

AGENDA

THE THIRTIETH MEETING OF THE ONE HUNDRED AND TWENTY-FIFTH COUNCIL OF THE CORPORATION OF THE CITY OF ST. THOMAS

ROOM # 309

5:00 P.M. CLOSED SESSION

COUNCIL CHAMBERS

6:00 P.M. REGULAR SESSION

AUGUST 15TH, 2005

ROUTINE PROCEEDINGS AND GENERAL ORDERS OF THE DAY

OPENING PRAYER

DISCLOSURES OF INTEREST

MINUTES

DEPUTATIONS

COMMITTEE OF THE WHOLE

REPORTS OF COMMITTEES

PETITIONS AND COMMUNICATIONS

UNFINISHED BUSINESS

NEW BUSINESS

BY-LAWS

PUBLIC NOTICE

NOTICES OF MOTION

ADJOURNMENT

CLOSING PRAYER

THE LORD'S PRAYER

Alderman M. Turvey

DISCLOSURES OF INTEREST

MINUTES

Confirmation of the minutes of the meeting held on July 18th, 2005.

DEPUTATIONS

St. Thomas Elgin Community Centre Complex/Twin Pad Arena Fundraising Committee

Mrs. Hilary Vaughan will provide an update to Council.

COMMITTEE OF THE WHOLE

Council will resolve itself into Committee of the Whole to deal with the following business.

PLANNING AND DEVELOPMENT COMMITTEE - Chairman H. Chapman

UNFINISHED BUSINESS

NEW BUSINESS

Zoning By-law Amendment - Pet Grooming Shop as Additional Permitted Use - 17 Manitoba Street - Howlett/Bishop

Report PD-32-2005 of the Planner. Pages **6 & 7**

CIP Financial Incentive Applications: CIP Residential Loan Agreement and CIP Facade Loan Agreement

Report CC-32-05 of the Development Officer. Pages **8 & 9**

BUSINESS CONCLUDED

ENVIRONMENTAL SERVICES COMMITTEE - Chairman M. Turvey

UNFINISHED BUSINESS

NEW BUSINESS

McKenzie Well Decommissioning

Report ES77-05 of the Supervisor, Water and Wastewater. Page **10**

Private Sewage System Inspections and Approves - Part 8 of the Ontario Building Code

Report ES78-05 of the Director, Environmental Services. Pages **11 to 16**

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

NEW BUSINESS

Shaw Valley Country Club Subdivision - Phase II EMS Station Development - 31 Shaw Valley Drive - Intersection Traffic Signal at Shaw Valley Drive and Sunset Drive - Capital Project Submission

Report ES79-05 of the Director, Environmental Services. Pages **17 to 21**

St. Thomas Elgin Public Art Centre - Grant Request

A letter has been received from Debra Seabrook, Executive Director/Curator St. Thomas Elgin Public Art Centre, requesting a one-time grant of \$6,000.00 to repair the Art Center's roof. Page **22**

BUSINESS CONCLUDED

COMMUNITY AND SOCIAL SERVICES COMMITTEE - Chairman B. Aarts

UNFINISHED BUSINESS

Request for Staff - Child Care Supervisor

Douglas J. Tarry Sports Complex and Burwell Park

NEW BUSINESSOntario Works Report for the months of June and July 2005Report CR-05-14 of the Director, Ontario Works. Pages **23 to 27**Monthly Report St. Thomas-Elgin Community Centre Complex/Twin Pad Arena Pages **28 to 31****BUSINESS CONCLUDED****PROTECTIVE SERVICES AND TRANSPORTATION COMMITTEE** - Chairman T. Shackelton**UNFINISHED BUSINESS**Manor Road and Chestnut Street - Four Way StopReport ES76-05 of the Supervisor of Roads & Transportation. Page **32**Request for Traffic Control - Fairview Avenue north of Southdale Line - Speed Limit/Safety Zone**NEW BUSINESS**Police Services ReportNew Developments - Intersection Traffic Control IssuesReport ES75-05 of the Supervisor of Roads & Transportation. Page **33**Pit Bull Ban LegislationReport CC-29-05 of the Deputy City Clerk. Pages **34 to 37**Quarantined and Seized Dogs and CatsReport CC-31-05 of the Deputy City Clerk. Pages **38 & 39** plus attachment**BUSINESS CONCLUDED****REPORTS PENDING**AMENDMENT TO BY-LAW 44-2000(REGULATION OF WATER SUPPLY IN THE CITY OF ST. THOMAS) - MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF ST. THOMAS AND ST. THOMAS ENERGY INC. (PROVISION OF WATER METER READING/BILLING AND COLLECTION SERVICES) - J. DewanckerESDA SERVICING MASTER PLAN AND CLASS ENVIRONMENTAL ASSESSMENT - J. DewanckerENVIRONMENTALLY SENSITIVE LAND USE - P. KeenanSAFETY ISSUES AND INTERSECTION CONCERNS - D. WhiteDRIVEWAY RECONSTRUCTION - MAPLE STREET - J. DewanckerREVIEW OF CITY BUS ROUTES - J. DewanckerFUTURE USE OF VALLEYVIEW PROPERTY - ELYSIAN STREET - E. Sebestyen**COUNCIL**

Council will reconvene 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

A resolution stating 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 will be presented.

REPORTS OF COMMITTEES

PETITIONS AND COMMUNICATONS

Child Care Worker & Early Childhood Educator Appreciation Day - October 26th, 2005

A letter has been received from the Ontario Coalition for Better Child Care and the Canadian Union of Public Employees, requesting that Council proclaim October 26th, 2005 as “Child Care Worker and Early Childhood Educator Appreciation Day” in the City of St. Thomas.

Downtown Development Board

A letter has been received from Mark Cosens, Chairman Downtown Development Board, requesting permission to use the City of St. Thomas’ Flag Image as a banner design for a light post display to consist of three government flag image banners (St. Thomas, Ontario & Canada).

Warbler Heights Street Party

A letter has been received from Jeff Balsdon, 5 Warbler Heights, requesting approval for a street closure north of 25 Warbler Heights from 5 p.m. to 11 p.m. on Saturday August 27th, 2005 for their third annual street party. **Page 40**

This letter has been forwarded to the August 18th, 2005 meeting of the Special Events Committee.

UNFINISHED BUSINESS

NEW BUSINESS

Reduction of Council (Alderman) Position

Mayor Kohler had previously put forward the following Notice of Motion.

Motion by Mayor Kohler:

THAT: The size of Council be reduced by one Aldermanic position.

BY-LAWS

First, Second and Third Reading

1. A by-law to confirm the proceedings of the Council meeting held on the 15th day of August, 2005.

2. A by-law to appoint Alderman Terry Shackelton as Acting Mayor from September 20th to 25th, 2005.
3. A by-law to appoint Municipal Law Enforcement Officers. (Charles Hunt, Leanne Evans)
4. A by-law to amend By-Law 45-89, being the Traffic By-Law for the City of St. Thomas. (Stop Signs and Yield Signs - New Subdivisions)
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 Patti Mugford, Jodi Mugford, and Murray Mugford. (433-435 Talbot Street - \$20,000 loan - Community Improvement Plan)
6. 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 Lindmar Holdings Inc. (349 Talbot Street -\$9,500 loan - Community Improvement Plan)

PUBLIC NOTICE

NOTICES OF MOTION

Committee Chair Selection

A Notice of Motion has been received from Alderman Johnston to select the chair of committees at the second meeting of Council in September.

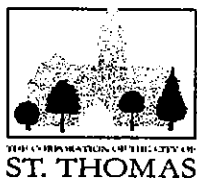
CLOSED SESSION

A resolution to close the meeting will be presented to deal with an employee negotiations matter; a labour relations matter; and a matter protected under the Municipal Freedom of Information and Protection of Privacy Act.

OPEN SESSION

ADJOURNMENT

CLOSING PRAYER



**The Corporation of the
City of St. Thomas**

-6-

Report No.: PD-32-2005

File No.: ST2-13-05

Directed to: Chairman H. Chapman and Members of the
Planning and Development Committee

Date: August 4th, 2005

Subject: Proposed Zoning Bylaw Amendment - to add a "pet grooming shop" as an additional permitted use on lands known municipally as 17 Manitoba Street.

Department: Planning Department
Prepared by: J McCoomb - Planner

Attachments:

RECOMMENDATION:

1. That Council authorize the preparation of a draft amendment to the City of St. Thomas Zoning By-law 50-88 to add "pet grooming shop" as an additional permitted use on lands known municipally as 17 Manitoba Street.
2. That a date for a public meeting be set in accordance with Ontario Regulation 199/96, as amended.
(*Recommended Date: September 12th, 2005 @ 6:45 p.m.*)

ANALYSIS:

Location:

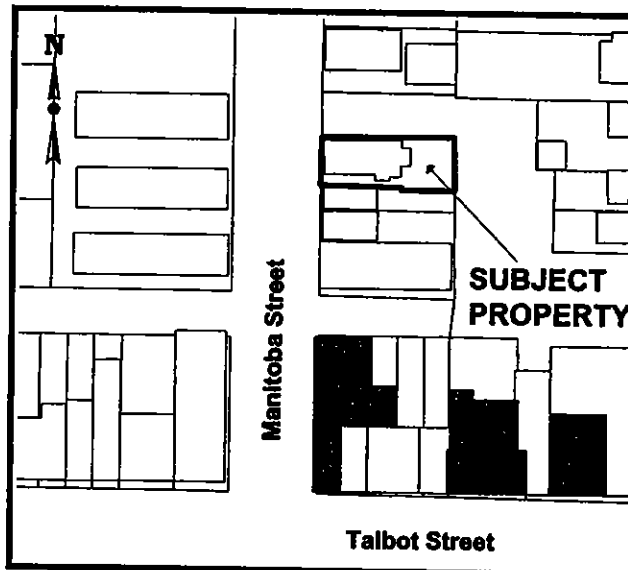
The subject lands are located on the east side of Manitoba Street, north of Talbot Street. The subject lands have a total site area of approximately 340m², and currently contain a single storey detached dwelling with a detached garage located in the rear. Surrounding uses include a private parking lot and residential to the north, residential to the south, private parking lot to the east and commercial farmer's market and public parking lot to the west. The location of the property is shown on the Location Plan.

The subject lands may be legally described as Plan 115, Lots 65 & 66, City of St. Thomas. They are described municipally as 17 Manitoba Street.

Proposal:

The applicants are proposing to operate a pet grooming shop within the existing residence located on the subject lands. According to the planning brief submitted with the application, the proposed use will be located entirely within the existing building. No external structural changes are proposed to the building and no outside dog runs and no over-night boarding will be permitted on the property. The applicants operate a kennel facility outside of town, and have indicated that their kennel customers may drop off or pick up their dogs at the proposed grooming shop, but in such cases the dogs will be transferred to the kennel and not boarded at the subject property.

Location Plan:



Official Plan Policies:

The subject property is located within the Residential designation of the St. Thomas Official Plan, which means that the predominant use of land shall be for low, medium and high density residential use. Institutional uses defined as including schools, churches, hospitals, day nurseries, recreational complexes and cemeteries are also permitted within the Residential designation, subject to the policies of the Plan.

Zoning By-law:

The subject property is currently located within the Downtown Talbot East Commercial Zone (C3) of St. Thomas Zoning By-law 50-88. The C3 zone permits retail store, business office, personal service shop, drive-in restaurant, restaurant, automobile service business, automotive trade, film processing laboratory, bakery, hotel, recreation centre, repair and custom workshop, dry cleaning pick-up station, institution,

-7-

animal clinic, clinic, and uses accessory to the foregoing. An amendment to the Zoning By-law is required to permit the proposed pet grooming shop as an additional permitted use.

