Engineering

THE LORD'S PRAYER

CLOSED SESSION

The Closed Session was held in Committee Room #204 and the minutes are located at the end of Regular Open Council Business.

DISCLOSURES OF INTEREST

NIL.

MINUTES

The City Clerk advised Council of a correction relating to the motion regarding the Request for Staff for the Ontario Works Child Care Supervisor.

Motion by Alderman Johnston - Shackelton:

THAT: The minutes of the meetings held on March 21st, 2005 be confirmed.

Carried.

DEPUTATIONS

COMMITTEE OF THE WHOLE

Council resolved itself into Committee of the Whole.

PLANNING AND DEVELOPMENT COMMITTEE - Chairman H. Chapman

UNFINISHED BUSINESS

NEW BUSINESS

BUSINESS CONCLUDED

ENVIRONMENTAL SERVICES COMMITTEE – Chairman M. Turvey

UNFINISHED BUSINESS

NEW BUSINESS

BUSINESS CONCLUDED

CITY CLERK _____ CONFIRMED _____ MAYOR _____

PERSONNEL AND LABOUR RELATIONS COMMITTEE - Chairman D. Warden

UNFINISHED BUSINESS

NEW BUSINESS

BUSINESS CONCLUDED

FINANCE AND ADMINISTRATION COMMITTEE - Chairman C. Barwick

UNFINISHED BUSINESS

Development Charges Study and Proposed Development Charges

The Director of Finance and City Treasurer provided Council with a copy of a letter that has been provided in response to Mr. Looby's comments that had been received relating to the Development Charges Study.

Motion by Alderman Turvey - Aarts:

THAT: Council receive and approve the report entitled Development Charges Background Study dated March 2005; and,

THAT: Council deem that no additional public meetings are required; and,

THAT: Council direct that the recommendations and development charges from the study be brought forward for approval by By-law.

Carried.

2005 Budget

The Director of Finance and City Treasurer provided Council with a list of the grants that had been considered as part of the budget process. In addition the Director of Finance and City Treasurer provided Council with a list outlining changes that had been made to departmental budgets that had been submitted during the budget process.

NEW BUSINESS

BUSINESS CONCLUDED

COMMUNITY AND SOCIAL SERVICES COMMITTEE - Chairman B. Aarts

UNFINISHED BUSINESS

NEW BUSINESS

BUSINESS CONCLUDED

PROTECTIVE SERVICES & TRANSPORTATION COMMITTEE - Chairman T. Shackelton

UNFINISHED BUSINESS

Sauve Avenue - Parking Restriction

NEW BUSINESS

741 Air Cadet Annual Ceremonial Review- St. Thomas Municipal Airport - Appendix "A"

Motion by Alderman Aarts - Warden:

THAT: City Council authorize the use of a portion of the main hangar and ramp area at the St. Thomas Municipal Airport by the 741 Air Cadets to host their Annual Ceremonial Review on Saturday, May 28, 2005 from 0800hrs to 1800hrs, subject to the following conditions:

1. All arrangements are to be confirmed with the Airport Superintendent.
2. The use of the leased airport lands and facilities must be arranged with tenants involved and will be subject to City Council's approval.
3. A certificate of public liability and property damage insurance with covering limits of minimum of \$5,000,000. certifying that the City of St. Thomas has been named as an additional insured for this event only, to be submitted to the City Clerk prior to the start of the event.
4. The 741 Air Cadets to be responsible for the provision of temporary toilet facilities, hand rinse, and that clean safe water is supplied for participating cadets and parents and guests during the event.
5. An individual with proper first aid training be available for the duration of the event.
6. No open fire/flame be permitted within or on subject area.
7. No engine to be started or run in hangar.
8. No discharge of any firearm or air rifle.
9. The City of St. Thomas shall not assume any liability for any claims of damages, loss of income, or injury of any nature whatsoever arising out of the use of the St. Thomas Municipal Airport for the purpose stated.
10. Submission of a \$200. deposit with the Airport Superintendent at least 48 hours prior to the commencement of the event, which will be refunded if the grounds are left in a clean and tidy condition to the satisfaction of the Airport Superintendent.
11. That an exchange of future volunteer service affect the fee for the use of the airport.

Carried.

BUSINESS CONCLUDED

REPORTS PENDING

AMENDMENT TO BY-LAW 44-2000(REGULATION OF WATER SUPPLY IN THE CITY OF ST. THOMAS) - MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF ST. THOMAS AND ST. THOMAS ENERGY INC. (PROVISION OF WATER METER READING/BILLING AND COLLECTION SERVICES) _____ - J. Dewancker

ESDA SERVICING MASTER PLAN AND CLASS ENVIRONMENTAL ASSESSMENT - J. Dewancker

ENVIRONMENTALLY SENSITIVE LAND USE - P. Keenan

SAFETY ISSUES AND INTERSECTION CONCERNS - M. Sture

CIVIL MARRIAGES SOLEMNIZATION - W. Graves

DRIVEWAY RECONSTRUCTION – MAPLE STREET - J. Dewancker

REVIEW OF CITY BUS ROUTES - J. Dewancker

PROCLAMATIONS - W. Graves

COUNCIL

Council reconvened into regular session.

