

AGENDA

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

COUNCIL CHAMBERS 5:30 P.M. CLOSED SESSION
CITY HALL 7:00 P.M. REGULAR SESSION APRIL 16TH, 2007

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 B. Aarts

DISCLOSURES OF INTEREST

MINUTES

Confirmation of the minutes of the meeting held on April 10th, 2007.

DEPUTATIONS

Elgin County Plowmen's Association - International Plowing Match 2010

Representatives of the Elgin County Plowmen's Association and the Ontario Plowmen's Association will be in attendance to request Council's support to host the 2010 International Plowing Match in Elgin County.

Mothers Against Drunk Driving (MADD) - Strides for Change Fundraiser - June 3, 2007

A representative of the Mothers Against Drunk Driving (MADD) St. Thomas Chapter will be in attendance to discuss the Strides for Change Fundraiser being held in Pinafore Park on June 3rd, 2007. **Page 7**

Police Services Report

A representative of the St. Thomas Police Department will be in attendance to present the Police Services Report for the month of March 2007.

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

Minimum Maintenance By-Law - Ontario Heritage Act

NEW BUSINESS

BUSINESS CONCLUDED

ENVIRONMENTAL SERVICES COMMITTEE - Chairman T. Johnston

UNFINISHED BUSINESS

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

NEW BUSINESS

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 for Special Levy

St. Thomas Police Services Space Needs

Council Remuneration and Expenses - Section 284(1) Reporting under Municipal Act 2001

Bridge, Sewers and Water Capacity in Barwick Street Area

NEW BUSINESS

Tender Award - Janitorial Services - Colin C. McGregor Building

Report TR-13-07 of the Director of Finance and City Treasurer. Page 8

BUSINESS CONCLUDED

COMMUNITY SERVICES COMMITTEE - Chairman B. Aarts

UNFINISHED BUSINESS

Parks Pavilion Renaming

Walk of Fame

Paralympics Ontario - Request for Hosting Bids

NEW BUSINESS**BUSINESS CONCLUDED**

PROTECTIVE SERVICES AND TRANSPORTATION COMMITTEE - Chairman D. Warden

UNFINISHED BUSINESS

Leash Free Dog Park

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

Transit System and CASO Station

White Street Yield Signs

Heart and Stroke Foundation - Big Bike Event - May 22nd and May 24th, 2007

A letter has been received from Cindy Bezaire, Secretary, Special Events Committee, advising that the Committee supports the permit for the Heart and Stroke Foundation Big Bike Event taking place through the downtown area on Tuesday, May 22nd and Thursday, May 24th, 2007.

Paratransit Buses - Scooter Accommodation

Colin C. McGregor Justice Building

NEW BUSINESS**BUSINESS CONCLUDED**

SOCIAL SERVICES COMMITTEE - Chairman L. Baldwin-Sands

UNFINISHED BUSINESS

Valleyview Food Service Contract

NEW BUSINESS**BUSINESS CONCLUDED****REPORTS PENDING**

ROAD RESURFACING PROGRAM - BUDGET FORECASTS - J. Dewancker

COUNCIL

Council will reconvene 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

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

The Fourth Report of the Site Plan Control Committee Report to be available at the meeting.

PETITIONS AND COMMUNICATONS

Wellington Street Courthouse

A copy of a letter addressed to the Attorney General of Ontario and Minister of Public Infrastructure Renewal has been received from Minister Steve Peters, M.P.P. Elgin-Middlesex-London, regarding the location of court facilities at the Wellington Street Courthouse in St. Thomas. Page 9

CASO Lands

A letter of response has been received from Donna Cansfield, Minister, Ministry of Transportation, suggesting that the City of St. Thomas should approach the Ministry of Tourism regarding the importance to tourism of the CASO railway line. Page 10

A copy of a letter addressed to the Minister of Transportation, Minister of Culture, and Minister of Tourism has been received from Minister Steve Peters, M.P.P. Elgin-Middlesex-London, requesting their assistance regarding the purchase of the CASO railway line. Page 11

Ontario Municipal Partnership Fund - Resolution

A copy of a letter addressed to the Minister of Finance has been received from Minister Steve Peters, M.P.P. Elgin-Middlesex-London requesting a response to the City of St. Thomas. Page 12

Proposed Legislative Brownfield Reform Package

A letter has been received from the Honourable John Gerretsen, Minister of Municipal Affairs and Housing, advising of the proposed legislative brownfield reform package. Page 13

Public Transit Service - Subsidy

A letter has been received from Donna Cansfield, Minister, Ministry of Transportation, advising that the City of St. Thomas has received an unconditional grant in the amount of \$182,597.40 for public transit in the City of St. Thomas.