Comments:

The applicant's planning consultant has provided an opinion that, notwithstanding the Residential designation that applies to the subject lands, an amendment to the Official Plan in support of the proposed use is not required. It is the consultant's opinion that the proposed use will conform with the intent of the policies of the Official Plan. I cannot concur with this opinion. However, it is my opinion that Council may consider this proposal without requiring an amendment to the Official Plan since the subject lands and all of the surrounding lands are already within the Downtown Talbot East Commercial zone (C3), which permits a variety of commercial uses (see above). The proposed amendment seeks only to add an additional use to the list of permitted uses for this site. The proposed use is not incompatible with the other potential permitted uses, which includes an animal clinic, and so long as it is kept inside the building would not necessarily be incompatible with existing surrounding uses.

Respectfully submitted,



Jim McCoomb
Planner

Reviewed By:

Env. Services

Treasury

City Clerk

Other



Corporation of the

City of St. Thomas

-8-

Report No.

CC-32-05

File No.

N/A

Directed to:

Chairman Heather Chapman and Members of the
Planning Committee of Council

Date

August 5, 2005

Department:

City Clerk Department

Attachments

Prepared By:

Aleksandra Pajak, Development Officer

N/A

Subject:

**CIP Financial Incentive Applications: CIP Residential Loan Agreement and CIP
Facade Loan Agreement.**

RECOMMENDATION:

1. That Report No. CC-32-05 be received by Council as information and further that the following be approved:

- ☐ That Council enters into a Residential Loan Agreement for the CIP project relating to Application 2004-023: 433-435 Talbot.
- ☐ That Council enters into a Facade Loan Agreement for the CIP project relating to Application 2005-030: 349 Talbot.

REPORT

The following report provides information on two CIP applications numbered 2004-023: 433-435 Talbot Street and 2005-030: 349 Talbot Street, which are being prepared to receive loan funding under the CIP financial incentive programs.

2004-023: 433-435 TALBOT STREET – RESIDENTIAL LOAN ALLOCATION

Key Map #1

APPLICATION BACKGROUND

The application for this property was submitted to the Planning Department on October 18th, 2004. It was approved for CIP funding on November 3rd, 2004 under the Residential Conversion, Intensification and Rehabilitation Program. A Building Permit for the improvements was issued on July 7th, 2005. The project is set to complete in July 2006.

The location of the property is depicted on Key Map #1.

SCOPE OF WORK

The proposed work for the residential improvements is total rehabilitation of two underutilized apartment units on the second floor of the building.

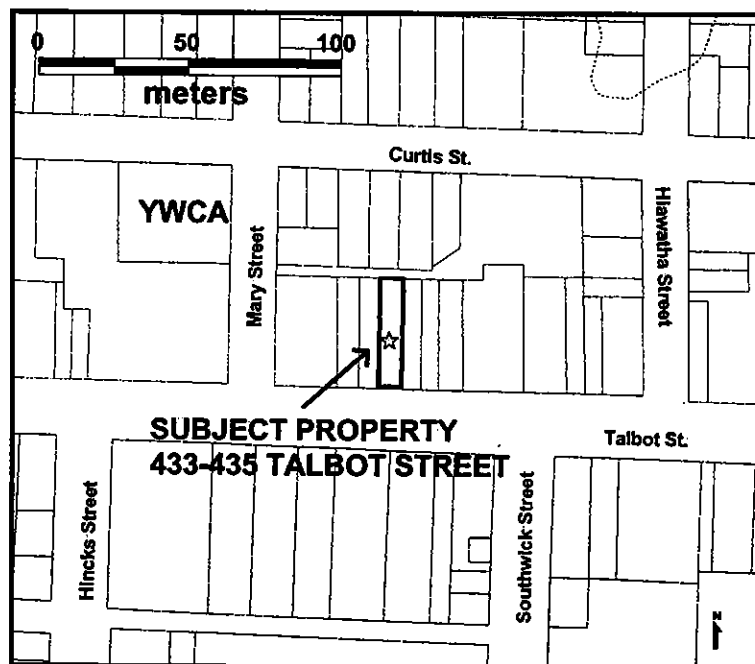
SUMMARY OF LOAN FUNDING

Funding for the interest-free loan is to be provided from Account No. 11-1-01-9-0311-7092 under the Residential Conversion, Rehabilitation and Intensification Program. The grant portion will be decided on and advanced upon successful completion of the proposed project.

The residential interest free loan was calculated from the Building Permit value of \$60,000.00:

Maximum Loan per unit \$10,000.00 (2 Units)

\$20,000.00



2005-030: 349 TALBOT STREET – FACADE LOAN ALLOCATION

APPLICATION BACKGROUND

The application for this property was submitted to the Planning Department on June 14th, 2005. The application was given initial approval to submit Facade Plans on June 20th, 2005 under the Facade Improvement Program. On July 5th,

2005 the Urban Design Committee recommended the Facade Plans for final approval. The project is set to complete in July 2006.

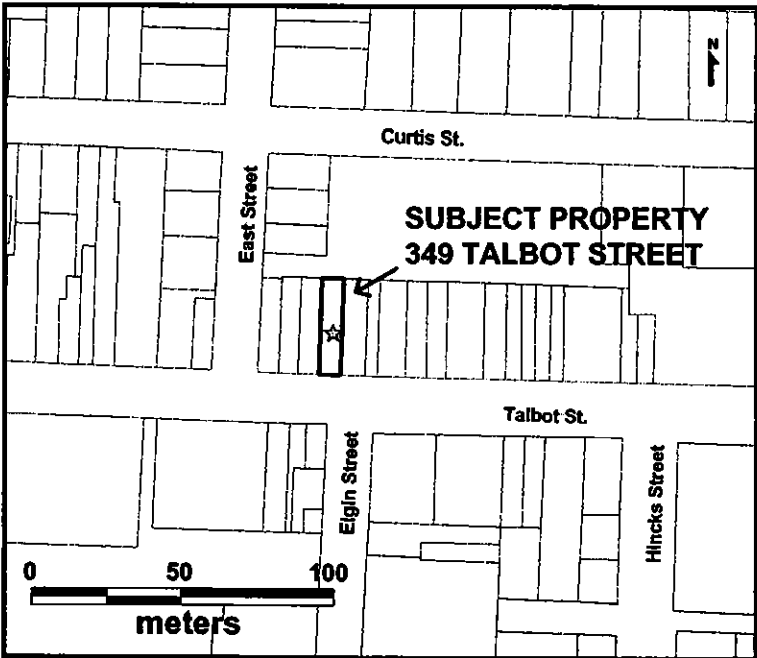
For the location of the property please refer to Key Map #2.

SCOPE OF WORK

The proposed improvements for the facade project will include following:

- Metal above windows and doorway painted in a striped fashion.
- Metal sign replaced with a flat wooden sign and illuminated with four light fixtures.
- Replacement of eight windows with cream-colored frames to match brickwork.
- Replace plywood filler in windows with glass.
- Ornate metal work and crown molding repainted.
- Improvements to rear facade will include replacement of rear door, wall repainting, decorative brickwork, a new wooden sign, and new lighting.

Key Map #2



SUMMARY OF GRANT FUNDING

Funding for the interest-free loan is to be provided from Account No. 11-1-01-9-0311-7094 under the Facade Improvement Program. The grant portion will be decided on and advanced upon successful completion of the proposed project.

The facade interest free loan was calculated from the Total Construction Cost value of \$27,750.00:

Total Facade Loan Amount:	\$9,500.00
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LOAN AGREEMENT

In accordance with the approved program requirements, the applicants are required to enter agreements for loans and grants to be issued under the Residential Conversion, Rehabilitation and Intensification Program and the Facade Improvement Program.

Executed agreements have been received from the applicants and the necessary by-laws authorizing the Mayor and Clerk to execute the agreement on behalf of the Municipality have been placed on the August 15, 2005 Council Agenda for approval by Council.

Respectfully,

Aleksandra Pajak
Aleksandra (Ola) Pajak
Development Officer

Reviewed By: Treasury Env Services Planning City Clerk HR Other



Corporation of the

City of St. Thomas

-10-

Report No.

ES77-05

File No.

06-014-00

Directed to:

Chairman Marie Turvey and Members of the Environmental Services Committee

Date

August 2, 2005

Department:

Environmental Services Department

Attachment

Prepared By:

Chuck Fiddy, Supervisor, Water and Wastewater

Subject:

McKenzie Well Decommissioning

RECOMMENDATION

It is recommended that:

1. The McKenzie Well be decommissioned in 2006 at an estimated cost of \$35,000.
2. An allocation to complete this work be included in the 2006 capital budget.

ORIGIN

On March 16, 2005, the Ministry of the Environment conducted an Annual Inspection of the St Thomas Distribution System. In the report dated April 25, 2005, the inspecting officer, Mr. Jim Miller wrote, "The owner must also conduct an assessment of the well head to determine the necessary steps to be taken to ensure the well is maintained in conformance with Regulation 903 (Amended to 128/03) R.R.O. 1990." As a result, the City retained Lotowater to complete this assessment which was conducted on July 6 through July 8, 2005. A report was submitted on July 13, 2005 and is available in the Environmental Services Department for members to peruse.

Analysis

The McKenzie Well is located on the north side of Southdale Line between Lake Margaret Trail and Bill Martyn Parkway. At one time this well was an important source of potable water for the St. Thomas Water Distribution System, however, the City now uses lake water exclusively. This well has not been in use for a number of years and has been physically disconnected from the distribution system. At this time, the well is considered to be surplus for the City's needs. Rehabilitation of the well would require that an assessment of its productivity and water quality be conducted. Once water quantity and quality has been established, new equipment and treatment, including disinfection equipment, would be needed to make the well operational. This more than likely would involve the addition of a new structure to properly house this equipment. If the well were to remain in place, regulations require that sampling for organics, inorganic nitrates, nitrites, fluoride, and microbes be conducted on a regular basis. Rehabilitation costs are estimated to cost in excess of \$200,000 with ongoing operational costs estimated at \$20,000 per year.

Decommissioning the well in accordance with Regulation 903 requires that the well casing is filled with bentonite grout, a portion of the well casing is excavated and removed and the small building is removed. The Ministry of the Environment also requires that the well abandonment be officially recorded with their office. Cost of the decommissioning is estimated to be \$35,000.

FINANCIAL CONSIDERATIONS

The cost of the initial well inspection conducted by Lotowater, \$7,500, has been absorbed in the 2005 operations budget. It is recommended that the cost to decommission the well, \$35,000, should be incorporated in the 2006 Capital Works Budget.

Respectfully submitted

Chuck Fiddy, Supervisor of Water and Wastewater
Environmental Services

Reviewed By:

Treasury

Env. Services

Planning

City Clerk

HR

Other



Corporation of the
City of St. Thomas

Report No.

ES78-05

File No.

04-066

Directed to: Chairman Marie Turvey and Members of Environmental Services Committee of Council

Date
August 7, 2005

Department: Environmental Services

Prepared By: John Dewancker, Director

Attachment

Letter of August 2, 2005 from the Elgin-St. Thomas Health Unit with draft agreement to terminate private sewage inspections

Subject: Private Sewage system Inspections and approves. Part 8 of the Ontario Building Code

Recommendation:

- That the City of St. Thomas enter into an agreement with the Elgin-St. Thomas Health Unit respecting the inspection of sewage systems under Part 8 of the Ontario Building Code (OBC) as outlined in report ES78-05.
- That the Mayor and the Clerk be authorized to sign the agreement.

Origin:

Attached letter of August 2, 2005, from the Elgin-St. Thomas Health Unit to confirm the Health Units' intent to divest the inspection of private sewage systems program under Part 8 of the OBC and transfer the associated responsibilities to the City of St. Thomas.

Analysis:

The divestment of the private sewage systems inspection program under Part 8 of the Ontario Building Code is required to enable the Health Unit to maintain the compliance levels of its mandated programs and services as noted in the attached letter.

