

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

**COUNCIL CHAMBERS  
CITY HALL**

**APRIL 11TH, 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  
F. Lattanzio, Community Centres & Property Manager  
D. Morgan, Manager of Culture and Recreation  
J. Dewancker, Director, Environmental Services  
R. Lyons, Fire Chief  
P. Hegler, Manager Engineering  
G. Dart, Director Human Resources  
I. Andersen, Manager of Operations & Compliance  
R. Tucker, Parks Manager  
R. Barber, Deputy Fire Chief  
R. Beachey, Deputy City Clerk

**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**

Motion by Alderman Turvey - Aarts:

THAT: The minutes of the meetings held on April 4th, 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**

Provincial Innovation Team - Appendix “A”

Motion by Alderman Shackelton - Turvey:

THAT: Report CC-12-05 from the City Clerk regarding the Provincial Innovation Team be received for information.

Carried.

**BUSINESS CONCLUDED**

CITY CLERK\_\_\_\_\_CONFIRMED\_\_\_\_\_MAYOR

**ENVIRONMENTAL SERVICES COMMITTEE** - Chairman M. Turvey

**UNFINISHED BUSINESS**

Request for Letter of Tolerance - 170 South Edgeware Road - Fence and Gate Installation  
Appendix "B"

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Motion by Alderman Shackelton - Johnston:

THAT: A letter of Tolerance be issued for the existing encroachment of a fence onto the municipal road right-of-way at 170 South Edgeware Road subject to the following conditions:

1. The wrought iron gate/arch structure along the South Edgeware Road frontage of the subject property will be removed by the property owner.
2. The owner maintains the fence height in compliance with the zoning by-law.
3. The City retains the legal right to use at any time in the future the part of the municipal road right-of-way of South Edgeware Road that is currently being encroached upon by the fence.

Carried.

**NEW BUSINESS**

West Nile Virus - Appendix "C"

Motion by Alderman Warden - Chapman:

THAT: Council support and endorse the application for permits by the Elgin St. Thomas Health Unit for the application of pesticides within the West Nile Virus programs by sending a letter to the Health Unit, in this regard; and,

THAT: Staff, as requested by the Health Unit, be given the authority to retain the services of a pest control contractor for mosquito control, as required.

Carried.

Street Sweeping

The members inquired about the street sweeping activities and the fact that two street sweepers were working in tandem.

The Director of Environmental Services stated that a contractor was assisting in the initial spring clean up and that he would review their operations.

**BUSINESS CONCLUDED**

**PERSONNEL AND LABOUR RELATIONS COMMITTEE** - Chairman D. Warden

**UNFINISHED BUSINESS**

**NEW BUSINESS**

Contract By-Law Enforcement Staff - Appendix "D"

Motion by Alderman Johnston - Mayor Kohler:

THAT: Council approve the hiring of a contract By-law Enforcement Officer 1 for a period of 28 weeks.

Carried.

CITY CLERK \_\_\_\_\_ CONFIRMED \_\_\_\_\_ MAYOR

**BUSINESS CONCLUDED**

**FINANCE AND ADMINISTRATION COMMITTEE** - Chairman C. Barwick

**UNFINISHED BUSINESS**

Civil Marriages Solemnization - Appendix “E”

Motion by Alderman Turvey - Shackelton:

THAT: Council receive Report CC-13-05 for information and that no further action be taken with regard to civil marriages at this time.

Carried.

Summer Meeting Schedule - Appendix “F”

Motion by Alderman Aarts - Johnston:

THAT: The Regular Council Meetings for the summer be scheduled for Monday, July 18<sup>th</sup> and Monday, August 15<sup>th</sup>, 2005; and

THAT: These meetings be scheduled to commence at 5:00 p.m.

Carried.

**NEW BUSINESS**

Airport Drinking Water Supply - Award of Tender - Appendix “G”

Motion by Alderman Shackelton - Turvey:

THAT: The tender submitted by W.D. Excavating Ltd. in the amount of \$97,101.38 including GST, for the construction of the Airport Drinking Water Supply be accepted; and,

THAT: The contractor be authorized to proceed with the work; and,

THAT: The Mayor and City Clerk be authorized to sign the agreement; and,

THAT: Council approve the change in scope of the work to incorporate enhanced fire protection and decommission the existing well system; and,

THAT: The sources of funding as shown in this report be approved.

Carried.

St. Joseph’s Catholic High School - 5<sup>th</sup> Annual Track and Field Meet - Grant Request

A letter was received from Karyn Phillips, St. Joseph’s Catholic High School, requesting a grant in the form of a donation for the 5<sup>th</sup> Annual Track and Field Meet to be held on May 25<sup>th</sup>, 2005.

Members took no action regarding this matter.

