

AGENDA

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

COUNCIL CHAMBERS 6:00 P.M. CLOSED SESSION OCTOBER 15TH, 2007
CITY HALL 7:00 P.M. REGULAR SESSION

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 meetings held on October 9th, 2007.

PRESENTATIONS

Mayor C. Barwick will be presenting Lia Campbell with the Duke of Edinburgh Bronze Award.

DEPUTATIONS

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 September 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

Development Agreement Policies

Request for Street Naming - Orchard Park Subdivision - Phase II (B) Subdivision File #34T-07504 and Subdivision File #34T-05507

A letter has been received from James R. Carrie, Doug Tarry Ltd, advising that previously approved street names of Harvest Court and Majestic Court would be used in Phase II (B) Draft Plan of Subdivision File #34T-07504 and also requesting that Council approve "Woodside Court" and "Noble Lane" or "Campbell Place" for future development in the Orchard Park Subdivision. Pages 8 to 10

Request for Street Naming - Lake Margaret Estates Phase VIII Subdivision File #34T-07503

A letter has been received from James R. Carrie, Doug Tarry Ltd, requesting that Council approve the proposed street name of Kingfisher Court for Street "A" in Draft Plan of Subdivision #34T-07503. Page 11

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

Dalewood Ravine Trail - Correspondence

Programs for the Enhancement of Drinking Water Quality in Homes with Lead Water Services

Burwell Road between South Edgeware Road and Talbot Street - Sidewalk - Correspondence

Township of Southwold - Wastewater Master Planning Study

Vacant Land Condominium - Fair and Equitable Taxing

Source Protection Committee Appointments - Grand River Conservation Authority

NEW BUSINESS

St. Thomas Energy Inc. - Correspondence

A letter has been received from Kathleen Dizon, Conservation and Distribution Engineer, St. Thomas Energy Inc., regarding four new electricity conservation programs in the City of St. Thomas. Page 12

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

Bridge, Sewers and Water Capacity in Barwick Street Area

Telephone and Cellular Phone Policy

Report TR-39-07 of the Director, Finance and City Treasurer. Pages *13 to 16*

Kiwant Manors Limited - Seniors' Housing - 139 First Avenue

Downtown Development Board - Horton Farmers' Market

Mayor & Council Expenses

Report TR-43-07 of the Director, Finance and City Treasurer. Pages *17, 18*

NEW BUSINESS

Closed Meeting Investigator

Report CC-46-07 of the City Clerk. Page *19*

Financial Forecast - 2008-2011

Report TR-42-07 of Chairman T. Shackelton, provided under separate cover.

BUSINESS CONCLUDED

COMMUNITY SERVICES COMMITTEE - Chairman B. Aarts

UNFINISHED BUSINESS

Parks Pavilion Renaming

Walk of Fame

Paralympics Ontario - Request for Hosting Bids

Recreation Facilities Comparative Financial Figures

Request for Trees on the Boulevard, South Side of Chestnut Street - Correspondence

Leash Free Dog Park

Summer Ice Rates and Usage

NEW BUSINESS

Parks and Recreation Naming Guidelines

Report PR-14-07 of the Director, Parks & Recreation. Pages *20 to 22*

Locust Street Community Boulevard

Report PR-15-07 of the Director, Parks & Recreation. Pages 23 + 24

BUSINESS CONCLUDED

PROTECTIVE SERVICES AND TRANSPORTATION COMMITTEE - Chairman D. Warden

UNFINISHED BUSINESS

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

White Street Yield Signs

YWCA St. Thomas-Elgin Summer Camp - Reduced Rate Children's Bus Tickets

City Parking System Committee

Taxis By-Law - Enforcement of Non-Licensed Taxis

Traffic Signal Operations - Talbot Street and Hiawatha Street and Talbot Street and Elgin Street

NEW BUSINESS

BUSINESS CONCLUDED

SOCIAL SERVICES COMMITTEE - Chairman L. Baldwin-Sands

UNFINISHED BUSINESS

NEW BUSINESS

Affordable Housing Information Management System - User Agreement

Report OW-32-07 of the Housing Administrator. Pages 25 to 38

Proposal for Shelter Feasibility Study

Report OW-33-07 of the Housing Administrator. Pages 39 + 40

Establishment of Reserves and Reserve Funding Accounts

Report OW-34-07 of the Director, Ontario Works & Social Housing. Pages 41 + 42

BUSINESS CONCLUDED

REPORTS PENDING

ROAD RESURFACING PROGRAM - BUDGET FORECASTS - J. Dewanker

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 Ninth Report of the Site Plan Control Committee Page **43**

PETITIONS AND COMMUNICATIONS

Tag Day - Lord Elgin (Ont #41) Branch

A letter has been received from Cathy Sheridan, Secretary, Lord Elgin (Ont #41) Branch, requesting a Tag Day to distribute poppies on Friday, November 2nd and Saturday, November 3rd, 2007. Page **44**

Essentials of Municipal Fire Protection - A Decision Makers' Guide - Seminar

An invitation has been received from Nelly Green, Fire Protection Adviser, Ministry of Community Safety and Correctional Services to the "Essentials of Municipal Fire Protection - A Decision Makers' Guide" seminar to be held on Wednesday, November 21st, 2007 in Chatham. Registration deadline is November 7th, 2007. Pages **45 to 49**

Ontario Good Roads Association - 2008-2009 Board of Directors

A letter has been received from J.W. Tiernay, Executive Director, Ontario Good Roads Association, advising of nominations for the 2008-2009 Board of Directors. Any OGRA municipal member wishing to be considered as a candidate for a position on the board must submit forms by October 31st, 2007. Pages **50 to 53**

Lead Sampling in Private Homes - Resolution

A request to endorse a resolution has been received from the Corporation of The Nation Municipality to petition the province to change the responsibility for lead sampling and testing from The Nation Municipality to the Eastern Ontario Health Unit. Pages **54 to 55**

Waste Reduction Week in Canada - October 15th - 21st, 2007 - Proclamation

A letter has been received from Jo-Anne St. Godard, Executive Director, The Recycling Council of Ontario, requesting that Council proclaim the week of October 15th to 21st, 2007 as "Waste Reduction Week" in Canada. Additional information can be found on its website at www.rco.on.ca. Pages **56 to 57**

Zoning By-Law Amendment - Wal-Mart Store Expansion - 1063 Talbot Street - Calloway Reit (St. Thomas) Inc.

A letter has been received from Amy Tooke Lacey, Affinity Enterprises, 32 Taylor Crescent, St. Thomas, regarding the proposed zoning amendment. Page **58**

A letter has been received from Mark Cosens, Chair, Downtown Development Board, regarding the proposed zoning amendment. Additional public information is available for inspection in the Clerk's Department. Pages **59 to 66**

Board Vacancies - St. Thomas Holding Inc., St. Thomas Energy Inc., St. Thomas Energy Services Inc.

A letter has been received from Sharon Dulton, Corporate Secretary, St. Thomas Holding Inc., regarding three (3) Board of Directors vacancies. **Page 67**

St. Thomas - Elgin Tourist Association Move to the County of Elgin

A letter has been received from Fiona Nisbet, President, St. Thomas - Elgin Tourist Association, regarding the St. Thomas - Elgin Tourist Association's move from City Hall to the County of Elgin building. **Page 68**

Alma College

A letter has been received from Douglas G. Gunn, Gunn & Associates, regarding Alma College. **Pages 69 to 72**

UNFINISHED BUSINESS

NEW BUSINESS

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 October, 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 Her Majesty the Queen in Right of Ontario as represented by the Minister of Municipal Affairs and Housing. (Affordable Housing Information Management System - Software and Database Licence)
3. A by-law to amend By-Law 50-88, being the Zoning By-Law for the City of St. Thomas (Permit Clinic - 206 Centre Street - File No. 2-15-07)

PUBLIC NOTICE

Notice of Public Information Centre - Urban Area Expansion Study

Notice of Public Information Centre - Urban Area Expansion Study to be held Wednesday, October 24th, 2007 from 5:00 p.m. to 7:00 p.m. in the Douglas Tarry Room at the St. Thomas Timken Community Centre. **Page 73**

NOTICES OF MOTION

CLOSED SESSION

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

OPEN SESSION

ADJOURNMENT

CLOSING PRAYER

- 8 -
Doug Tarry LTD.
New Home Construction & Land Development

October 7, 2007

The Corporation of the City of St. Thomas
P.O. Box 520
545 Talbot Street
St. Thomas, Ontario
N5P 3V7

OCT 03 2007

City Clerk's Dept.

