

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

**COUNCIL CHAMBERS
CITY HALL**

JANUARY 8TH, 2007

6:00 p.m. The meeting convened with His Worship, Mayor Cliff Barwick, presiding.

ATTENDANCE

Members

Mayor C. Barwick
Alderman B. Aarts
 L. Baldwin-Sands
 G. Campbell
 H. Chapman
 T. Johnston
 T. Shackelton
 D. Warden

Other

Heather Kunkel, Junior Clerk

Officials

W. Graves, City Clerk
I. Andersen, Manager of Operations & Compliance
R. Beachey, Deputy City Clerk
B. Clement Manager, Engineering
G. Dart, Director, Human Resources
W. Day, Director of Finance & City Treasurer
J. Dewancker, Director, Environmental Services
P. Keenan, Planning Director
F. Lattanzio, Manager of Facilities & Property
J. McCoomb, Planner
R. Tucker, Parks Supervisor
R. Wheeler, Economic Development Manager
D. White, Supervisor of Roads & Transportation
B. Maciejowski, Budget Officer

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 Warden declared a conflict of interest relating to Item 12 within the Part 1 Capital Budget as he is employed by the Seniors' Centre. He refrained from all discussion and action relating to this matter.

Alderman Johnston declared a conflict of interest relating to the naming of the Sauve Avenue Baseball Complex, as he is a member of the Centennial Sports Club. He refrained from all discussion and action relating to the matter.

MINUTES

Motion by Alderman Shackelton - Aarts:

THAT: The minutes of the meetings held on December 18th, 2006 be confirmed.

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 _____

Draft Plan of Subdivision File #34T-06502 - Lake Margaret Estates Development Area - Doug Tarry Limited - Appendix "A"

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

Motion by Alderman Baldwin-Sands - Johnston:

THAT: Council approve in principle the proposed Draft Plan of Subdivision File# 34T-06502 (Residential Plan of Subdivision) of lands owned by Doug Tarry Limited which lands are legally described as Blocks 43 & 44, Registered Plan 11M-152, City of St. Thomas, County of Elgin and further that final approval be subject to:

- A final staff report following the review of comments/recommendations received from agencies and City departments upon completion of the circulation of the draft plan,
- Confirmation by the Director, Environmental Services that there is sufficient uncommitted reserve treatment capacity in the sanitary sewage system to service the proposed development and further;

THAT: A date for a public meeting be set for 6:30 p.m. on February 5th, 2007 in accordance with Ontario Regulation 199/96, as amended.

Recorded Vote

Yeas

Nays

Mayor C. Barwick

Alderman B. Aarts

L. Baldwin-Sands

G. Campbell

H. Chapman

T. Johnston

T. Shackelton

D. Warden

Carried.

Request for Removal of Part Lot Control - Lots 37-40, 44-52, 59-62 on Plan 11M-160 Semi-Detached Lots - H. J. Hayhoe Ltd. - Appendix "B"

Motion by Mayor Barwick - Baldwin-Sands:

THAT: Council approve the application by H. J. Hayhoe Ltd. and Doug Tarry Ltd. for the removal of part lot control on Lots 37-40, 44-52, 59-62 inclusive and Lots 64 and 65, Registered Plan 11M-164 subject to all staff, legal and administrative costs associated with the preparation and administration of a part lot control by-law being borne by H.J. Hayhoe Ltd. and Doug Tarry Ltd.

Carried.

Official Plan & Zoning By-Law Amendment - Institutional Uses & Retirement Apartments as Additional Permitted Use - 21 Kains Street - Elgin Association for Community Living
Appendix "C"

The Planning Director stated that 21 Kains Street was a Brownfield site. Further he stated that he believed that the rail corridor adjacent to the site was still an open corridor.

Motion by Alderman Baldwin-Sands - Aarts:

THAT: The application by the Elgin Association for Community Living for an amendment to the St. Thomas Official Plan and St. Thomas Zoning By-Law 50-88 be received; and further,

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THAT: Staff be authorized to prepare a site specific draft amendment to the Official Plan and the Zoning By-law to permit institutional uses and retirement apartments with support services on lands at 21 Kains Street, legally described as Part Lot 34, Lots 35 to 43 and Unnumbered Lot, Plan 84, Part Lot 17, Plan 43, and Part Lot London & Port Stanley Railway Block, City of St. Thomas, County of Elgin; and further,

THAT: A date for a public meeting be set for 6:40 p.m. on February 5th, 2007 in accordance with Ontario Regulations 198/96 and 199/96, as amended.

