

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

**COUNCIL CHAMBERS  
CITY HALL**

**OCTOBER 17TH, 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  
J. Dewancker, Director, Environmental Services  
I. Andersen, Manager of Operations & Compliance  
G. Dart, Director, Human Resources  
P. Keenan, Director, Planning  
M. Carroll, Valleyview Administrator  
R. Beachey, Deputy City Clerk  
D. White, Supervisor of Roads & Transportation  
G. Hodgson, Constable, St. Thomas Police Department

**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 matter of labour relations in closed session as he is a member of CUPE. He refrained from all discussion relating to Council’s position on the matter.

**MINUTES**

Motion by Alderman Turvey - Chapman:

THAT: The minutes of the meeting held on October 11th, 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**

Partnership Agreement for Proposed Orthophotography Project - Appendix “A”

The Director of Planning stated that entering into this agreement would not bind the City to participate in this project and he stated that a further report would be coming to Council identifying the cost of this work.

Motion by Mayor Kohler - Alderman Shackelton:

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

The 41st meeting of the 125<sup>th</sup> Council - 2

THAT: Council authorize the Mayor and Clerk to execute a partnership agreement for the Southwestern Ontario Orthophotography project; and,

THAT: Staff be directed to bring the final cost estimates and municipal funding options for the completion of the orthophotography within the jurisdiction of the City of St. Thomas for Council's consideration once they are available.

Carried.

Elgin County Railway Museum

Motion by Alderman Shackelton - Warden:

THAT: Council request a meeting with the Elgin County Railway Museum Board to discuss the status and future of the Railway Museum represented by Alderman Turvey, Alderman Chapman, Alderman Shackelton, and the appropriate City staff.

Carried.

**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** – Alderman Shackelton chaired this Committee on behalf of Alderman Barwick

**UNFINISHED BUSINESS**

**NEW BUSINESS**

Reserve Transfer - Appendix “B”

Motion by Alderman Warden - Turvey:

THAT: Report CC-39-05 be received for information; and,

THAT: \$16,560.39 be transferred from the General Property Reserve into the Animal Shelter Reserve Fund.

Carried.

Elgin County Pioneer Museum - Appendix “C”

Motion by Alderman Turvey - Aarts:

THAT: Council receive Report CC-42-05 relating to the Elgin County Pioneer Museum as information; and further,

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

The 41st meeting of the 125<sup>th</sup> Council - 3

THAT: A meeting be requested with County Officials to provide the opportunity to discuss the proposed by-law for the museum and the City's future role.

Carried.

Allocation of Renewal Funds - 2005 M.T.O. Request - Appendix "D"

Motion by Alderman Johnston - Mayor Kohler:

THAT: The Mayor, Clerk, and Treasurer be authorized to sign a Request for Allocation of Vehicle Program Funding; and,

THAT: The Request for Allocation of Vehicle Program Funding be submitted to the Ministry of Transportation; and,

THAT: Council endorse this request for Transit Renewal Funds; and,

THAT: A copy of Council's endorsement be sent to the Ministry of Transportation with the forms.

Carried.

**BUSINESS CONCLUDED**

**COMMUNITY AND SOCIAL SERVICES COMMITTEE** – Alderman Shackelton chaired this Committee on behalf of Alderman Aarts.

**UNFINISHED BUSINESS**

**NEW BUSINESS**

Colin McGregor Justice Building - New Signage - Province of Ontario - Appendix "E"

Motion by Alderman Chapman - Turvey:

THAT: Report TR-42-05 regarding new signage for the Colin McGregor Justice Building be received as information.

Carried.

Future Use of Northside Arena Property - Appendix "F"

The Director of Finance & City Treasurer stated that the appraisal cost for the Northside Arena Property was \$2000.00.

Motion by Alderman Barwick - Aarts:

THAT: Council rescind the motion passed June 20th, 2005 declaring the Northside Arena property surplus.

Carried.

Motion by Mayor Kohler - Alderman Turvey:

THAT: Council direct administration to invite tenders for the removal of the Northside Arena Building and any necessary decommissioning activities.

Carried.

St. Thomas Community Centre Grand Opening

The members discussed the Grand Opening event and the process in which the invitations were distributed.

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

**BUSINESS CONCLUDED**

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

**UNFINISHED BUSINESS**

**NEW BUSINESS**

Lease of Airport Lands - St. Thomas Municipal Airport - Appendix "G"

Motion by Alderman Aarts - Chapman:

THAT: Council concur with the assignment of lease of airport lands (Parts 6 & 18, Reference Plan 11R-165) at the St. Thomas Municipal Airport from Mr. George Scoyne to Mr. George Bergsma.

Carried.

MTO Authorized Security Statement and Signatory Application Statement - Ticket Issuance  
Appendix "H"

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Motion by Alderman Turvey - Chapman:

THAT: Report CC 40-05 in regards to the Ontario Ministry of Transportation Security Statement and Signatory Application Statement be received; and,

THAT: The Mayor and Clerk be authorized by by-law to sign the Security Statement and Signatory Application Statement.