Attention: Wendell Graves – City Clerk

Dear Sir:

Re: Orchard Park Subdivision File No. 34T/05507 and
Orchard Park Subdivision File No. 34T/07504

On June 19, 2006 I forwarded to you a list of names for Streets A, B and C, Orchard Park Phase I and a list of names reserved for future streets and as a result of my letter, the following street names were approved:

1. Peach Tree Boulevard;
2. Cherry Blossom Lane;
3. Pear Tree Avenue.

These streets were approved for Phase I which was registered as Plan 11M-164 and in addition, the following street names were approved to be used in the Orchard Park subdivision development area:

1. Cider Mill Lane;
2. Harvest Court;
3. Majestic Court;



Awarded by the Ontario New Home Warranty Program

358 Elm Street, St. Thomas N5R 1K1
519-631-9300 Fax 519-631-3583



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4. Bridle Path..

On September 8, 2007, I further requested that with respect to Phase II (B), Application Number 34T/07504, that Street A be named Sakura Court and Street B be named Harvest Lane.

I understand that this request has been deferred by Council on the basis that Doug. Tarry Limited has been requested to review the suggested street name approved by City Council in 2003.

Basically, in Orchard Park subdivision we have tried to develop the theme of an orchard and have named the streets accordingly.

Orchard Park Phase II (B) – Application Number 34T/07504

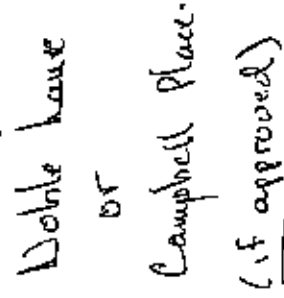
It is urgent that we proceed with this phase as Conditions should be issued shortly and negotiations for the subdivision agreement commenced shortly thereafter and in the agreement it is necessary to refer to the street names. We have, therefore, decided to proceed on the basis of the approved names for Phase II (B), namely, Harvest Court and Majestic Court and wish to advise that we are reviewing the list of street names for the four remaining streets in the Orchard Park development and would request that Council consider reserving the following names for future use: Noble Lane or Campbell Place as these names were suggested in the Council list of names in 2003 under the heading "War Veterans" and names submitted by Steve Peters.

In addition, I would request that Council reserve the name "Woodside Court" as this would be an appropriate name beside the Orchard Park woodlot and is once again included in the list of names provided by Council in 2003.

Thanking you for your assistance in this matter.

Yours very truly,


JAMES R. CARRIE
JRC/sm



Doug Tarry LTD.

New Home Construction & Land Development

October 3, 2007

OCT 04 2007

The Corporation of the City of St. Thomas
P.O. Box 520
545 Talbot Street
St. Thomas, Ontario
N5P 3V7

City Clerks Dept.

Attention: Wendell Graves - City Clerk

Dear Sir:

Re: Lake Margaret Estates Phase VIII - Street Names
Application 34T/07503

I have, once again reviewed our request for naming Street A in Phase VIII Lake Margaret Estates with Greg Tarry and I have also reviewed with him the existing streets in Lake Margaret as well as the Council list of 2003.

The Council list in 2003 approves themes for subdivisions which include wild flowers, native birds and native animals and in Lake Margaret, other than the two collector streets of Lake Margaret Trail and Axford Parkway, we have named the streets after birds or trees due to the fact that Lake Margaret Estates has many woodlots, ravines and wildlife and the names approved to date include the following:

Warbler Heights
Blue Heron Place
Mulberry Lane
Beechwood Circle
Hickory Lane
Oriole Lane
Hummingbird Lane
Mourning Dove Lane
Monarch Court

Sand Piper Place.

In keeping with the theme of Lake Margaret, we would request that Council approve the proposed name of Kingfisher Court.

Yours very truly,

Jim Tarry
JAMES R. CARRIE

JRC/sm

REFERRED TO	R BARBER	ml
FOR		
DIRECTION	☐	
REPORT OR COMMENT	☐	
INFORMATION	☒	
FROM MARIA KONEFAL		



358 Elm Street, St. Thomas N5R 1K1
519-631-9300 Fax 519-631-3583



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St. Thomas Energy Inc.

We're Your Local Power Distributor

City of St. Thomas
Received

OCT 10 2007

October 3, 2007

City Clerk's Dept

Re: St. Thomas Energy Inc.'s Conservation and Demand Management Initiatives supported by the Ontario Power Authority

Dear Alderman Tom Johnston,

St. Thomas Energy Inc. (STEI) along with the Ontario Power Authority is pleased to be delivering four Electricity Conservation Programs into the city of St. Thomas. This summer STEI launched several programs for residential customers and one that is specially designed for commercial/ industrial/ institutional and agricultural customers. These are the following:

- The Great Refrigerator Round-Up - STEI will pick up the second old fridge for free and dispose it in an environment-friendly way.
- Summer Savings - Achieve 10% less usage of electricity compare to last year's usage and STEI will give 10% discount on the next hydro bill
- Peaksaver - STEI will install a programmable thermostat for free and lower down the air conditioning temporarily during peak hours. A \$25 incentive will be given to those who signs up.
- Electricity Retrofit Incentive Program (ERIP) - STEI will provide financial incentives to those establishments who will undertake energy efficient improvements in their premises.

As the Chairman of Environmental Services of the city, you might have a special interest in cooperating with these projects. The main goal of these programs is to save energies - to save the environment! STEI is therefore giving this opportunity to the city to take advantage of two of the programs mentioned. First, STEI is encouraging you to have the programmable thermostats installed in the municipal offices and sign up on Peaksaver. Secondly, take advantage of ERIP and have the electrical system in the offices upgraded into energy efficient ones. Having the city's local offices upgraded into more electrical efficient establishments, you can promote leadership and be a model to others. You can help promote conservation of energies, save electricity, save money, save the environment and most of all set a good example to everyone in St. Thomas.

We will greatly appreciate your participation in these opportunities as it represents an excellent means to improve energy efficiency in our community. If you have any questions regarding the programs please do not hesitate to contact me.

Thank you and best regards,

Kathleen Dizon
Conservation and Distribution Engineer
St. Thomas Energy Inc.
(519) 633-5550 ext. 273
kdizon@sttenergy.com



Corporation of the

City of St. Thomas

ST. THOMAS

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Report No.
TR-39-07

File No.

Directed to:	Chairman Terry Shackelton and Members of the Finance and Administration Committee	Meeting Date: 10/15/07 Date Authored: 10/9/07
Department:	Treasury	Attachments: "Draft Policy"
Prepared By:	W. J. Day, Director of Finance and City Treasurer	"List of Cell Phone Users"
Subject:	Telephone and Cellular Telephone Policy	

Recommendation:

In connection with Report TR 39-07 It is recommended that Council approve the Telephone and Cellular Telephone Policy.

Background and Comments:

Council has previously requested that Administration develop a telephone policy to govern the issuance and use of telephone and cellular telephones. The attached Policy is presented to Council for approval at this time. A listing of current cellular phone users is attached for Council's Information.

