

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

**COUNCIL CHAMBERS
CITY HALL**

NOVEMBER 7TH, 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
I. Andersen, Manager of Operations & Compliance
B. Clement, Manager of Engineering
D. White, Supervisor of Roads & Transportation
G. Dart, Director, Human Resources
R. Barber, Fire Chief
P. Keenan, Planning Director
M. Carroll, Valleyview Administrator
J. McCoomb, Senior Planner

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 Warden declared a conflict of interest relating to the Sunset Drive Road Settlement Repair as he is a resident of Sunset Drive. He refrained from all discussion relating to this matter.

Alderman Johnston declared a conflict of interest relating to a matter of property being considered in closed session as he retains the same lawyer who is involved in the matter. He refrained from all discussion relating to this matter.

MINUTES

Motion by Alderman Turvey - Aarts:

THAT: The minutes of the meetings held on October 17th and 24th, 2005, be confirmed.

Carried.

DEPUTATIONS

Redevelopment of Horton Street Market - Grant Request

The City Clerk advised Council that Mr. Cosens was unable to attend this evening but would be in attendance on November 14th, 2005.

St. Thomas-Elgin Tourist Association

Mr. Dave McAdams, President, St. Thomas-Elgin Tourist Association was in attendance to present the annual report of the St. Thomas-Elgin Tourist Association.

In addition to the annual report, Mr. McAdams requested Council to consider providing funding to the St. Thomas-Elgin Tourist Association for the Executive Director position on a permanent basis.

CITY CLERK _____ CONFIRMED _____ MAYOR _____

The 44th meeting of the 125th Council - 2

Mr. McAdams stated that County Council would be considering the same request tomorrow at its meeting.

The members stated that the matter would be considered later in the meeting.

COMMITTEE OF THE WHOLE

Council resolved itself into Committee of the Whole.

PLANNING AND DEVELOPMENT COMMITTEE - Chairman H. Chapman

UNFINISHED BUSINESS

NEW BUSINESS

Community Improvement Plan (CIP) Status Report - Appendix "A"

Alderman Chapman provided a summary of the CIP Program including the fact that 34 applications had been received, 8 projects were complete and 12 projects were ongoing. Further, Alderman Chapman stated that a total of \$382,500 in grants and loans had been provided by the City, which translated into an additional \$2,590,390 of investment from property owners.

Motion by Alderman Turvey - Shackelton:

THAT: Report CC-43-05 of the Development Officer, summarizing the progress and status of the Community Improvement Plan, be received and filed as information.

Carried.

CIP Financial Incentive Applications: Façade Loan Agreement - Appendix "B"

Motion by Mayor Kohler - Alderman Warden:

THAT: Report CC-46-05 of the Development Officer, be received by Council as information; and,

THAT: Council enter into a Façade Loan Agreement for the CIP project relating to Application 2005-031: 168 Curtis Street.

Carried.

Request for Removal of Part Lot Control - Lots 21 to 34, inclusive, Plan 11M-154 - Semi Detached Lots - H.J. Hayhoe Ltd. - Appendix "C"

Motion by Alderman Shackelton - Warden:

THAT: Council approve the request by H.J. Hayhoe Ltd. for the removal of Part Lot Control on Lots 21-34 inclusive, Registered Plan 11M-154 subject to all staff, legal and administrative costs being borne by H.J. Hayhoe Ltd.

Carried.

Draft Plan of Subdivision File #34T-05506, Block 4 Development Area - 34 lots for Single Detached Dwellings - Doug Tarry Limited and Walter Ostojic & Son Limited - Appendix "D"

Motion by Alderman Turvey - Mayor Kohler:

THAT: Council approve the Draft Plan of Subdivision File# 34T-05506 (Residential Plan of Subdivision) of lands owned by Doug. Tarry Limited and Walter Ostojic Limited, which lands are legally described as all of Blocks 10, 11, 12 & 13 and part of Blocks 9 & 14, Registered Plan 11M-110, City of St. Thomas, County of Elgin, subject to the standard Municipal draft plan conditions including the requirement for the developer to enter into a subdivision agreement with the Corporation of the City of St. Thomas with respect to the provision of municipal services, financial, administrative and other related matters.

