

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

COUNCIL CHAMBERS
CITY HALL

APRIL 3RD, 2006

7:30 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
I. Andersen, Manager of Operations & Compliance
D. Arndt, Airport Superintendent
W. Day, Director of Finance & City Treasurer
J. Dewancker, Director, Environmental Services
O. Jensen, Deputy Fire Chief
D. White, Supervisor of Roads & Transportation

THE LORD’S PRAYER

CLOSED SESSION

DISCLOSURES OF INTEREST

Alderman Warden declared a conflict of interest relating to Report ES 36-06 as he is a member of St. Anne’s. He refrained from all discussion and action relating to the matter.

MINUTES

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

Motion by Alderman Turvey - Aarts:

THAT: The minutes of the meetings held on March 20th and March 28th, 2006 be confirmed.

Recorded Vote

<u>Yeas</u>	<u>Nays</u>
Mayor Kohler	
Alderman B. Aarts	
H. Chapman	
C. Barwick	
T. Johnston	
T. Shackelton	
M. Turvey	
D. Warden	

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

CITY CLERK_____CONFIRMED_____MAYOR

The 13th meeting of the 126th Council - 2

Request for Removal of Part Lot Control - Lots 1-6, 9-20 on Plan 11M-160 Semi-Detached Lots
- H. J. Hayhoe Ltd. - Appendix "A"

Motion by Alderman Shackelton - Johnston:

THAT: Council approve the request by H. J. Hayhoe Ltd. for the removal of part lot control on Lots 1-6 and 9-20 inclusive, Registered Plan 11M-160 subject to all staff, legal and administrative costs being borne by H.J. Hayhoe Ltd.

Carried.

BUSINESS CONCLUDED

ENVIRONMENTAL SERVICES COMMITTEE - Chairman M. Turvey

UNFINISHED BUSINESS

NEW BUSINESS

Operations and Maintenance Standards - Parks Division - Appendix "B"

The members commended staff for the work that had been undertaken to complete the Operations and Maintenance Standards.

Motion by Alderman Chapman - Warden:

THAT: Council receive Report ES-32-06, and further,

THAT: The updated Operations and Maintenance Standards for the Parks Section of the Environmental Services' Operations Division be adopted.

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

Corporate Credit Cards

Chairman Barwick stated that if any members had any comments regarding the corporate credit cards, they should be prepared to discuss them at the next Council meeting.

South Block Development Charges - Appendix "C"

As a result of comments from the public meeting which preceded this Council meeting, this matter was deferred until a future Council meeting.

Downtown Development Board - 2006 Budget

NEW BUSINESS

CITY CLERK _____ CONFIRMED _____ MAYOR _____

The 13th meeting of the 126th Council - 3

Parking Permit Request - Appendix "D"

Motion by Alderman Shackelton - Aarts:

THAT: The fee schedule for parking spaces within the City parking lots as outlined in Report E41-06 be maintained and be applied consistently.

Carried.

Chip Wagon Location - Snack Wacky Foods - Appendix "E"

Motion by Alderman Turvey - Aarts:

THAT: Council approve the location of a proposed chip wagon, to be operated as Snack Wacky Foods by Herman Klassen, at 75 Burwell Road (Berry Hill Limited property) subject to inspections by the St. Thomas Fire Department and Elgin-St. Thomas Health Unit.

Carried.

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

Captain Dennis A. Redman No.2 Fire Station

Request for "No Standing" Zone - Forest Park Walkway

Intersection of Redan Street and Woodworth Avenue

No Parking Signage - Miller Street - Appendix "F"

Motion by Alderman Turvey - Chapman:

THAT: Council receive Report ES 37-06; and further,

THAT: The Traffic By-Law 45-89 Schedule II (No Parking Zones) be amended to implement a No Parking Anytime restriction on the west side of Miller Street from Redan Street to the north end of Miller Street.

Carried.

