

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

**COUNCIL CHAMBERS
CITY HALL**

OCTOBER 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
J. Dewancker, Director, Environmental Services
I. Andersen, Manager of Operations & Compliance
G. Dart, Director, Human Resources
R. Wheeler, Economic Development Manager
D. White, Supervisor of Roads & Transportation
Oscar Jensen, Deputy Fire Chief
B. Clements, Manager of 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

Alderman Shackelton declared a conflict of interest regarding the Adult Crossing Guard Program as he is a member of CUPE.

MINUTES

Motion by Alderman Turvey - Aarts:

THAT: The minutes of the meetings held on October 3rd, 2005 be confirmed.

Carried.

PRESENTATIONS

Special Olympics Ontario St. Thomas & District Athletes of the Year 2005/2006

Mayor Kohler and Alderman Shackelton made presentations to Randy Paul and Brooke Clarke, recipients of the Special Olympics Ontario St. Thomas & District Athletes of the Year 2005/2006.

Communities in Bloom 2005

Mr. Bob Allen, Chairman, Communities in Bloom, provided an overview of the City's first entry in the Communities in Bloom International Competition and he commended all of the community partners that participated to make the effort a success.

Mayor Kohler thanked Mr. Allen for his leadership as Chairman and he thanked all of the members of the Communities in Bloom Committee for their hard work.

DEPUTATIONS

Backyard Drainage Concern - 95 Park Avenue

Mr. Thwaites did not attend.

CITY CLERK _____ CONFIRMED _____ MAYOR _____

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Hurricane Katrina Fundraiser

Miss Elysia Bleck was in attendance to discuss her Hurricane Katrina fundraising efforts and she encouraged the community to help in the “Kids Count Too” efforts to raise funds. Miss Bleck stated that a goal of \$30,000 had been established and that her group needed assistance reaching the goal including items for an auction, a venue for an auction and assistance to plan a trip to the New Orleans area.

Mayor Kohler commended Miss Bleck and her friends and he also stated that the needs had been noted.

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

Backyard Drainage Concern - 95 Park Avenue - Appendix “A”

Motion by Alderman Warden - Johnston:

THAT: Report ES92-05 of the Director, Environmental Services, and the appended City correspondence of September 12, 2005, be received as information and be considered in conjunction with the review of the backyard drainage concern at 95 Park Avenue.

Carried.

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

Tender No. 05-100 - Six Pickup Trucks - Appendix “B”

The Director, Environmental Services noted that this expenditure was being funded through the vehicle reserve account and further that the vehicles would be used within the Environmental Services Department including 1 truck for the parks.

Motion by Alderman Shackelton - Turvey:

CITY CLERK_____CONFIRMED_____MAYOR

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THAT: St. Thomas Ford Lincoln Sales be awarded Tender No. 05-100 for the supply of six (6) pickup trucks at a total tender price of \$180,153.72 plus GST.; and,

THAT: Staff proceed with the purchase of required after market extras for the six (6) vehicles with a total cost of \$14,000 plus GST.; and,

THAT: The total cost of \$194,153.72 plus GST., be charged to the corresponding approved Capital accounts 11-8-01-9-5137-6110 to 11-8-01-9-5142-6110 respectively.

Carried.

Benefit Concert - Grant Request

A letter was received from Randy Greengrass, 5 Porter Place, requesting a grant of \$462.00 plus g.s.t., representing the cost of renting the Memorial Auditorium for a benefit concert to be held in 2006, with proceeds to the Canadian Cancer Society.

The members took no action regarding this matter.

Animal Aide - Grant Request

A letter was received from Dana Hubert, Animal Aide Fundraising Committee, requesting a grant of \$462.00 plus g.s.t., representing the cost of renting the multi-purpose room at the St. Thomas Community Centre for a video dance party to be held on October 22nd 2005.

The members took no action regarding this matter.

City Debt Levels

A copy of a letter from Ross Currah, 202-130 Talbot Street, requesting information about the City's projected total debt for the years ending 2005 and 2006 and the response from the Director of Finance and City Treasurer were attached for the members' information.

The members discussed the current City debt limit and the fact that it included the new Valleyview project and the St. Thomas Community Centre.

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

NEW BUSINESS

Fire Department Open House and Related Activities - Appendix "C"

Motion by Alderman Johnston - Chapman:

THAT: Council acknowledge the St. Thomas Fire Department Annual Open House during Fire Prevention Week on Wednesday, October 12, 2005 from 6:00 p.m. to 9:00 p.m.; and further,

THAT: Council acknowledge that all members of Council and the public are invited to attend.