Newcomer Champion Awards

An invitation has been received from the Honourable Mike Colle, Minister, Ministry of Citizenship and Immigration, to participate in the Newcomer Champion Awards, a new program recognizing individuals who have demonstrated leadership and commitment in promoting cultural diversity and harmony through activities such as educational outreach, special events and the support of newcomers settling into communities in the province. The deadline for nominations has been extended to April 20th, 2007.

Accessibility for Ontarians with Disabilities Act

A letter has been received from Ellen Waxman, Assistant Deputy Minister, Accessibility Directorate of Ontario, Ministry of Community and Social Services, regarding recruitment for the Accessible Built Environmental Committee and the Employment Accessibility Committee. **Page 14**

UNFINISHED BUSINESS

Canadian Championship - Acknowledgment Signage

NEW BUSINESS

BY-LAWS

First, Second and Third Reading

1. A by-law to confirm the proceedings of the Council meeting held on the 16th day of April, 2007.
2. A by-law to authorize the Mayor and Clerk to execute and affix the Seal of the Corporation to a certain agreement between the Corporation of the City of St. Thomas and Kuma Catering and Concessions. (Food Concession Services - Douglas J. Tarry Sports Complex)
3. A by-law to acquire certain lands for the purposes of the Corporation. (Springwater Developments Inc. - Part Lots 4 & 5, Plan 11M-159, shown as Parts 2 & 3 on Plan 11R-8664 - Walkway from Penhale Avenue to Faith Baptist Church property)

PUBLIC NOTICE

NOTICES OF MOTION

CLOSED SESSION

A resolution to close the meeting will be presented to deal with a personal matter about an identifiable individual and matters about proposed or pending acquisition or disposition of lands.

OPEN SESSION

ADJOURNMENT

CLOSING PRAYER



Mothers Against Drunk Driving™
Les mères contre l'alcool au volant™

ST. THOMAS CHAPTER

P.O. Box 23016, 417 Wellington Street, St. Thomas, Ontario, Canada N5R 6A3 Telephone: (519) 637-3333
E-mail: maddstthomas1@rogers.com

April 6, 2007
Mr. Wendell Graves
City Clerk
City of St. Thomas
P.O. Box 520
St. Thomas, Ontario
N5P 3V7

City of St. Thomas
Received
APR 10 2007
City Clerks Dept.

Dear Mr. Graves:

MADD St. Thomas is excited to bring "Strides for Change", a 5 km. non-competitive walk to our community. Designed to be MADD St. Thomas' signature fundraising event "Strides for Change" offers our community a valuable opportunity to make a difference. The event is planned for Sunday, June 3, 2007 and will take place in Pinafore Park. Registration will start at 8:30 a.m., opening ceremonies will begin at 9:00 a.m. with the walk commencing at 10:00 a.m. The Official Event Sponsor for this event is Messenger Delivery Service and we are very grateful to the support we have received from the businesses of St. Thomas and Elgin County. Our committee has put together an event with something for the entire family. Along with various displays, we will have a silent auction, several raffles, a Go-Kart display and lunch following the walk. This is a great awareness project as well as an excellent opportunity for families and friends to be active together. Pinafore Park is a beautiful setting with numerous amenities and we encourage everyone to take advantage of these throughout the day as well.

100% of money raised from MADD St. Thomas' fundraising events stays in St. Thomas and Elgin County. We fund public awareness and educational programs, provide support to victims of impaired driving as well as provide funding to St. Thomas City Police and O.P.P. for additional R.I.D.E. programs throughout the year.

It is critical that we continue to emphasize the "Drive Safe, Drive Sober" message. Every day, on average, just fewer than 4 Canadians are killed and 190 more are injured due to alcohol and drug related crashes. These deaths and injuries are totally preventable!!

With your support, MADD St. Thomas will be better able to accomplish our mission to **stop impaired driving and to support the victims of this violent crime.**

Sincerely,

Mr. Bob Hamilton
Co-President



Corporation of the
City of St. Thomas

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Report No.

TR-13-07

File No.

