

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

**COUNCIL CHAMBERS
CITY HALL**

APRIL 10TH, 2006

6:27 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
R. Beachey, Deputy City Clerk
B. Clement, Manager of Engineering
G. Dart, Director, Human Resources
D. White, Supervisor of Roads & Transportation
J. Dewancker, Director, Environmental Services
M. Carroll, Valleyview Administrator
W. Day, Director of Finance & City Treasurer

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 relating to Report CC-18-06 as he is a member of CUPE. He refrained from all discussion and action relating to this matter.

MINUTES

Motion by Alderman Shackelton - Turvey:

THAT: The minutes of the meetings held on April 3rd, 2006 be confirmed.

Carried.

DEPUTATIONS

Early Learning Centre - Best Start Funding

Patricia Riddell-Laemers, Executive Director, Early Learning Centre, was in attendance to discuss an overview of the childcare program expansion plans and funding requests of the Early Learning Centre.

The members discussed with Mrs. Riddell-Laemers the fact that since there is a new federal government, changes were coming relating to the childcare funding policies and further, that the City's new Director of Ontario Works would be starting employment on May 1st, 2006.

The Director of Finance & City Treasurer stated that the City was in receipt of \$2.1 million for childcare programming.

The members concurred that a meeting should be arranged in order to get an understanding of the funding request of the Early Learning Centre.

COMMITTEE OF THE WHOLE

Council resolved itself into Committee of the Whole.

PLANNING AND DEVELOPMENT COMMITTEE - Chairman H. Chapman

CITY CLERK _____ CONFIRMED _____ MAYOR _____

UNFINISHED BUSINESS

NEW BUSINESS

CIP Application 2005 - 034 : 284 - 286 Talbot Street - Appendix "A"

Motion by Alderman Shackelton - Turvey:

THAT: Report CC-19-06 be received for information, and further;

THAT: The City enter into a Façade Loan Agreement and a Residential Loan Agreement with Jason Patry for a CIP Project at 284-286 Talbot Street.

Carried.

BUSINESS CONCLUDED

ENVIRONMENTAL SERVICES COMMITTEE - Chairman M. Turvey

UNFINISHED BUSINESS

NEW BUSINESS

Tender No. 06-606 - Vacuum Road Sweeper - Tender Award - Appendix "B"

Motion by Alderman Chapman - Shackelton:

THAT: The tender submitted by Champion Road Machinery Sales for a Vacuum Road Sweeper for the purchase price of \$172,040.00 (including taxes) be accepted, noting that this was the lowest tender submission received; and further,

THAT: A by-law be prepared to authorize this tender award.

Carried.

Move Ontario - Roads and Bridges Funding - Appendix "C"

The members discussed how the Move Ontario funds could be used.

The Director of Finance and City Treasurer advised that specifics relating to the use of the funds had not been received.

The Director, Environmental Services stated that a report would be coming to Council, which would recommend where these funds should be spent.

Motion by Alderman Shackelton - Mayor Kohler:

THAT: The payment by the Province of Ontario of a one-time investment of \$1,412,434.00 to the City of St. Thomas under the Move Ontario initiative be used to fund the municipal roads and bridge projects as outlined in report ES44-06; and further,

THAT: A detailed cost summary of these municipal roads and bridge projects be prepared for report back and approval by City Council.

Carried.

Intersection of First Avenue and Edward Street

Alderman Johnston inquired if staff could review the traffic movement and the intersection of First Avenue and Edward Street.

The Supervisor of Roads & Transportation stated that staff would review this intersection.

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The Director, Environmental Services stated that a traffic impact study had been completed for this intersection and that improvements were recommended.

Drinking Water Quality

Alderman Johnston informed the members that telemarketers were approaching residents about water quality issues relating to the drinking water.

The Director, Environmental Services stated that the City was in receipt of the annual water quality reports and that there were no problems with the water quality.

Intersection of Edward Street and Burwell Road

Mayor Kohler inquired if the traffic movements at the intersection of Edward Street and Burwell Road could be reviewed.

The members, by consensus, directed staff to review this intersection.

Intersection of Wellington Street and Highview Avenue

Mayor Kohler inquired if staff could review the traffic movements at the intersection of Wellington Street and Highview Avenue east of the new medical building.

The members, by consensus, directed staff to review this intersection.

BUSINESS CONCLUDED

PERSONNEL AND LABOUR RELATIONS COMMITTEE - Chairman D. Warden

UNFINISHED BUSINESS

NEW BUSINESS

By-Law Enforcement Staff - Appendix "D"

Motion by Alderman Chapman - Johnston:

THAT: Report CC-18-06 be received; and further,

THAT: Council approve the hiring of a By-Law Enforcement Officer II.

Carried.