In the past, the Health Unit has maintained this approval and inspection service on behalf of each municipality within its service area (Elgin County and the City of St. Thomas) under an agreement between the Ministry of the Environment and the Health Unit. Also, during 1999, the City of St. Thomas and the Elgin St. Thomas Health Unit entered into a Sewage System Management agreement respecting the provision of inspection services for private sewage systems under the Building Code Act. Under this agreement, which provides for the annual renewal, either party may confirm its intent to not renew the contract before October 20 of each current year.

It must be noted that, in the recent past, very few new private sewage systems have been approved as part of any new development proposals within the City limits, since new development must be serviced with municipal water and municipal sewage collection and treatment services, however, there are a number of areas within the City that continue to be on previously constructed private sewage services, as shown in the summary of locations, noted below:

Area	# of Units	Remedial Works
Hill /Barwick Street Area	39	Extension of a sanitary sewer from the St. George Street Sewage Pumping Station across Athletic Park and interception of the existing septic tank flows.
Talbot Street (East & West)	16	Sanitary sewer extension of Talbot Road to Sunset Drive including pick up of existing communal septic tank flows and implementation of the Talbot East Sanitary Sewage Services Plan.
Centennial Ave	4	Talbot East Sanitary Sewage Services Plan
Elm Street East	12	Sewer extension, east of Neal Ave.
Sunset Drive (West, at Fingal Line & South Commercial Establishments	77	Trunk Sewer Extension and upgrade of Walnut SPS, installation of required service connections to the Ontario Hospital Sewer
Munroe/Gooding Development	5	
	12	Sewer extension from Walnut Street SPS on Sunset Drive and Fingal Line
Southdale Road	13	Extension sewers from Axford Parkway sewage pumping station
Bush Line	8	Sewer from Sunset Drive along Bush Line
Individual locations (Omeme, Finals Line, Stanley, third, Fifth, Glenwood, Inkerman, Highbury, Edgeware Line, Bush Line Wabbun, Sutherland Line, Major Line, Woodworth	21	Sanitary sewer extensions and/or construction of individual sanitary drain connections to the subject properties.

The above summary of locations where existing development continues to be on private sewage services, also includes a brief description of the remedial sanitary sewer works that will be required to achieve compliance with the current municipal servicing policies/practices and zoning by-law. These remedial works have been recommended in a number of master servicing studies, completed since 1991 and these are:

- Talbot Street East Sanitary Sewer System Report (1991)
- City of St. Thomas Sewer Needs Study (1992)
- City of St. Thomas Sanitary Sewage Servicing Study (1993)
- Education/Recreation Complex Sewage Pumping Station Design Report (1996)
- South Block Servicing and utility Plan (1997)
- East Side Development Area Servicing and Class Environmental Assessment Report (2003), subject to approval by Council.

These older existing private sewage systems need to be serviced on a regular basis and become prone to failure. The future inspection of these systems and particularly the oversight of any remedial measures, in the absence of the availability of an existing sanitary sewer system within a number of the above areas, may become labour intensive for the City's building inspection staff.

The above is being submitted for the information of the Members, together with the recommendation that the City of St. Thomas execute the attached agreement in respect to the transfer of these inspection services to the city of St. Thomas (Building inspection section of the ES Engineering Division)

Financial Considerations:

At this time, staff does not recommend that additional building inspection staff be hired to oversee this inspection program. An assessment of the staff time that is required to deliver this service will be provided within one year of operation by the City of St. Thomas.

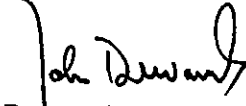
In respect to the fee schedule that is currently being maintained by the Elgin-St. Thomas Health Unit, the following fees are currently applied for the respective services.

Part 8 Program – Service Activities	
Service	Fee by Elgin-St. Thomas Health Unit
Building Permit – Class 4 & 5 Sewage Systems	\$500.
Building Permit for Replacement Systems	\$300.
Severance with Loss Assessment	\$125.

A review of these fees will also be conducted, in the future, together with the future assessment of the staff time required to deliver this inspection program.

The Chief Building Official has, in the recent past, attended all OBC courses and is licensed to administer the inspection program under Part 8 of the OBC.

Respectfully Submitted,


John Dewanker, Director
Environmental Services

Reviewed By: Treasury Env Services Planning City Clerk HR Other

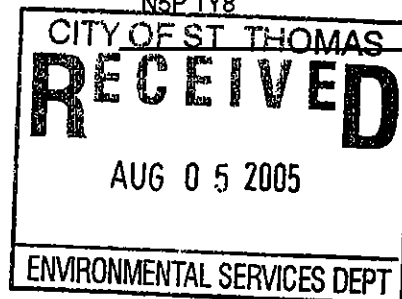
Env. Services Committee



**elgin
st.thomas
health unit**

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FILE	04-	066

Tuesday, August 2, 2005

Mr. John Dewancker
Director, Environmental Services
City of St. Thomas
P.O. Box 520
545 Talbot Street
St. Thomas, ON
N5P 3V7

Dear John,

Re: Sewage Systems, Part 8 of the Ontario Building Code

Following my message for you last week, please consider this letter as confirmation of the Elgin St. Thomas Health Unit's intentions regarding the Part 8 program of the Ontario Building Code. As noted in my voicemail message, the Board of Health, at its June 2005 meeting decided to no longer operate the Part 8 program. The divestment of this program would ideally occur as soon as possible recognizing that approximately 3 months of transition may be necessary to ensure a smooth transition.

As you may know, the Board of Health has been operating this program on behalf of the City of St. Thomas since 1999. Prior to 1999, we operated the Part 8 program as part of an agreement between the Ministry of Environment and our public health unit. The Elgin St. Thomas Health Unit has determined that it can no longer operate this program effectively and efficiently while trying to maintain and improve the compliance levels of its mandated programs and services.

As noted in Section 7.02 of the agreement between the City of St. Thomas and the Elgin St. Thomas Health Unit, the agreement to operate the Part 8 program may be terminated if it is agreed to in writing by both parties. We would appreciate your agreement of such by signing the attached form and returning it **to our office by August 15, 2005 to my attention**. The actual date that the Health Unit would cease operating the Part 8 program would be October 31, 2005 as per the attached agreement.

To proceed with a transition of ownership of this program, our Health Protection staff will prepare a transition plan that will allow for a smooth transfer of the program to your Municipality. That plan will include the transfer of hard copy and electronic files. In

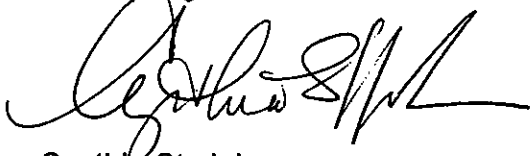
-14-

addition, the Part 8 program is a fee for service program separate from the Health Unit's mandatory program budget. A financial audit will be conducted and if there are any remaining funds, the Health Unit will disseminate those funds between the participating Municipalities. The staff will also provide any budget templates, history of usage charts, etc. if that is helpful.

Once we receive the signed agreement, our Health Protection department staff will be in touch with your offices to arrange a meeting between your staff and our staff to review the transfer plan and ensure it meets everyone's needs.

If you have questions about this plan or the agreement attached, please contact me at 519-631-9900, ext. 202. You may also contact Laura McLachlin, Director, Health Protection department at 519-631-9900, ext. 223 or George Dawson, Manager, Health Protection department at 519-631-9900, ext. 210.

Kindest regards,



Cynthia St. John
Chief Administrative Officer
Elgin St. Thomas Health Unit

Enclosure: Agreement Form

Copy: Laura McLachlin, Director, Health Protection
George Dawson, Manager, Health Protection

- 15 -

ORIGINAL

This Agreement dated this 21st day of July, 2005

BETWEEN:

Board of Health for the Elgin St. Thomas Health Unit
(hereinafter called the "Health Unit")

OF THE FIRST PART

- and -

The City of St. Thomas
(hereinafter called the "Municipality")

OF THE SECOND PART

WHEREAS the Health Unit and the Municipality entered into an agreement pursuant to the *Building Code Act* (hereinafter called the "Act"), for the purpose of delegating to the Health Unit certain responsibilities under the Act and the Building Code, as they are amended from time to time, with respect to sewage systems with a capacity of less than Ten Thousand (10,000) litres per day (the "Sewage Inspection Agreement");

AND WHEREAS the parties wish to terminate the Sewage Inspection Agreement;

NOW THEREFORE IN CONSIDERATION of the mutual covenants herein contained, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. The Health Unit and the Municipality hereby terminate the Sewage Inspection Agreement effective Monday, October 31, 2005.
2. Subsequent to the date of this Agreement, the parties hereby agree to take reasonable actions necessary to enable the Municipality to assume responsibility for the delivery of the Services formerly provided by the Health Unit under the Sewage Inspection Agreement (the "Services").
3. The Health Unit shall deliver to the Municipality all records relating to the Services within a reasonable time. The Health Unit shall also retain a copy of all records relating to the Services rendered by the Health Unit.
4. The Health Unit shall not receive any further applications relating to the Services after October 21, 2005. After October 21, 2005, the Health Unit shall direct all applicants to deliver applications relating to the Services (the "Applications") to the Municipality on Monday, October 31, 2005 or thereafter. For all Applications submitted to the Health Unit on or before October 21, 2005, the Health Unit shall issue or deny permits for the Applications prior to October 31, 2005. The Health Unit and the Municipality acknowledge that there may be uncompleted inspections and other actions required to render the Services for some of the Applications submitted to the Health Unit. As of October 31, 2005, if there is outstanding work to complete the Services for any

-16-

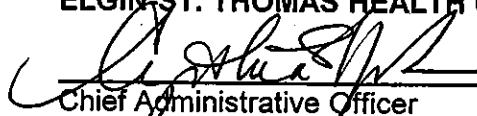
-2-

Applications submitted to the Health Unit, the outstanding work to complete the Services for such Applications shall be completed by the Municipality.

5. The Municipality shall indemnify and save harmless the Health Unit from all claims, demands, actions, causes of action, liabilities, costs, fees including reasonable legal fees and disbursements, suits, proceedings and expenses which the Health Unit, its successors and assigns, may at any time or times hereafter bear, sustain, suffer, be put to or incur by reason of work or actions undertaken by the Municipality to perform the Services.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the _____ day of _____, 2005.

ELGIN-ST. THOMAS HEALTH UNIT


Chief Administrative Officer

THE CITY OF ST. THOMAS

Administrator/Clerk

I have the authority to bind the Corporation.



Corporation of the
City of St. Thomas

-12-

Report No.

ES79-05

File No.

Directed to: Chairman Cliff Barwick and Members of the Finance and Administration Committee of Council

Date
August 7, 2005

Department: Environmental Services

Prepared By: John Dewancker, Director

Attachment

- Plan 11M-108 (Phase I Subdivision development
- Shaw Valley Dr/Sunset Dr. Intersection improvement plan
- Signalized intersection plan

Subject: Shaw Valley Country Club Subdivision – Phase II
EMS Station development at 31 Shaw Valley Drive
Intersection traffic signal at Shaw Valley Drive and Sunset Drive
- Capital Project submission

Recommendation:

- That the installation of a traffic signal and accessory works at the intersection of Shaw Valley Drive and Sunset Drive, as outlined in Report ES79-05, be approved.
- That this intersection improvement work, estimated in the amount of \$150,000, be funded by the City's Development Charges Reserve Fund.

Origin:

In conjunction with the imminent development of Phase II of the Shaw Valley Country Club residential plan of subdivision and the current development of the ambulance station at 31 Shaw Valley Drive, a traffic signal must be installed at the intersection of Shaw Valley Drive and Sunset Drive.