**BUSINESS CONCLUDED**

**COMMUNITY AND SOCIAL SERVICES COMMITTEE** - Chairman B. Aarts

**UNFINISHED BUSINESS**

Request for Staff - Child Care Supervisor

**NEW BUSINESS**

**BUSINESS CONCLUDED**

**PROTECTIVE SERVICES & TRANSPORTATION COMMITTEE** - Chairman T. Shackelton

**UNFINISHED BUSINESS**

Speed Limits - Wellington Road and Sandymount Hill Areas - Speed Zone - Appendix “H”

The Manager of Operations and Compliance informed Council that this motion deals only with Wellington Road and that an additional study is required for Sandymount Hill.

Motion by Alderman Warden - Mayor Kohler:

THAT: The Traffic By-law 45-89 be amended to permit a posted speed zone of 60 km/h on Wellington Road between the City Limits and Sunset Drive.

Carried.

Community Safety Zone - Fairview Avenue

The Director of Environmental Services informed Council that a report was being prepared for the Community Safety Zone.

**NEW BUSINESS**

Tender for Community Transit Vehicle - Appendix “I”

Motion by Mayor Kohler - Alderman Aarts:

THAT: Staff be given permission to purchase one community transit vehicle from Crestline Coach Limited, Mississauga, Ontario for a total price of \$77,742,00 plus taxes.

Carried.

Three Way Stops - First Avenue and Glanworth Avenue/Aldborough Avenue Areas

Alderman Turvey stated that a letter would be coming from residents of the area requesting Council to consider three way stops.

**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

DRIVEWAY RECONSTRUCTION – MAPLE STREET - J. Dewancker

REVIEW OF CITY BUS ROUTES - J. Dewancker

**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

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 Aarts - 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**

CEUDA - Canadian Border Patrol - Resolution

Motion by Alderman Turvey - Barwick:

THAT: The Council of the Corporation of the City of St. Thomas supports the establishment of a Canadian Border Patrol as outlined by the Customs Excise Union Douanes Accise (CEUDA).

Carried.

**UNFINISHED BUSINESS**

Proclamations - Appendix "J"

Motion by Alderman Shackelton - Warden:

THAT: Report CC-11-05 from the City Clerk regarding Proclamations, be received for information.

Carried.

The members directed staff to prepare a report defining how various communities deal with proclamations.

**NEW BUSINESS**

Joe Thornton Family

Alderman Aarts informed Council that he had recently met with the Thornton Family and he commended Joe Thornton for his recent hockey successes.

Home and Garden Show

Alderman Warden commended the organizers of the Home and Garden Show for an excellent event.

Shoppers Drug Mart

Alderman Warden commended the owners of the Shoppers Drug Mart for the opening of the

new store at the corner of First Avenue and Elm Street.

### **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 11th day of April 2005.
2. A by-law to appoint a Fire Chief for the City of St. Thomas. (Robert C. Barber)
3. A by-law to amend By-law 45-89, being the Traffic By-Law for the City of St. Thomas. (Definition of "Pedestrian")
4. A by-law to amend By-law 45-89, being the Traffic By-Law for the City of St. Thomas. (Speed Limit - 60km/hour - Wellington Road)
5. A by-law to amend By-law 45-89, being the Traffic By-Law for the City of St. Thomas. (No Parking Zones - East and North Sides of Sauve Avenue)
6. A by-law to authorize an agreement with the County of Elgin. (Ambulance Station - SPC-1-05 - Shaw Valley Drive)

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 T. Johnston 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:

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 11th day of April 2005. (B/L 52-2005)
2. A by-law to appoint a Fire Chief for the City of St. Thomas. (Robert C. Barber) (B/L 53-2005)
3. A by-law to amend By-law 45-89, being the Traffic By-Law for the City of St. Thomas. (Definition of "Pedestrian") (B/L 54-2005)
4. A by-law to amend By-law 45-89, being the Traffic By-Law for the City of St. Thomas. (Speed Limit - 60km/hour - Wellington Road) (B/L 55-2005)
5. A by-law to amend By-law 45-89, being the Traffic By-Law for the City of St. Thomas. (No

CITY CLERK\_\_\_\_\_CONFIRMED\_\_\_\_\_MAYOR

The 18<sup>th</sup> meeting of the 125<sup>th</sup> Council - 7

Parking Zones - East and North Sides of Sauve Avenue) (B/L 56-2005)

6. A by-law to authorize an agreement with the County of Elgin. (Ambulance Station - SPC-1-05 - Shaw Valley Drive) (B/L 57-2005) (A/G 17-2005)

Carried.

**PUBLIC NOTICE**

**NOTICES OF MOTION**

**CLOSED SESSION**

Motion by Alderman Turvey - Johnston:

THAT: This meeting be closed to deal with a labour relations matter.

Carried.

**OPEN SESSION**

Motion by Alderman Aarts - Turvey:

THAT: We do now rise from Closed Session at 6:58 P.M.

Carried.

**ADJOURNMENT**

Motion by Alderman Johnston - Chapman:

THAT: We do now rise and adjourn. (7:48 P.M.)

Carried.