BUSINESS CONCLUDED

FINANCE AND ADMINISTRATION COMMITTEE - Chairman C. Barwick

UNFINISHED BUSINESS

Corporate Credit Cards - Appendix "E"

The members discussed the corporate credit card program and the role of the proposed new Committee to establish procedures to ensure the integrity of the existing policies.

Motion by Alderman Aarts - Mayor Kohler:

THAT: Report MO-01-06 regarding establishment of a Corporate Purchase Card Policy Review Committee be received; and further,

THAT: Council establish a committee chaired by Alderman Barwick consisting of the following members Alderman Johnston, Alderman Warden and Mayor Kohler, to review the purchase card policy; and further,

CITY CLERK_____CONFIRMED_____MAYOR

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THAT: A report be brought back to Council with recommendations establishing proper parameters to be followed by all purchase cardholders.

Carried.

South Block Development Charges

Downtown Development Board - 2006 Budget

NEW BUSINESS

St. Thomas Stars Junior B Hockey Club - 2006-2007 Facility Rental Permit - Appendix "F"

The members discussed the fact that a meeting had not been held with the St. Thomas Stars Junior B Hockey Club to review the proposed rental agreement.

The members, by consensus, agreed that Alderman Aarts and the Director of Finance & City Treasurer should meet with the St. Thomas Stars Junior B Hockey Club.

Motion by Alderman Johnston - Shackelton:

THAT: Council receive Report TR 20-06; and further,

THAT: Council authorize administration to issue a 2006-2007 Facility Rental Permit (Appendix B to Report TR-20-06) to the St. Thomas Junior B Stars Hockey Club for the use of the St. Thomas Community Centre.

Prior to the main motion being dealt with, the following motion was presented.

Motion by Mayor Kohler - Alderman Turvey:

THAT: Council postpone any action relating to Report TR-20-06 to allow for further dialogue.

Carried.

Development Charges - Annual Legislated Reporting - Appendix "G"

Motion by Mayor Kohler - Alderman Turvey:

THAT: Report TR-19-06 be received; and further,

THAT: Schedules A & B of Report TR-19-06 be approved for submission to the Ministry of Municipal Affairs and Housing in accordance with Section 43(3) of Bill 98.

Carried.

Economic Development Corporation - Continued Capping of Building Permit Fees for Industrial Uses

A copy of a resolution was received from the St. Thomas Economic Development Corporation regarding the continued capping of building permit fees for industrial uses.

Motion by Alderman Turvey - Shackelton:

THAT: The industrial building permit fees remain capped at a maximum of \$25,000 for an additional 3 years; and further,

THAT: At the end of this 3 year period, the capping provision be revisited to assess any needed revisions.

Carried.

CITY CLERK_____CONFIRMED_____MAYOR

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Forest Park Public School - Grant Request

A letter was received from Pam Sutherland, Forest Park Public School, requesting a grant towards the cost of interactive technology for special needs children.

The members took no action regarding this matter.

BUSINESS CONCLUDED

COMMUNITY AND SOCIAL SERVICES COMMITTEE - Chairman B. Aarts

UNFINISHED BUSINESS

NEW BUSINESS

Valleyview Home for the Aged - 350 Burwell Road - Application for Liquor Licence

The members were informed that an application was made to the Alcohol and Gaming Commission of Ontario by Valleyview Home for the Aged for a liquor licence for its indoor and outdoor areas at 350 Burwell Road, St. Thomas. Council could make representation to the Board concerning the application.

Valleyview Home for the Aged

The Valleyview Administrator stated that the planning process for the move to Valleyview Home for the Aged on April 24th, 2006 was well underway. Further, he commended staff for their excellent efforts in preparing for the move.

St. Thomas Community Centre

Alderman Barwick inquired about the washrooms in that not all washrooms were open for people using the walking track and further that there were concerns about people being able to see into certain washrooms.

Chairman Aarts stated that the washrooms in the upper area were only opened during major events and further that he would contact the Manager of Property and Community Centres to determine possible corrective actions to eliminate sightlines into the washrooms.

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

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

CITY CLERK _____ CONFIRMED _____ MAYOR

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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

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 - Johnston:

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 Third Report of the Site Plan Control Committee - Appendix "H"

Motion by Alderman Turvey - Aarts:

THAT: Clauses 1, 2, 3, 4, and 5 of the Third Report of the Site Plan Control Committee be adopted.

Carried.

PETITIONS AND COMMUNICATIONS

Preserve National Child Care Program - Early Learning and Child Care Agreement

A letter was received from Mary Anne Chambers, Minister of Children and Youth Services, regarding the cancellation of the 2005 Early Learning and Child Care Agreement and to advise of the upcoming Best Start Information Sessions to be held on April 11, 2006.

Safe Drinking Water Foundation

A letter was received from Karla Bird, Project Coordinator, Safe Drinking Water Foundation, advising Council of the opportunity to purchase products and test kits that promote safe drinking water.