Analysis:

The subdivision agreement between the Shawside Development Limited and the City of St. Thomas for the development of Phase I of the Shaw Valley Country Club residential subdivision, provides for the installation of a traffic signal at the intersection of Shaw valley Drive and Sunset Drive upon occurrence of either one of the following two conditions:

- commencement of the construction of any municipal services within the next plan of subdivision (Phase II).
- Issuance of a building permit in respect to Block 56, the commercial/institutional development block at the north west corner of the intersection of Shaw Valley Drive and Sunset Drive. as shown on the attached plan 11M-108. Currently, this block accommodates the construction and site development of the new EMS ambulance station.

The subdivision agreement between the developer and the City also includes the need for the installation of an asphalt overlay across the entire intersection, upon completion of the traffic signal installation.

As the EMS station will be completed shortly during the month of September 2005, and since the developer intends to proceed with the servicing of Phase II of the Shaw Valley Country Club subdivision during the latter part of the summer/early fall, it is recommended that the installation of the traffic signal be initiated at this time.

The current phase I subdivision agreement places the onus on the developer to proceed with the installation of this signal, however, the developer's engineering consultant has requested that the City of St. Thomas proceed with this work as St. Thomas staff has more expertise with the installation of such traffic control infrastructure.

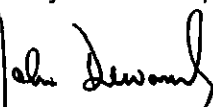
Financial Considerations

The funding of this signal will be provided by the Roads envelope of the City's Development Charges Reserve Fund. It is recommended that an amount of \$150,000.00 be set aside and be credited into a capital project account for this purpose to permit the following intersection works to be completed.

- Electrical duct work, as required at the intersection
- Installation of a traffic signal at the intersection
- Dedicated ductwork and signal control for exiting ambulances
- Drainage improvement along the frontage of 211 Sunset Drive

- Dedicated signal with radar detection for exit movements at 211 Sunset Drive as requested by property owner.
- Intersection asphalt overlay.

Respectfully Submitted,



John Dewancker, P. Eng., Director
Environmental Services

Reviewed By: Treasury Env Services Planning City Clerk HR Other

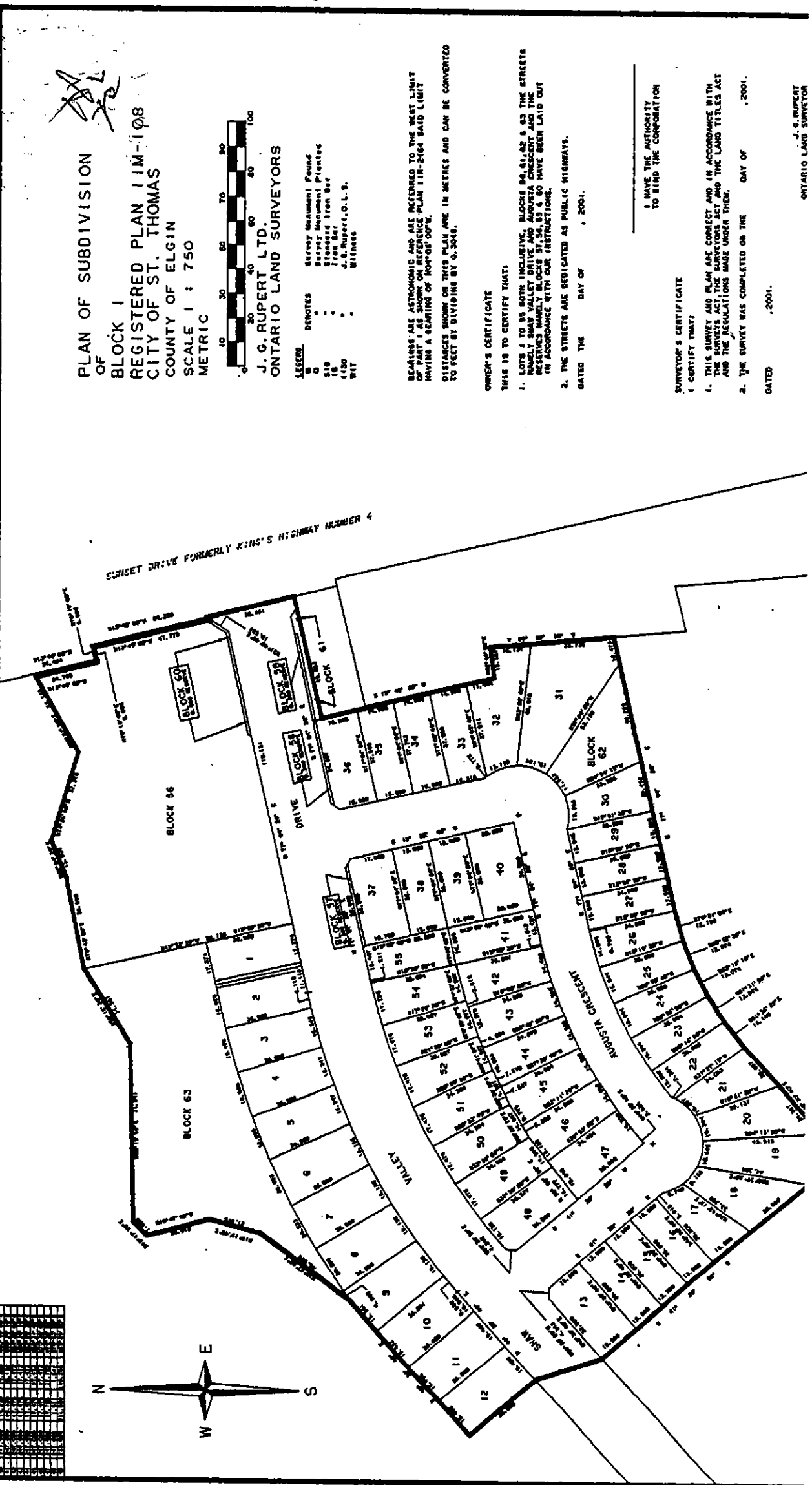
APPROVED under Section 51 of The Planning Act
R.S.O. 1990 by the Council of The Corporation
of the City of St. Thomas this day of
2001.

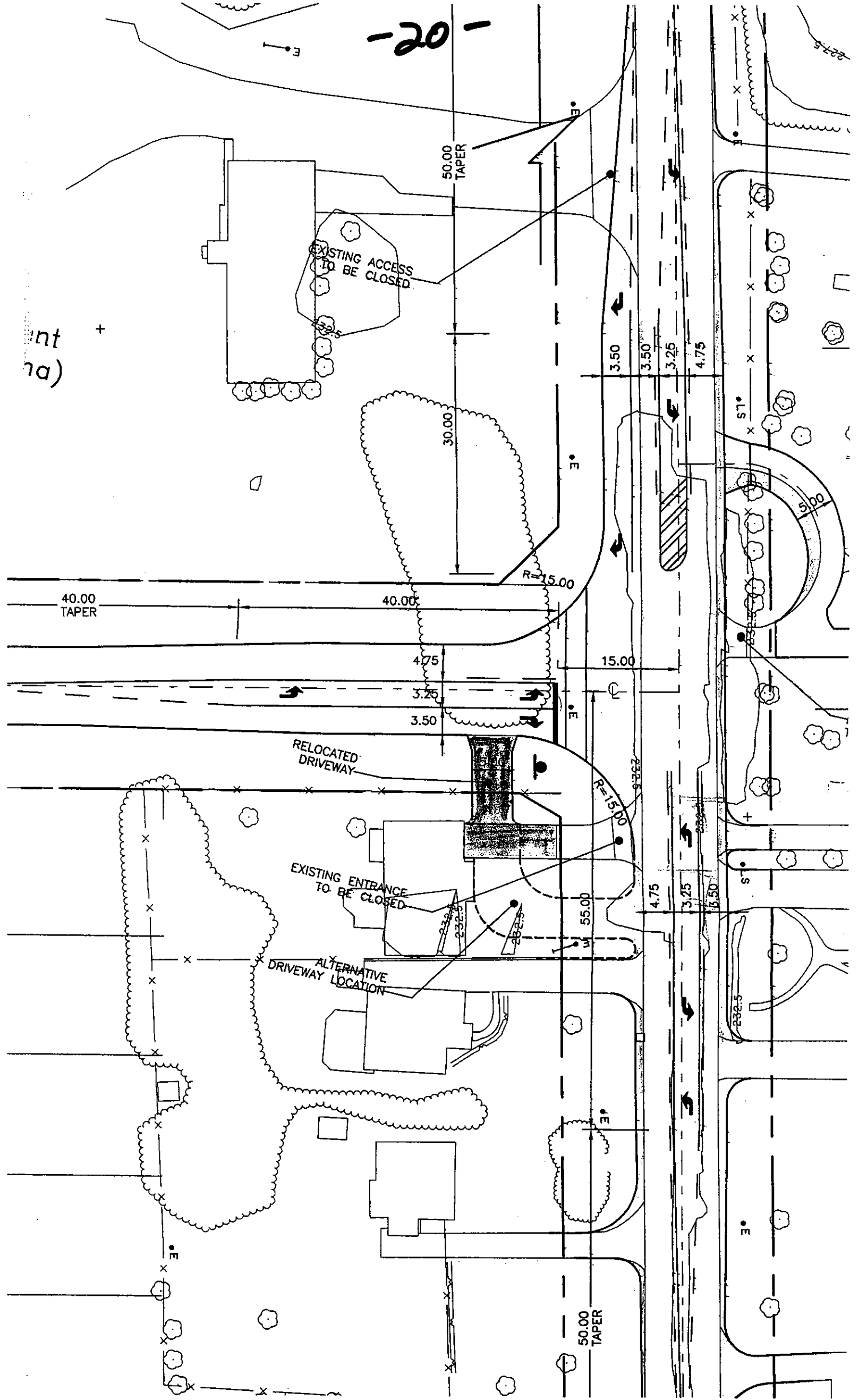
P. J. C. Rogers
Director of Planning
City of St. Thomas.

