

**THE EIGHTH MEETING OF THE ONE HUNDRED AND TWENTY-SIXTH  
COUNCIL OF THE CORPORATION OF THE CITY OF ST. THOMAS**

**COUNCIL CHAMBERS  
CITY HALL**

**MARCH 13TH, 2006**

7:00 p.m. The meeting convened with His Worship, Mayor Jeff Kohler, presiding.

**ATTENDANCE**

**Members**

Mayor J. Kohler  
Alderman B. Aarts  
H. Chapman  
T. Johnston  
T. Shackelton  
M. Turvey  
D. Warden

**Absent**

Alderman C. Barwick

**Officials**

W. Graves, City Clerk  
I. Andersen, Manager of Operations & Compliance  
B. Clement, Manager of Engineering  
W. Day, Director of Finance & City Treasurer  
C. Fiddy, Water & Waste Water Supervisor  
C. Hinatsu, Director, Ontario Works  
D. Morgan, Manager of Culture and Recreation  
E. Sebestyen, Housing Administrator  
D. White, Supervisor of Roads & Transportation

**THE LORD'S PRAYER**

**CLOSED SESSION**

**DISCLOSURES OF INTEREST**

Alderman Shackelton declared a conflict of interest relating to Clause 1 of the Report of the Site Plan Control Committee as he is employed by the Thames Valley District School Board. He refrained from all discussion and action relating to this item.

Alderman Warden declared a conflict of interest relating to the St. Anne's Community Festival, as he is a member of St. Anne's. He refrained from all discussion and action relating to this matter.

**MINUTES**

Motion by Alderman Turvey - Shackelton:

THAT: The minutes of the meeting held on March 6th, 2006 be confirmed.

Carried.

**DEPUTATIONS**

**Request for Sanitary Sewer Extension - Talbot Street, east of Manor Road to Centennial Avenue**

Mr. Murray Watson was in attendance to discuss sanitary sewers for the property owners along Talbot Street, east of Manor Road to Centennial Avenue. Mr. Watson expressed concern that while this project had been identified for many years and that a lot of tax dollars were being paid from the area, the project had not been initiated yet.

Mr. Locke was also in attendance and spoke to the need for this project to become a priority.

The members discussed the need for the proper process to take place and that costs associated with the project would be considered in the round two capital budget deliberations.

**COMMITTEE OF THE WHOLE**

Council resolved itself into Committee of the Whole.

**PLANNING AND DEVELOPMENT COMMITTEE** - Chairman H. Chapman

Alderman Turvey chaired this committee on behalf of Alderman Chapman.

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

**UNFINISHED BUSINESS**

**NEW BUSINESS**

Land Division Committee, County of Elgin - Notice of Application for Consent - 65 Coulter Avenue, Municipality of Central Elgin - Walter Hayhoe Enterprises Inc.

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Notice was received from the Land Division Committee of the County of Elgin of an application made by Walter Hayhoe Enterprises Inc. to sever lands at 65 Coulter Avenue in the Municipality of Central Elgin to create one new lot for residential purposes.

**BUSINESS CONCLUDED**

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

**UNFINISHED BUSINESS**

**NEW BUSINESS**

2005 Annual Report for the St. Thomas Water Distribution System

2005 Annual Report St. Thomas Area Secondary Water Supply System - Appendix "A"

Motion by Alderman Shackelton - Aarts:

THAT: The 2005 Annual Reports listed in Report ES28-06 of the Water Wastewater Supervisor for The Elgin Area Primary Water Supply System, The St. Thomas Water Distribution System and The St. Thomas Area Secondary Water Supply System be received as information.

Carried.

Water Works Operations - Procedures - Appendix "B"

Motion by Alderman Chapman - Johnston:

THAT: Council approve The Standard Operating Procedures (SOP's) as outlined in Report ES29-06 of the Compliance Coordinator.

Carried.

Request for a Sanitary Sewer Connection to 1212 Talbot Street - Appendix "C"

Mr. Murray Watson was in attendance and expressed concern about an environmental issue on his property and concern about references in Report ES30-06 regarding the route of a sewer connection through a stormwater management pond.

The members discussed the possibility of using holding tanks in this area until a sanitary line was constructed.

The Manager of Operations and Compliance stated that the use of holding tanks could be a back-up plan.

Motion by Alderman Shackelton - Warden:

THAT: Report ES30-06 be received for information; and further,

THAT: The provision of a sanitary service to the property at 1212 Talbot Street be in compliance with the preferred servicing plan as outlined by the East Side Development Area Master Servicing Plan.