NEW BUSINESS

St. Anne's Community Festival - Travel Trailer Siting - Appendix "G"

Motion by Mayor Kohler - Alderman Turvey:

THAT: Subject to written authority being granted by the property owner;

THAT: Permission be granted to allow workers associated with the St. Anne's Community Festival to park recreational vehicles and travel trailers in the parking lot of the North American Railway Hall of Fame at 750 Talbot Street, for the period of Sunday June 4th, 2006 to Sunday June 11th, 2006; and further,

CITY CLERK_____CONFIRMED_____MAYOR

The 13th meeting of the 126th Council - 4

THAT: These recreational vehicles and travel trailers may be used as sleeping quarters for the St. Anne's carnival employees; and further,

THAT: The usual certificate of public liability and property damage insurance with a covering limit of \$5,000,000.00 be provided, certifying that the City of St. Thomas has been named as an additional insured for this event only, and that it should be submitted to the City Clerk prior to the start of the event.

Carried.

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

Motion by Alderman Chapman - Warden:

THAT: Council concur with the assignment of a lease of Airport Lands (Part 2, Reference Plan 11R-4001) at the St. Thomas Municipal Airport from Mr. John Dorscht to Can-Du Air Ltd.

Carried.

City Hall Brickwork Repair - Street Closure - Mondamin Street - Appendix "I"

Motion by Alderman Johnston - Turvey:

THAT: Report TR 17-06 be received; and further,

THAT: Council authorize the closure of Mondamin Street between Talbot Street and Curtis Street on Tuesday, Wednesday and Thursday April 4, 5 and 6, 2006 to facilitate the repair of the brickwork in the clock tower of City Hall.

Carried.

Canadian Snowbirds Aerial Demonstration - St. Thomas Municipal Airport

Alderman Warden inquired if the Canadian Snowbirds event should be brought to the Special Events Committee.

The Airport Superintendent stated that because the event was taking place in the Municipality of Central Elgin, a working group had been formed to deal with all of the issues regarding the event.

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

FOREST AVENUE SIDEWALK - J. Dewancker

REDEVELOPMENT OF HORTON STREET MARKET - W. Day

ALMA COLLEGE - Management Board

SCHOOL AREA REVIEW PROCEDURES - FOR ELEMENTARY SCHOOL CHILDREN - D. White

CITY CLERK _____ CONFIRMED _____ MAYOR

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

PETITIONS AND COMMUNICATIONS

Elgin-Oxford Legal Clinic - Social Benefits Tribunal Venue Location

Motion by Alderman Shackelton - Chapman:

THAT: The Council of the Corporation of the City of St. Thomas supports the Elgin-Oxford Legal Clinic's letter to the Social Benefits Tribunal requesting a reversal of a decision to hold tribunal hearings from Elgin County appellants in London.

Carried.

2006 Canada Post Literacy Awards

An invitation to nominate an individual, organization or business for a 2006 Canada Post Literacy Award was received from Barbara Stanyar, General Manager, Communications Canada Post. The deadline for nominations is May 26th, 2006.

St. Thomas & District Labour Council - Day of Mourning - April 28th, 2006

Motion by Alderman Shackelton - Warden:

THAT: The Council of the Corporation of the City of St. Thomas proclaim April 28th, 2006 as the "Day of Mourning" in the City of St. Thomas.

Carried.

Ontario Family Fishing Weekend

Motion by Alderman Shackelton - Aarts:

THAT: The Council of the Corporation of the City of St. Thomas proclaim the weekend of July 7th to 9th, 2006 as "Ontario Family Fishing Weekend" in the City of St. Thomas.

Carried.

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2006 Senior of the Year Awards

A letter was received from the Honourable Jim Bradley, Minister Responsible for Seniors, inviting Councils to honour one outstanding local senior in their municipality who has enriched the social, cultural or civic life of the community, without thought of personal or financial gain. A completed form must be submitted by April 28, 2006.