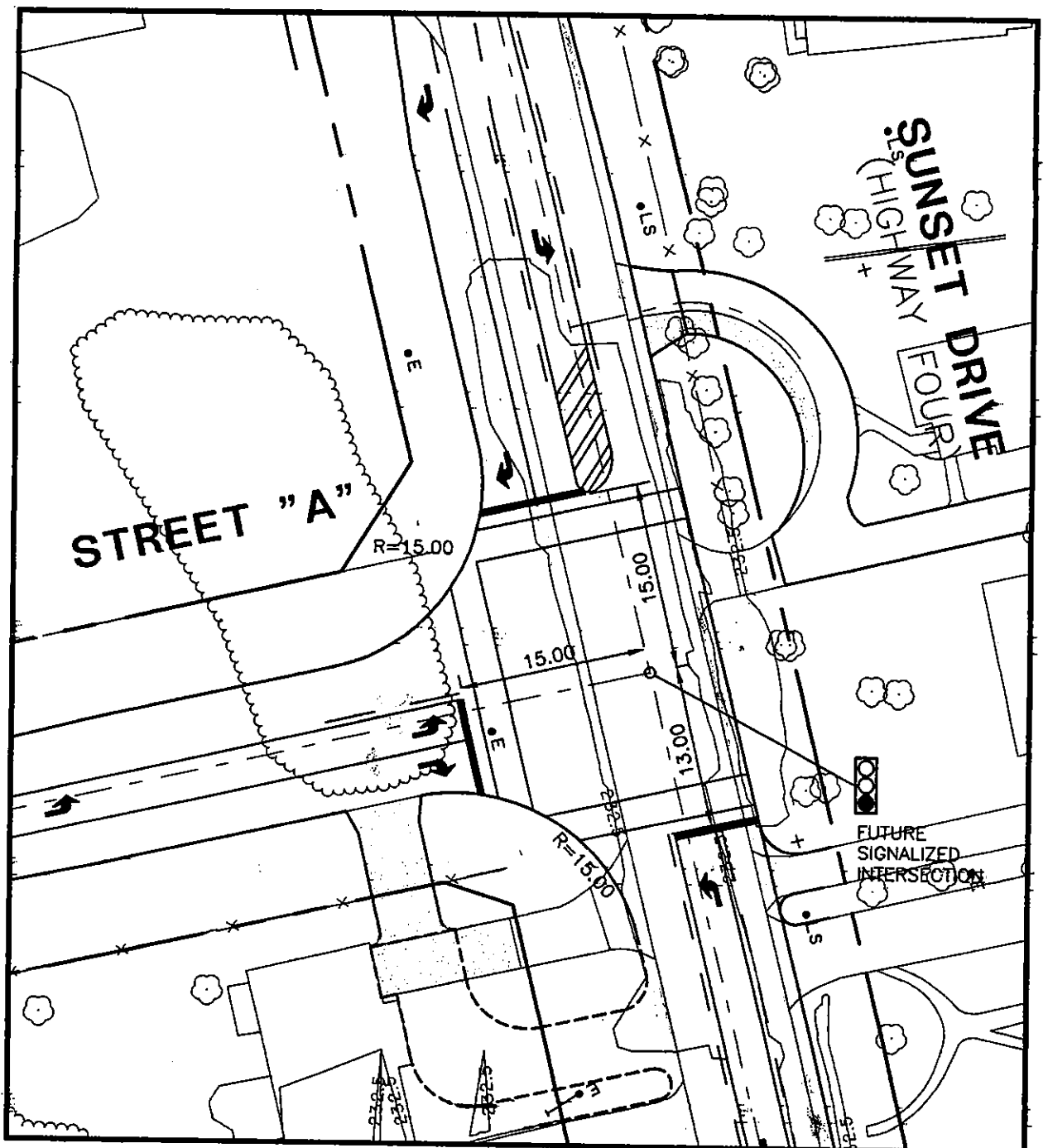
PLAN 11M-108

I CERTIFY THAT THIS PLAN IS REGISTERED IN THE LAND REGISTRY
OFFICE FOR THE LAND TITLES DIVISION OF ELGIN NO. 11 AT
O'CLOCK ON THE DAY OF 2001 AND ENTERED IN
THE PARCEL REGISTER FOR PARCEL SECTION 11B-
THE REQUIRED CONSENTS ARE REGISTERED AS PLAN DOCUMENT
NUMBER

LAND REGISTAR







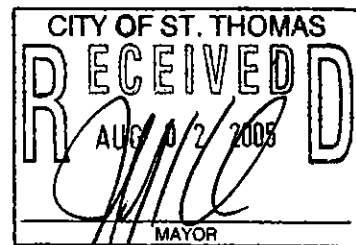
FUTURE SIGNALIZED INTERSECTION

-22-



July 27, 2005

Mayor Kohler, & Members of City Council
PO Box 520, City Hall
St. Thomas, ON
N5P 3V7



RE: Capital Funding Request for Replacement of Peaked Roof

Your Worship & Members of City Council;

On behalf of the St. Thomas-Elgin Public Art Centre, I would like to thank you for selecting the Art Centre as the location for the breakfast hosted by the Mayor for the Communities in Bloom Judges. It was a beautiful breakfast and a unique opportunity for the City of St. Thomas to showcase one of its cultural assets.


The Art Centre would also like to express its sincere thanks to Council for restoring our funding. The financial security of full funding has allowed us to continue to offer the quality art programs and exhibitions we are becoming known for and develop new endeavours and partnerships within the community.

As those of you who were in attendance at the breakfast are well aware, the roof is in serious disrepair and requires immediate replacement. We have experienced leakage during heavy rainfall and are concerned with humidity levels and water damage that could result in mould growth. We are hoping the City will provide the Art Centre with a capital grant of \$6,000.00 to cover the costs of the roof replacement. There are many areas on the peaked roof where no shingles currently exist and continual leakage in the studio space has been problematic for our summer programming. Leakage has also triggered fire alarms, deploying the Fire Department's personnel and equipment unnecessarily. This is a situation that needs to be corrected immediately and can be accomplished through a small capital grant from the City of St. Thomas.

As I am sure you are aware, the Art Centre provides excellent and valued services to this community through its variety of art education & exhibition programs, as well as through the collection and preservation of our community's art history for future generations to appreciate and enjoy.

I thank you for your time and consideration with regards to our capital request, and I look forward to hearing from you in the near future.

Sincerely,


Debra Seabrook - Page
Executive Director/ Curator



Corporation of the
City of St. Thomas

-23-

Report No.

CR-05-14

File No.

OW-05-14

Directed to: Chairman Bill Aarts and Members of
Committee of the Whole (Community & Social Services)

Date
August 5, 2005

Department: Ontario Works

Prepared By: Chester Hinatsu, Director Ontario Works

Attachment(s)
(2)

Subject: Report for the months of June & July, 2005

Recommendation:

That the report of the Director of Ontario Works for the months of June and July 2005 be received and filed.

Report:

The department anticipated a slow down in the months of June and July but new announcements from the Province regarding child care and employment initiatives required staff to re-focus attention to those areas. The Employment division and the Child Care division are facing major changes that will ultimately change the way we do business in the future. The comments below will expand on these changes.

The financial report is on the attached schedules with the caseload graph. The financial review at the end of the second quarter indicates the department is slightly below the year-to-date budget and projections to year-end appear to be in line with the approved budget.

Comments:

Income Maintenance:

The caseloads in the months of June and July again showed slight declines in numbers as expected. However, the new one-step application process initiated in May requires increased time to complete the documentation required. The new intake screening has been functioning very well although we are experiencing increased numbers compared to last year. The new directives regarding income exemptions and extended health benefits require increased time to ensure participants are informed of the changes which may negatively affect their benefits.

Employment:

The Employment division continues to work hard to achieve the targets established for this program and continues to monitor activities as it relates to the new outcome based funding formula. Staff are constantly reviewing creative ways to maintain service levels and at the same time, maintain or increase our funding for this program. Outcome based funding will have a major impact on our Employment Program as the complete revamping of the program occurs in 2006.

The Ministry announced in July that the Addiction Services Initiative will be put on hold pending further testing in two to three large urban demonstration sites. This means that the Addictions Services Implementation plan staff have been working on is also put on hold. The hold on funding associated with this new initiative, will delay our proposed implementation date of October 1, 2005 and the anticipated realignment of staff. The new announcements took staff by surprise and further discussions will take place to develop strategies to address funding and operational issues. However, we continue to service our addictions clients through an informal process in conjunction with Thames Valley Addictions Services.

Childcare:

In July the Ministry of Children and Youth Services announced it was moving forward on the Best Start Plan which will expand the number of licensed child care spaces, increase access to subsidies, and improve the wages of child care workers. The Province will provide funding to Service Managers for the duration of the federal-provincial agreement, which is a ten-year agreement. The Minister, the Honourable Mary Anne Chambers, advised that municipalities are not required to contribute the usual twenty per cent to participate in this program. This new initiative is a major undertaking that will require considerable time and effort to meet the requirements for implementation. The timelines for implementation plans are very aggressive and meeting the deadlines will be a critical issue for the

department in order to take advantage of the funds being allocated. Staff anticipates increased involvement in the management of child care and greater demands on staff as the expansion of the child care system occurs. In fact, as the child care system expands, our role as system manager becomes increasingly complex and critical to the local redesign of child care. The planning process will involve stakeholders from various sectors including Boards of Education, child care providers, and Health Units with the municipality expected to take the lead role. The Child Care Service Plan and the Best Start Transition Plan will require Council's approval prior to submission to the Ministry of Children and Youth Services for their approval. Staff will report the progress of this initiative in the coming months.


Social Housing:

The Province has finalized the social housing benchmarks, reported in the May 2005 report, and all affected providers have been notified of the potential impacts to their budgets. A report will be submitted to Council for their information outlining the impacts on our 2006 budget. Staff have been reviewing the operations of housing providers to ensure compliance with the Social Housing Reform Act and Regulations and reports will be provided to Council with updates on the status of the reviews.

Respectfully,



Chester Hinatsu, Director



Kate Demare, Program Manager

CH/ss

Reviewed By:
Treasury Env. Serv Planning City Clerk HR Other

June-05

-25- July-05 CR-05-14

OW-05-14

13-Jul-05

04-Aug-05

Income Maintenance	June Current Month	July Current Month	Year to Date	2005Budget	Unencumbered Balance	% Used
OW Allowances	458,749.64	439,995.38	3,330,612.89	5,800,000.00	2,469,387.11	57.42%
ODSP Allowances	265,465.19	259,580.52	1,792,388.74	3,200,000.00	1,407,611.26	56.01%
Tara Hall	18,311.25	19,793.18	131,192.15	257,884.00	126,691.85	50.87%
Mandatory Benefits	4,339.95	1,264.49	34,489.22	77,000.00	42,510.78	44.79%
Discretionary Benefits	11,011.69	6,292.93	67,345.11	82,000.00	14,654.89	82.13%
Homemakers	818.94		5,920.09	8,000.00	2,079.91	74.00%
ODSP Benefits	81,436.63	75,304.79	553,480.90	950,000.00	396,519.10	58.26%
OW Administration	96,117.39	92,288.00	679,323.09	1,331,768.00	652,444.91	51.01%
ODSP Administration	55,807.54	55,490.21	388,797.29	705,000.00	316,202.71	55.15%
Direct Operating Expenses	19,226.89	9,406.47	87,794.20	254,868.00	167,073.80	34.45%
Intake Screening Unit	3,639.75	124.00	3,887.75	45,000.00	41,112.25	8.64%
Homelessness/Energy Bank	5,134.88	3,301.42	32,650.47	71,027.00	38,376.53	45.97%
N.C.B.S.	17,480.46	20,016.30	127,876.04	230,000.00	102,123.96	55.60%
City Administration Overhead	8,613.50	8,613.50	60,294.50	103,362.00	43,067.50	58.33%
Total Income Maintenance:	1,046,153.70	991,471.19	7,296,052.44	13,115,909.00	5,819,856.56	55.63%
Less Recoveries:	28,720.35	18,434.44	174,646.57	250,000.00	75,353.43	69.86%
Net Income Maintenance:	1,017,433.35	973,036.75	7,121,405.87	12,865,909.00	5,744,503.13	55.35%

Employment	June Current Month	July Current Month	Year to Date	2005Budget	Unencumbered Balance	% Used
Employment Supports Expenses	10,509.46	7,260.45	58,145.95	126,700.00	68,554.05	45.89%
Empoyment Addiction Services	928.77	832.14	7,006.91	55,791.00	48,784.09	12.56%
Community Participation Expenses	1,465.90	1,567.25	9,714.60	28,300.00	18,585.40	34.33%
L.E.A.P.	19,718.92	-19,102.75	3,311.15	8,900.00	5,588.85	37.20%
Administration	43,363.23	43,561.11	296,706.46	487,729.00	191,022.54	60.83%
Direct Operating Expenses	7,841.81	5,205.69	45,057.50	94,155.00	49,097.50	47.85%
CP Innovation	2,972.07	3,033.58	20,371.70	38,166.00	17,794.30	53.38%
CP Bonus ERW Contract			12,462.70	57,083.00	44,620.30	21.83%
City Administration Overhead	2,856.67	2,856.67	19,996.69	34,280.00	14,283.31	58.33%
Total Employment:	89,656.83	45,214.14	472,773.66	931,104.00	458,330.34	50.78%

STATS Number of Participants	Quarterly Average - 1st QTR	Quarterly Average - 2nd QTR	Year to Date Average
<u>Level One</u> - Job Ready Employment Search	351	343	347
<u>Level Two</u> - Employment Placement, Community Placement < 30 hours and Basic Education	207	187	197
<u>Level Three</u> - Employment Placement with Incentives, Community Placement > 30 hours and Self Employment,	140	138	147