Motion Lost.

Green Lane Community Trust Fund - 2006 City of St. Thomas Capital Project Partnership -  
Appendix "D"

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Motion by Alderman Aarts - Mayor Kohler:

THAT: The letter of February 23, 2006 by the Green Lane Community Trust be received; and further,

THAT: The projects as outlined in the letter be included in the City's 2006 Capital budget and Capital forecast as required.

Carried.

**BUSINESS CONCLUDED**

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

**UNFINISHED BUSINESS**

**NEW BUSINESS**

**BUSINESS CONCLUDED**

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

Alderman Turvey chaired this committee in the absence of Alderman Barwick.

**UNFINISHED BUSINESS**

Corporate Credit Cards

South Block Development Charges

Downtown Development Board - 2006 Budget

**NEW BUSINESS**

2006 Special Olympics Canada National Summer Games - Grant Request

Motion by Alderman Aarts - Chapman:

THAT: The grant request for the 2006 Special Olympics Canada National Summer Games be referred to the 2006 budget for consideration.

Carried.

**BUSINESS CONCLUDED**

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

**UNFINISHED BUSINESS**

St. Thomas Stars Junior B. Hockey Club - Business Plan

The members discussed the fact that at this time they were simply receiving this information and that the Director of Finance & City Treasurer would be having negotiations with the St. Thomas Stars Junior B Hockey Club.

Motion by Alderman Turvey - Mayor Kohler:

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THAT: Council receive the business case dated February 24, 2006 from the St. Thomas Stars Hockey Club.

Carried.

**NEW BUSINESS**

Ontario Works Quarterly Report for the period ending December 31, 2005 - Appendix "E"

Motion by Alderman Shackelton - Chapman:

THAT: The Quarterly Report CR-06-01 of the Director, Ontario Works for the period ending December 31, 2005 be received and filed for information.

Carried.

Housing Allowance Agreement - Appendix "F"

The Director, Ontario Works stated that the supplemental funding went directly to landlords and further, that a phase-out plan would be required at the conclusion of the program in 5 years.

The Director, Ontario Works stated that while the Mayor and the Clerk authorized the agreement with the Province, the individual agreements with landlords would be authorized by the Director, Ontario Works.

Motion by Alderman Turvey - Chapman:

THAT: Council receive Report CR-06-03 of the Housing Administrator; and further,

THAT: Council approve entering into an agreement with the Minister of Municipal Affairs and Housing granting the City of St. Thomas the authority to administer the Housing Allowance Program; and further,

THAT: A by-law be passed authorizing the Mayor and Clerk to sign the Provincial - Municipal Service Manager Housing Allowance Agreement; and further,

THAT: Council appoint the Director, Ontario Works as administrator with the authority to bind the Corporation for the purpose of entering into Housing Allowance agreements with landlords.

Carried.

2006/07 Ice Facility Rates - Appendix "G"

The Director of Finance & City Treasurer stated that the level of increase in the rates is reasonable and that the actual cost per hour to provide the ice is about \$200.

Motion by Alderman Turvey - Chapman:

THAT: Report TR-08-06 of the Manager of Culture and Recreation be receive; and further,

THAT: Council approve the proposed 2006/07 ice facility fee structure for Memorial Arena and the St. Thomas Community Centre, effective September 1, 2006.

Carried.

Aylmer Blues Hockey Club

The members discussed the fact that the City had been contacted by the Aylmer Blues Hockey Club about ice time in the City and further, that any allocation of time would require approval from the St. Thomas Stars Junior B Hockey Club and from the Ontario Hockey Association.

Alderman Johnston recommended that the Manager of Culture and Recreation send a letter to the Aylmer Blues Hockey Club to provide this information to them.

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

Ice Time Allocation

The Manager of Culture and Recreation was in attendance and stated that the ice time allocation process would begin within the next 2 to 3 weeks. Further, she stated that the ice at Memorial Arena would be coming out for the summer and that the ice on the north pad at the St. Thomas Community Centre would be staying in for the summer.

Retirement of Chester Hinatsu

Chairman Aarts, on behalf of the members, commended Chester Hinatsu for his years of service with the City and wished him well in his retirement.