Carried.

Municipality of Central Elgin - Zoning By-Law Amendment - 439 Front Street

Notice of a public meeting concerning a proposed zoning by-law amendment was received from the Municipality of Central Elgin to permit new residences on the subject lands located at 439 Front Street.

Municipality of Central Elgin - Zoning By-Law Amendment - 45415 Fruit Ridge Line

Notice of a public meeting concerning a proposed zoning by-law amendment was received from the Municipality of Central Elgin to permit a bunkhouse for seasonal farm help purposes on the subject lands located at 45415 Fruit Line.

Municipality of Central Elgin - Zoning By-Law Amendment - North Side of Edith Cavell Boulevard

Notice of a public meeting concerning a proposed zoning by-law amendment was received from the Municipality of Central Elgin to permit 18 new detached residential dwelling unit on the subject lands located on the north side of Edith Cavell Boulevard.

Municipality of Central Elgin - Notice of the Passing of a Zoning By-Law Amendment - 45515 Talbot Line

Notice was received from the Municipality of Central Elgin regarding the passing of Zoning By-law No. 921 to permit the construction of an apartment dwelling unit at 45515 Talbot Line.

Township of Southwold - CEPAC Agreement

Motion by Alderman Johnston - Campbell:

THAT: The notice received from the Township of Southwold regarding the CEPAC Agreement be referred to the Planning Department.

Carried.

BUSINESS CONCLUDED

ENVIRONMENTAL SERVICES COMMITTEE - Chairman T. Johnston

UNFINISHED BUSINESS

Intersection of First Avenue and Edward Street

Intersection of Edward Street and Burwell Road

Road and Sidewalk Reserve Fund

Proposed Playground Development - Feasibility Analysis of Proposed Public/Private Partnership between City of St. Thomas and Faith Baptist Church

Green Lane Landfill Purchase by the City of Toronto - Status Report - Possible Waste Management Contract Extension

CITY CLERK _____ CONFIRMED _____ MAYOR _____

Community Access Improvement Concerns - Curb Cuts

NEW BUSINESS

Elgin and Huron Area Primary Water Supply Systems - Water Rate Study - Workshop
Information - Appendix "D"

Motion by Alderman Warden - Chapman:

THAT: Report ES04-07 be received as information; and further,

THAT: The City of St. Thomas comments on the proposed water rate/connection charge study for the Elgin Area and the Lake Huron Area Primary Water Supply Systems, included in report ES04-07, be forwarded to the Regional Water Supply Staff of both Systems and the IBI Group, the Rate Study Consultant, with a request that these comments be addressed in the final draft of the Rate Study report.

Carried.

Vandalism at Pinafore Park Woodlot - Appendix "E"

The Parks Supervisor informed the members that a meeting date had been established for January 12, 2007 at 1:00 p.m. with school officials.

The members indicated that Mayor Barwick and Alderman Johnston should try to be in attendance.

Motion by Alderman Aarts - Campbell:

THAT: Report ES03-07 be received as information; and further,

THAT: Council direct Environmental Services Staff to meet with representatives from the Thames Valley District School Board, Parkside High School Administrative Staff, City of St. Thomas Fire Department and Police Services, to undertake initiatives to stop the destructive acts of vandalism currently occurring during school hours on City property, in the particular woodlot at Pinafore Park.

Carried.

Pinafore Park Parks Building

Alderman Warden stated that the members of Council and the public should take the opportunity to tour the new parks building.

The Parks Supervisor stated that staff was very pleased with the building and that it had been constructed within budget.

BUSINESS CONCLUDED

PERSONNEL AND LABOUR RELATIONS COMMITTEE - Chairman G. Campbell

UNFINISHED BUSINESS

NEW BUSINESS

BUSINESS CONCLUDED

FINANCE AND ADMINISTRATION COMMITTEE - Chairman T. Shackelton

UNFINISHED BUSINESS

Cash Advances & Expenses Reimbursement Report

St. Thomas Consolidated Courthouse Project - Police Facilities

Mayor and Council Expenses

St. Thomas-Elgin Public Art Centre - Grant Request

St. Thomas and District Minor Baseball Association - Grant Request

2007 Capital Budget - Part 1 - Appendix "F"

The members discussed various components of the Part 1 Capital Budget.