13-Jul-05 04-Aug-05

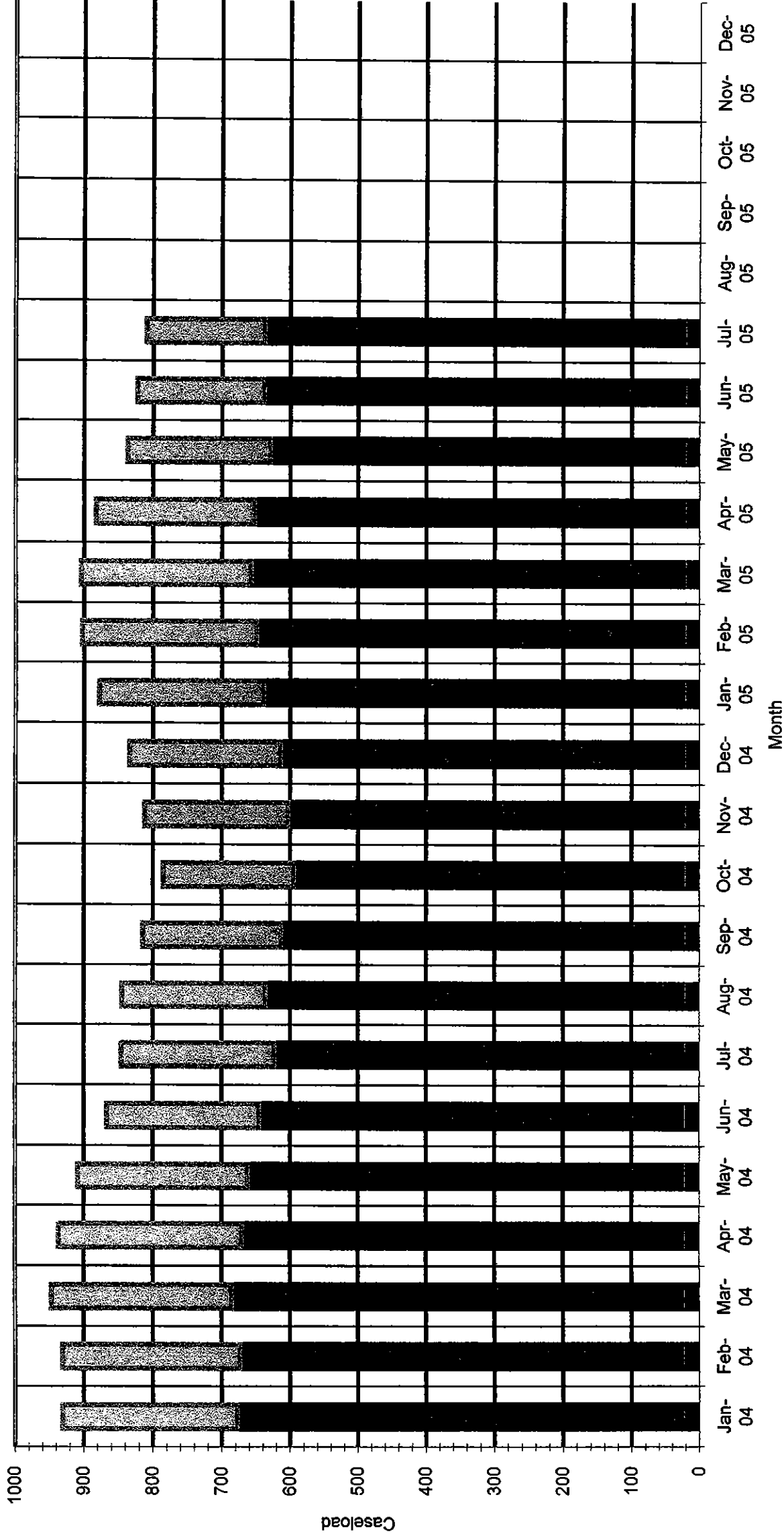
Childcare	June Current Month	July Current Month	Year to Date	2005Budget	Unencumbered Balance	% Used
Wage Subsidy	71,056.43	71,056.43	492,200.59	853,000.00	360,799.41	57.70%
Special Needs Resourcing	21,182.56	21,182.56	155,088.20	281,039.00	125,950.80	55.18%
Resource Centres	2,620.00	2,620.00	18,340.00	31,440.00	13,100.00	58.33%
Fee Subsidy	76,302.25	80,103.30	516,550.08	985,446.00	468,895.92	52.42%
Ontario Works	12,069.95	12,093.75	87,294.48	243,625.00	156,330.52	35.83%
Pay Equity			0.00	59,805.00	59,805.00	0.00%
ELCC Initiatives Stabilization Wage Subsidy			24,000.00	81,802.00	57,802.00	29.34%
ELCC Initiatives Stabilization Special Needs Subsidy	1,667.00	0.00	10,001.00	97,500.00	87,499.00	10.26%
ELCC Initiatives Stabilization Fee Subsidy	2,741.32	2,741.32	21,902.27		-21,902.27	#DIV/0!
ELCC Initiatives Administration			25,206.00	58,750.00	33,544.00	42.90%
ELCC Initiatives H & S Minor Capital			10,534.11	10,535.00	0.89	99.99%
ELCC Initiatives Preschool Wage Subsidy	5,334.00	2,667.00	66,669.00	45,750.00	-20,919.00	145.72%
ELCC Initiatives Preschool Special Needs Subsidy	5,000.00		30,000.00	37,500.00	7,500.00	80.00%
ELCC Preschool Fee Subsidy	11,270.56	11,270.56	66,115.19	128,821.00	62,705.81	51.32%
Administration	15,669.89	15,592.54	88,320.12	204,831.00	116,510.88	43.12%
Direct Operating Expenses	941.95	766.08	6,242.28	14,769.00	8,526.72	42.27%
City Administration Overhead	1,052.42	1,052.42	7,366.94	12,629.00	5,262.06	58.33%
Total Childcare	226,908.33	221,145.96	1,625,830.26	3,147,242.00	1,521,411.74	51.66%

Social Housing	June Current Month	July Current Month	Year to Date	2005Budget	Unencumbered Balance	% Used
Direct Operating Expense	1,105.77	736.90	12,050.22	17,900.00	5,849.78	67.32%
Administration	9,242.01	9,582.96	69,248.16	133,339.00	64,090.84	51.93%
Non Profit Housing Subsidy Paid	249,104.00	228,095.92	1,699,227.92	3,009,880.00	1,310,652.08	56.46%
Federal Non Profit Housing Subsidy Paid	13,545.97	9,367.05	94,624.38	166,533.00	71,908.62	56.82%
Elgin St Thomas Housing Corp Subsidy Paid		210,238.49	436,773.76	1,317,698.00	880,924.24	33.15%
Rent Supplement Subsidy OCHAP	4,069.00	3,127.50	29,730.00	43,200.00	13,470.00	68.82%
Rent Supplement Subsidy Strong Communities	13,475.00	13,694.50	77,785.50	203,678.00	125,892.50	38.19%
Rent Bank Initiative	7,273.96	2,200.00	23,249.96	70,050.00	46,800.04	33.19%
City Administration Overhead Allocation	3,365.92	3,365.92	23,561.44	40,391.00	16,829.56	58.33%
Total Social Housing	301,181.63	480,409.24	2,466,251.34	5,002,669.00	2,536,417.66	49.30%

All Programs	June Current Month	July Current Month	Year to Date	2005Budget	Unencumbered Balance	% Used
Grand Total	1,635,180.14	1,719,806.09	11,686,261.13	21,946,924.00	10,260,662.87	53.25%

OW			Ontario Works
ODSP			Ontario Disability Support Program
PNA			Personal Needs Allowance
NCBS			National Child Benefit Supplement
LEAP			Learning, Earning and Parenting
ELCC			Early Learning Child Care Initiatives
SDMT			Service Delivery Model Technology
SHC			Social Housing Corporation

Ontario Works Caseload Trend 2004 - 2005



MEMORANDUM

To:	FRANK LATTANZIO, Manager of Community Centres and Property	For Info of:	FILE 81280-6
From:	LUCAS SMITH, Project Manager	Doc. No.:	81280-3148
Subject:	July 2005 Monthly Report St. Thomas – Elgin Community Centre	Date:	August 8, 2005

JULY 2005 MONTHLY REPORT

1.1 Project Summary

The ribbon cutting ceremony is scheduled for September 16, 2005 and the grand opening is set for October 20, 2005. The focus for substantial performance remains September 1, 2005 although ice will be installed in early September, 2005.

The issue of reimbursement for costs associated with removal of concrete and services was concluded. Arrangements for transfer of the property were ongoing.

Construction progressed during July. Final granular leveling courses and lighting were installed. Rink slabs were poured and boards laid-out along with seating. Installation of building systems was ongoing and in the final stages with finishes following.

City activities progressed. The score clock contract was awarded. An RFP for IT services was issued.

Regular construction, project management and City staff meetings were held.

1.2 Meetings

Date	Description
July 5, 2005	On-Site Construction Meeting
July 18, 2005	City Council Meeting
July 19, 2005	Construction, Project Management and Staff Meetings
July 19, 2005	IT Coordination Meeting

1.3 Budget

Anticipated project expenditures remain within the project budget of \$12,015,989 approved on December 19, 2004 and amended by Council to include accessibility improvements. At the end of July 2005, project funds were 99% committed and approximately 85% expended.

Discussions were ongoing early in the month relating to removal and disposal of buried concrete. A resolution was met with the property owner which addressed the costs for removal of concrete and other issues.

The cost of 26 additional parking stalls along the south side of the building is approximately \$13,000 and was offset by deferring tree planting in the boulevards and portions of the furniture, fixtures and equipment. A final cost will be known when the unit rate work is completed.

A contingency reserve of \$130,000 for the Third Avenue and parking lot work is included in the budget. The full contingency was fully committed.

The list of changes to-date was recorded and resulted in a small credit. These items are currently included in the Cost Control Log.

1.4 Schedule

The contractor remains committed to substantially performing the contract by September 1. The City will book events or rentals until at least September 16. The critical paths run through the risk slabs and ice. The slab pours were completed July 5 and 20 for rinks B and A respectively. Improved information will become available as the work proceeds.

1.5 Design Issues

The final design meeting was held in March 2005. Issues arising at the construction and project meetings included pot lights for the donor wall and other minor issues.

A resolution was reached to include 26 additional parking stalls along the south side of the arena in lieu of a larger grassed area. This was seen as work that should be completed as part of the project and would be more costly if done in the future.

It was noted that the potential exists for conflict between the east overhead door and the public reaching through the adjacent guard rail. Spriet is to address this deficiency.

An access box for connection by Rogers cable is required. The location and box are to be determined.

1.6 Procurement

The contract for supply of the scoreboards was awarded in July.

A meeting was held on July 19, 2005 to review the process for procurement of IT services and devices to meet facility requirements. A Request for Proposals for supply of the IT systems was issued in July for closing August 10, 2005. Work includes cabling and terminations, and connection to the City system. Specific requirements include computers, phones, elevator, security, administration and the hydro meter.

The twelfth progress payment was made to Norlon Builders for June 2005. The majority of the work performed was for building systems including refrigeration, mechanical, plumbing and electrical. Other work included concrete work, partitions and minor finishes.

1.7 Construction Progress

Installation of the level granular course, or Granular "A", was completed for the Third Avenue extension and most of the parking lot areas. Asphalt, curbs, sidewalks and cutters will proceed in August. Parking lot lighting was installed.

All preparation for the main rink slabs was completed including underground cooling distribution. Rink B and A slabs were poured on July 5 and July 20 respectively. All other concrete work was completed.

Work on interior partitions proceeded with wall partitions and associated doors. Aluminum glazed walls were installed at the entrances. Overhead doors were installed or roughed-in at exterior entrances.