T 07-701

Directed to: Chairman Terry Shackelton and Members of the
Finance and Administration Committee

Meeting Date

April 16, 2007

Department: Treasury

Attachments:

Prepared By: Frank Lattanzio, Manager of Facilities and Property

None

Subject: Tender Award - Janitorial Services at the Justice Building

Recommendation:

THAT: Council receive Report No. TR-13-07.

THAT: Council accept the Tender submitted by J&A Cleaning Solutions Ltd. in the amount of \$139,334.88 (including GST) for Janitorial Services at the Justice Building for a two year period.

THAT: Council approve \$15,000 as an unbudgeted expenditure in 2007 and that such amount be included in the June 30th budget monitoring report.

THAT: A by-law be prepared to authorize the Mayor and Clerk to sign an agreement with J&A Cleaning Solutions Ltd. for this contract award.

Background:

The Tender for Janitorial Services closed on Tuesday, January 23, 2007 at 2:00:00 p.m. and all bids received were immediately opened in public in the lower conference room. Two bids were received from the following companies:

Tender Amount

Omni Facility Services Canada	\$ 108,533.64
J&A Cleaning Solutions Ltd.	\$ 139,334.88

The Tenders were checked for the mandatory response requirements and were checked for calculation errors. Both bids received were compliant with our requirements and no calculation errors were found. Purchasing and Facilities staff reviewed the bid responses and recommended on January 30th, 2007 the contract be awarded to the low bidder, Omni Facility Services Canada, in the amount of \$108,533.64 for a two-year period.

Since that time Omni Facility Services Canada has encountered many difficulties in fulfilling its contractual responsibilities. Omni's inability to acquire enough suitable staff and its fear that it might lose its performance bond has caused it to withdraw its bid and has chosen not to accept the Janitorial Contract.

Therefore it is recommended that the contract be awarded to the next highest bidder in the amount of \$ 139,334.88, J&A Cleaning Solutions Ltd. An additional unbudgeted expenditure for this contract in the amount of \$15,000 is required. It is requested that this amount be approved by Council and included in the June 30th budget monitoring report.

Due to the current condition of the building, Hickman Mount Reconstruction Inc. has been retained by the City to provide a "construction/renovation cleanup" whereby the facility will be cleaned based on priorities and funding availability.

The Police Chief has been consulted and concurs with our recommendations. Staff are available to answer any questions members may have.

Respectfully submitted,

Frank Lattanzio
Manager of Facilities and Property

Reviewed By:

Treasury

Env Services

Planning

City Clerk

HR

Other



Steve Peters, M.P.P.
Elgin - Middlesex - London

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RECEIVED
APR 05 2007

March 30, 2007

Honourable David Caplan
Minister of Public Infrastructure Renewal
Mowat Block, 6th Floor
900 Bay Street
Toronto, ON M7A 1L2

Honourable Michael Bryant
Attorney General of Ontario
McMurty-Scott Building, 11th Floor
720 Bay Street
Toronto, ON M5G 2K1

Dear Ministers:

Please find enclosed a letter from Mayor Cliff Barwick of the City of St. Thomas.

As you will read in his letter, Mayor Barwick has written to Premier Dalton McGuinty asking that our government consider including the historic Wellington Street Elgin County Courthouse and the property's owner, Mr. Shmeul Farhi, in the Request for Proposals process in regards to the consolidated courthouse project in St. Thomas.

As you are both well aware, the consolidated courthouse project is one of the top items of interest for constituents in my riding and the successful completion of this project is one of my highest priorities. Many local proponents of the new St. Thomas courthouse would prefer to see it located at the Wellington Street location to help preserve and secure the long-time future and use of the heritage site.

I believe it is incumbent on upper tier levels of government to take local concerns and preferences into consideration when making decisions that will affect those local residents the most.

Ministers, I would appreciate your reviewing this matter and responding directly to Mayor Barwick. As always, thank you in advance for your time and consideration.

Sincerely,

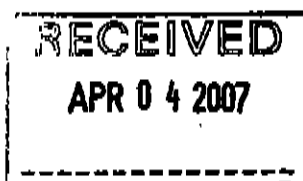
Steve Peters, M.P.P.
Elgin-Middlesex-London

Cc: Mayor Cliff Barwick, City of St. Thomas

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Ministry of
Transportation
Office of the Minister
Ferguson Block, 3rd Floor
77 Wellesley St. West
Toronto Ontario
M7A 1Z8
416 327-9200
www.mto.gov.on.ca

Ministère des
Transports
Bureau du ministre
Édifice Ferguson, 3^e étage
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416 327-9200
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APR 3 - 2007

His Worship Cliff Barwick
Mayor
City of St. Thomas
PO Box 520
St. Thomas, Ontario
N5P 3V7

Dear Mayor Barwick:

Thank you for your letters of February 6 and March 16, 2007, requesting that the Government of Ontario purchase that part of Canadian National's CASO Subdivision railway line from mile 113.64 to mile 117.49 in the City of St. Thomas.

