

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

**COUNCIL CHAMBERS
CITY HALL**

JUNE 19TH, 2006

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
R. Barber, Fire Chief
G. Dart, Director, Human Resources
S. Datars Bere, Director, Ontario Works
M. Hoogstra, Purchasing Agent/Licensing Officer
P. Keenan, Director, Planning
Constable T. Calvert, St. Thomas Police Department

Others

J. Sanders, City Solicitor

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

Nil.

MINUTES

Motion by Alderman Turvey - Warden:

THAT: The minutes of the meeting held on June 12th, 2006 be confirmed.

Carried.

DEPUTATIONS

Police Services Report

Constable Tanya Calvert, St. Thomas Police Department, was in attendance and presented the Police Services Report for the month of May 2006.

Pinafore Park Entrance

Ms. Carolle Green was in attendance and expressed opposition to the proposed development by D&B Developments at the entrance to Pinafore Park. Further, Ms. Green presented Council with a petition in opposition to the proposal.

Mayor Kohler thanked Ms. Green for her deputation.

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 _____

Motion by Alderman Shackelton - Warden:

THAT: Report PD-17-2006 be received for information; and further,

THAT: Council issue a certificate of validation for the land at 695 Elm Street pursuant to Section 57 of the Planning Act, R.S.O. 1990, as amended.

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

BUSINESS CONCLUDED

PERSONNEL AND LABOUR RELATIONS COMMITTEE - Chairman D. Warden

UNFINISHED BUSINESS

NEW BUSINESS

Request for Proposal Award - Employee Benefit Consultant - Appendix "B"

Motion by Alderman Aarts - Turvey:

THAT: Council receive Report HR 06-06; and further,

THAT: Council accept the proposal submitted by Mosey and Mosey to provide Employee Benefit Consulting Services for a five-year period beginning July 1, 2006 at a one and one-half percent (1.5%) commission fee based on actual benefit costs for the year.

Carried.

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

125th Anniversary Celebrations - Appendix "C"

Motion by Alderman Shackelton - Chapman:

CITY CLERK _____ CONFIRMED _____ MAYOR _____

THAT: Report CC-33-06 be received for information; and further,

THAT: Council approve a budget of \$10,000 for the purpose of celebrating the City's 125th Anniversary; and further,

THAT: Council approve the unbudgeted expenditure and that it be included in the June 30, 2006 budget monitoring report.

Carried.

BUSINESS CONCLUDED

COMMUNITY AND SOCIAL SERVICES COMMITTEE - Chairman B. Aarts

UNFINISHED BUSINESS

Parks Pavilion Renaming and Walk of Fame

Early Learning Centre - Best Start Funding - Update and Overview - Appendix "D"

The Director, Ontario Works provided the members with an overview of Report CR-06-05 and stated that community consultation will take place as part of the allocation process for the uncommitted funds for the Best Start Program.

Patricia Riddell-Laemers, Executive Director, Early Learning Centre, was in attendance and thanked Council and the Director of Ontario Works for the time they had spent on this matter and further that she looked forward to moving ahead with the program.

Motion by Alderman Turvey - Chapman:

THAT: Report CR-06-05 relating to the Best Start Program be received for information.

Carried.

NEW BUSINESS

Music in the Park - Pinafore Park

Alderman Warden inquired about why the time had changed for the music in the park program at Pinafore Park expressing concern with attendance at program events.

Chairman Aarts stated that he would refer the matter to staff for an answer.

Sauve Avenue Park - Location of Portable Washrooms

Alderman Warden inquired if portable washrooms could be considered for Sauve Avenue Park in order to accommodate the children playing at the five baseball diamonds.

The Director, Environmental Services stated that other parks were without washrooms and further that service clubs sponsored the placement of portable washrooms in some parks.

Motion by Alderman Warden - Chapman:

THAT: Council approve the placement of portable washrooms at Sauve Park until mid-August at an approximate cost of \$500.

Carried.

NHL Hockey

Alderman Warden commented that two NHL Hockey teams would be coming to the London area and it would be great to see if a practice could be arranged in St. Thomas for one of the teams.

St. Thomas Community Centre

Alderman Johnston inquired about the status of the deficiency list for the St. Thomas Community Centre.