The seating and rink board systems were measured for fabrication and installation in August.

Painting continued at most locations including the structural steel.

Mechanical installation continued including plumbing supply and drains, HVAC ducting and refrigeration equipment. The work will be mostly completed in August.

Electrical work proceeded including conduit, conductor runs and terminations at various locations. The work will be mostly completed in August.

1.8 Issues and Risk Management

Negotiations continued with the property owner regarding back charges for concrete removal. Exceptions were fencing around the rubble pile and water service rough-in which were billed by the contractor directly. A resolution was reached for the funds which addressed the concrete. West side servicing was defined under the Site agreement.

Humid summer weather may impact the ability of concrete slabs to reach the minimum required moisture contents to allow for surface treatments and application of sheet products. The contractor is monitoring moisture contents and the possibility exists for dehumidification in certain areas.

The final base course or Granular "A" and asphalt quantities are yet to be determined but carry less risk due to better defined scopes of work.

The estimated expenditures remain at the total project budget. The only remaining funds available to respond to cost increases are in the furniture, fixture and equipment budget. If adopted, these reductions could impact operations of the facility.

Prior to making the construction progress payment, the City received a letter from the designated project engineer at Spriet Associates recording that work had been performed in "general conformity to the plans and specifications". This letter is required with all applications for progress payment.

MHPM monitored the construction progress with regular site visits and the City provided a daily, on-site presence. Site testing and inspections by technicians and engineers was performed as required.

1.9 Next Month's Priorities

Complete granular "A" and commence asphalt, curbs and gutters.

Complete curing of A and B rinks slabs, and commence cooling of slabs.

Commence installation of rink boards and seating.

Install remaining partitions and continue with finishes.

Complete installation of the elevator.

Complete refrigeration, mechanical and electrical services and commence commissioning.



Corporation of the

City of St. Thomas

- 32 -

Report No.

ES76-05

File No.

Directed to: Chairman Terry Shackelton and Members of the Protective Services and Transportation Committee

Date
August 2, 2005

Department: Environmental Services Department

Attachment
None

Prepared By: Dave White - Supervisor of Roads and Transportation

Subject: Traffic Control – Manor Road and Chestnut Street, All-Way Stop Justification

Recommendation:

It is recommended that:

1. All-way stop control not be installed at the Manor Road and Chestnut Street intersection and;
2. Future development in the area surrounding Manor Road and Chestnut Street be closely monitored for its effect on the intersection function.

Report:

Origin

At its regular meeting on June 20, 2005, Council directed staff to investigate the justification for an All-Way Stop Condition at the intersection of Manor Road and Chestnut Street.

Analysis

Manor Road and Chestnut Street are both residential collector roadways in the southeast quadrant of the City. The speed limit on both roadways is a statutory 50 km/h. The two roadways meet in a full intersection configuration. A Stop Condition currently exists for the eastbound and westbound directions of Chestnut Street.

A turning movement count was conducted at the Manor Road and Chestnut Street intersection on June 23, 2005 to determine the justification for all-way stop control. The traffic volume data was then applied to all-way stop justification. The results of our analysis show that the combined warrants for all-way stop control were not met at 66%. A review of the collision history for this intersection revealed two reported motor vehicle collisions at the Manor Road and Chestnut Street intersection in the past three years that are considered not correctable through additional intersection control.

Financial Considerations

None.

Alternatives

- Approve the recommendations as written
- Install All-way stop control at the intersection of Manor Road and Chestnut Street.

Respectfully,

Dave White - Supervisor, Roads and Transportation
Environmental Services

Reviewed By:

Treasury

Env Services

Planning

City Clerk

HR

Other



Corporation of the

City of St. Thomas

- 33 -

Report No.

ES75-05

File No.

Directed to: Chairman Terry Shackelton and Members of the Protective Services and Transportation Committee

Date
August 2, 2005

Department: Environmental Services Department

Prepared By: Dave White - Supervisor of Roads and Transportation

Attachment
By-law amendment

Subject: New Developments – Intersection Traffic Control Issues

Recommendation:

It is recommended that:

1. The traffic by-law 45-89 be amended to permit the installation of Stop Sign control and Yield Sign control as identified in the attached by-law.

Report:

Origin

New subdivision roads (assumed or not assumed) that have base course asphalt and occupied homes require Through Highway Status or Intersection Traffic Control. As a result, staff has reviewed a number of the newly created intersections within the five subdivisions and provide changes to the traffic by-law 45-89.

Analysis

There are five new subdivisions that will require by-law revision as specified below;

Lake Margaret Subdivision

- Three new Stop Conditions; Eastbound Hummingbird Lane @ Warbler Heights, Southbound Osprey Lane @ Lake Margaret Trail and Northbound Osprey Lane @ Hummingbird Lane.

South Gate Subdivision

- Two new Stop Conditions; Northbound Faith Boulevard @ Hagerman Crescent (north) and Southbound Faith Boulevard @ Southgate Parkway.
- One new Yield Condition; Eastbound Hagerman Crescent @ Faith Boulevard (south)

Mary Bucke Subdivision

- One new Stop Condition; Westbound Mary Bucke Street @ Trethevick Terrace.

Brookside and Meadowvale Subdivision

- One new Stop Condition; Northbound Brookside Drive @ Meadowvale Drive

Dalewood Landings Subdivision

- Two new Yield Conditions; Southbound Havenridge Court @ Greenway Boulevard and Southbound Hawthorne Court @ Greenway Boulevard.

Financial Considerations

None, costs provided from current budget.

Respectfully,

Dave White, C. Tech - Supervisor of Roads and Transportation
Environmental Services

Reviewed By:

Treasury

Env Services

Planning

City Clerk

HR

Other



Corporation of the
City of St. Thomas

-34-

Report No.

CC-29-05

File No.

Directed to:

Chairman T. Shackleton and Members of the Protective Services and Transportation Committee

Date

July 14, 2005

Department:

City Clerks Office

Attachment

Prepared By:

Richard Beachey, Deputy City Clerk

- Report CC-20-05

- Amended Animal Control Call Out Policy

Subject:

Pit Bull ban legislation

Recommendation:

That the City of St. Thomas Animal Control undertake active enforcement of Provincial Pit Bull Ban legislation and, that the Animal Control Call Out Policy be amended to permit call outs for alleged Pit Bull dogs at large or contained.

Origin:

On July 13, 2005, a meeting with City Police and City Animal Control occurred to discuss the policy and procedures for implementing Bill 132, the "Public Safety Related to Dogs Statute Law Amendment Act".

Analysis:

Currently, other than patrolling for potential dogs at large, City Animal Control only undertakes enforcement of the Animal Control by-law on a reactive (by complaint only) basis. In discussing this matter with the Police Department, it was indicated that the Police would be treating this legislation like any other, that is, if they see an offence, they will deal with it proactively. To maintain uniformity with the Police it is suggested that City Animal Control likewise undertake proactive enforcement of this legislation.

The current Animal Control Call out Policy does not permit call outs for animals at large. In response to the impending (at that time) Pit Bull ban legislation, additional resources were set aside for overtime call outs to deal with Pit Bull type dogs. The Police indicated that the Call Out policy be amended for Pit Bulls at large and/or to be picked up. Given that Council has already agreed that budget resources for 2005 reflect this, an amendment to the Call Out policy is appropriate.

Financial Considerations

As noted in Report CC-20-05, \$10,000 has been added to the municipal budget to cover expected overtime costs.

Alternatives:

The Committee may:

1. Not adopt the Amended Policy, with proactive enforcement.
2. Not adopt the Amended Policy, with existing enforcement.
2. Adopt the Amended Policy, as attached, with proactive enforcement.
3. Adopt the Amended Policy, as attached, with existing enforcement.

Respectfully submitted,

Richard Beachey
Deputy City Clerk

Reviewed By:

Treasury

Env Services

Planning

City Clerk

HR

Other



Corporation of the
City of St. Thomas

-35-

Report No.

CC-20-05

File No.

Directed to: Chairman T. Shackleton and Members of the Protective Services and Transportation Committee

Date
May 24, 2005

Department: City Clerks Office

Prepared By: Richard Beachey, Deputy City Clerk

Attachment

- Information from the Ministry of the Attorney General related to Dogs Statute Law Amendment Act
- Brief from the Municipal Law Enforcement Officers Association

Subject: Pit Bull ban legislation

Recommendation:

That Report CC-20-05 be received for information.

Origin:

On March 9, 2005, Bill 132, the "Public Safety Related to Dogs Statute Law Amendment Act" received Royal Assent. This legislation is more popularly known as the pit bull ban legislation and goes into effect on August 29, 2005. This legislation amended the Dog Owners Liability Act (DOLA) and there are related amendments to the Animals for Research Act (ARA).

Analysis:

This new legislation has a great impact on the provision of animal control services in the City of St. Thomas. Under the law, City By-law Officers are considered "Peace Officers" (Sec. 12) for the purposes of enforcement of this Provincial legislation. Because City By-law Officers will be enforcing this provincial legislation it is expected that there will be increased costs for this enforcement. These expected increased costs have been accounted for in the municipal budget.

It is to be noted that the powers under the new legislation provide that officers are able to enter a premise with a warrant (Sec. 13) and use as much force as is necessary (Sec. 16) in the execution of a warrant. In "exigent circumstances" (Sec. 14), an officer may enter a premise without a warrant and similarly use as much force as is necessary. A dog may be seized in a public place (Sec. 15) and as much force as is necessary is also authorized.

Aside from the powers change, the legislation allows the specified pit bull or pit bull like dogs that were in existence on August 29, or born within 90 days of August 29, 2005 to legally continue under a grand fathering provision which will require that the dogs be sterilized, leashed (max 1.8 m.), and muzzled in public (Sec. 7 and O. Reg. 157/05).

The by-law enforcement staff has expressed concern about the new legislation and have requested additional tools of enforcement and staffing. There will be a meeting scheduled with the Police to discuss this new legislation shortly.

Financial Considerations

\$10,000 has been added to the municipal budget to cover expected overtime costs.

Respectfully submitted,

Richard Beachey
Deputy City Clerk

Reviewed By:

Treasury

Env Services

Planning

City Clerk

HR

Other

-36-
ANIMAL CONTROL CALL OUT POLICY (amended)
FOR PAGE OUTS AFTER REGULAR HOURS

Shelter Hours 0800 – 1630 Weekdays
 0800 – 1200 Weekends and Holidays

This policy shall be considered a clarification of the policy previously located at the fire station for after hours call outs.

Animals shall be defined as dogs, cats, raccoons, foxes and injured birds/ducks unable to fly. For the purpose of this policy, no reptile shall be considered as an animal.

The Animal Control Officer may be paged out after shelter hours for all animals that are: still alive, injured, obviously sick, exotic/unusual threat to public safety (ie: rabid), or have bitten (as requested by police).

Police requests for a page out may occur under the following circumstances:

- animals still alive that are injured,
- animals that are still alive that are obviously sick,
- animals that are an exotic or unusual threat to public safety (ie: rabid),
- animals that have bitten,
- animals that are captured and restrained within a City owned property such as the Fire Hall, Animal Shelter, Police Station or City Hall, or
- animals that have been captured by Police and delivered to the animal shelter.
- alleged Pit Bull or Pit Bull type dog, either at large or contained (July 14, 2005).

It is expressly understood that it shall **not** be publicly known that animals left for example, in the Police station lobby, will be looked after through a page out. This service is for the convenience of the concerned Department only. Public facilities are not to become drop off points for unwanted or stray animals.

