

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

**COUNCIL CHAMBERS
CITY HALL**

JUNE 12TH, 2006

6:15 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

Officials

W. Graves, City Clerk
B. Clement, Manager of Engineering
G. Dart, Director, Human Resources
S. Datars Bere, Director, Ontario Works
W. Day, Director of Finance & City Treasurer
P. Keenan, Director of Planning
D. White, Supervisor, Roads and Transportation

Absent

D. Warden

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 pecuniary interest regarding By-law #5 since he is employed by the Thames Valley District School Board. He refrained from all discussion and action regarding this matter.

MINUTES

Motion by Alderman Shackelton - Aarts:

THAT: The minutes of the meeting held on June 5th, 2006 be confirmed.

Carried.

DEPUTATIONS

Elgin-St. Thomas Health Unit

Cynthia St. John, Chief Administrative Officer, Scott Davis, Pandemic Planner, Elgin-St. Thomas Health Unit and Dr. Sharon Baker, Medical Officer of Health were in attendance to discuss the Board of Health's response to the Capacity Review Report, the 2006 operating budget, and pandemic planning.

Dr. Baker provided the members with an overview of the Province's Capacity Review Report and stated that the Elgin-St. Thomas Health Unit was identified to be amalgamated into a larger regional health unit. Dr. Baker expressed serious concerns relating to the proposed amalgamation.

The members expressed support to Dr. Baker and the need to keep the Elgin-St. Thomas Health Unit as a local agency.

Cynthia St. John provided an overview of the Elgin-St. Thomas Health Unit's budget and stated that the Province was capping Health Unit budgets. However, she stated that it was fortunate that the Elgin-St. Thomas Health Unit had reserves, should they be required.

CITY CLERK _____ CONFIRMED _____ MAYOR _____

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Scott Davis provided the members with an overview of the pandemic planning that the Elgin-St. Thomas Health Unit is doing and that stakeholder presentations were being planned.

Mayor Kohler thanked the representatives of the Elgin-St. Thomas Health Unit for the information they presented.

Thames Valley District School Board - Portables at Wellington Street Public School

Linda Stevenson, John Thorpe, Kevin Bushell, and Brooke Moore from the Thames Valley District School Board were in attendance to discuss the need for portables at Wellington Street Public School.

Mr. Thorpe advised Council that more space was required immediately at Wellington Street Public School to meet the needs of the school enrollment for September.

Mr. Thorpe provided the members with an overview of the Thames Valley District School Board's capital planning process and its approval status with the Province.

The members expressed concern about placing the portables at Wellington Street Public School however realized that the needs of the students had to be met.

Mayor Kohler thanked the representatives of the Thames Valley District School Board for their information.

COMMITTEE OF THE WHOLE

Council resolved itself into Committee of the Whole.

PLANNING AND DEVELOPMENT COMMITTEE - Chairman H. Chapman

UNFINISHED BUSINESS

Land Development - Part Lots 41 & 42 South of Bush Line - Appendix "A"

Motion by Alderman Turvey - Johnston:

THAT: Report PD-16-2006 relating to Part of Lots 41 & 42, South of Talbot Road East be received by Council and filed as information.

Carried.

NEW BUSINESS

St. Thomas Official Plan Review - Appendix "B"

The members inquired about how many meetings would be required and how this process would relate to the fall municipal election.

The Planning Director stated that the entire program would be undertaken over a two-year period and that approximately three meetings would be required during the current term of Council.

Motion by Alderman Aarts - Mayor Kohler:

THAT: Report PD-15-2006 including the attached "Summary Planning Report on the Policy Audit of the Existing Official Plan" be received; and further,

THAT: Council approve the work programs for the 2006 component of the City of St. Thomas Official Plan Review identified in the "Summary Planning Report on the Policy Audit of the Existing Official Plan" at an upset limit of \$155,000 as approved in the Capital Budget (Acct#'s 4120196118 and 4120190623); and further,

THAT: Council engage the services of Ron Shishido of Dillon Consulting Limited, Linda Lapointe of Lapointe Consulting Inc. and W. Scott Morgan, to complete the tasks identified in the Work Plans contained within the "Summary Planning Report on the Policy Audit of the Existing Official Plans"; and further,

THAT: Council appoint a Technical Steering Committee to be comprised of two (2) following members, and staff as required, to oversee the Official Plan Review Project:

Alderman Chapman
Alderman Turvey

Carried.