Staff are available to answer any questions members may have.

Respectfully submitted,

William J. Day
Director of Finance and City Treasurer



The Corporation of the City of St. Thomas

"Draft" Telephone and Cellular Telephone Policy

PURPOSE

To establish appropriate use and responsibility requirements for the users of corporate land-line telephones and cellular telephones. This policy applies to all corporate employees and members of City Council.

ADMINISTRATION

Overall Principles:

Employee use of City land-line telephones and cellular telephones is intended for activities that are necessarily incidental to the employment of the user.

City land-line telephones and cellular telephones are not intended for personal use, however minimal personal use of systems is authorized within reasonable limits provided that such use does not compromise corporate image or violate any aspect of this policy or adversely affect an individual's performance of work duties and responsibilities or adversely impact work time. Staff should have no expectation of privacy associated with the information communicated through City telephones and cellular telephones. At any time and without prior notice, management reserves the right to examine, and analyze telephone communications.

APPLICATION

Conditions of Use:

The corporate telephone system exists to facilitate the collection and dissemination of information relevant to City business. Employees are responsible for exercising good judgment regarding the reasonableness of personal use. Any charges associated with personal use telephone activity shall be the responsibility of the employee and shall be promptly reimbursed.

Cellular telephones are provided to employees based on the approval of the applicable Department Head and the Purchasing Agent. Approval may be granted where any one of the following applies:

- The employees' job function involves working away from a land-line phone on a daily basis.
- The employees' job function includes being on-call. In this case, the shared use of cellular phones should be considered first where employees in a group share on-call responsibilities.

Corporation of the City of St. Thomas
Draft Telephone Policy
Approved:

- The employees' job function includes being available for emergencies either during normal working hours or outside of normal working hours.
- The employee must have access to a telephone for health and safety reasons, and a land-line phone is not immediately accessible.
- The employee's job function involves working from multiple locations during normal business hours.

Guidelines for Usage:

Each supervisor is responsible for his or her respective employees' use of telephones and cellular telephones. The applicable Department Head, City Treasurer and Director of Human Resources will co-ordinate any action as a result of abuse of telephone privileges.

In order to maximize effectiveness and minimize cost, the City as represented by the Purchasing Agent in consultation with the City Treasurer may recommend contracts with cellular telephone service providers. During the period when one or more of these contracts is in force, the City will only purchase cellular telephones or cellular telephone service agreements for use on the basis of these contracts. Where the contract is unable to satisfy user requirements due to specific requirements for telephone integration in emergency situations, permission to contract a specific cellular service at the most economical level shall be deemed given.

PROGRAM MANAGEMENT:

Once it has been established that there is a requirement for a new cellular phone, the Department Head shall issue a request in writing to the Purchasing Agent. Where the request is approved, the addition of the new phone will be added to the corporate plan.

Employees having a cellular telephone assigned to them will sign a form acknowledging that they have received such, and that they will abide by the terms stated in the Policy.

The relationship with cellular providers shall be managed through the Purchasing Agent. The Purchasing Agent will monitor plans and overall usage and recommend changes in service agreements for the provision of the most effective, efficient and economical plan to the City Treasurer.

Any use of the City's telephone systems that breaches this policy could result in disciplinary action deemed necessary in accordance with the Corporate Progressive Discipline Policy.

Corporation of the City of St. Thomas
Draft Telephone Policy
Approved:

Corporation of the City of St. Thomas
Cell Phone Users - as of October 9, 2007

DEPARTMENT	DIVISION / SECTION	POSITION
ENVIRONMENTAL SERVICES	Administration	Director ES & City Engineer
		Compliance Coordinator
	Engineering	Manager of Engineering
		Senior Technician
		Technician, Water & Development
		Technician (Surveyor)
		Technician (Inspector)
	Building Inspection	Chief Building Official
		Building & Plumbing Inspector
		Assistant Building/By-Law Officer
	Property	Building Maintenance / Electrical
		Building Maintenance / Projects
	Operations	Manager of Operations & Compliance
	Water & Waste Water	Supervisor Water/Wastewater
		Water/Sewer Foreman
		Lead Hand Water
		Water Inspector
		Meter Inspector
		On call Water & Sewer
	Pollution Control	Chief Operator
		Waste Water Inspector
		Pollution #2
	Roads & Transportation	Supervisor of Roads & Transportation
		Roads/Traffic Foreman
		Transportation Technician
		Lead Hand Roads
		Lead Hand
		Road Patrol (Truck 248, GPS ability)
		Winter Maintenance (on call)
		Trackless 290 (sidewalk plow/sanding, GPS ability)
		Trackless 310 (sidewalk plow/sanding, GPS ability)
		On Call Roads
		Spare Roads (Truck #156, GPS ability)
	Fleet	Senior Mechanic
CLERKS	Mayor & Council	Mayor
	By-Law	Bylaw Enforcement Officer 3
		Bylaw Enforcement Officer 2
		Sheller On Call
	Airport	Airport Superintendent
		Airport Staff
PARKS & RECREATION	Administration	Director Parks & Recreation
	Parks	Supervisor
		Park Foreman
		Horticultural Worker
		Turf/Horticulture Worker
		Gardner
		Spare - Parks
	Arenas	Arena Chief Operator
		Sr. Maintenance Worker
		Sr. Community Centre Worker
		Timken Centre 1
		Timken Centre 2
POLICE	Administration	Memorial Arena
		Detective
		Detective
		Detective
		Detective
		Detective
		Detective
		Detective
ONTARIO WORKS	Administration	Director of Ontario Works
FIRE DEPARTMENT	Administration	Program Manager
		Fire Chief
		Training Officer
		Chief Fire Prevention Officer
		Fire Prevention Officer
		Rescue 10
EDC	Administration	General Manager
		Economic Development Officer
VALLEYVIEW	Administration	Administrator
		Environment Supervisor
		Driver/Maintenance Worker
TREASURY	IT	Adult Day Program Coordinator
		Network Administrator



Corporation of the
City of St. Thomas

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Report No.
TR 43-07

File No.

Meeting Date 10/15/07
Date Authored 10/09/07

Attachment:

Mayor and Council
Expense Schedule

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

Department: Treasury

Prepared By: William J. Day, City Treasurer

Subject: Mayor and Council Expenses

Recommendation:

It is recommended that Council receive Report TR 43-07 pertaining to Mayor and Council program expenditures to September 30, 2007 for information.

Report:

At it's May 22, 2007 meeting Council directed that:

"The Director of Finance and City Treasurer provide the members with a schedule of Mayor and Council Expenses Incurred as at March 31, June 30, September 30 and December 31 each year".

The attached Schedule provides year to date program expenditures to September 30, 2007.

Respectfully submitted,

W. J. Day
Director of Finance and City Treasurer

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City of St. Thomas

For the Nine Months Ending September 30, 2007

G/L ACCOUNT	DESCRIPTION	2007 YTD ACTUAL	2007 ANNUAL BUDGET
EXPENSES			
11-2-01-1-0000-3010	Reg Full-time Wages	\$25,634.15	\$35,645.00
11-2-01-1-0000-3011	Reg Part-time Wages	112,786.00	151,700.00
11-2-01-1-0000-3120	All Statutory Benefits	6,135.27	12,713.00
11-2-01-1-0000-3130	All Employer Benefits	21,780.88	36,006.00
11-2-01-1-0000-3135	OMERS	1,677.86	2,088.00
11-2-01-1-0000-4001	Meetings/Receptions and Public Relations	8,036.24	20,000.00
11-2-01-1-0000-4022	Conference Fees	3,712.13	5,000.00
11-2-01-1-0000-4023	Association Membership Fees	9,661.90	9,500.00
11-2-01-1-0000-4075	Visioning Session - County of Elgin		3,000.00
11-2-01-1-0000-4174	Equipment Rental	1,785.00	1,700.00
11-2-01-1-0000-4174	Telephone Services	609.83	1,000.00
11-2-01-1-0000-4249	Courier	3,697.84	4,000.00
11-2-01-1-0000-4261	Discretionary Advertising	1,326.51	2,000.00
11-2-01-1-0000-4272	Other External Printing	612.54	1,000.00
11-2-01-1-0000-4280	Mileage Expense	141.79	1,000.00
11-2-01-1-0000-5010	Miscellaneous Expenses	561.78	1,000.00
11-2-01-1-0000-5011	Office Supplies	2,033.07	2,000.00
11-2-01-1-0000-5510	Publications and Subscriptions		500.00
TOTAL EXPENSES		200,193.20	289,652.00



Corporation of the
City of St. Thomas

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Report No.