Elgin St. Thomas Health Unit - Free Ice Time for Local Schools

A letter was received from Cynthia St. John, Chief Administrative Officer, Elgin-St. Thomas Health Unit, regarding the reinstatement of free ice time for local schools to promote healthy lifestyles for children and youth in the community.

Mayor Kohler informed the members that this letter was for Council's information and that the Elgin-St. Thomas Health Unit was contacting the Thames Valley District School Board regarding its access to schools policy.

Ontario Medicine Act Amendment - Resolution

A copy of a resolution was received from Nancie Irving, Clerk, Town of Aylmer, supporting a resolution from the Township of Malahide regarding amendments to the Ontario Medicine Act to permit the granting of licences to recognized physicians.

A copy of a resolution was received from Sandra Heffren, Deputy Clerk, County of Elgin, supporting a resolution from the Township of Malahide regarding amendments to the Ontario Medicine Act to permit the granting of licences to recognized physicians.

The City Clerk advised the members that a motion of support had been endorsed earlier in the year.

The members took no further action relating to this matter.

Preserve National Child Care Program - Resolution

A copy of a resolution was received from Sandra Heffren, Deputy Clerk County of Elgin, requesting that federal and provincial governments preserve the national child care program and ensure the five-year funding commitment to national early learning and child care system is fulfilled.

The City Clerk advised the members that a motion of support had been endorsed earlier in the year.

The members took no further action relating to this matter.

Letter of Thanks

A letter of thanks was received from Marion Harries, for Council's support by granting a request for City pins.

UNFINISHED BUSINESS

"Solid Pension - Secure Future" - C.A.W. Local 1001

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

Alderman Warden - Aarts:

THAT: Council reconsider a motion of December 12, 2005 regarding a Letter of Tolerance for 10 Pol Court.

Carried.

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

CITY CLERK_____CONFIRMED_____MAYOR

Alderman Warden - Aarts:

THAT: A Letter of Tolerance be issued for the existing encroachment of a fence onto the municipal road right-of-way at 10 Pol Court.

Recorded Vote

<u>Yeas</u>	<u>Nays</u>
Mayor Kohler	Alderman C. Barwick
Alderman B. Aarts	H. Chapman
D. Warden	T. Johnston
	T. Shackelton
	M. Turvey

Motion Lost.

City of St. Thomas 125th Anniversary

Minimum Maintenance Standards for Heritage Properties

NEW BUSINESS

Proposed Four-Year Term of Office for Municipal Elected Officials

Alderman Barwick stated that a four-year Council term would eliminate many potential candidates because of the time commitment over a four-year period.

Motion by Alderman Barwick - Shackelton:

WHEREAS the proposed four-year term seems to represent the interests of the GTA and other metro areas; and

WHEREAS a four-year term will serve as a detriment for aspiring municipal politicians because of the commitments;

NOW THEREFORE BE IT RESOLVED THAT: The Council of the Corporation of the City of St. Thomas be opposed to a four-year term of office; and further,

THAT: Copies of this resolution be forwarded to the Honourable Dalton McGuinty, Premier of Ontario and the Honourable John Gerretson, Minister of Municipal Affairs and Housing.

Carried.

St. Thomas Stars Junior B Hockey Team

Alderman Johnston inquired when the debt repayment of the St. Thomas Stars Junior B Hockey Club would be considered.

Alderman Barwick stated that a report would be coming to Council at its next meeting.

Mayor Kohler informed the members that he was in receipt of a letter from the St. Thomas Stars Junior B Hockey Club and, by consensus, the members agreed to have the letter read.

Included with the letter, which advised that the St. Thomas Stars looked forward to working out details for their rental agreement for the 2006-07 season, was a cheque for the payment of the outstanding debt.

Elgin County Railway Museum Nostalgia Days

Mayor Kohler reminded the members and the community about the upcoming Nostalgia Days event to be held at the St. Thomas Community Centre.