Carried.

CITY CLERK _____ CONFIRMED _____ MAYOR _____

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Alternate Fire Coordinator for Elgin County - Appendix “D”

Motion by Alderman Aarts - Mayor Kohler:

THAT: Council approve the appointment by the Ontario Fire Marshal’s Office of Deputy Chief Oscar Jensen as Alternate Fire Coordinator for Elgin County.

Carried.

The Adult Crossing Guard Program - Transportation Operations Update

The City Clerk advised Council that this report would not be proceeding this evening.

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

COMMUNITY SAFETY ZONE REVIEW - D White

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 Turvey - Aarts:

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.

CITY CLERK_____CONFIRMED_____MAYOR

REPORTS OF COMMITTEES

PETITIONS AND COMMUNICATIONS

Office of the Fire Marshall - Appointment of Fire Protection Specialist

A letter was received from Mr. Paul Leslie, Operations Manager Southwest Region Field Fire Protection Services, regarding the appointment of Mr. Herb Clements as the Fire Protection Specialist, South East region, effective October 3, 2005.

UNFINISHED BUSINESS

NEW BUSINESS

St. Thomas Community Centre - Grand Opening

Alderman Aarts stated that additional parking had been arranged for the Grand Opening celebrations at the former Zehrs site on Wellington and First Avenue and in the Iron Horse parking lot.

Bean Blast - Lunch

Alderman Turvey announced the Bean Blast event on Thursday October 13th at St. Anne's Centre from 11:30 a.m. until 1:00 p.m..

Investigation of Railway Lands

Alderman Barwick inquired about the status of the investigation of the railway lands.

The Director, Environmental Services reported that the actual work had not commenced yet and that the City was awaiting information from CN/CP. Further, the Director, Environmental Services stated that the proposed investigation would not bind the City in any way to actually purchase the land. This investigation will likely take 4 - 5 months.

Alderman Barwick inquired if the Elgin County Railway Museum was part of the land that the City was investigating.

Mayor Kohler stated that the Elgin County Railway Museum was not part of the process between the City and CN/CP with the exception of some discussion about some of the track and that the Elgin County Railway Museum has been having its own discussions with CN/CP.

Walk of Fame Sidewalk

Alderman Shackelton inquired about the status of a report that would investigate a Walk of Fame sidewalk around City Hall and perhaps Pinafore Park as well.

The Director of Finance & City Treasurer stated that he would look into this matter.

Swimming Pool Report

Alderman Turvey requested that a report be brought forward outlining the swimming pool activities for 2005.

Rogers Cable

Alderman Turvey thanked the volunteers from Rogers Cable for their ongoing commitment to broadcast the Council meetings.

BY-LAWS

Motion by Alderman Turvey - Warden:

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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 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 Springwater Developments Inc. (#34T-04508 - Wyndfield Phase 4 - 76 lots for single detached dwellings)
3. 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 Inn Services Inc. (#34T-05504 - Dalewood Landing Phase 5 - 56 Lots for Single Detached Dwellings)

Carried.

First and Second Readings

Motion by Alderman Turvey - Warden:

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 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 Turvey - Warden:

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 October, 2005. (B/L 135-2005)
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 Springwater Developments Inc. (#34T-04508 - Wyndfield Phase 4 - 76 lots for single detached dwellings) (B/L 136-2005) (A/G 51-2005)
3. 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 Inn Services Inc. (#34T-05504 - Dalewood Landing Phase 5 - 56 Lots for Single Detached Dwellings) (B/L 137-2005) (A/G 52-2005)

Carried.

PUBLIC NOTICE

NOTICES OF MOTION

CLOSED SESSION

Motion by Alderman Johnston - Aarts:

CITY CLERK_____CONFIRMED_____MAYOR

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THAT: This meeting be closed to deal with one matter regarding a proposed or pending acquisition or disposition of land by the municipality and a matter protected under the Municipal Freedom of Information and Protection of Privacy Act.

Carried.

OPEN SESSION

Motion by Alderman Johnston - Turvey:

THAT: We do now rise from Closed Session. (6:25 p.m.)

Carried.

ADJOURNMENT

Motion by Alderman Johnston - Aarts:

THAT: We do now adjourn. (8:01 p.m.)

Carried.