Officers on page duty may and do live outside of the City of St. Thomas and dispatchers should be aware an animal at large could travel a great distance in the time that it would take an officer, once having received a page, to respond to the City limits. It could take a half hour or more from receiving a page to appearing on scene. Therefore:

EXEPTING PERMITTED POLICE REQUESTS AND, (JULY 14, 2005) IN THE ABSENCE OF ANY OTHER CONDITION, UNDER NO CIRCUMSTANCE IS ANIMAL CONTROL TO BE PAGED OUT BY ANYONE FOR AN AT LARGE COMPLAINT – EITHER DOG OR CAT.

Where an on page officer may question a page out it shall by the duty of the officer to follow up the page with a contact to the requester to determine the requirement of whether or not to appear on scene. This information may not be available from dispatch. It is understood that other then the conditions listed in this policy, it shall not be a requirement of dispatch to determine the validity of a call out. This will be in keeping with dispatch services provided other departments.

All other calls, take important information and relay to Animal Control. They will pick up the next working day.

For reasons of safety, an on page officer will not destroy an animal that is rabid or is suspected to be rabid. It is expected that such an animal will be destroyed, likely by the Police, and the on page officer's responsibility will be for disposal.

Trapped or Captured Animals – Other then animals that are captured and restrained within a City owned property such as the Fire Hall, Police Station and City Hall.
Relay message to Animal Control. They will pick up the next morning.

Wild Animals – ie: Raccoons or skunks, advise caller to call a pest control service found in the yellow pages. We do not recommend one agency over another.

Animal Bites – Concerns should be directed to the City police at 631-1330

Dead Animals – relay to Public Works Department at 631-0368

Lost or Found Animals – Caller should leave a message at the animal shelter

REFERENCE NUMBERS

St. Thomas
Humane Society - 637-9666
Animal Aide - 633-3788
Animal Control - 631-7430

Central Elgin, Malahide and Aylmer
Elgin County Animal Control – Bruce Monger – 1-800-265-4376

Sick Crows
Please contact Health Unit – 631-9900

Snakes
John Carpenter - 633-8423



Corporation of the

City of St. Thomas

- 38 -

Report No.

CC 31-05

File No.

Directed to:

Chairman T. Shackleton and Members of the Protective Services and Transportation Committee

Date

August 8, 2005

Department:

City Clerks Office

Attachment

Prepared By:

Richard Beachey, Deputy City Clerk

- Memorandum – July 6, 2005

- Dog or Cat quarantine procedures

Subject:

Quarantined and Seized Dogs and Cats

Recommendation:

That Report CC 31-05 be received for information and;

That the Dog or Cat quarantine procedures be adopted.

Origin:

As described in the Memorandum of July 6, 2005, the City has recently been taking in quarantined or seized Dogs and Cats from other municipalities. In the interest of establishing a procedure for the treatment of such animals, the attached document has been developed.

Analysis:

As described in the memo, at times animals could be brought into the pound where an owner is incapacitated or an animal is quarantined.

As an example of incapacity, this could occur where an owner may be arrested in a vehicle, and the Police turn over an animal found in the vehicle. In these situations, an animal, potentially requiring veterinary care, may remain in the pound for an indeterminate period and could certainly exceed the normal fourteen day period for a stray. Of course, with the owner incapacitated, there would be little chance of cost recovery against the owner. Clear direction would be sought from the originating municipality in this case.

For quarantined animals, it is suggested that quarantined animals from other municipalities not be brought into the City pound. Should there be any quarantined animals that are brought into the pound, the cost would be charged back to the originating municipality.

The memorandum of July 6, 2005 explained these needs and sought the opinion of the participating municipalities on the proposed quarantine policy.

The Town of Aylmer responded and, while they indicated their agreement with the proposed quarantined procedures, some concern was expressed with respect to the treatment of seized dogs. Specifically, the Town indicated their desire to have a set time frame whereby an owner may retrieve a seized dog upon paying any outstanding fees. If not retrieved within the set time frame, they propose that the animal would then be available for adoption with the originating municipality paying any fees. While the suggestion from the Town regarding seized animals does not affect the quarantine procedures, I do have a concern about imposing a time limit. I am also concerned about the notification responsibility and feel obliged to seek legal advice about this. The legal opinion will form the basis for an additional policy respecting seized animals.

Financial Considerations

None to the City of St. Thomas.

Alternatives:

The Committee may:

2. Adopt the quarantine procedures, as attached.
3. Not adopt the quarantine procedures, as attached.

Respectfully submitted,



Richard Beachey
Deputy City Clerk

Reviewed By:

Treasury

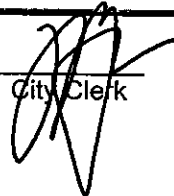
Env Services

Planning

City Clerk

HR

Other

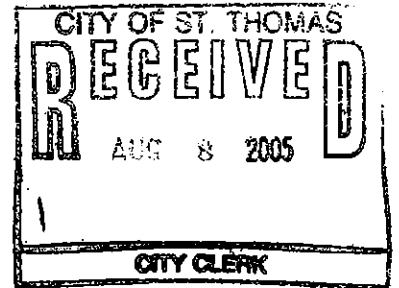


-40-

Aug 1 /05

Alderman Tom Johnston

St Thomas City Council



Dear Tom,

Our 3rd annual Warbler Heights street party is scheduled for the last Saturday in August, the 27th.

As in previous years, we are seeking permission to block the street to the north of 25 Warbler Heights from 5 to 11 pm.

Thank you.

Jeff

Jeff Balsdon
5 Warbler Heights

637-0560

Name: Richard Beachey
Title: Deputy City Clerk



Tel: (519) 631-1680 Ext. # 4124
Fax: (519) 633-9019
rbeachey@city.st-thomas.on.ca

545 Talbot Street • P.O. Box 520 • City Hall • St. Thomas • Ontario N5P 3V7

MEMORANDUM

TO: Ms. Dianne Caryn, Administrator, Clerk-Treasurer, Township of Southwold
Mr. Randy Millard, Administrator – Clerk, The Township of Malahide
Mr. Don Leitch, Clerk-Administrator, Municipality of Central Elgin
Ms. Heather Adams, Administrator, Deputy Clerk, The Town of Aylmer
cc. City Clerk Wendell Graves
Mike Chaulker, By-Law Officer II

DATE: July 6, 2005

SUBJECT: Quarantined and Seized dogs and cats

There are 4 pages to this fax including this page

Hello:

Quarantined Dog or Cat

The St. Thomas animal shelter has received information from the Ministry of Agriculture, Food and Rural Affairs regarding the treatment of quarantined animals that come into the city shelter.

The purpose of this note is to set out a system of procedures for the treatment of such animals as suggested by the Ministry.

OMAFRA has taken the position that the Health Unit should be responsible for the costs of the quarantine, where it occurs at a place other than where the animal is normally kept. However, under the Regulations (O.Reg. 557) to the Health Protection and Promotion Act, it is actually the originating municipality (where the animal came from) that is responsible for any costs.

I have developed a draft policy (attached) and would like comment on it, if any, prior to finalization. I have also included a form which will be utilized by City animal control for use by City residents. Should you have any comments, please let me know by Friday July 15, 2005.

It is suggested that any bite animals that are placed under quarantine not be seized and placed in the City shelter. The owner may want the animal removed, but it is clear that the originating municipality is responsible for any costs (veterinary and board). Such expenses, which could be considerable, would be considered outside the pound agreement for building expenses and billed directly to the originating municipality.

Seized Dog or Cat

I would like to bring to your attention the matter of a seized dog or cat that may come into the City shelter as a result of such seizure.

Recently, a dog was brought into the shelter as a result of a call in by the Police from another municipality. Apparently, the owner was in her vehicle and was arrested. The dog (a pitbull incidentally) was also in the vehicle and animal control from the other municipality was subsequently called out to take the dog. Animal control seized the dog and entered it in the pound as a turnover from the Police.

The problem that we face is the way the dog was entered. If the animal was entered as a stray, the animal could go through the normal four day retention process and then the ten day adoption period, during which Animal Aide may also remove the dog for adoption. Also, during this period, since entered as a stray, necessary medical care could be undertaken by Animal Aide since the owner would not be known. Since the dog was entered as a turnover from the Police, technically, only the owner (the Police), could authorize any direction (which must be in writing) for such dog or cat. This direction could include a direction to euthanize. Cost for any services (veterinary or boarding), would, of course, be charged back to the originating municipality.

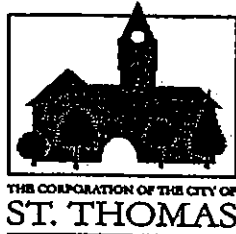
If no direction is forthcoming, the dog or cat would continue to be housed and cared for (as required by provincial law) at the City Pound, for an indefinite period until claimed by somebody. The costs of such care and boarding would be borne by the originating municipality, as such long term care is outside of the participating agreement.

I bring this to your attention, so that if such animals do come into the pound other than as a stray, we will attempt to get direction from the originating municipality, prior to significant expenses being undertaken. Please understand our need to have written direction on such animals.

Should you have any questions, please do not hesitate to contact me.

Wendell Graves
City Clerk

Richard J. Beachey, B.A.
Deputy City Clerk



Office of the Clerk
P.O.Box 520, City Hall
St. Thomas, ON N5P 3V7
Telephone: (519) 631-1680
Fax: (519) 633-9019

CITY OF ST. THOMAS

DOG OR CAT QUARANTINE PROCEDURES

In accordance with the normal operating procedures provided by the Ontario Ministry of Agriculture, Food and Rural Affairs and, the requirements of O. Reg. 557 (as amended), the following applies where a bite has occurred and animal control has been called onto the scene.

City of St. Thomas Animal Control

The St. Thomas-Elgin Health Unit is to be contacted immediately upon the determination that a bite has occurred and an animal (being a dog or cat) is eligible for quarantine. No further action with an animal is to occur until the St. Thomas-Elgin Health Unit has instructed a quarantine to take place.

Except as noted below, under no circumstance is an animal to be brought into the municipal shelter unless the St. Thomas-Elgin Health Unit has so ordered the quarantine of an animal into the municipal shelter.

Should the owner of the animal for which a quarantine has been ordered, desire that the City Animal Control quarantine the animal at the municipal shelter, if not ordered by the St. Thomas-Elgin Health Unit, the owner agrees that they will accept all costs of the quarantine (any housing and veterinarian bills) by authorizing the appropriate form.

Municipality of Central Elgin, Township of Southwold, Town of Aylmer, Township of Malahide

The St. Thomas-Elgin Health Unit should be contacted immediately upon the determination that a bite has occurred and an animal is eligible for quarantine. No further action with an animal should occur until the St. Thomas-Elgin Health Unit has instructed a quarantine to take place.

Under no circumstance is an animal to be brought into the St. Thomas City municipal shelter unless the St. Thomas-Elgin Health Unit has so ordered the quarantine of an animal into the municipal shelter. When a quarantine into the St. Thomas City municipal shelter is so ordered, the Municipality from which the animal originated shall pay the costs of any housing and veterinarian bills that may be incurred for the care of such animal. R.R.O. 1990, Regulation 557, Sec 3 (2) (b).

Should the St. Thomas-Elgin Health Unit not order a quarantine at the St. Thomas City municipal shelter, the animal shall be quarantined at a location other than the St. Thomas City municipal shelter.

Wendell Graves
City Clerk

Richard J. Beachey, B.A.
Deputy City Clerk



Office of the Clerk
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545 Talbot Street • P.O Box 520 • City Hall • St. Thomas • Ontario N5P 3V7

Instruction for Quarantine

Date: _____

I, the undersigned owner of:

_____ dogs

_____ cats

located at

_____ having been ordered by the St. Thomas-
Elgin Health Unit to quarantine my dog(s)/cat(s) as a result of a bite incident, instruct the City of
St. Thomas Animal Control Services to quarantine my animal(s) at the City of St. Thomas
Animal Shelter and I agree to pay all costs in association with such quarantine, including, but
not limited to boarding and veterinary charges.

Signature

Signature

Witness