CC-46-07

File No.

Directed to:

Chairman T. Shackellon and Members of Finance and
Administration Committee

Date Authored:

October 9, 2007

Meeting Date:

October 15, 2007

Department: Clerk's Department

Attachment

Prepared By: W. Graves, City Clerk

Subject: Closed Meeting Investigator

Recommendation:

THAT: Report CC-46-07 be received for information.

Background:

As Council is aware earlier in the year the Minister of Municipal Affairs and Housing wrote to all Heads of Council to advise that the government has set January 1, 2008 for the proclamation of various sections of the Municipal Statute Amendment Act 2006.

One of those amendments will enable any person to request an investigation of whether a municipality or local board had complied with the "closed meetings" requirements of the Act.

In preparation for January 1, 2008 Council has to consider the appointment of a Closed Session Investigator to manage any such requests. Should Council choose not to appoint a Closed Session Investigator, the request would be referred, by default, to the Ontario Ombudsman for investigation.

For information, the basic principles under which an Investigator would perform his or her duties are as follows:

- Investigate in an independent manner
- Investigate based on a complaint
- The Investigator must be impartial
- The Investigator must work in confidentiality with respect to their activities
- The Investigator's process must be credible
- Should an Investigator come to the opinion that a meeting or part of a meeting has been closed contrary to Section 239 of the Municipal Act or to a procedural by-law the Investigator shall report his or her opinion and the reasons for it to the municipality or local board and they may make recommendations as they see fit.
- The municipality shall ensure that reports received from the Investigator are made available to the public.

In anticipation of the January 1, 2008 date municipalities across the Province are making provision for a Closed Session Investigator. At the same time there are many municipal specialists who are making themselves available to be appointed by municipalities as Investigators. Fees for these specialists range from an annual retainer plus an hourly fee to a standard (usually higher) hourly fee only.

As an example of the type of service being offered, recently the Association of Municipalities of Ontario negotiated with the Local Authority Services Ltd. (LAS) to provide a standard Investigator Service to municipalities within the Province. With this service individual municipalities are able to enter into a service agreement for a two year period.

Following receipt of this report staff will be obtaining proposals from qualified individuals including specific quotes for consideration by Council in early November.

Respectfully,



Corporation of the
City of St. Thomas

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Report No.

PR-14-07

File No.

Directed to:

Chairman B. Aarts, Chairman of the Community Services
Committee and Members of St. Thomas City Council

Report Date

October 5, 2007

Meeting Date

October 15, 2007

Department:

Parks and Recreation

Attachment

Appendix A:

Naming Guidelines

Prepared By:

Kent McVittie, Director of Parks and Recreation

Subject:

Parks and Recreation Naming Guidelines

Recommendation:

THAT:

Report PR-14-07 regarding Guidelines for the Naming of Parks and Recreation Facilities
be received for information; and,

THAT:

Council approve the Guidelines for the Naming of Parks and Recreation Facilities
(attached as Appendix "A")

Origin

Names for the Pinnacle and Waterworks Parks Pavilions have been suggested for the past several years. A naming committee had been established to consider names and to make final recommendations to Council, however the work of the committee was delayed somewhat due to organizational changes with Parks and Recreation. In addition, the concept of establishing a "Walk of Fame" or other such civic recognition feature was added to the mandate of the committee.

In order to provide a framework within which the committee can effectively operate, a terms of reference entitled Parks and Recreation naming Guidelines has been drafted. This document outlines the committee's composition, roles, guiding principles and a process to follow when considering names for parks and recreation facilities.

The concept of a civic recognition feature (i.e., Walk of Fame) is worthy of consideration, however it is recommended that this component be addressed independent of the parks and recreation naming guidelines. The Guidelines stipulate that once the committee has selected names, they will be presented to Council for final approval.

Subject to the approval of the Guidelines by Council, the Committee will be presenting a slate of names for council's consideration at the next Council meeting.

Financial Impact

There are no associated costs with the recommendations contained in this report. Any costs associated with the naming or re-naming of facilities will be done within the Department's operating budget.

Respectfully Submitted,

Kent McVittie
Director of Parks and Recreation

Reviewed By:

Treasury

Env Services

Planning

City Clerk

HR

Other



ST. THOMAS
Parks
Recreation

St. Thomas Parks and Recreation
PARKS AND RECREATION NAMING GUIDELINES

September 17, 2007

Purpose:

The City of St. Thomas recognizes that there can be great significance in the name of a parks and recreation related building, property or feature. Names for such assets must be carefully considered within the context of simplicity for citizens, recognition of history, geographical features and recognition of significant community organizations or individuals.

These guidelines are established to assist the Naming Committee in the consideration of recommending names for features, buildings or properties under the jurisdiction of the Parks and Recreation Department. Naming recommendations will be submitted to City Council for final approval.

Guiding Principles

All names being considered shall be consistent with the following principles:

- Duplication of existing names within the community or vicinity will be avoided
- Names shall not create confusion for community users
- Names should be recognizable to a majority of St. Thomas residents
- Names shall not be discriminatory or have the potential to be considered offensive by some or all of the community
- Names shall not have political connotations or be associated with sitting members of Council
- Where a re-naming of an existing facility is being considered, the incorporation of the existing name into the re-named facility is to be encouraged.

Categories of Names (listed in order of priority)

1. Geographical – names that reflect a significant geographical feature or attribute.
2. Historical – names that reflect a significant historical event or heritage aspect of the community
3. Memorial – names that honour the contribution of a deceased person or persons (e.g. military, community leader)
4. Honourable – names to honour the significant contributions of individuals or organizations.
5. Sponsorships – names to reflect significant financial or in-kind contributions to a project.

Naming Process

1. Naming Committee

The Parks and Recreation Naming Committee shall be responsible for recommending all names for Council consideration. The Committee shall be comprised of 3 members of City Council as appointed by Council, two volunteer members of the community at large as selected by Council, the Director of Parks and Recreation, and the Manager of Culture and Recreation.

2. Naming Considerations

The Committee shall review all naming considerations submitted to it. Submissions shall be written and shall include the proposed name and all relevant information that would assist the committee in making a recommendation. Members of the committee may also make submissions. Submissions are to be received by the Director of Parks and Recreation.

The Committee shall undertake any research required to validate the information contained in all submissions.

3. Recommendations to Council

The Committee's recommendations (positive and negative) shall be submitted to City Council via a report prepared by the Director of Parks and Recreation.

4. Implementation

The implementation of all names (signs, maps, web site, etc) shall be the responsibility of the Parks and Recreation Department.



Corporation of the
City of St. Thomas

-23-

Report No.
PR-15-07

File No.