Carried.

Zoning By-Law Amendment - Restaurant, Bakery, Business Office & Accessory Uses as Additional Permitted Uses - 235-239 Wellington Street - Lyle Cook Automotive Centre
Appendix "E"

Mr. Bill Herold was in attendance on behalf of the Cook Family and advised Council that the family was seeking a convenience store use on the property.

Council, by consensus, directed staff to include a convenience/variety store use in the zoning amendment.

Motion by Alderman Aarts - Shackelton:

THAT: The application by Peter and Shirley Cook for an amendment to the City of St. Thomas Zoning By-law 50-88 be received; and,

THAT: Direction be given to prepare a site specific draft amendment to the Zoning By-law to permit a restaurant, bakery, business office and accessory uses as additional permitted uses at 235-239 Wellington; and further,

THAT: A date for a public meeting be set for 6:45 p.m. on December 5th, 2005 in accordance with Ontario Regulation 199/96 as amended.

Carried.

Zoning By-Law Amendment - Eight Apartment Dwellings as Additional Permitted Use - 2 Wood Street - Malloy Capital - Appendix "F"

Motion by Alderman Shackelton - Aarts:

THAT: The application by Malloy Capital for an amendment to the City of St. Thomas Zoning By-law 50-88 be received; and,

THAT: Direction be given to prepare a site specific draft amendment to the Zoning By-law to permit a maximum of eight apartment dwelling units on a property at 2 Wood Street; and further,

THAT: A date for a public meeting be set for 6:35 p.m. on December 5th, 2005 in accordance with Ontario Regulation 199/96 as amended.

Carried.

Zoning By-law Amendment - Removal of Holding Zone Symbol - Blocks 22 & 27, Plan 11M-110 - Doug Tarry Limited and Novi Construction Ltd. - Appendix "G"

Motion by Alderman Johnston - Turvey:

THAT: The application by Doug Tarry Limited and Novi Construction Ltd. for an amendment to the City of St. Thomas Zoning By-law 50-88 to remove the holding symbol from Blocks 22 & 27, Registered Plan 11M-110, City of St. Thomas, County of Elgin, be approved; and further,

THAT: Direction be given to prepare the necessary amending by-law for Council approval; and,

The 44th meeting of the 125th Council - 4

THAT: 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.

Zoning By-law Amendment - Removal of Holding Zone Symbol - Part Block 6, Plan 11M-105 and Part Lot 2, east of Francis Street, Plan 27 and Part Lot 5, Concession 7, Geographic Township of Yarmouth, City of St. Thomas - Doug Tarry Limited - Appendix "H"

Motion by Mayor Kohler - Alderman Turvey:

THAT: The application by Doug Tarry Limited for an amendment to the City of St. Thomas Zoning By-law 50-88 to remove the holding symbol from Registered Plan 11M-105, Part of Block 6, Part of Lot 2, East on Francis Street, Plan 27 and Part of Lot 5, Concession 7, Geographic Township of Yarmouth, City of St. Thomas, County of Elgin, be approved; and further,

THAT: Direction be given to prepare the necessary amending by-law for Council approval; and,

THAT: 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.

St. Thomas Official Plan Consolidation/Update and the 2005 Provincial Policy Statement
Appendix "I"

Motion by Alderman Aarts - Turvey:

THAT: Council authorize staff to prepare a working consolidation of the St. Thomas Official Plan; and,

THAT: Council engage the services of Ron Shishido of Dillon Consulting (Toronto) Limited to prepare a policy audit pursuant to the work plan at an upset limit of \$9,000.00; and,

THAT: Council establish January 19, 2006 as a date for staff/Council workshop.

Carried.

Municipality of Central Elgin - Zoning By-Law Amendment - 5830 Stone Church Road

Notice of a public meeting concerning a proposed zoning by-law amendment was received from the Municipality of Central Elgin to permit a new residence on a new lot, and to permit continued residential use of the retained lands at 5830 Stone Church Road.