Chairman Aarts stated that he has requested that a report on this matter be available for the July meeting.

Valleyview Home for the Aged - Grand Opening

Chairman Aarts reminded the members about the grand opening of the new Valleyview Home on June 27th at 11:00 a.m. and stated that the public was invited to attend.

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

Driveway Reconstruction - 23 Maple Street - Appendix "E"

Motion by Alderman Aarts - Barwick:

THAT: Report ES 76-06 relating to 23 Maple Street driveway reconstruction be received for information; and further,

THAT: Removal and replacement of patterned concrete driveway at 23 Maple Street, between the existing sidewalk and the house be undertaken at an estimated cost of \$4,382.40 plus GST, funded from the capital project account # 2003-32.

Carried.

NEW BUSINESS

June 2006 Monthly Report - Captain Dennis A. Redman No. 2 Fire Station - Appendix "F"

Mr. David Murphy, Murphy and Murphy Architects, was in attendance and provided an overview of the status of the construction of the Captain Dennis A Redman No. 2 Fire Station.

Mr. Murphy stated that the building was now water tight, that the mechanical and electrical systems were nearing completion, and that the landscaping would be completed in the near future.

Mr. Murphy stated that about \$35,000 of the \$40,000 contingency had been used.

Mr. Murphy extended his appreciation to all City Departments who had assisted with the project and to Council for providing his firm the opportunity to undertake the project.

Motion by Alderman Johnston - Mayor Kohler:

THAT: The June 2006 Monthly Report - Captain Dennis A. Redman No. 2 Fire Station be received for information.

Carried.

Intersection of Mary Bucke Street and Trevithick Terrace

Alderman Johnston inquired if the configuration of the stop signs at the intersection of Mary Bucke Street and Trevithick Terrace could be reviewed.

Chairman Shackelton stated that staff could review this intersection.

Intersection of Talbot Street and Manitoba Street

Chairman Shackelton inquired about the timing of the traffic lights at the intersection of Talbot Street and Manitoba Street and if it could be reviewed.

The Director, Environmental Services stated that a comprehensive review was being tendered to review all signalized intersections in the city.

BUSINESS CONCLUDED

REPORTS PENDING

ENVIRONMENTALLY SENSITIVE LAND USE - P. Keenan

REVIEW OF CITY BUS ROUTES - J. Dewancker

ALMA COLLEGE - Management Board

ROAD RESURFACING PROGRAM - BUDGET FORECASTS - J. Dewancker

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 - Warden:

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 Fifth Report of the Site Plan Control Committee - Appendix "G"

Motion by Alderman Chapman - Turvey:

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

Carried.

PETITIONS AND COMMUNICATIONS

CITY CLERK_____CONFIRMED_____MAYOR

The 22nd meeting of the 126th Council - 6

Scouts Canada Apple Day - Tag Day - October 13 & 14, 2006

Motion by Alderman Warden - Shackelton:

THAT: Council authorize the conducting of Tag Days by Scouts Canada for the sale of apples on October 13th & 14th, 2006.

Carried.

Ontario Municipal Water Association - Resolution

The members expressed concern about the possibility of the control of the water system being taken away from the local stakeholders.

The Director, Environmental Services stated that a proposal being considered by the Province would see a new Board being created similar to the provincial Energy Board which would have two-thirds membership from the private sector and one-third membership from the public sector.

Motion by Alderman Barwick - Johnston:

THAT: The Council of the Corporation of the City of St. Thomas supports the Ontario Municipal Water Association's position that water must remain under public ownership and control.

Carried.

Motion by Alderman Turvey - Johnston:

THAT: Council authorize that a letter be forwarded stating that we highly endorse the position of the Ontario Water Association; and further,

THAT: The letter be sent to the Primary and Secondary Water Boards.

Carried.

UNFINISHED BUSINESS

City of St. Thomas 125th Anniversary

Minimum Maintenance Standards for Heritage Properties

NEW BUSINESS

Naming of Proposed Northside Active Park

Mayor Kohler requested that Alderman Turvey assume the chair during the discussion of this matter.

The members discussed whether additional time should be spent to consider other naming opportunities in recognition of Joanne Brooks before confirming the Northside Active Park.

The members discussed the fact that the naming of pavilions and the walk of fame remained as an outstanding item.