Directed to:

Chairman B. Aarts, Chairman of the Community Services
Committee and Members of St. Thomas City Council

Report Date
October 5, 2007
Meeting Date
October 15, 2007

Department: Parks and Recreation

Attachment

Prepared By: Kent McVittie, Director of Parks and Recreation

NA

Subject: Locust Street Community Boulevard

Recommendation:

THAT: Report PR-15-07 regarding the Locust Street Community Boulevard be received for Information; and,

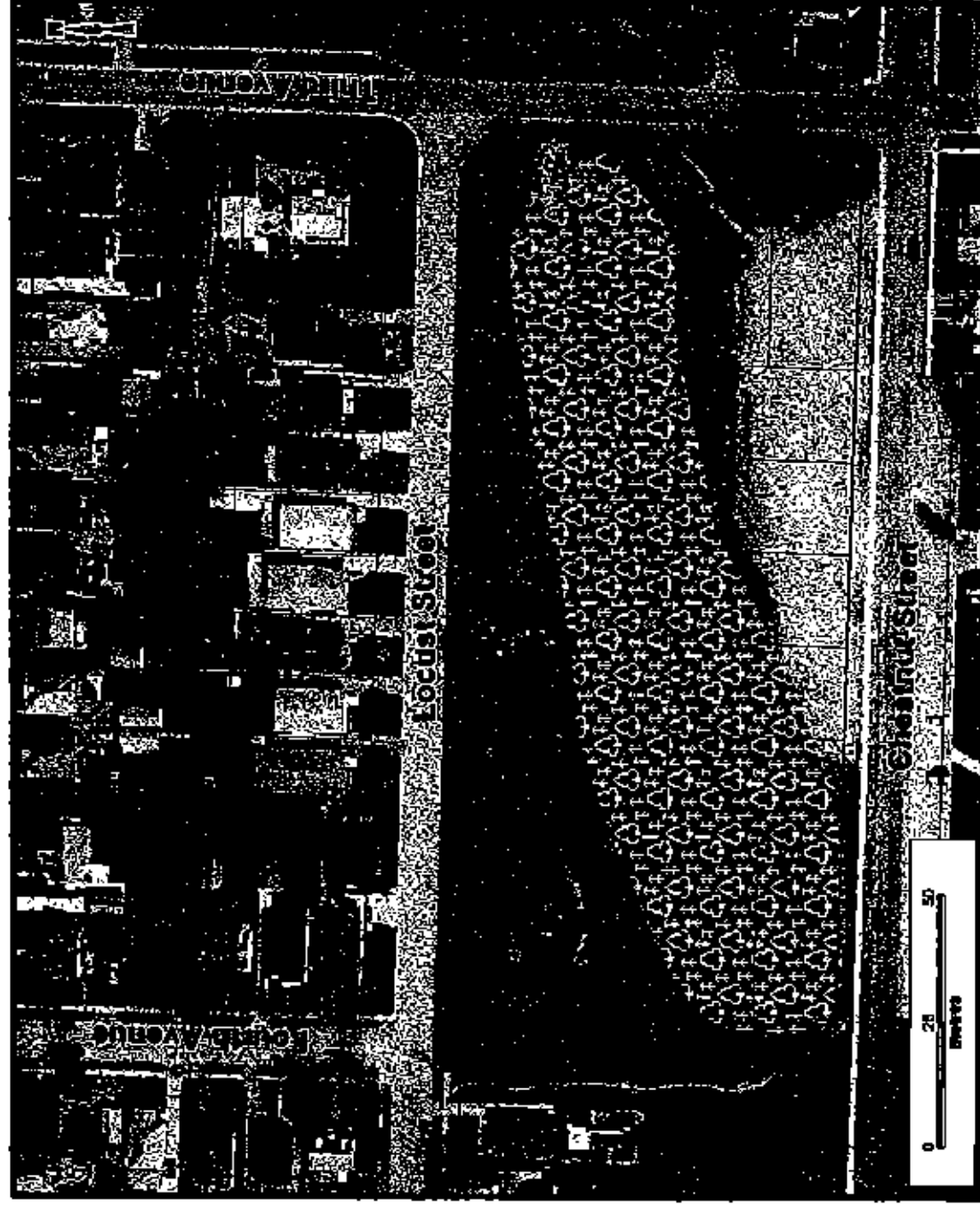
THAT: Council direct staff to consult with the property owners in proximity to Locust Street Community Boulevard in order to establish a memorandum of understanding to govern the current and future maintenance of the property; and,

THAT: Council direct staff to erect a sign recognizing the efforts of the Mr. William Barlow in maintaining the property for the enjoyment of the St. Thomas Community.

Origin

The area referred to in this report as the Locust Street Community Boulevard is shown in the map below. The land is City-owned open space but does not form part of the parks inventory. For several years, members of the local community - especially Mr. William Barlow - have voluntarily maintained gardens, trees and turf on the property at no expense to the Corporation. In 2006, a resident living in the area suggested that the City recognize Mr. Barlow for his extraordinary efforts by naming this property after him.

Figure 1: Locust Street Community Boulevard



Analysis

24-
The property in question is a unique one in that it is directly opposite homes that front along Locust Street and yet it is part of a large ravine lot. The community has positively impacted the beauty of the neighbourhood by maintaining this area, yet it is not serviced by the Parks and Recreation Department.

Staff feels that it would be appropriate to establish, in writing, some formal guidelines for the ongoing maintenance of the property and to erect a sign to acknowledge the contributions of Mr. Barlow in maintaining this property. It is anticipated that the proposed Memorandum of Understanding would address the following issues:

1. Responsibility for the community to care for the property.
2. Understanding that the City is not resourced to assist in the care of the property.
3. Proper use of plant materials, fertilizers or chemicals.
4. Establishment of a defined boundary for the maintained area.
5. Creation of a hold harmless provision.

Should there be other properties where a similar situation exists, staff will use this methodology to address them, as well.

Financial Impact

The cost for the proposed sign is estimated to be \$75.00. There are no additional costs associated with the implementation of the recommendations contained in this report.

Respectfully Submitted,



Kent McVittie
Director of Parks and Recreation

Reviewed By:

Treasury	Env Services	Planning	City Clerk	HR	Other
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Corporation of the

City of St. Thomas

-25-

Report No.
OW-32-07

File No.

Directed to:

Chairman Lori Baldwin-Sands and Members of the Social Services Committee

Date Authored:

September 26, 2007

Meeting Date:

October 15, 2007

Department:

St. Thomas-Elgin Ontario Works

Attachment

(1) AIMS Software and Database Licence Agreement

Prepared By: Elizabeth Sebestyen, Housing Administrator

Subject: AIMS User Agreement

Recommendation

THAT Report OW-32-07 related to the AIMS User Agreement be received for information, and further;

That Council authorizes entering into an agreement between the Corporation of the City of St. Thomas and the Province of Ontario to set out rights, restrictions and responsibilities for the use of the Affordable Housing Information Management System (AIMS) and to grant the City the right to use the AIMS application online, and further;

THAT a By-Law be prepared authorizing the Mayor and Clerk to sign three copies of the AIMS Software and Database Licence Agreement (Attachment 1).

Background

The Affordable Housing Information Management System (AIMS) is a free web-based database developed by the Ministry of Municipal Affairs and Housing to administer the Canada-Ontario Affordable Housing Program (AHP).

AIMS is intended to be a repository of all AHP data and documents for all AHP components. St. Thomas - Elgin is participating in three components - Rental and Supportive, Housing Allowance, and Homeownership. The AIMS application will permit information sharing among the three partners in the AHP - municipal Service Managers, the provincial government (the Ministry of Municipal Affairs and Housing), and the federal government (Canada Mortgage and Housing Corporation).

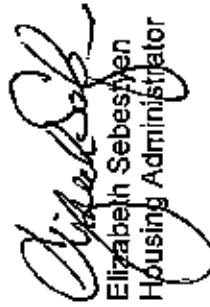
Access to AIMS is through a standard Internet browser. Proper security protocols will be used and all transmissions will be encrypted for confidentiality. Users will be assigned User IDs and passwords. There are no licensing costs to Service Managers to use AIMS.