The members expressed concern regarding the increased costs for the transit building and stated that staff should examine alternatives to provide a transit garage prior to committing to spending the funds at the existing location.

The Director, Environmental Services stated that with the projected expenditure increase in the transit station, the purchase of a new bus would be delayed.

The members expressed concern that the objectives of the recently completed Ridership Strategy Program would not be initiated because the rolling stock was required.

The members requested additional information relating to the need for a new road grader.

The Director of Finance and City Treasurer informed the members that the acquisition of equipment was a two step process which required approval within a capital budget and then confirmation through the tendering process which would include a report back to Council.

The members discussed the fact that the facility needs of the St. Thomas Police Services were very important and that they needed to be addressed.

The members discussed the proposed expenditure at Memorial Arena in relationship to the existing land lease with the Federal Government.

The Director of Finance and City Treasurer stated that he would contact the Federal Government regarding the lease.

The members discussed the proposed expenditure for the Faith Baptist Park Development Partnership.

The members, by consensus, directed that staff develop a report, which defines the current status of partnerships that the City has with groups and service clubs in the development of city parks.

Motion by Alderman Johnston - Chapman:

THAT: Report TR 67-06 relating to Part 1 Capital projects be received.

Carried.

Motion by Alderman Campbell - Mayor Barwick:

THAT: Item #12 relating to the Seniors' Centre be included in the Part 1 Capital projects.

Carried.

Motion by Alderman Aarts - Johnston:

THAT: Item #26, Road Grader, be deferred for staff to prepare a report relating to the need for a new piece of equipment versus the cost of rebuilding the existing grader; and further,

THAT: The report include the number of kilometres of grading.

Carried.

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Motion by Alderman Warden - Aarts:

THAT: Item #46 in the Part 1 Capital Budget be deferred in order to review options relating to the transit station.

Carried.

Motion by Alderman Johnston - Warden:

THAT: Item #94 in the Part 1 Capital Budget be deferred in order for a report to be prepared relating to all partnerships relating to City park development.

Carried.

Motion by Alderman Warden - Aarts:

THAT: Additional funding of \$9,000 from the water reserve and \$96,000 from the sanitary sewer reserve be approved for the Scott Street sewer works and watermain works.

Carried.

Motion by Alderman Chapman - Campbell:

THAT: Council approve expenditures of \$6,834,157 as Part 1 of the 2007 Capital Budget; and further,

THAT: Council approve the following sources of funding to support such expenditures;

2007 property tax levy	\$2,123,700
Water Reserve	\$1,449,000
Sewer Reserve	\$1,373,000
Vehicle and Equipment Replacement Reserve	\$1,329,000
Federal Gas Tax Reserve	\$ 20,000
Provincial Gas Tax Reserve	\$ 480,000
Development Charges Reserve Fund	\$ 34,457
Parkland Reserve Fund	\$ 0
Building Reserve	\$ 25,000
Total sources of funding	\$6,834,157

it being noted that expenditures to be funded from the Vehicle and Equipment Replacement Reserve are restricted by the existing Reserve balance and the 2007 Reserve contribution to be considered by Council as part of the 2007 operating budget; and further,

THAT: Council consider Part 2 of the 2007 Capital Budget during 2007 Current Budget deliberations.

Carried.

NEW BUSINESS

Annual Tree Removal/Tree Trimming Report - Appendix "G"

Motion by Alderman Aarts - Chapman:

THAT: Report ES-02-07 be received; and further,

THAT: In the absence of an approved 2007 Operating Budget, an initial allocation of \$57,640.68 for the cost of tree trimming and removal be approved by Council; and further,

THAT: Council approve The Abel Tree Expert Company as our contractor for the next two years.

Carried.

CITY CLERK_____CONFIRMED_____MAYOR

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St. Thomas Police Services Space Needs

Motion by Alderman Aarts - Johnston:

THAT: The letter from Police Chief Lynch dated December 12, 2006 regarding space needs for the St. Thomas Police Department be referred to the Director of Finance and City Treasurer.