CITY CLERK_____CONFIRMED_____MAYOR

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Capital Planning Advisory Committee - Thames Valley District School Board

A letter had been received from Graham Hart, Chair, Thames Valley District School Board, requesting that the City of St. Thomas select a member to attend the inaugural meeting of the Thames Valley Capital Planning Advisory Committee being held at the Education Centre in London on May 17, 2006 at 7:00 p.m.

Motion by Alderman Turvey - Warden:

THAT: The following persons attend the Thames Valley Capital Planning Advisory Committee's inaugural meeting being held at the Education Centre in London on May 17th, 2006 at 7 p.m.

Mayor Kohler
Alderman Aarts

Carried.

New Canada-Ontario Affordable Housing Program - Additional Funding Allocation

A letter was received from John Gerretsen, Minister of Municipal Affairs and Housing, informing Council of an additional funding allocation for the City of St. Thomas under the new Affordable Housing Program.

UNFINISHED BUSINESS

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

City of St. Thomas 125th Anniversary

Minimum Maintenance Standards for Heritage Properties

NEW BUSINESS

St. Thomas Holding Inc. - Annual General Meeting Recommendations

Motion by Alderman Johnston - Chapman:

THAT: The minutes of the Annual General Shareholders Meeting held March 1st, 2005 be confirmed as correct as printed.

Carried.

Motion by Alderman Shackelton - Aarts:

THAT: The audited financial statements for St. Thomas Holding Inc. to December 31, 2005, as prepared by Graham Scott Enns, Chartered Accountants, dated February 16, 2006 are received.

Carried.

Motion by Alderman Turvey - Chapman:

THAT: The audited financial statements for St. Thomas Energy Services Inc. to December 31, 2005, as prepared by Graham Scott Enns, Chartered Accountants, are received as having formed the Consolidated Financial Statements for St. Thomas Holding Inc., dated February 16, 2006.

Carried.

Motion by Alderman Turvey - Aarts:

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THAT: The audited financial statements for St. Thomas Energy Inc. to December 31, 2005, as prepared by Graham Scott Enns, Chartered Accountants, are received as having formed the Consolidated Financial Statements for St. Thomas Holding Inc., dated February 16, 2006.

Carried.

Motion by Alderman Shackelton - Turvey:

THAT: The Shareholder receives the report on the S.T.E.I. 2006 O.E.B. Rate Application, effective May 1, 2006.

Carried.

Motion by Alderman Turvey - Chapman:

THAT: The Shareholder approves changes to the remuneration for Directors of S.T.H.I. and its affiliates, as follows:

- St. Thomas Holding Inc. Director = \$2,400 per year
- St. Thomas Energy Inc. Director = \$3,000 per year
- St. Thomas Energy Services Inc. Director = \$6,000 per year
- The Chair of each of the Boards above receives an additional \$1,000 per year; and

THAT: Changes to the remuneration will be effective upon approval by the Shareholder.

Carried.

Motion by Alderman Johnston - Turvey:

THAT: The audit firm of Graham, Scott, Enns, Chartered Accountants be appointed as Corporate Auditors for the St. Thomas Holding Inc., and its affiliates, for the 2006, 2007 and 2008 financial audits, in accordance with their contract proposal, dated February 23, 2006.

Carried.

Elgin-St. Thomas Health Unit

Alderman Turvey informed the members about an upcoming workshop hosted by the Elgin-St. Thomas Health Unit regarding alcohol policies and liability.

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 10th day of April, 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 Jason Patry. (284-286 Talbot Street -\$80,000 Residential loan - Community Improvement Plan)
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 Jason Patry. (284-286 Talbot Street -\$ 6,750 Facade loan - Community Improvement Plan)
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 Merrymount Children's Centre. (Purchase of Service Agreement - Child Care Operator)

Carried.

CITY CLERK_____CONFIRMED_____MAYOR

First and Second Readings

Motion by Alderman Aarts - Shackelton:

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 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 - 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 10th day of April, 2006. (B/L 38-2006)

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 Jason Patry. (284-286 Talbot Street -\$80,000 Residential loan - Community Improvement Plan) (B/L 39-2006) (A/G 17-2006)

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 Jason Patry. (284-286 Talbot Street -\$ 6,750 Facade loan - Community Improvement Plan) (B/L 40-2006) (A/G 18-2006)

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 Merrymount Children's Centre. (Purchase of Service Agreement - Child Care Operator) (B/L 41-2006) (A/G 19-2006)

Carried.

PUBLIC NOTICE

NOTICES OF MOTION

CLOSED SESSION

Motion by Alderman Aarts - Turvey:

THAT: This meeting be closed to deal with a labour relations matter.

Carried.

OPEN SESSION

Motion by Alderman Johnston - Aarts:

THAT: We do now rise from Closed Session. (6:39 p.m.)

Carried.

ADJOURNMENT

Motion by Alderman Johnston - Warden:

THAT: We do now adjourn. (8:19 p.m.)

Carried.