Carried.

Municipal Accessibility Committee

The members received a letter from Ed McLachlan, Chairman, Municipal Accessibility Committee, regarding an extension in submitting the 2006 Accessibility Plan to the Ministry of Citizenship and Immigration.

Motion by Alderman Turvey - Barwick:

THAT: The Council of the Corporation of the City of St. Thomas requests an extension on the timeframe to submit the City's 2006 Accessibility Action Plan.

Carried.

Street Closure - Mondamin Street - Appendix "I"

Motion by Alderman Aarts - Turvey:

THAT: Mondamin Street between Talbot Street and Curtis Street be closed from 8:00 a.m. to 2:00 p.m. on Saturday October 22, 2005, to accommodate a 35 ton crane which will be used to conduct repairs to the City Hall furnace system.

Carried.

Police Services Report

Constable Glenn Hodgson was in attendance and presented the Police Services Report for the Month of September 2005.

Constable Hodgson stated that funding had been received for the Christmas Ride program.

**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 Aarts - Warden:

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**

Bill 23, Transparency in Public Matters Act, 2005

The members received a request to endorse a resolution from the Association of Municipalities of Ontario regarding Bill 23, Transparency in Public Matters Act and they discussed the need to obtain further clarification about the matter.

Motion by Alderman Turvey - Aarts:

THAT: Council's support of The Association of Municipalities of Ontario position on Bill 23 be postponed.

Carried.

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

Ontario Good Roads Association - Nominations for Southwest Zone Representative

A letter was received from J.W. Tiernay, Executive Director, Ontario Good Roads Association, inviting nominations to the Board of Directors. Nominations are due by October 31, 2005.

The members took no action regarding this matter.

2005 Canadian Men's Fastball Championships

A letter of thanks was received from Bill Allman and Scott Kennedy, Co-Chairman, 2005 Canadian Senior Men's Fastball Championships, for sponsorship and support received during the recent Championships at the Douglas J. Tarry Sports Complex.

**UNFINISHED BUSINESS**

**NEW BUSINESS**

St. Thomas-Elgin Tourist Association Workshop

Alderman Warden commended the organizers of the recent tourism workshop.

Elgin-St. Thomas Health Unit Flu Shot Clinics

Alderman Chapman informed Council and the community about the upcoming flu shot clinics being organized and that the Elgin-St. Thomas Health Unit could be contacted for complete details.

Wellington Street and Stokes Road Intersection - Pedestrian Crossing

Mayor Kohler inquired if staff could investigate the placement of a crosswalk device at Wellington Street and Stokes Road.

The Director, Environmental Services stated that his department would provide a report to Council on this matter.

Review of City Bus Routes

Alderman Warden inquired about the investigation of the transit routes.

Alderman Shackelton stated that the study was underway.

**BY-LAWS**

Motion by Alderman Turvey - Barwick:

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 17th 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 Doug Tarry Limited. (#34T-05502 - Lake Margaret - Phase VII - 45 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, George Scoyne, and George Bergsma. (Assignment of lease - St. Thomas Municipal Airport - Part 6 & 18, Reference Plan 11R-165)
4. A by-law to authorize the Mayor and Clerk to execute and affix the Seal of the Corporation to certain documents. (partner agreement for Orthophotography)

Carried.

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

**First and Second Readings**

Motion by Alderman Turvey - Barwick:

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 Shackelton 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 - Barwick:

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 17th day of October, 2005. (B/L 138-2005)

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 Doug Tarry Limited. (#34T-05502 - Lake Margaret - Phase VII - 45 Lots for Single Detached Dwellings) (B/L 139-2005) (A/G 53-2005)

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, George Scoyne, and George Bergsma. (Assignment of lease - St. Thomas Municipal Airport - Part 6 & 18, Reference Plan 11R-165) (B/L 140-2005) (A/G 54-2005)

4. A by-law to authorize the Mayor and Clerk to execute and affix the Seal of the Corporation to certain documents. (partner agreement for Orthophotography) (B/L 141-2005) (A/G 55-2005)

Carried.

**PUBLIC NOTICE**

**NOTICES OF MOTION**

**CLOSED SESSION**

Motion by Alderman Johnston - Aarts:

THAT: This meeting be closed to deal with a labour relations matter and a proposed or pending acquisition or disposition of land.

Carried.

**OPEN SESSION**

Motion by Alderman Johnston - Chapman:

THAT: We do now rise from Closed Session. (6:50 P.M.)

Carried.

**CLOSED SESSION**

Motion by Alderman Turvey - Aarts:

THAT: This meeting be closed to deal with a personal matter about an identifiable individual at 7:57 p.m.

Carried.

**OPEN SESSION**

Motion by Alderman Johnston - Turvey:

THAT: We do now rise from Closed Session. (8:22 P.M.)

Carried.

**ADJOURNMENT**

Motion by Alderman Johnston - Chapman:

THAT: We do now adjourn. (8:23 P.M.)

Carried.