Carried.

BUSINESS CONCLUDED

COMMUNITY SERVICES COMMITTEE - Chairman B. Aarts

Alderman Aarts requested Alderman Shackelton to remain in the Chair for this Committee.

UNFINISHED BUSINESS

Parks Pavilion Renaming

Walk of Fame

St. Thomas Timken Community Centre - Cost Analysis for Events

St. Thomas and District Minor Baseball Association - Sauve Avenue Baseball Complex - Naming Request

Alderman Aarts stated that representatives of the Sauve Avenue Baseball Complex were in attendance and recommended that this matter be dealt with.

Motion by Alderman Aarts - Warden:

THAT: The Sauve Avenue Park be the named the Centennial Sports Club Minor Baseball Complex.

Carried.

NEW BUSINESS

BUSINESS CONCLUDED

PROTECTIVE SERVICES & TRANSPORTATION COMMITTEE - Chairman D. Warden

UNFINISHED BUSINESS

Intersection of Manor Road and Chestnut Street

Leash Free Dog Park

Intersection of Chant Street and Lawrence Avenue

Bus Services to 1063 Talbot Street and Shopping Complex near Elm Street and Wilson Avenue

Request for Four-way Stop Signs - Intersection of White Street and Elizabeth Street

Transit System and CASO Station

Mondamin Street and Curtis Street

Transit Facility Improvement Options

Update - School Area Review Procedures For Elementary School Children - Adult Crossing Guard Warrant Policy and Procedure

CITY CLERK_____CONFIRMED_____MAYOR

By-Law for Loitering

NEW BUSINESS

Animal Control Service 2006 - Appendix "H"

Motion by Alderman Chapman - Aarts:

THAT: Report CC-01-07 regarding the operation of the Animal Control Service during 2006 be received as information.

Carried.

Termination of Fire Dispatch Services

Motion by Alderman Johnston - Warden:

THAT: The correspondence from Mr. Donald Leitch, regarding an extension to the May 31st, 2007 termination date, should the transition to a new service provider not be complete be referred to the Treasury Department and to the Fire Department.

Carried.

New Year's Eve Transit Service

Alderman Baldwin-Sands requested clarification regarding the fact the transit service was not provided on New Year's Eve and inquired about how much feedback had been received from the public.

Alderman Warden stated that this expenditure had not been included within the budget and that he had received one phone call.

The Director, Environmental Services stated that the matter of providing transit service on New Year's Eve had been one of many items identified in a report that had come to Council late in 2006.

Mayor Barwick stated that he had received one inquiry about the matter.

The members stated that this matter needed to be addressed earlier in the year for New Year's Eve 2007.

Alderman Baldwin-Sands stated that she would like to keep the lines of communication open with MADD regarding this matter.

The members, by consensus, directed that the Supervisor of Roads and Transportation prepare a report identifying costs relating to the provision of transit service on New Year's Eve.

BUSINESS CONCLUDED

SOCIAL SERVICES COMMITTEE - Chairman L. Baldwin-Sands

UNFINISHED BUSINESS

NEW BUSINESS

Child Care Information Report - Income Testing - Appendix "I"

The Director of Ontario Works stated that there was approximately \$1.5 million remaining in the Best Start funds, which was an unconditional grant to the City.

Motion by Alderman Chapman - Aarts:

THAT: Report OW-21-06 of the Director, Ontario Works regarding Child Care Information Report - Income Testing be received for information

Carried.

Social Housing Services Corporation - 2005 Annual Report

Correspondence was received from Lindsey Reed, CEO, Social Housing Services Corporation, regarding the Social Housing Services Corporation's 2005 Annual Report. This report is available for review in the Mayor's office at City Hall.

BUSINESS CONCLUDED

REPORTS PENDING

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 T. Johnston

Personnel and Labour Relations Committee - Chairman G. Campbell

Finance and Administration Committee - Chairman T. Shackelton

Community Services Committee - Chairman B. Aarts

Protective Services and Transportation Committee - Chairman D. Warden

Social Services Committee - Chairman L. Baldwin-Sands

Motion by Alderman Shackelton - Chapman:

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

Heart and Stroke Foundation of Ontario - Proclamation - February 2007

Motion by Alderman Shackelton - Warden:

THAT: The Council of the Corporation of the City of St. Thomas proclaim the month of February 2007 as "Heart Month" in the City of St. Thomas.