Request for Street Naming - Dalewood Meadows Development Area - Draft Plan of Subdivision File #34T-06501 - Appendix "C"

Motion by Alderman Aarts - Shackelton:

THAT: Report CC-31-06 be received for information; and further,

THAT: Council approve the following street names to be used in the Dalewood Meadows development area:

Circlewood Drive	Alderwood Court
Arrowwood Lane	Primrose Court
Tamarack Court	Deerfield Court
Ambleside Drive	Westlake Drive

Carried.

Land Development - Part Lots 41 & 42 South of Bush Line

The members discussed the fact that it would be many years before services would be extended to this area.

Chairman Chapman stated that a memo had been received from Alderman Warden in support of this matter.

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

Motion by Alderman Johnston - Shackelton:

THAT: The Council of the City of St. Thomas has no objection to an application being made to the Committee of Adjustment for the development of a house on the property known as Part of Lots 41 and 42, Concession South of Talbot Road East formerly in the Township of Southwold, now in the City of St. Thomas, County of Elgin subject to the following:

approval of the septic system by the City of St. Thomas Environmental Services Department.

an agreement being entered into by the owner with the municipality requiring the owner's connection to the sanitary sewer at such time when it becomes available.

Recorded Vote

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

Absent

D. Warden

Carried.

BUSINESS CONCLUDED

ENVIRONMENTAL SERVICES COMMITTEE - Chairman M. Turvey

UNFINISHED BUSINESS

Intersection of First Avenue and Edward Street

Intersection of Edward Street and Burwell Road

Road and Sidewalk Reserve Fund

NEW BUSINESS

2007 Truck Cab & Chassis - Tender Award - Appendix "D"

Motion by Alderman Shackelton - Chapman:

THAT: Report ES73-06 be received for information; and further,

THAT: Council accept the tender submitted by Laroche Equipment in the amount of \$161,612.95 (including taxes) for the purchase of one 2007 Truck Cab and Single Axle Chassis with Combination Spreader/dump Body for Salt/Sand/Liquid Pre-Wet, Plow & Wing; and further,

THAT: The source of funding for this purchase is the 2006 capital budget, part 2, as approved by City Council; and further,

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

Carried.

Move Ontario Road Resurfacing - Appendix "E"

The members discussed the fact that they would like to see a report from the Environmental Services Department which would include budget forecasts for the next 20 years relating to the road resurfacing program.

Motion by Mayor Kohler - Alderman Aarts:

THAT: Report ES75-06 be received for information; and further,

THAT: Council authorize the Issuance of a Change Order to TCG Asphalt & Construction Inc. in the amount of \$427,313.70 plus GST to undertake Move Ontario road resurfacing projects as additional/extra work to the Annual road resurfacing contract.

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

Information Technology and Internet Policy

Cash Advances & Expenses Reimbursement Report

NEW BUSINESS

Assignment of Lease - 52 Mondamin Street - Appendix "F"

Motion by Alderman Chapman - Turvey:

THAT: Report TR-40-06 be received as information; and further,

THAT: The City of St. Thomas enter into a third party lease agreement with Michelle Katherine Pelletier, Edward Jeffery Pelletier, and Imre Gyorgy regarding the property described as Part 1, Plan 11R-4474 with all costs of such assignment being borne by the assignee.

Carried.

2005 Audited Financial Statements - Appendix "G"

Motion by Alderman Shackelton - Turvey:

THAT: Report TR-36-06 be received as information; and further,

THAT: Council approve the 2005 audited Financial Statements.

Carried.

Appointment of Auditors - Appendix "H"

The members inquired about the timing of a tendering process for auditing services.

The Director of Finance and City Treasurer stated that a Request for Proposal for auditing services was undertaken five years ago and that the City was very pleased with the services of the existing auditors. Further he stated that the fees proposed by Graham Scott Enns, Chartered Accountants were comparatively low.

Motion by Alderman Johnston - Shackelton:

THAT: Report TR-37-06 be received as information; and further,

THAT: Council appoint the auditing firm of Graham Scott Enns, Chartered Accountants as the City auditor for a three (3) year term commencing with the audit of the Corporation's 2006 financial statements.