**BUSINESS CONCLUDED**

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

**UNFINISHED BUSINESS**

Elmina Street and Oak Street Intersection - Appendix "H"

The Supervisor of Roads and Transportation was in attendance and informed the members that the hill on Elmina Street would receive the same treatment as the Fairview Avenue bridge in order to provide better traction in the winter months.

Motion by Alderman Warden - Mayor Kohler:

THAT: Report ES 25-06 be received; and further,

THAT: Traffic By-Law 45-89 Schedule IV (Through Highways), Schedule IVA (Stop Signs) and Schedule IX (Turning Movements - Prohibited Turns) be amended as required; and,

THAT: In lieu of reconstruction/realignment of the intersection of Elmina and Oak Street, an All-Way Stop Condition be installed as soon as practicable; and,

THAT: The existing traffic mirror located east of Elmina Street and Oak Street be removed; and,

THAT: The advance warning signs for the intersection be revised in accordance with M.T.O. Traffic Manual Book 6; and further,

THAT: The overhead flashing beacon be revised to indicate flashing red in all directions.

Carried.

Captain Dennis A. Redman No.2 Fire Station

Request for "No Standing" Zone - Forest Park Walkway

Intersection of Redan Street and Woodworth Avenue

**NEW BUSINESS**

**BUSINESS CONCLUDED**

**REPORTS PENDING**

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

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

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FOREST AVENUE SIDEWALK - J. Dewancker

NO PARKING SIGNAGE - MILLER STREET - J. Dewancker

REDEVELOPMENT OF HORTON STREET MARKET - W. Day

ALMA COLLEGE - Management Board

SCHOOL AREA REVIEW PROCEDURES FOR ELEMENTARY SCHOOL CHILDREN - 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 - 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 Second Report of the Site Plan Control Committee - Appendix “I”

A request was made to deal with Clause 1 by recorded vote.

Motion by Alderman Turvey - Aarts:

THAT: Clause 1 of the Second Report of the Site Plan Control Committee be adopted.

**Recorded Vote**

Yeas

Mayor Kohler

Alderman B. Aarts

H. Chapman

M. Turvey

Nays

Alderman T. Johnston

D. Warden

Pecuniary Interest

Alderman T. Shackelton

Absent

Alderman C. Barwick

Carried.

Motion by Alderman Turvey - Chapman:

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THAT: Clauses 2 and 3 of the Second Report of the Site Plan Control Committee be adopted.

Carried.

**PETITIONS AND COMMUNICATIONS**

Application for Permanent Extension of Liquor Licence - 31 Combat Engineer Regiment, 40 Wilson Avenue

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A letter was received from Major Keith A. Cameron, Deputy Commanding Officer, 31 Combat Engineer Regiment, notifying Council of an application made to the Alcohol and Gaming Commission of Ontario for a permanent extension to the Liquor Licence for the second floor of the Armoury, 40 Wilson Avenue. Council may make representation to the Board concerning the application.

Beta Sigma Phi - Flag Raising

Motion by Alderman Shackelton - Aarts:

THAT: Council authorize that the Beta Sigma Phi flag be flown at City Hall on April 27th, 2006.

Carried.

St. Anne's Community Festival - June 7-10, 2006

Motion by Alderman Johnston - Aarts:

THAT: The Council of the Corporation of the City of St. Thomas has no objections to the St. Anne's Community Festival taking place including no objections to the extension of the proposed extended licensed area; and

THAT: The Council authorizes the Festival to be held from June 7th to 10th, 2006 on the parish grounds; and further

THAT: The St. Anne's Community Festival be declared a Community Festival.

Carried.

Royal Canadian Legion Lord Elgin Branch 41 - 80th Anniversary Celebration

Motion by Alderman Shackelton - Chapman:

THAT: The Council of the Corporation of the City of St. Thomas proclaim October 23rd to October 29th, 2006 as "Royal Canadian Legion, Lord Elgin Branch 41 80th Anniversary Week" in the City of St. Thomas; and,

THAT: The 80th Anniversary flag be flown at City Hall for the week of October 23rd to October 29th, 2006.

Carried.

Ontario Municipal Employee Retirement System (OMERS)

A letter was received from David Kingston, OMERS Board Chair, informing Council of the new OMERS Act.

St. Thomas-Elgin Tourist Association - Annual General Meeting

A notice was received from Dave McAdams, President St. Thomas-Elgin Tourist Association, inviting Council to the Association's Annual General Meeting to be held at 7 p.m. on Tuesday April 18, 2006 at the St. Thomas-Elgin Public Art Centre.