Municipality of Central Elgin - Zoning By-Law Amendment - 4954 Sunset Road

Notice of a public meeting concerning a proposed zoning by-law amendment was received from the Municipality of Central Elgin to permit mini-storage as an additional permitted use on the lot at 4954 Sunset Road.

Municipality of Central Elgin - Draft Plan of Subdivision - File#34T-05003 - Lot 4,
Registered Plan 49 - East Road

Notice of a public meeting concerning a plan of subdivision was received from the Municipality of Central Elgin to permit the development of 3 lots for single-detached dwelling units on lands located on the east side of East Road, north of Joseph Street, Port Stanley.

Notice of the Passing of a Zoning By-Law - Municipality of Central Elgin - 7057 Centennial Road

Notice was received from the Municipality of Central Elgin regarding the passing of Zoning By-law No. 816 on October 24, 2005 to permit rural-residential and accessory uses, and to establish minimum lot area and frontage for the subject lands.

CITY CLERK_____CONFIRMED_____MAYOR

BUSINESS CONCLUDED

ENVIRONMENTAL SERVICES COMMITTEE - Chairman M. Turvey

UNFINISHED BUSINESS

NEW BUSINESS

2005 Annual Video Sewer Inspection - Award of Tender - Appendix “J”

Motion by Alderman Warden - Shackelton:

THAT: The bid submitted by Benko Sewer Service in the amount of \$15,593.28, including taxes, for the 2005 Annual Video Sewer Inspection be accepted; and,

THAT: The City Clerk and Mayor be authorized to execute the contract; and,

THAT: The contractor be authorized to proceed with the work.

Carried.

Winter Maintenance Program and Quality Standards - 2005/2006 Season - Appendix “K”

The Director, Environmental Services stated that the maintenance program was in line with minimum maintenance standards as prescribed by the Province. The Director, Environmental Services also provided Council with clarification relating to the priority street system, that being; Priority 1 streets: arterial roads, hospital area; Priority 2 streets: collector streets; and, Priority 3 streets: local roads.

Motion by Alderman Johnston - Warden:

THAT: Report ES98-05 of the Supervisor of Roads & Transportation be received for information; and,

THAT: Council approve the 2005/2006 Winter Maintenance Program and associated 2005/2006 Quality Standards as described within Report ES 98-05.

Carried.

Sunset Drive (Chester Street to Elm Street) Road Settlement Repair - Tender Award
Appendix “L”

Motion by: Alderman Shackelton - Mayor Kohler:

THAT: The tender submitted by 1123491 Ontario Inc. o/a United Contracting (London) in the amount of \$101,155.66, including GST, for the Sunset Drive Road Settlement Repair be accepted; and,

THAT: The source of the additional funding of \$20,000.00 required to complete this work be the surplus derived from the tax supported portion of the Balaclava Street reconstruction project tendered in 2004; and,

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

THAT: The contractor be authorized to proceed with the work.

Carried.

Amendment to the Curbside Collection of Compostibles Program - Appendix “M”

Motion by Alderman Aarts - Chapman:

The 44th meeting of the 125th Council - 6

THAT: Report ES100-05 of the Director, Environmental Services, regarding the proposed amendment to the City of St. Thomas Curbside Collection of Compostibles program be received as information.

Carried.

Hepburn Parking Lot - Request for 19 Parking Spaces

A letter was received from Cathy Grondin, Program Coordinator, Elgin/St. Thomas Youth Employment Counselling Centre, requesting 19 free parking spaces at the Hepburn Parking Lot.

The Director, Environmental Services stated that he could not recommend the granting of these parking spaces because there was a cost to the City to maintain the spaces.

Motion by Alderman Shackelton - Barwick:

THAT: The letter from Cathy Grondin, Program Coordinator, Elgin/St. Thomas Youth Employment Counselling Centre, regarding parking spaces at the Hepburn Parking Lot be referred to the Environmental Services Department.

Motion Lost.

The members took no further action relating to this request.