Carried.

Banking Services - Appendix "I"

Motion by Alderman Turvey - Aarts:

THAT: Report TR-38-06 be received as information; and further,

THAT: Council appoint the Bank of Nova Scotia (Scotiabank) as the City's banker for an additional three (3) year term.

Carried.

Canada-Ontario Municipal Rural Infrastructure Fund - Intake Two - Appendix "J"

The Director of Finance and City Treasurer stated that the gross expenditures for the Wellington Street project would be \$2 million and that the City's share of these costs was one third.

Motion by Alderman Johnston - Chapman:

THAT: Report TR-39-06 be received as information; and further,

THAT: Council authorize the Mayor and Clerk to execute an agreement with the Ministry of Agriculture, Food and Rural Affairs for the purpose of securing Canada-Ontario Municipal Rural Infrastructure Fund funding support for the Wellington Street - First Avenue to Fairview Avenue watermain, storm sewer and sanitary sewer project.

Carried.

BUSINESS CONCLUDED

COMMUNITY AND SOCIAL SERVICES COMMITTEE - Chairman B. Aarts

UNFINISHED BUSINESS

Parks Pavilion Renaming and Walk of Fame

Early Learning Centre

NEW BUSINESS

BUSINESS CONCLUDED

PROTECTIVE SERVICES & TRANSPORTATION COMMITTEE - Chairman T. Shackelton

UNFINISHED BUSINESS

Intersection of Redan Street and Woodworth Avenue

Intersection of Manor Road and Chestnut Street

Leash Free Dog Park

Intersection of Chant Street and Lawrence Avenue

NEW BUSINESS

Request for Street Closure - Talbot Street, Princess Avenue to Mondamin Street - Business After Five Street Festival

Motion by Alderman Aarts - Turvey:

THAT: Council authorize a time frame extension for the Talbot Street closure from Princess Avenue to Mondamin Street on Wednesday July 20th, 2006 from 3:00 p.m. to 5:00 p.m. and from 8:00 p.m. to 9:00 p.m. for set up and tear down of the Business After Five Street Festival; and further,

THAT: Submission of the usual certificate of public liability and property damage insurance with a covering limit of \$5,000,000.00 be provided by the affiliated organizations, 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 unless it is determined by the City that the insurance is not required.

Carried.

St. Thomas Transit Services - Ridership Growth Strategy and Asset Management Plan - Review Committee - Appendix "K"

The members inquired if a list could be provided indicating which businesses had been approached to sell bus tickets on Saturdays.

The Supervisor, Roads and Transportation stated that the list would be provided.

Motion by Alderman Johnston -Chapman:

THAT: Report ES 74-06, of the Supervisor of Roads & Transportation, be received for information; and further,

THAT: Council approve the formation of The Ridership Growth and Asset Management Plan Review Committee membership as defined in Report ES74-06; and further,

THAT: The Ridership Growth and Asset Management Plan Review Committee provide comprehensive input into the finalization and implementation of the Plan in a future staff report to Council.

Carried.

BUSINESS CONCLUDED

REPORTS PENDING

ENVIRONMENTALLY SENSITIVE LAND USE - P. Keenan

DRIVEWAY RECONSTRUCTION - MAPLE STREET - J. Dewancker

REVIEW OF CITY BUS ROUTES - J. Dewancker

ALMA COLLEGE - Management Board

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 Turvey - Aarts:

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

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Valleyview Home for the Aged - Grand Opening - Request for City Pins

Motion by Alderman Aarts - Turvey:

THAT: Council provide 400 St. Thomas city pins to Michael Carroll, Valleyview Administrator, to distribute at the Grand Opening of the new Valleyview Home for the Aged at 350 Burwell Road to be held at 11:00 a.m. on June 27th, 2006.

Carried.

Elgin-St. Thomas Health Unit - Capacity Review Committee Final Report

Motion by Alderman Johnston - Shackelton:

THAT: The Council of the Corporation of the City of St. Thomas supports the Elgin St. Thomas Board of Health's letter to Dr. Sheela Basrur, Chief Medical Officer of Health and Assistant Deputy Minister, regarding the Final Report of the Capacity Review Committee.

Carried.

Support for Smoke-Free Canada - Correspondence

A letter was received from The Honourable Senator Mac Harb, The Senate of Canada, requesting that Council support the efforts of the federal government in making Canada smoke-free in all workplaces and public spaces under federal jurisdiction.