REPORT OF COMMITTEE OF THE WHOLE

Planning and Development Committee - Chairman H. Chapman

Environmental Services Committee - Chairman M. Turvey

Personnel and Labour Relations Committee - Chairman D. Warden

CITY CLERK _____ CONFIRMED _____ MAYOR

The 15th meeting of the 125th Council - 4

Finance and Administration Committee - Chairman C. Barwick

Community and Social Services Committee - Chairman B. Aarts

Protective Services and Transportation Committee - Chairman T. Shackelton

Motion by Alderman Warden - Turvey:

THAT: The recommendations, directions and actions of Council in Committee of the Whole as recorded in the minutes of this date be confirmed, ratified and adopted.

Carried.

REPORTS OF COMMITTEES

PETITIONS AND COMMUNICATIONS

741 Annual Ceremonial Review

A letter was received from Captain G. Shaw inviting Council to the 741 Annual Ceremonial Review to be held on Saturday May 28, 2005 at the St. Thomas Municipal Airport.

Seniors' Month - Proclamation - June 2005

Motion by Alderman Aarts - Johnston:

THAT: Council proclaim the month of June 2005 as "Seniors' Month" in the City of St. Thomas.

Carried.

Daffodil Month - Proclamation - April 2005

Motion by Alderman Shackelton - Chapman:

THAT: Council proclaim the month of April 2005 as "Daffodil Month" in the City of St. Thomas.

Carried.

Association of Municipal Tax Collectors of Ontario - Resolution

Motion by Alderman Turvey - Aarts:

THAT: The resolution from the Association of Municipal Tax Collectors of Ontario requesting legislative changes to keep properties at current value assessment taxation be endorsed.

Carried.

Town of East Gwillimbury - Resolution

A letter was received from the Town of East Gwillimbury requesting support of a resolution petitioning the Province for additional funds in order to prevent property tax increases.

The members took no action regarding this matter.

Elgin-St. Thomas Municipal Association - Meeting and Banquet

Members and staff were invited to attend the 15th Annual Meeting & Banquet to be held on April 6, 2005 at the East Elgin Community Complex, Aylmer.

UNFINISHED BUSINESS

CITY CLERK _____ CONFIRMED _____ MAYOR _____

Deputy Mayor Position

Motion by Alderman Barwick - Johnston:

THAT: The Mayor's Task Force report regarding the Deputy Mayor position be postponed until the April 4th Council Meeting.

Carried.

City Council Appointments

The Notice of Motion will be dealt with at the April 4th, 2005 meeting.

NEW BUSINESS

BY-LAWS

Motion by Alderman Chapman - Aarts:

THAT: Leave be granted to bring in the following by-laws:

1. A by-law to confirm the proceedings of the Council meeting held on the 29th day of March 2005.
2. A by-law to authorize an agreement with H.J. Hayhoe Ltd. (Subdivision - File #34T-04506 Brookside & Meadowvale Drive - Phase 3 - 42 lots)
3. A by-law to authorize an agreement with Don West Construction Ltd. (Vacant Lot Condominium - File#34CDM-04504 - 16 Havenridge Court - 22 detached lots)
4. A by-law to establish Tax Ratios for the year 2005.
5. A by-law to provide for the adoption of the estimates for municipal purposes for 2005, the adoption of tax rates for municipal purposes for 2005 and further to provide for penalty and interest on payments of taxes in default.
6. A by-law to adopt tax rates for education purposes for 2005 and further to provide for penalty and interest on payments of taxes in default.
7. A by-law to impose development charges for the Corporation of the City of St. Thomas.

Carried.

First and Second Readings

Motion by Alderman Chapman - Aarts:

THAT: The by-laws be now read a first time, referred to Council in Committee of the Whole and read a second time.

Carried.

Alderman C. Barwick was appointed Chairman of Council in Committee of the Whole and conducted the second reading of the by-laws.

On motion duly moved and seconded, the Chairman was ordered to report on the passing of the by-laws. The Chairman reported as ordered and the Mayor resumed the Chair.

Third Reading

Motion by Alderman Chapman - Aarts:

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THAT: The report of Council in Committee of the Whole on the following by-laws be received and adopted, the same be read a third time, engrossed, signed by the Mayor and Clerk, sealed and numbered.

1. A by-law to confirm the proceedings of the Council meeting held on the 29th day of March 2005. (B/L 43-2005)

2. A by-law to authorize an agreement with H.J. Hayhoe Ltd. (Subdivision - File #34T-04506 Brookside & Meadowvale Drive - Phase 3 - 42 lots) (B/L 44-2005) (A/G 14-2005)

3. A by-law to authorize an agreement with Don West Construction Ltd. (Vacant Lot Condominium - File#34CDM-04504 - 16 Havenridge Court - 22 detached lots) (B/L 45-2005) (A/G 15-2005)

4. A by-law to establish Tax Ratios for the year 2005. (B/L 46-2005)

5. A by-law to provide for the adoption of the estimates for municipal purposes for 2005, the adoption of tax rates for municipal purposes for 2005 and further to provide for penalty and interest on payments of taxes in default. (B/L 47-2005)

6. A by-law to adopt tax rates for education purposes for 2005 and further to provide for penalty and interest on payments of taxes in default. (B/L 48-2005)

7. A by-law to impose development charges for the Corporation of the City of St. Thomas. (B/L 49-2005)

Carried.

PUBLIC NOTICE

NOTICES OF MOTION

CLOSED SESSION

Motion by Alderman Chapman - Johnston:

THAT: This meeting be closed to deal with a matter of potential litigation at 6:31 p.m.

Carried.

OPEN SESSION AND ADJOURNMENT

Motion by Alderman Johnston - Chapman:

THAT: We do now rise and adjourn. (8:01 P.M.)

Carried.