

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

**COUNCIL CHAMBERS  
CITY HALL**

**OCTOBER 3RD, 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  
I. Andersen, Manager of Operations & Compliance  
G. Dart, Director, Human Resources  
R. Wheeler, Economic Development Manager  
C. Hinatsu, Director, Ontario Works  
R. Barber, Fire Chief  
R. Beachey, Deputy City Clerk  
D. White, Supervisor of Roads & Transportation

**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 Shackelton - Warden:

THAT: The minutes of the meetings held on September 19th and 26th, 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**

Zoning By-Law Amendment - Remove Holding Zone Symbol - Block 63, Plan 11M-125, Blocks 35, 37 & 38, Plan 11M-146, Part of Block 32, Plan 11M-110 - Springwater Developments - Appendix “A”

---

Motion by Alderman Shackelton - Warden:

THAT: The application by Springwater Developments for an amendment to the City of St. Thomas Zoning Bylaw 50-88, to remove the holding symbol from Block 63, Registered Plan 11M-125, Blocks 35, 37 & 38 Registered Plan 11M-146 and Part of Block 32, Registered Plan 11M-110, City of St. Thomas, County of Elgin, be approved; and,

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

The 39th meeting of the 125<sup>th</sup> Council - 2

THAT: Direction be given to prepare the necessary amending by-law for Council approval and the notice of Council's intention to pass a by-law to remove the holding symbol be given pursuant to Ontario Regulation 199/96.

Carried.

CIP - Grant Allocation under the Façade Improvement Program - Appendix "B"

Motion by Mayor Kohler - Alderman Aarts:

THAT: Report CC-36-05 be received by Council as information; and,

THAT: Council enter into a Grant Acknowledgement and Agreement Form for the CIP project relating to Application 2004-014: 390 Talbot Street.

Carried.

Municipality of Central Elgin - Proposed Zoning By-Law Amendment - 7057 Centennial Road

Notice of a public meeting concerning a proposed zoning by-law amendment was received from the Municipality of Central Elgin to implement site-specific regulations to restrict the existing barn from being used for the keeping of livestock, and to establish minimum lot area and frontage for the subject lands at 7057 Centennial Road.

**BUSINESS CONCLUDED**

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

**UNFINISHED BUSINESS**

**NEW BUSINESS**

**BUSINESS CONCLUDED**

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

**UNFINISHED BUSINESS**

**NEW BUSINESS**

**BUSINESS CONCLUDED**

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

**UNFINISHED BUSINESS**

**NEW BUSINESS**

Early Learning Centre - Grant Request

A letter was received from Paula Van Velzer, Assistant Director, Early Learning Centre, requesting a grant of \$117.70 for a pavilion rental fee at Pinafore Park for its annual family barbeque held on August 25th, 2005.

The members took no action regarding this matter.

City Debt Levels

Alderman Barwick stated that he had received correspondence from a ratepayer inquiring about the City's debt levels and that he would provide the information to Council at the next meeting.

**BUSINESS CONCLUDED**

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

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

**UNFINISHED BUSINESS**

Douglas J. Tarry Sports Complex and Burwell Park

The City Clerk informed Council that this matter could be removed from Unfinished Business as it had been dealt with by staff.

**NEW BUSINESS**

Monthly Report St. Thomas-Elgin Community Centre Complex/Twin Pad Arena

The City Clerk informed Council that this matter would be postponed to allow for the completion of a report for Council.

St. Thomas-Elgin Community Centre Complex/Twin Pad Arena

The members discussed the naming of the St. Thomas-Elgin Community Centre Complex/Twin Pad Arena and highlighted the fact that the final name may be recommended by the Capital Fundraising Committee at some time in the future.

A request was made to deal with the following motion by recorded vote.

Motion by Alderman Shackelton - Warden:

THAT: The new Community Centre be named the “St. Thomas Community Centre” until Council has further information from the Capital Fundraising Committee; and,

THAT: This name be in place until June 2006 at which time it will be reviewed or sooner if the information is available.

**Recorded Vote**

Yeas

Nays

Mayor Kohler

Alderman B. Aarts

C. Barwick

H. Chapman

T. Johnston

T. Shackelton

M. Turvey

D. Warden

Carried.

**BUSINESS CONCLUDED**

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

**UNFINISHED BUSINESS**

Request for Traffic Control - Fairview Avenue north of Southdale Line - Speed Limit/Safety Zone  
Appendix “C”

---

The Supervisor of Roads and Transportation informed Council that the review of the Community Safety Zones should be completed in three to four months.

Motion by Alderman Turvey - Johnston:

THAT: The traffic control along Fairview Avenue, north of Southdale Line remain unchanged at this time; and,

The 39th meeting of the 125<sup>th</sup> Council - 4

THAT: Additional Community Safety Zones not be implemented in the City of St. Thomas until the effectiveness of the program is reviewed; and,

THAT: The Environmental Services Department and the City of St. Thomas Police Service review the effectiveness of the Ontario Community Safety Zone Program, and consider all options for the City of St. Thomas by making a joint recommendation to Council.

Carried.

**NEW BUSINESS**

Pit Bull Redemption/Adoption Policy - Appendix "D"

Motioned by Alderman Johnston - Turvey:

THAT: Report CC 38-05 of the Deputy City Clerk be received for information; and,

THAT: The pit bull or pit bull type dog Redemption/Adoption Policy as attached to Report CC-38-05 of the Deputy City Clerk be adopted.

Carried.