Only Service Managers who sign User Agreements are granted access to the AIMS system. While participation in the AIMS application is not mandatory, use of the system will facilitate the required submission of program reports to the Province, streamline the workload for staff, reduce the paper flow, and consolidate Program documentation.

Development and Training

The AIMS System has been under development for the past nine months. Currently, user testing is underway. Three Ontario Works staff (the Director, the Financial Officer, and the Housing Administrator) will have access to the database and have registered for user training in London on October 23 and 25, 2007. The System is expected to "go live" on November 15, 2007.

Council's support of this recommendation is respectfully requested.


Elizabeth Sebestyen
Housing Administrator

Reviewed By: _____

Treasury

Env Services

Planning

City Clerk

Human Resources

Other



AMS SOFTWARE AND DATABASE LICENCE AGREEMENT

THIS SOFTWARE AND DATABASE LICENCE AGREEMENT is made as of
September 18, 2007

BETWEEN:

HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO AS
REPRESENTED BY THE MINISTER OF MUNICIPAL AFFAIRS
AND HOUSING ("Ontario")

— and —

The Corporation of the City of St. Thomas ("Licensee")

RECITALS:

- A. Ontario has developed and owns the Software and the Database.
- B. The Software and the Database are for use in connection with the administration of the Canada-Ontario Affordable Housing Program and are intended to allow Service Managers to submit data and information regarding such program to Ontario, and to obtain data and information regarding such program from Ontario.
- C. Licensee is a Service Manager.
- D. Ontario wishes to provide Licensee with a license to use the Software and the Database subject to the terms and conditions of this Agreement.

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

1. **DEFINITIONS.** In this Agreement, the following terms have the meanings set out below:

- (a) "Administration Agreement" means the agreement between the Licensee and Ontario related to the specific programs under the Canada-Ontario Affordable Housing Program in which the Licensee has agreed to participate.
- (b) "Agreement" means this Software and Database Licence Agreement including the recitals hereto and all schedules annexed to this Agreement as the same may be amended from time to time;
- (c) "CMHC" means Canada Mortgage and Housing Corporation;
- (d) "Canada-Ontario Affordable Housing Program" means those programs referred to under the CMHC-Ontario Affordable Housing Program Agreement effective April 1, 2003;

- (e) **"Commercialization"** means the exploitation of Intellectual Property Rights in the Software or the Database for the Licensee's commercial advantage with the effect of making a net monetary gain and includes sublicensing and/or resale;
- (f) **"Computer Code"** means computer programming code and software programs (including both object and source code) executable or not executable, including any Reusable Code;
- (g) **"Database"** means the data and information collected through the use of the Software, as updated and Modified from time to time;
- (h) **"Documentation"** means the user guide for the Software and Database published by Ontario;
- (i) **"Including"** means including without limitation and the term **"including"** shall not be construed to limit any general statement which it follows to the specific or similar items or matters immediately following it; and **"includes"** means includes without limitation;
- (j) **"Intellectual Property Rights"** means any Intellectual or Industrial property rights protected and protectable under the laws of Canada, any foreign country, or any political subdivision of any country, including any Intellectual property rights protected by legislation (such as legislation governing copyrights, Industrial designs, Integrated circuit topographies, patents or trade-marks) or by common law (such as confidential information and trade secrets); and at any time in the future, with respect to any licence to exercise Intellectual Property Rights, includes any Intellectual or Industrial property rights protected or protectable at such time under the laws of Canada, any foreign country, or any political subdivision of any country;
- (k) **"Licensee Confidential Information"** means all information obtained by Ontario from Licensee in connection with the use of the Software and the Database; but Confidential Information shall not include Information that (i) is or becomes generally available to the public without fault or breach on the part of Ontario of any duty of confidentiality owed by the Ontario to Licensee or to any third party; (ii) Ontario can demonstrate to have been rightfully obtained by Ontario, without any obligation of confidence from a third party who had the right to transfer or disclose it to Ontario free of any obligation of confidence;

and (iii) Ontario can demonstrate to have been rightfully known to or in the possession of Ontario at the time disclosure, free of any obligation of confidence when disclosed;

(l) **"Modify"** means the creation of any enhancements, additions, changes, corrections, improvements, translations, adaptations, revisions, developments, upgrades, or updates thereto, made to the Software or the Database after the date of this Agreement;

(m) **"Moral Rights"** has the same meaning as in the *Copyright Act*, R.S.C. 1985, c.C-42, as amended or replaced from time to time, and includes comparable rights in applicable jurisdictions;

(n) **"OPS Confidential Information"** means the Software and the Database and all other information obtained by Licensee in connection with the use of the Software and the Database; but Confidential Information shall not include information that (i) is or becomes generally available to the public without fault or breach on the part of the Licensee of any duty of confidentiality owed by the Licensee to Ontario or to any third party; (ii) the Licensee can demonstrate to have been rightfully obtained by the Licensee, without any obligation of confidence from a third party who had the right to transfer or disclose it to the Licensee free of any obligation of confidence; and (iii) the Licensee can demonstrate to have been rightfully known to or in the possession of the Licensee at the time disclosure, free of any obligation of confidence when disclosed;

(o) **"Party"** means Ontario or Licensee and **"Parties"** means both of them;

(p) **"Reusable Code"** means reusable code, libraries, routines, sub-routines and utilities;

(q) **"Representatives"** with respect to Licensee, means Licensee's employees, elected officials, agents, consultants and other representatives and advisers;

(r) **"Service Manager"** has the meaning given to it under the *Social Housing Reform Act*, 2000; and

(s) **"Software"** means, collectively, all Computer Code relating to the web based project tracking and reporting database system developed by Ontario for use in connection with the administration of the Canada-Ontario Affordable Housing Program and referred to as the Affordable Housing Information Management System (AIMS), including its graphical user interface, program logic and database design, and includes the Documentation.

2. **LICENCE TO USE SOFTWARE.** Subject to Section 4, Ontario hereby grants to Licensee a non-exclusive, non-transferable, fully paid-up and royalty-free right and licence to use the Software by way of Internet access for the sole purpose of administering the Canada-Ontario Affordable Housing Program.

3. **LICENCE TO USE DATABASE.** Subject to Section 4, Ontario hereby grants to Licensee a non-exclusive, world-wide, non-transferable, fully paid-up and royalty-free right and licence to use, print out and copy the part of the Database relating to Licensee's service area, as well as update the data in such part of the Database, for the sole purpose of administering the Canada-Ontario Affordable Housing Program.

4. **LICENCE RESTRICTIONS.**

- (1) Licensee shall not use the Software except as provided in this Agreement, shall not copy, Modify or distribute the Software, and shall not use the Software for Commercialization.
- (2) Licensee shall not use or Modify the Database except as provided in this Agreement, and shall not use the Database for Commercialization.
- (3) Only employees of Licensee who are assigned a valid user id and password by Ontario shall have access to the Software and Database.
- (4) Each employee of the Licensee who is assigned a valid user id and password by Ontario shall use the Software, and use and Modify the Database, only in accordance with the rights permitted by the type of user id that is assigned to such user. The types of user id's and related rights are set out in the attached Schedule A.
- (5) User ids and passwords shall be kept confidential and in a secure place and users of the Software and Database shall ensure that they log off when not using the Software and Database.
- (6) Licensee shall use the Database and Software only in accordance with the Documentation.
- (7) Licensee shall not use the Software to create, transmit or upload any comment or data which (i) violates any rights of others, including infringement of intellectual property rights, (ii) libels, defames or slanders any person and/or (iii) infringes any applicable privacy legislation.