I have already advised Canadian National that the Government of Ontario declines to purchase the above noted portion of CN's CASO Subdivision railway line. The Ministry of Transportation does not have formal programs to fund short line railway infrastructure or to purchase discontinued railway lines.

Having said that, I am aware of the potential tourism impact of the railway heritage aspect of the railway line running through St. Thomas. Accordingly, I would suggest that you explore this with the Ministry of Tourism. I have copied the Honourable Jim Bradley on this letter. You may wish to outline the tourism potential here and provide some examples of how the retention of the rail line could showcase the railway heritage of St. Thomas.

Thank you for taking the time to raise this matter with me.

Sincerely,

Donna Cansfield
Minister

c: The Honourable Jim Bradley, Minister of Tourism



Steve Peters, M.P.P.
Elgin - Middlesex - London

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RECEIVED

APR 05 2007

March 30, 2007

Honourable Donna Cansfield
Minister of Transportation
Ferguson Block, 3rd Floor
77 Wellesley Street West
Toronto, ON M7A 1Z8

Honourable Caroline Di Cocco
Minister of Culture
Mowat Block, 5th Floor
900 Bay Street
Toronto, ON M7A 1L2

Honourable Jim Bradley
Minister of Tourism
Hearst Block, 9th Floor
900 Bay Street
Toronto, ON M7A 2E1

Dear Ministers:

Please find enclosed a letter from Mayor Cliff Barwick of the City of St. Thomas.

As you will read in his letter, Mayor Barwick has written to Minister Cansfield to request that her ministry consider purchasing railway lands within the City of St. Thomas that are being divested by CN Rail. These lands are vitally important to planned future development within the city that has the potential to reinvigorate downtown St. Thomas.

My constituency staff and I have investigated any existing provincial government funding programs that could assist the City of St. Thomas in finding a way to purchase this parcel of land. Unfortunately, there are no current programs that can assist the City of St. Thomas in this regard other than the Canadian Strategic Infrastructure Fund Assistance program and this program will not be of use due to the extremely short timeframe the city has to make a decision on a future plan of action before CN can officially divest the parcel of land.

I am writing to all of you today because I believe your ministries have the most jurisdiction or interest in this matter. I would appreciate your reviewing this matter and providing any advice or assistance available that could help the City of St. Thomas with its pressing situation. As you can appreciate, time is of the essence in this matter and your quick response is appreciated.

As always, thank you in advance for your time and consideration.

Sincerely,

Steve Peters, M.P.P.
Elgin-Middlesex-London

Cc: Mayor Cliff Barwick, City of St. Thomas



Steve Peters, M.P.P.
Elgin - Middlesex - London

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March 30, 2007

Honourable Greg Sorbara
Minister of Finance
Frost Building South, 7th Floor
7 Queen's Park Crescent
Toronto, ON M7A 1Y7

City of St. Thomas
Received

APR 05 2007

City Clerk's Dept

Dear Minister:

Please find enclosed a resolution from the City of St. Thomas that supports the original resolution from the City of North Bay that calls upon our government to make changes to the Ontario Municipal Partnership Fund as it is currently applied.

Minister, I would appreciate your reviewing this matter and responding directly to the City of St. Thomas. As always, thank you in advance for your time and consideration.

Sincerely,

Steve Peters, M.P.P.
Elgin-Middlesex-London

Cc: City of St. Thomas

Minister of Municipal Affairs
and Housing

777 Bay Street, 17th Floor
Toronto ON M5G 2E5
Tel. (416) 585-7000
Fax (416) 585-6470
www.mah.gov.on.ca

Ministre des Affaires municipales
et du Logement

777, rue Bay, 17^e étage
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-13-



07-2417

March 28, 2007

City of St. Thomas
Received

APR 04 2007

City Clerk's Dept.

His Worship
Mayor Cliff Barwick
City of St. Thomas
545 Talbot Street
P.O. Box 520
St. Thomas ON N5P 3V7

Dear Mayor Barwick:

The McGuinty government is reaffirming its commitment to brownfield redevelopment. As announced in the 2007 Ontario Budget, we are acting to revitalize communities and put more vacant and under-utilized sites back to productive uses.