**UNFINISHED BUSINESS**

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

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“Solid Pension - Secure Future” - C.A.W. Local 1001

Request for Letter of Tolerance - Fence Encroachment onto Road Boulevard Area - 10 Pol Court

City of St. Thomas 125th Anniversary

## **NEW BUSINESS**

Junior Clerk Position - Appendix “J”

Motion by Alderman Aarts - Turvey:

THAT: Council institute the Junior Clerk Program as proposed in Report TF-01-06 of the Mayor’s Task Force.

Carried.

Alma College - Appendix “K”

The City Clerk advised Council about correspondence that had been received from Mr. Brian Worrada, on behalf of Alma Heritage Estates, stating that this group concurred with a 60-day extension for consideration of their demolition permit and that they would participate in a working group regarding Alma College.

Motion by Alderman Johnston - Turvey:

THAT: Council receive Report CC-17-06 regarding Alma College as information.

Carried.

Motion by Alderman Turvey - Shackelton:

THAT: Council acknowledge receipt of correspondence dated March 13, 2006 from Mr. Brian Worrada on behalf of Alma Heritage Estates; and further,

THAT: Council concur with a 60 day extension to May 23, 2006, relating to the application for a demolition permit of Alma College, 96 Moore Street dated December 23, 2005 as permitted in Section 34 (2) of the Ontario Heritage Act; and further,

THAT: Council appoint the following members to represent Council on a working group relating to Alma College which will include representatives from Alma Heritage Estates, the Ministry of Culture, the Ontario Heritage Trust and a member from the Municipal Heritage Committee:

Alderman Turvey  
Alderman Aarts.

Carried.

Minimum Maintenance Standards for Heritage Properties

Alderman Chapman stated that staff should be given direction to continue to review and develop minimum maintenance standards for heritage properties for consideration of inclusion within the City’s property standards by-law.

Motion by Alderman Chapman - Shackelton:

THAT: Council direct staff to continue to develop minimum maintenance standards for inclusion in the property standards by-law for heritage properties in consultation with the Province, with a report to be brought back to Council.

Carried.

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



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### Honours and Awards Banquet

Alderman Johnston reminded the members and the community that nominations forms were available at the Clerk's Dept. for the Honours and Awards Banquet.

### Railway Nostalgia Days

Alderman Turvey informed the members that the Railway Nostalgia Days would be taking place at the St. Thomas Community Centre auditorium.

### Elgin County Railway Museum - "A Day Out With Thomas"

Alderman Turvey informed the members that the "Day Out with Thomas" the Tank Engine event has been scheduled for July 21st to 23rd and 28th to 30th, 2006.

### Council Conduct

Alderman Turvey commented on the McCarthy Tetrault report regarding Council members micromanaging and that Council members should deal directly with Department heads unless directed otherwise by the Department Head. Alderman Turvey further commented that previous concerns relating to her about a harassment issue had been withdrawn.

### 125th City of St. Thomas Anniversary

Alderman Chapman stated that she was gathering ideas to celebrate this occasion.

Mayor Kohler stated that other events such as Communities in Bloom and Canada Day Celebrations were looking to incorporate 125th Anniversary celebrations.

### Corporate Credit Cards

Peter Ostojic, former Mayor, was in attendance to answer any questions any members may have regarding his use of a credit card when he was Mayor.

There were no questions from the members.

### 2006 Budget

Mayor Kohler stated that the 2006 Budget binders would be distributed to the members on March 22nd, 2006.

## **BY-LAWS**

Motion by Alderman Aarts - Shackelton:

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 13th day of March, 2006.
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 Her Majesty the Queen in Right of Ontario as represented by the Minister of Municipal Affairs and Housing. (Housing Allowance)

Carried.

### **First and Second Readings**

Motion by Alderman Aarts - Shackelton:

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

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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 Aarts - Shackelton:

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 13th day of March, 2006. (B/L 24-2006)

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 Her Majesty the Queen in Right of Ontario as represented by the Minister of Municipal Affairs and Housing. (Housing Allowance) (B/L 25-2006) (A/G 12-2006)

Carried.

**PUBLIC NOTICE**

2006 Budget

Council will deal with the 2006 Budget on March 28, 2006.

**NOTICES OF MOTION**

**CLOSED SESSION**

**OPEN SESSION**

**ADJOURNMENT**

Motion by Alderman Johnston - Aarts:

THAT: We do now adjourn. (8:21 p.m.)

Carried.

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