- (8) Licensee shall not knowingly use the Software to create, transmit or upload any comment or data that contains or embodies any computer virus, harmful component or corrupted data.
- (9) All computers from which the Software and Database are accessed shall have installed on them anti-virus protection software.
- (10) Licensee shall not attempt to reverse engineer the Software.
- (11) Ontario may terminate any user id and password upon written notice to the Licensee.
- (12) User id's and passwords are not transferable.
- (13) All users of the Software and Database will be required to agree to the terms of use set out in the attached Schedule B.

5. **COPYRIGHT NOTICE.** Licensee shall display the following text on all printouts and copies of the Software and Database:

© Queen's Printer for Ontario, 2007. Reproduced with permission.

6. **OWNERSHIP OF SOFTWARE.** The Parties acknowledge and agree that Ontario is the sole owner of all Intellectual Property Rights in the Software.

7. **LICENSE TO ONTARIO.** Licensee shall remain the sole owner of all information and data uploaded by it to the Database. Licensee hereby grants to Ontario a non-exclusive, irrevocable, fully paid-up and royalty-free right and license to exercise all Intellectual Property Rights in such data and information and to use, sublicense and disclose such data and information solely in connection with the administration and management of the Canada-Ontario Affordable Housing Program. For greater certainty, Ontario may share such data and information with CMHC. Licensee represents and warrants that all Moral Rights in the uploaded data and information shall be waived and that such waivers may be invoked by Ontario.

8. **LIMITATION ON LIABILITY.** The Software and the relevant portions of the Database are provided to Licensee by Ontario on an "as is" basis and Licensee acknowledges and agrees that there are no guarantees, representations, conditions, warranties or other promises of any kind given by Ontario in relation to the Software and the Database either express or implied, arising by law or otherwise including, but not limited to, as to effectiveness, completeness, accuracy, fitness for purpose, merchantability, currency or veracity. Ontario shall not have any liability to Licensee related to the use of the Software or the Database by Licensee.

In particular, Ontario shall have no liability or responsibility for any uploaded data of Licensee that is lost or stolen, any interruption in the availability of the Software and/or Database, any error in the operation of the Software and/or any failure of Licensee to comply with the Documentation. In no event will Ontario have any liability to Licensee or any other party for any loss of profits and/or indirect or consequential damages.

9. **INDEMNITY.** Licensee shall indemnify and hold harmless Ontario from any third party claims, liability, damages and/or costs (including but not limited to legal fees) arising from Licensee's use of the Software and/or Database and/or any violation of the terms of this Agreement. Notwithstanding the foregoing, this Indemnity shall not apply to any such claims, liability, damages and/or costs to the extent that they are attributable to the negligence of Ontario.

10. **CONFIDENTIALITY.**

- (1) Subject to the requirements of the *Municipal Freedom of Information and Protection of Privacy Act*, Licensee (i) agrees to hold, and shall cause its Representatives to hold, all OPS Confidential Information in strictest confidence; (ii) shall not, and shall cause its Representatives to not, use any OPS Confidential Information in any manner other than for the purposes of administering the Canada-Ontario Affordable Housing Program; and (iii) agrees not to disclose, and to cause its Representatives to not disclose, any OPS Confidential Information to any third party other than as is necessary in connection with administering the Canada-Ontario Affordable Housing Program.
- (2) Subject to the requirements of the *Freedom of Information and Protection of Privacy Act*, Ontario (i) agrees to hold all Licensee Confidential Information in strictest confidence; (ii) shall not use any Licensee Confidential Information in any manner other than for the purposes of administering and managing the Canada-Ontario Affordable Housing Program; and (iii) agrees not to disclose any Licensee Confidential Information to any third party other than as is necessary in connection with administering and managing the Canada-Ontario Affordable Housing Program.

11. **TERM OF LICENCES.** The licenses granted by Ontario to Licensee under this Agreement shall be and remain in full force and effect from the date of this Agreement until the Agreement is terminated pursuant hereto.

12. **TERMINATION OF AGREEMENT.** If the Licensee breaches any of the terms of This Agreement, Ontario may terminate this Agreement on written notice to the Licensee. In any other circumstance, Ontario may terminate this Agreement on ninety (90) days written notice to the Licensee. Nothing in this Section shall limit Ontario's rights or remedies available at law, in equity or otherwise.
13. **SURVIVAL.** The provisions of Sections 6, 7, 8, 9, 10 and 11 shall survive any termination of this Agreement.
14. **FORCE MAJEURE.** Dates and times by which either Licensee or Ontario is required to render performance under this Agreement shall be automatically postponed to the extent and for the period that Licensee or Ontario is prevented from meeting them by reason of any cause beyond its reasonable control, provided that Licensee notifies Ontario or Ontario notifies Licensee, as applicable, of the commencement and nature of such cause and uses its reasonable efforts to render performance in a timely manner.
15. **GOVERNING LAW.** This Agreement shall be governed by and construed in accordance with the laws of the Province of Ontario and the federal laws of Canada applicable therein. The Parties irrevocably and unconditionally submit to the non-exclusive jurisdiction of the courts of the Province of Ontario and all courts competent to hear appeals from them.
16. **AMENDMENT.** This Agreement may not be modified unless agreed to in writing by both Parties. Any consent by a Party to, or a waiver of a breach by the other, whether express or implied, shall not constitute a consent to or a waiver of or excuse for any other different or subsequent breach unless such waiver or consent is in writing and signed by the Party claimed to have waived or consented. Except as otherwise provided herein, no term or provision hereof shall be deemed waived and no breach excused.
17. **SEVERABILITY.** If any part of this Agreement is held to be unenforceable or invalid, it will be severed from the rest of this Agreement, which shall continue in full force and effect.

18. **NOTICES.** Notices given to either Party under this Agreement shall be provided in writing and sent to the following addresses:

Ontario:	Ministry of Municipal Affairs and Housing 777 Bay Street, 3rd Floor Toronto, ON M5G 2E5
Attention:	Director, Housing Programs Branch
Facsimile:	(416) 595-7003
Licensee:	The Corporation of the City of St. Thomas
Facsimile:	

Any notice so given shall be deemed to have been received on the date it was delivered or on the date it was transmitted in the case of a transmission by fax or other electronic method, or if it was sent by mail, on the fifth business day following the date it was sent.

19. **FURTHER ASSURANCES.** Each of the Parties agrees promptly to do, make, execute, deliver or cause to be done, made, executed or delivered at its own expense all further acts, documents and things as the other Party may reasonably require for the purpose of giving effect to this Agreement.
20. **ENTIRE AGREEMENT.** This Agreement and any schedules or other documents referred to herein constitutes the entire agreement between the Parties relating to the license to Licensee of the Software and of the Database and supersedes all prior written or oral agreements, representations, and other communications between the Parties, and shall ensure to the benefit of and be binding upon each of the Parties and their respective successors and permitted assigns.

IN WITNESS WHEREOF the Parties have executed this Agreement as of the date first written above.

**HER MAJESTY THE QUEEN IN RIGHT OF
ONTARIO, AS REPRESENTED BY THE
MINISTER OF MUNICIPAL AFFAIRS AND
HOUSING**

Name: John Burke
Title: Deputy Minister
Date of signature:

The Corporation of the City of St. Thomas

Name:
Title:
Date of signature:

Name:
Title:
Date of signature

We have the authority to bind the Licensee

- (l) that your user Id and password for access to the Application may be terminated at any time upon delivery of a written notice to your employer by Ontario;
- (k) to indemnify and hold harmless Ontario from any third party claims, liability, damages and/or costs (including but not limited to legal fees) arising from your use of the Application and/or any violation of these terms; except that this Indemnity shall not apply to any such claims, liability, damages and/or costs to the extent they are attributable to the negligence of Ontario.

SCHEDULE A

TYPES OF USER IDS AND RIGHTS

In general, a Licensee will have access only to the parts the Software and Database relating to the Licensee's service area and those specific programs under the Canada-Ontario Affordable Housing Program with respect to which the Licensee has signed an Administration Agreement(s).