The proposed comprehensive brownfield reform package would, if passed, address barriers to brownfield reform and help ensure that the public interest remains protected.

In consultations we had with you in the past year, we heard your concerns about barriers to redevelopment. We are delivering with these proposed reforms.

The proposed legislative brownfield reform package would, if passed:

- protect developers and consultants involved in cleaning contaminated lands from provincial clean-up orders, if they were not responsible for the contamination
- protect municipalities from civil lawsuits relating to planning approval and building permit decisions, where the lawsuits solely arise from inaccuracies in filed clean-up documentation
- allow the government to take steps when and where appropriate to ensure public health and safety are protected
- protect companies involved in abandoned mine remediation from provincial clean-up orders, as long as the company was not the cause of the contamination
- allow for upfront provincial review of clean-up work to ensure appropriate standards are met.

Mayor Barwick

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I am proud of the work we have done together that has taken us to this point. With your continued support, I look forward to seeing added interest and participation in brownfield redevelopment.

Should you have any questions, please call Ms. Marcia Wallace, the ministry's Brownfields Coordinator, at 416-585-6635. For future updates related to the associated regulations, please visit the Brownfields Ontario website at www.ontario.ca/brownfields.

Sincerely,

John Gerretsen
Minister

c: Mr. Wendell Graves, City Clerk
City of St. Thomas

Assistant Deputy Minister

Accessibility Directorate
of Ontario
6th floor, Suite 601
777 Bay Street
Toronto ON M7A 2J4
Tel: (416) 212-0927
Fax: (416) 325-9620

Sous-ministre adjointe

La direction générale de l'accessibilité
pour l'Ontario
6^e étage, Suite 601
777, rue Bay
Toronto ON M7A 2J4
Tél. : 416 212-0927
Téléc. : 416 325-9620

RECEIVED

APR 10 2007

April 8, 2007

Dear Friends,

In June 2005, the *Accessibility for Ontarians with Disabilities Act* (AODA) was made law. The purpose of the legislation is to develop, implement, and enforce accessibility standards in order to achieve accessibility for Ontarians with disabilities with respect to goods, services, facilities, accommodation, employment, buildings, structures and premises on or before January 1, 2025.

In February 2006 the Accessibility Directorate of Ontario began implementing this legislation by establishing the first two Standards Development Committees on Customer Service and Transportation. A third committee on Information and Communications will hold its first meeting later this month.

The Accessibility Directorate of Ontario has been working closely with the lead ministries of Municipal Affairs and Housing and Labour to prepare for the Accessible Built Environment and the Employment Accessibility Standards Development Committees.

We are now ready to call for qualified members to serve on these next two committees. The Accessible Built Environment committee will look at the barriers in the physical environment, both indoors and outdoors, as well as issues such as clear signage and parking. The Employment Accessibility committee will look at how people with disabilities can be given an equal opportunity to apply for jobs and ways in which workplace policies and practices can be made more inclusive.

I am writing at this time to let you know about the next steps in the process.

Recruitment for each Standards Development Committee is taking place simultaneously from April 8th to May 8th 2007. Application forms and terms of reference for each committee are available on the Ministry of Community and Social Services website at <http://www.mcsc.gov.on.ca/mcsc/english/pillars/accessibilityOntario> and in French at <http://www.mcsc.gov.on.ca/mcsc/french/pillars/accessibilityOntario/index>.

For additional information, or for application packages in alternate formats, such as large print, audio formats (cassettes or cd's), or Braille please call 1-888-789-4199 or toll-free TTY 1-888-335-6611.

Consistent with the AODA, members of these Standards Development Committees must include people with disabilities or their representatives, representatives from industries, sectors of the economy or organizations that will be affected by the proposed standard and representatives from government ministries.

If you require any assistance to participate in either of these two important recruitment activities, please do not hesitate to let us know.

For ongoing information about the establishment of the Accessible Built Environment and Employment Accessibility Standards Development Committees, or for additional information about the other committees' activities, please visit <http://www.mcsc.gov.on.ca/mcsc/english/pillars/accessibilityOntario> or in French at <http://www.mcsc.gov.on.ca/mcsc/french/pillars/accessibilityOntario/index> or call us at the phone number listed above.

Sincerely,

Original signed by

Ellen Waxman,
Assistant Deputy Minister
Accessibility Directorate of Ontario
Ministry of Community and Social Services