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

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Mayor Kohler reminded the members and the community about the upcoming visit of Thomas the Tank Engine, which will be July 21, 22, 23, 28, 29 and 30th, 2006.
Tickets are now available through Ticketmaster.

Victorian Order of Nurses (VON) 100th Anniversary

Alderman Warden congratulated the VON on their 100th Anniversary.

St. Thomas Home Builders Home Show

Alderman congratulated the organizers of the Home Show for their successful event.

Corporate Credit Cards

Mayor Kohler stated that he would be bringing a recommendation to Council at its next meeting to establish a working group, which would provide direction for the use of corporate credit cards.

Mayor Kohler recommended that Alderman Barwick, Alderman Johnston, Alderman Warden and he might form the working group.

BY-LAWS

Motion by Alderman Aarts - Turvey:

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 April, 2006.
2. A by-law to amend By-Law 50-88, being Zoning By-Law for the City of St. Thomas (removal of holding zone symbol - Blocks 9, 10, 22 & 23, Plan 11M-98 - Inn Services Inc.)
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 Her Majesty the Queen in Right of Ontario, as represented by the Minister of Health and Long-Term Care. (service agreement - Valleyview Home for the Aged)
4. A by-law to authorize the Mayor and Clerk to execute and affix the Seal of the Corporation to a certain contract between the Corporation of the City of St. Thomas and Aveiro Constructors Limited. (Design Build - Pinafore Park Service Building Addition and Renovation)
5. 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 First Base Solutions Inc. (Aerial Orthophoto Licensing Agreement)
6. A by-law to amend By-Law 45-89, being the Traffic By-Law for the City of St. Thomas. (No Parking Zone - Miller Street from Redan Street to north end of Miller Street)
7. 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, the Corporation of the County of Elgin, the Corporation of the Municipality of Central Elgin and Mammoet Canada Eastern Ltd. (Transport of heavy machinery from Port Stanley to St. Thomas)

Carried.

First and Second Readings

Motion by Alderman Aarts - Turvey:

THAT: The by-laws be now read a first time, referred to Council in Committee of the Whole and read a second time.

Carried.

CITY CLERK _____ CONFIRMED _____ MAYOR _____

Alderman T. 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 Aarts - Turvey:

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 April, 2006. (B/L 31-2006)
2. A by-law to amend By-Law 50-88, being Zoning By-Law for the City of St. Thomas (removal of holding zone symbol - Blocks 9, 10, 22 & 23, Plan 11M-98 - Inn Services Inc.) (B/L 32-2006)
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 Her Majesty the Queen in Right of Ontario, as represented by the Minister of Health and Long-Term Care. (service agreement - Valleyview Home for the Aged) (B/L 33-2006) (A/G 14-2006)
4. A by-law to authorize the Mayor and Clerk to execute and affix the Seal of the Corporation to a certain contract between the Corporation of the City of St. Thomas and Aveiro Constructors Limited. (Design Build - Pinafore Park Service Building Addition and Renovation) (B/L 34-2006) (CON 1-2006)
5. 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 First Base Solutions Inc. (Aerial Orthophoto Licensing Agreement) (B/L 35-2006) (A/G 15-2006)
6. A by-law to amend By-Law 45-89, being the Traffic By-Law for the City of St. Thomas. (No Parking Zone - Miller Street from Redan Street to north end of Miller Street) (B/L 36-2006)
7. 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, the Corporation of the County of Elgin, the Corporation of the Municipality of Central Elgin and Mammoet Canada Eastern Ltd. (Transport of heavy machinery from Port Stanley to St. Thomas) (B/L 37-2006) (A/G 16-2006)

Carried.

PUBLIC NOTICE

NOTICES OF MOTION

CLOSED SESSION

OPEN SESSION

ADJOURNMENT

Motion by Alderman Johnston - Warden:

THAT: We do now adjourn. (8:14 p.m.)

Carried.