Alderman Aarts stated that staff would be asked to arrange a meeting to deal with the naming of the pavilions and the matter of the walk of fame with the hope that a report could be brought back to Council for the July meeting.

Mayor Kohler stated that he had consulted with the family of Joanne Brooks and that they concurred with the naming of the Northside Active Park and further that they looked forward to being part of a process to design a sign for the park.

Motion by Mayor Kohler - Alderman Turvey:

CITY CLERK_____CONFIRMED_____MAYOR

The 22nd meeting of the 126th Council - 7

THAT: Council supports the name of the proposed Northside Active Park to be the "Joanne Brooks Memorial Park".

Prior to the motion being dealt with, a motion to postpone was brought forward.

Motion by Alderman Shackelton - Johnston:

THAT: Council postpone the naming of the Northside Park.

Motion Lost.

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

Motion by Mayor Kohler - Alderman Turvey:

THAT: Council supports the name of the proposed Northside Active Park to be the "Joanne Brooks Memorial Park".

Recorded Vote

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

Carried.

Retirement of Carolyn Kneeshaw

Alderman Barwick commended Carolyn Kneeshaw for her years of dedicated service with the City and wished her well in her upcoming retirement.

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

Alderman Turvey reminded the community about the "Day Out With Thomas" event and that tickets were available from Ticketmaster.

London & Port Stanley Railway

Alderman Turvey stated that the anniversary of the London & Port Stanley Railway would be celebrated on July 8th and that tickets were available for a train ride that day.

Horton Street Market

Alderman Warden congratulated the organizers on the reopening of the Horton Street Market, which had taken on June 17th.

CASO Station - Strawberry Social

Alderman Warden congratulated the organizers of the strawberry social at the CASO Station for an excellent event, which was held on June 17th.

Safety of Children

Alderman Warden reminded the community to be cautious when driving during the summer months in order to keep the City’s children safe when they were outside playing.

BY-LAWS

Motion by Alderman Shackelton - Aarts:

CITY CLERK_____CONFIRMED_____MAYOR

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 19th 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 and Novi Construction Limited. (SPC 05-06 - 82 Progress Drive - automobile repair shop)
3. A by-law to authorize the Mayor and Clerk to execute and affix the Seal of the Corporation to a certain Certificate of Validation in respect of land pursuant to Section 57 of the Planning Act, R.S.O. 1990, as amended (695 Elm Street - Part Lot 9, Conc. 7 - Parts 1, 2, 3, on Plan 11R-8529)
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 Agrico Canada Ltd. (SPC 07-06 - 263 Edward Street – fertilizer storage tank)
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 Angela Marlin-White. (37 Fifth Avenue - Minor Variance Application A19/05)

Carried.

First and Second Readings

Motion by Alderman Shackelton - 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 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 Shackelton - 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 19th day of June, 2006. (B/L 82-2006)
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 Novi Construction Limited. (SPC 05-06 - 82 Progress Drive - automobile repair shop) (B/L 83-2006) (A/G 32-2006)
3. A by-law to authorize the Mayor and Clerk to execute and affix the Seal of the Corporation to a certain Certificate of Validation in respect of land pursuant to Section 57 of the Planning Act, R.S.O. 1990, as amended (695 Elm Street - Part Lot 9, Conc. 7 - Parts 1, 2, 3, on Plan 11R-8529) (B/L 84-2006)
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 Agrico Canada Ltd. (SPC 07-06 - 263 Edward Street – fertilizer storage tank) (B/L 85-2006) (A/G 33-2006)

CITY CLERK_____CONFIRMED_____MAYOR

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 Angela Marlin-White. (37 Fifth Avenue - Minor Variance Application A19/05) (B/L 86-2006) (A/G 34-2006)

Carried.

PUBLIC NOTICE

NOTICES OF MOTION

CLOSED SESSION

Motion by Alderman Johnston - Aarts:

THAT: This meeting be closed to deal with a matter of potential litigation affecting the municipality.

Carried.

OPEN SESSION

Motion by Alderman Johnston - Aarts:

THAT: We do now rise from Closed Session. (6:16 p.m.)

Carried.

ADJOURNMENT

Motion by Alderman Johnston - Aarts:

THAT: We do now adjourn. (8:31 p.m.)

Carried.