Carried.

Multiple Sclerosis Society of Canada - Tag Day - May 10th to 13th, 2007

Motion by Alderman Aarts - Shackelton:

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THAT: Council authorize the conducting of Tag Days by the Multiple Sclerosis Society of Canada Elgin County Chapter for the distribution of carnations from May 10th to 13th, 2007.

Carried.

Federation of Canadian Municipalities - Membership

A letter was received from James Knight, Chief Executive Officer, Federation of Canadian Municipalities, inviting the City of St. Thomas to become a member of the Federation of Canadian Municipalities at a cost of \$3,955.38.

Ontario Victim Services Secretariat - 2007/08 Community Grants Program

A letter was received from Veronica Vanderborght, Regional Manager, Ontario Victim Services Secretariat, inviting applications for the 2007/08 Community Grants Program.

The deadline for submission is Thursday, February 15, 2007.

2007 Ontario Small Urban Municipalities Conference & Trade Show - May 2nd to 4th, 2007

A letter was received from Mayor Gary McNamara, Town of Tecumseh and Chair, Ontario Small Urban Municipalities (OSUM), regarding the 54th Annual Conference and Trade Show being held in the Municipality of Midland from May 2nd to May 4th, 2007.

Letter of Thanks

A letter was received from Oscar Jensen, Deputy Fire Chief, and family thanking the Mayor and members of Council for their support and thoughtfulness during their recent bereavement.

St. Thomas Public Library Board

Mayor Barwick made a presentation of appreciation to Alderman Johnston for his past service on the St. Thomas Public Library Board.

UNFINISHED BUSINESS

Canadian Championship - Acknowledgment Signage

NEW BUSINESS

Semi-Annual Attendance for the 126th and 127th Council - July 1st to December 31st, 2006
Appendix "J"

Motion by Alderman Baldwin-Sands - Aarts:

THAT: Report CC-02-07 regarding the Semi-Annual Attendance for the 126th and 127th Council for the period of July 1st to December 31st, 2006, be received for information.

Carried.

BY-LAWS

First, Second and Third Reading

Motion by Alderman Shackelton - 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 8th day of January, 2007.

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2. 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 Canadian Water Services Ltd. (\$107,500.00 plus GST- Water Meter Replacement Program)

3. A by-law to adopt Official Plan Amendment No. 62 to the City of St. Thomas Official Plan. (Clinic - 202 Elm Street)

4. A by-law to amend By-Law 50-88, being the Zoning By-Law for the City of St. Thomas. (Clinic - 202 Elm Street)

5. A by-law to authorize borrowing from time to time to meet current expenditures during the fiscal year ending December 31, 2007.

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 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 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 8th day of January, 2007. (B/L 1-2007)

2. 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 Canadian Water Services Ltd. (\$107,500.00 plus GST- Water Meter Replacement Program) (B/L 2-2007) (CON 1-2007)

3. A by-law to adopt Official Plan Amendment No. 62 to the City of St. Thomas Official Plan. (Clinic - 202 Elm Street) (B/L 3-2007)

4. A by-law to amend By-Law 50-88, being the Zoning By-Law for the City of St. Thomas. (Clinic - 202 Elm Street) (B/L 4-2007)

5. A by-law to authorize borrowing from time to time to meet current expenditures during the fiscal year ending December 31, 2007. (B/L 5-2007)

Carried.

PUBLIC NOTICE

NOTICES OF MOTION

CLOSED SESSION

Motion by Alderman Johnston - Baldwin-Sands:

THAT: This meeting be closed to deal with proposed or pending acquisition of land by the municipality and a labour relations matter.

Carried.

OPEN SESSION

Motion by Alderman Johnston - Aarts:

THAT: We do now rise from Closed Session. (6:34 p.m.)

Carried.

CLOSED SESSION

Motion by Alderman Johnston - Chapman:

THAT: Council move into Closed Session at 9:00 p.m.

Carried.

OPEN SESSION

The members moved into Open Session.

ADJOURNMENT

Motion by Alderman Johnston - Campbell:

THAT: We do now adjourn. (9:45 p.m.)

Carried.