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

Request for Property Tax Exemption - Talbot Teen Centre - 745 Talbot Street

Motion by Alderman Shackelton - Aarts:

THAT: The letter from Cathy Grondin, Program Coordinator, Elgin/St. Thomas Youth Employment Counselling Centre, regarding property taxes for 745 Talbot Street be referred to the City Treasurer.

Carried.

Following the passing of this motion, the Director of Finance & City Treasurer stated that the Elgin/St. Thomas Youth Centre may be eligible for a charitable tax rebate relating to their property tax and that he would contact the organization to advise them that they would have to apply to MPAC for the rebate.

St. Thomas-Elgin Tourist Association - Executive Director Position

The members clarified the position that if this motion were approved, this expenditure would become a line item in the City's budget and further that the funding of the position was subject to approval from the County for their 60% share of the costs.

Motion by Alderman Aarts - Shackelton:

CITY CLERK _____ CONFIRMED _____ MAYOR _____

THAT: Council approves the joint funding of a permanent position of Executive Director for the St. Thomas-Elgin Tourist Association with the County of Elgin based on 60 % funding from the County of Elgin and 40 % funding from the City of St. Thomas.

Carried.

BUSINESS CONCLUDED

COMMUNITY AND SOCIAL SERVICES COMMITTEE - Chairman B. Aarts

UNFINISHED BUSINESS

NEW BUSINESS

2005/06 Fall-Winter Ice Facility Deposits - Update - Appendix “N”

The Manager of Culture and Recreation clarified for the members that the projected revenue streams for budget purposes are based on the period of time from September until March for ice users who book 4.5 hours or more of ice per week.

Motion by Alderman Johnston - Turvey:

THAT: Report TR-45-05 of the Manager of Culture and Recreation, entitled “2005/06 Fall-Winter Ice Facility Deposits - Update” be received by Council as information.

Carried.

Monthly Report St. Thomas Community Centre - Appendix “O”

Mr. Lucas Smith was in attendance and presented the final Monthly Report for the St. Thomas Community Centre stating that the project was currently \$25,000 below the approved funding and that there would be a final review of the building tomorrow.

Mr. Smith advised Council that in future projects, Council should consider separate budgets for various project components such as road works.

Mayor Kohler stated that a similar situation would arise relating to the stormwater management costs for the new fire substation and the potential for budget impacts on the actual building because of the stormwater works.

Alderman Barwick inquired about the status of the moisture levels in the concrete floor of the community room and if extra costs were anticipated for the flooring.

Mr. Smith stated that no extra costs were anticipated.

Alderman Shackelton requested that the matter of painting the curb areas yellow for the visually impaired be done.

The members commended Mr. Lucas for the service he provided to the City.

Alderman Warden inquired about the status of the tables and chairs.

The Community Centres and Property Manager stated that enough tables and chairs had been purchased within the existing budget to accommodate approximately 250 people for an event in the community room.

Motion by Alderman Barwick - Shackelton:

THAT: The September 2005 Monthly Report for the St. Thomas Community Centre be received for information.

Carried.

Valleyview Replacement - Monthly Report - Appendix "P"

The Valleyview Administrator stated that the budget continued to be online and that the occupancy plan was currently being developed to transfer the residents. The Valleyview Administrator also stated that the public could visit the City's Web Site for updates relating to the project.

Motion by Alderman Shackelton - Chapman:

THAT: The Valleyview Replacement Report #VV-013-05 for the month ending August 31st, 2005 be received and filed as information.

Carried.

Physiotherapy Services, Valleyview Appendix "Q"

The Valleyview Administrator stated that the Province was currently reviewing the funding of this program relating to all facilities in the Province and that the City was fortunate to have this funding at this time.

Motion by Alderman Chapman - Warden:

THAT: The Corporation of the City of St. Thomas extend its agreement with Columbia Life Rehabilitation for an additional two years for the provision of Physiotherapy services at Valleyview.

Carried.

2006 Baseball Facility Rates

Alderman Johnston inquired when the 2006 Baseball Facility Rates may be available.