Noise Level - Fairview Avenue

A letter was received from Karen Humphrey, 95 Fairview Avenue, regarding the noise level of traffic along Fairview Avenue near the former Mary Bucke School.

Motion by Mayor Kohler - Alderman Aarts:

THAT: The letter from Mrs. Karen Humphrey, 95 Fairview Ave. be referred to the Environmental Services Department.

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

DRIVEWAY RECONSTRUCTION - MAPLE STREET - J. Dewancker

REVIEW OF CITY BUS ROUTES - J. Dewancker

FUTURE USE OF VALLEYVIEW PROPERTY - ELYSIAN STREET - E. Sebestyen

FOREST AVENUE SIDEWALK - J. Dewancker

**COUNCIL**

Council reconvened into regular session.

**REPORT OF COMMITTEE OF THE WHOLE**

Planning and Development Committee - Chairman H. Chapman

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

The 39th meeting of the 125<sup>th</sup> Council - 5

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**

Foster Family Week - October 16 - 22, 2005 - Proclamation and Flag Raising

Motion by Alderman Warden - Aarts:

THAT: The Council of the Corporation of the City of St. Thomas proclaim October 16th to 22nd, 2005 as "Foster Family Week" in the City of St. Thomas; and,

THAT: The Family & Children Services flag be flown at City Hall for the week of October 16th to 22nd, 2005.

Carried.

Tag Day - 741 Air Cadet Squadron

Motion by Alderman Shackelton - Chapman:

THAT: Council authorize the conducting of Tag Days by the 741 Air Cadet Squadron on April 7th, 2006 evening only and April 8th, 2006 from 9:00 a.m. to 6:00 p.m.

Carried.

### **UNFINISHED BUSINESS**

### **NEW BUSINESS**

### **BY-LAWS**

Motion by Alderman Turvey - 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 3rd day of October, 2005.

2. A by-law to authorize the Mayor and Clerk to execute and affix the Seal of the Corporation to a certain agreement between the Corporation of the City of St. Thomas and Jan Van Der Veen. (384-390 Talbot Street -\$5,000 grant - Community Improvement Plan)

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

3. A by-law to authorize the Mayor and Clerk to execute and affix the Seal of the Corporation to certain agreements between the Corporation of the City of St. Thomas and: Dream Weavers Day Care Inc. OA Wee Watch; 1253637 Ontario Inc. operating as Robin's Nest Early Childhood Education Centre; YMCA of London operating as Cornerview Child Care Centre; Forest Ave. Child Care Centre Inc.; Family YMCA of St. Thomas Elgin; Young Women's Christian Association of St. Thomas-Elgin; Dutton Co-operative Child Care Centre Inc.; St. Thomas Co-operative Nursery Inc.; Tiny Tots Co-operative Nursery School of Alborough Inc.; Port Burwell Community Child Care Centre Inc.; Tillsonburg Children's Centre; St. Thomas Psychiatric Hospital Early Learning Centre. (Purchase of Service Agreements - Child Care Operators)

Carried.

### **First and Second Readings**

Motion by Alderman Turvey - 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 H. Chapman 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 Turvey - 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 3rd day of October, 2005. (B/L 132-2005)

2. A by-law to authorize the Mayor and Clerk to execute and affix the Seal of the Corporation to a certain agreement between the Corporation of the City of St. Thomas and Jan Van Der Veen. (384-390 Talbot Street -\$5,000 grant - Community Improvement Plan) (B/L 133-2005) (A/G 49-2005)

3. A by-law to authorize the Mayor and Clerk to execute and affix the Seal of the Corporation to certain agreements between the Corporation of the City of St. Thomas and: Dream Weavers Day Care Inc. OA Wee Watch; 1253637 Ontario Inc. operating as Robin's Nest Early Childhood Education Centre; YMCA of London operating as Cornerview Child Care Centre; Forest Ave. Child Care Centre Inc.; Family YMCA of St. Thomas Elgin; Young Women's Christian Association of St. Thomas-Elgin; Dutton Co-operative Child Care Centre Inc.; St. Thomas Co-operative Nursery Inc.; Tiny Tots Co-operative Nursery School of Alborough Inc.; Port Burwell Community Child Care Centre Inc.; Tillsonburg Children's Centre; St. Thomas Psychiatric Hospital Early Learning Centre. (Purchase of Service Agreements - Child Care Operators) (B/L 134-2005) (A/G 50-2005)

Carried.

### **PUBLIC NOTICE**

Zoning By-law Amendment - Pet Grooming Shop as Additional Permitted Use - 17 Manitoba Street - Howlett/Bishop

---

On September 6th, 2005 Council was advised that the original date for a public meeting regarding the above Zoning By-Law Amendment was postponed.

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

The 39th meeting of the 125<sup>th</sup> Council - 7

The revised date for a public meeting will be November 7th, 2005 at 6:45 p.m. A revised notice of the public meeting will be advertised in the St. Thomas Times Journal on October 15th, 2005.

**NOTICES OF MOTION**

**CLOSED SESSION**

Motion by Alderman Johnston - Turvey:

THAT: This meeting be closed to deal with labour relations matters and a personal matter about an identifiable individual.

Carried.

**OPEN SESSION**

Motion by Alderman Johnston - Barwick:

THAT: We do now rise from Closed Session. (6:22 P.M.)

Carried.

**ADJOURNMENT**

Motion by Alderman Johnston - Barwick:

THAT: We do now adjourn. (7:25 P.M.)

Carried.

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