The members took no action regarding this matter.

UNFINISHED BUSINESS

City of St. Thomas 125th Anniversary

Minimum Maintenance Standards for Heritage Properties

NEW BUSINESS

Elgin-St. Thomas Health Unit - Capacity Review Committee Final Report

Motion by Alderman Johnston - Shackelton:

THAT: The Council of the City of St. Thomas send a letter of support for the Elgin St. Thomas Health Unit position regarding the Capacity Review Committee; and further,

THAT: The letter be sent to:

Dr. Sheela Basrur
MPP Steve Peters
Elgin County Council.

Carried.

Downtown Development Board - Appointments

Motion by Alderman Shackelton - Chapman:

THAT: The following individuals be appointed to the Downtown Development Board for the remaining term of Council:

Grant Hughson
Kathy Easton.

Carried.

CITY CLERK_____CONFIRMED_____MAYOR

BY-LAWS

Motion by Alderman Chapman - Aarts:

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 12th day of June, 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, Michelle Katherine Pelletier (formerly Michelle Katherine Nevill) and Edward Jeffery Pelletier, and Imre Gyorgy. (Assignment of Lease - Parking - 52 Mondamin Street)
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 Agriculture, Food and Rural Affairs. (COMRIF - Intake Two - Wellington Street, First Avenue to Fairview Avenue watermain, storm sewer project)
4. A by-law to amend By-Law 50-88, being Zoning By-Law for the City of St. Thomas. (Permit pet grooming shop as an additional permitted use - 18 East Street - Sabourin)
6. A by-law to establish "Clawback" percentages for the 2006 taxation year for certain Commercial, Industrial and Multi-Residential properties.

Carried.

First and Second Readings

Motion by Alderman Chapman - Aarts:

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 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

A request was made to deal with By-Law #5 by recorded vote.

Motion by Alderman Chapman - Aarts:

THAT: The report of Council in Committee of the Whole on the following by-law be received and adopted, the same be read a third time, engrossed, signed by the Mayor and Clerk, sealed and numbered.

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 the Thames Valley District School Board. (SPC 2-06 -50 Wellington Street - Two Portables) (B/L 80-2006) (A/G 31/2006)

Recorded Vote

Yeas

Mayor Kohler

Alderman B. Aarts

C. Barwick

H. Chapman

M. Turvey

Nays

Alderman T. Johnston

Pecuniary Interest

T. Shackelton

Absent

Alderman D. Warden

Carried.

Motion by Alderman Chapman - Aarts:

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 12th day of June, 2006. (B/L 76-2006)

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, Michelle Katherine Pelletier (formerly Michelle Katherine Nevill) and Edward Jeffery Pelletier, and Imre Gyorgy. (Assignment of Lease - Parking - 52 Mondamin Street) (B/L 77-2006) (A/G 29-2006)

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 Agriculture, Food and Rural Affairs. (COMRIF - Intake Two - Wellington Street, First Avenue to Fairview Avenue watermain, storm sewer project) (B/L 78-2006) (A/G 30-2006)

4. A by-law to amend By-Law 50-88, being Zoning By-Law for the City of St. Thomas. (Permit pet grooming shop as an additional permitted use - 18 East Street - Sabourin) (B/L 79-2006)

6. A by-law to establish "Clawback" percentages for the 2006 taxation year for certain Commercial, Industrial and Multi-Residential properties. (B/L 81-2006)

Carried.

PUBLIC NOTICE

NOTICES OF MOTION

Naming of Proposed Northside Active Park

A Notice of Motion was received from Mayor Kohler recommending that Council support the name of the proposed Northside Active Park to be the "Joanne Brooks Memorial Park".

CLOSED SESSION

Motion by Alderman Johnston - Turvey:

THAT: This meeting be closed to deal with a matter protected under the Municipal Freedom of Information and Protection of Privacy Act at 6:17 p.m.

Carried.

OPEN SESSION

Motion by Alderman Turvey - Aarts:

THAT: We do now rise from Closed Session. (6:45 p.m.)

Carried.

ADJOURNMENT

Motion by Alderman Johnston - Aarts:

THAT: We do now adjourn. (8:26 p.m.)

Carried.