Alderman Aarts stated that a report was being developed and that it would be brought to Council for its consideration.

BUSINESS CONCLUDED

PROTECTIVE SERVICES & TRANSPORTATION COMMITTEE - Chairman T. Shackelton

UNFINISHED BUSINESS

NEW BUSINESS

Airport Use Quarterly Report - July 1st to September 30th, 2005 - Appendix "R"

Motion by Alderman Johnston - Turvey:

THAT: The Airport Use Quarterly Report for July 1st to September 30th, 2005 be received and filed for information.

Carried.

Santa Claus Parade - 2005 Appendix "S"

Motion by Alderman Turvey - Mayor Kohler:

THAT: The route for the Santa Claus Parade be from the First Avenue staging area, west on Talbot Street, south on William Street to Centre Street: and,

THAT: The following road sections be closed by Road Maintenance staff on November 19, 2005 during the times indicated:

The 44th meeting of the 125th Council - 9

- First Avenue closed from Talbot Street to Redan Street (from 3:00 p.m. to 7:30 p.m.)
- Talbot Street closed from First Avenue to William Street (from 5:30 p.m. to 8:30 p.m.)
- William Street closed from Talbot Street to Centre Street (from 5:30 p.m. to 8:30 p.m.); and,

THAT: Access for emergency vehicles be maintained at all times through the closures; and,

THAT: Parking be restricted on both sides of the roadway along the parade route between 5:00 p.m. and 8:30 p.m.; and,

THAT: Concerns of staff be addressed by the Santa Claus parade organizing committee.

Carried.

Tender for Construction of Captain Dennis A. Redman No. 2 Fire Station

Information regarding this issue will be brought forward at the next Council meeting.

Overnight Parking

Alderman Warden inquired when the parking restrictions came into effect for overnight parking on City streets during the winter.

The Director, Environmental Services stated that the parking restrictions were in place from November 15th until March 15th.

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

CITY CLERK _____ CONFIRMED _____ MAYOR

The 44th meeting of the 125th Council - 10

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

The Seventh Report of the Site Plan Control Committee - Appendix "T"

Motion by Alderman Turvey - Chapman:

THAT: Clause 1 and 2 of the Seventh Report of the Site Plan Control Committee be adopted.

Carried.

PETITIONS AND COMMUNICATIONS

Canada Post Office and Plant Closures - Resolution

Motion by Alderman Shackelton - Barwick:

THAT: Council of the Corporation of the City of St. Thomas supports the Canadian Union of Postal Workers' resolution opposing Canada Post's plans for office and plant closures.

Carried.

Heritage Hunting and Fishing Protection Act - Resolution

A request was received from Inky Mark, M.P. Dauphin-Swan River-Marquette, to support Private Member's Bill C-391, An Act to recognize and protect Canada's Hunting and Fishing Heritage.

The members took no action regarding this matter.

Captain Dennis A. Redman No. 2 Fire Station - Thank You

A letter was received from Warren Scott, President, St. Thomas Professional Firefighters Association, thanking the members of Council for their support in naming the new fire substation to honour Captain Dennis Redman.

UNFINISHED BUSINESS

Bill 123, Transparency in Public Matters Act, 2005

Motion by Alderman Turvey - Barwick:

THAT: The Council of the Corporation of the City of St. Thomas supports the position of the Association of Municipalities of Ontario on Bill 123, Transparency in Public Matters Act, 2005.

Carried.

Wellington Street and Stokes Road Intersection - Pedestrian Crossing - J. Dewancker

NEW BUSINESS

CITY CLERK _____ CONFIRMED _____ MAYOR _____

St. Thomas Stars - Year of the Veteran

Alderman Aarts informed the members and the public that in honour of the veteran, there would be free admission for veterans at the St. Thomas Stars hockey game on Friday night for any veteran wearing their blazer.

Santa Claus Parade

Alderman Turvey reminded the members and the community about the upcoming Santa Claus Parade on November 19th.

Christmas Care

Mr. Gord Campbell was in attendance and informed Council that the Christmas Care office would be established at the former Employment Office on Talbot Street. Further, Mr. Campbell stated that the City had always been able to count on its residents to support this effort.

BY-LAWS

Motion by Alderman Aarts - Warden:

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 7th day of November, 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 1301314 Ontario Ltd. (168 Curtis Street - \$4,250.00 loan - Community Improvement Plan)
3. A by-law to authorize an agreement with The St. Thomas Professional Firefighters Association, O.P.F.F.A. (Collective agreement - Local 447 - January 1st, 2005 - December 31st, 2006)
4. 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 Novi Construction Ltd. and Doug Tarry Limited. (Block 4 Development Area - 34T-05505 - 2 lots for single detached dwellings and 18 lots for semi-detached dwellings)
5. A by-law to amend By-Law 50-88, being the Zoning By-Law for the City of St. Thomas. (Removal of holding zone provision - Block 18 and Part Block 15, Plan 11M-130 and Part Block 62, Plan 11M-60)
6. A by-law to authorize an agreement with Columbia Life Rehabilitation Inc. (Valleyview Physiotherapy Services - 2005-2007)
7. A by-law to remove certain lands from Part Lot Control (Lots 21 to 34, Plan 11M-154 - Coleman Court - semi detached lots - H.J. Hayhoe Ltd.)

Carried.

First and Second Readings

Motion by Alderman Aarts - 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 M. Turvey 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 Aarts - 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 7th day of November, 2005. (B/L 143-2005)
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 1301314 Ontario Ltd. (168 Curtis Street - \$4,250.00 loan - Community Improvement Plan) (B/L 144-2005) (A/G 56-2005)
3. A by-law to authorize an agreement with The St. Thomas Professional Firefighters Association, O.P.F.F.A. (Collective agreement - Local 447 - January 1st, 2005 - December 31st, 2006) (B/L 145-2005) (A/G 57-2005)
4. 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 Novi Construction Ltd. and Doug Tarry Limited. (Block 4 Development Area - 34T-05505 - 2 lots for single detached dwellings and 18 lots for semi-detached dwellings) (B/L 146-2005) (A/G 58-2005)
5. A by-law to amend By-Law 50-88, being the Zoning By-Law for the City of St. Thomas. (Removal of holding zone provision - Block 18 and Part Block 15, Plan 11M-130 and Part Block 62, Plan 11M-60) (B/L 147-2005)
6. A by-law to authorize an agreement with Columbia Life Rehabilitation Inc. (Valleyview Physiotherapy Services - 2005-2007) (B/L 148-2005) (A/G 59-2005)
7. A by-law to remove certain lands from Part Lot Control (Lots 21 to 34, Plan 11M-154 - Coleman Court - semi detached lots - H.J. Hayhoe Ltd.) (B/L 149-2005)

Carried.

PUBLIC NOTICE

The City Clerk reminded Council and the community about the consideration of the Part 1 Capital Budget which is set for November 14, 2005.

NOTICES OF MOTION

Recognition of John Street - 2005 Year of the Veteran

A Notice of Motion was received from Mayor Kohler to recognize John Street as "Veterans' Way" in honour of the year of the Veteran.

Motion by Mayor Kohler:

THAT: The Council of the Corporation of the City of St. Thomas recognize John Street as "Veterans' Way" in honour of the year of the Veteran.

CLOSED SESSION

Motion by Alderman Johnston - Aarts:

The 44th meeting of the 125th Council - 13

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

Carried.

OPEN SESSION

Motion by Alderman Johnston - Shackelton:

THAT: We do now rise from Closed Session. (6:42 P.M.)

Carried.

CLOSED SESSION

Motion by Alderman Chapman - Aarts:

THAT: This meeting be closed to deal with proposed or pending acquisition or disposition of land and a labour relations matter at 8:30 P.M.

Carried.

OPEN SESSION

Motion by Alderman Aarts - Chapman:

THAT: We do now rise from Closed Session. (9:30 P.M.)

Carried.

ADJOURNMENT

Motion by Alderman Shackelton - Chapman:

THAT: We do now adjourn. (9:31 P.M.)

Carried.