1. Service Manager General User (Data Entry), SM-DE: the user can access and view the parts of the Software and Database relating to Licensee's service area, and the user can update the part of the Database relating to Licensee's service area.
2. Service Manager (Project Specific Data Entry), SM-PDE: the user can access and view the parts of the Software and Database relating to a specific project in the Licensee's service area, and the user can update the part of the Database relating to such project. The Licensee shall determine when this user id shall be used.
3. Service Manager (View Only), SM-V: the user can access and view the parts of the Software and Database relating to Licensee's service area.
4. Service Manager Super User, SM-SU: the user can access and view the parts of the Software and Database relating to Licensee's service area, the user can update the part of the Database relating to Licensee's service area, the user can upload to Ontario data relating to Licensee's service area, and the user can download data relating to Licensee's service area. This user also has the right to assign on a temporary basis Super User access to existing General Users.

SCHEDULE B

Terms of Use

By using this business application (the "Application"), you personally agree:

- (a) that you have no intellectual property rights in the Application, the database contained within the Application and/or the related guide on how to use the Application other than the right to use them on behalf of your employer in accordance with the License Agreement between Ontario and your employer relating to this Application (the "Licence Agreement");
- (b) to use the Application and the database contained within the Application only in accordance with the License Agreement and the related guide on how to use the Application;
- (c) to keep all information acquired by you through the use of this Application confidential and not use it other than for the purposes of administering programs under the Canada-Ontario Affordable Housing Program.
- (d) that all data uploaded under the Application by you may be downloaded by Ontario for such uses as Ontario may require;
- (e) that you waive all moral rights (as defined under the *Copyright Act* (Canada)) and comparable rights in applicable jurisdictions that you have in all data uploaded by you;
- (f) that Ontario shall have no liability or responsibility for any uploaded data that is lost or stolen, any interruption in the availability of the Application, any error in the operation of the Application and/or any failure on your part to comply with the related guide on how to use the Application. In no event will Ontario have any liability to you, your employer or any other party for any loss of profits and/or indirect or consequential damages;
- (g) that you will not use the Application to create, transmit or upload any comment or data which (i) violates any rights of others, including infringement of any intellectual property rights, (ii) libels, defames or slanders any person and/or (iii) infringes any applicable privacy legislation;
- (h) that you will not knowingly use the Application to create, transmit or upload any comment or data that contains or embodies any computer virus, harmful component or corrupted data;
- (i) that the computer that you access the Application from has installed on it anti-virus protection software.

- (j) that your user id and password for access to the Application may be terminated at any time upon delivery of a written notice to your employer by Ontario;
- (k) to indemnify and hold harmless Ontario from any third party claims, liability, damages and/or costs (including but not limited to legal fees) arising from your use of the Application and/or any violation of these terms; except that this indemnity shall not apply to any such claims, liability, damages and/or costs to the extent they are attributable to the negligence of Ontario.



Corporation of the
City of St. Thomas

-39-

Report No.

OW-33-07

File No.

Date Authored:

September 26, 2007

Meeting Date:

October 15, 2007

Attachment

Directed to: Chairman Lori Baldwin-Sands and Members of the Social Services Committee

Department: St. Thomas-Elgin Ontario Works

Prepared By: Elizabeth Sebestyen, Housing Administrator

Subject: Proposal for shelter feasibility study

Recommendation

THAT Report OW-33-07 be received for information, and further;

That Council approves staff's submission of an application for funding under the federal government Homelessness Partnership Initiative – Outreach Communities to engage a consultant to investigate options to alleviate homelessness in St. Thomas and Elgin County.

Background

In December 2006, the federal government announced a new initiative, the Homelessness Partnering Strategy (HPS). The new Strategy, which began on April 1, 2007, provides \$269.6 million over two years to prevent and reduce homelessness by helping to establish the structures and supports needed to move homeless and at-risk individuals towards self-sufficiency.

One of the four components of the new Strategy, called the Homelessness Partnership Initiative (HPI) – Outreach Communities, is designed for smaller cities and rural areas. Up to \$25,000 in funding is available to support single projects to fill specific gaps in infrastructure of rural areas or small cities to address homelessness.

Project proposal

Staff proposes to submit an application for funding under the Outreach Communities initiative. The purpose for the funding will be to engage a consultant to investigate options to alleviate homelessness in St. Thomas and Elgin County.

The consultant would conduct a feasibility study to:

- research historical trends and current needs for emergency or transitional housing in the area
- project future needs for emergency or transitional housing
- identify priority groups in most urgent need (i.e. men, families, women)
- identify current services available for homeless residents of the area
- identify any other project proposals currently being explored with the community
- identify additional supports (such as mental health or addiction services) required for homeless residents
- identify the current availability of additional services required
- determine current collaborations among agencies providing supports
- investigate possibilities for enhanced collaborations among agencies
- explore effective options or solutions for homeless residents of the area
- prioritize options by level of need and urgency in the community
- determine costs of various options, including capital and ongoing operational costs
- investigate possible sources of funding for capital and operational costs
- recommend a solution which will meet current and future needs and provide effective opportunities for stable permanent housing for homeless residents of St. Thomas and Elgin County

The consultant's report, including recommended courses of action, would be brought to Council for review and consideration.

Rationale

There is presently no facility in St. Thomas to temporarily house homeless men or families. The YWCA on Mary Street, which provides shelter services for women, is generally at full capacity. A YMCA shelter for men existed for many years on Talbot Street but it closed and the building has since been removed. Reports indicate that the shelter, with more than 30 beds, was almost always full.

40
Currently, the provincial government provides annual funding to all Service Managers under the Homelessness Initiative to help address the immediate needs of people who are homeless or at risk of becoming homeless. This year, St. Thomas – Elgin will receive \$64,707. The fund is used for temporary accommodation at local motels and to pay for rent or utilities arrears.

Ontario Works pays for emergency accommodations for an average of five homeless men per month for a maximum of two weeks at local motels. These men are without housing or income while waiting for Ontario Works assistance to begin. When motel facilities are not available locally, the men are provided with transportation to the London Men's Mission or Salvation Army Centre of Hope. Families are referred to Rotholme Women's and Family Shelter in London.

The 2004 Affordable Housing Needs Assessment commissioned by Ontario Works points to a need for facilities for homeless men, youth, and families in St. Thomas. The Affordable Housing Strategy recommends the City explore funding options to support the provision of emergency and transitional housing for men, families, and youth, and transitional housing for persons with mental illness and persons with physical disabilities.

Community Collaboration

A local steering committee was established in June to collaborate on a solution and to help guide the consultant's study. Members of the committee include representatives from the Canadian Mental Health Association – Elgin Branch, the local Salvation Army, the YWCA, St. Thomas – Elgin Ontario Works Department, and a member of City Council.

As well, the London Homeless Coalition passed a motion in May 2007 to support the idea of the City of St. Thomas connecting to the City of London's Community Plan on Homelessness, for the purpose of investigation funding options for emergency shelter facilities in St. Thomas under the federal Homelessness Partnering Strategy.

The Ministry of Community and Social Services has also asked Ontario Works to look into local options in order to reduce transfers to London facilities which are often at full capacity.

Application for funding

The Housing Administrator has been working with staff at Service Canada to finalize an application and project proposal for HPI Outreach Communities funding in the amount of \$15,000 to hire a consultant to conduct a feasibility study. Proposals must be submitted by October 31, 2007. The application package is ready for submission, pending Council's endorsement.

Council's support of this recommendation is respectfully requested.


Elizabeth Sebestyen
Housing Administrator

Reviewed By: _____

Treasury

Env Services

Planning

City Clerk

Human
Resources

Other





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

Report No. OW-34-2007

File No.

Directed to:

**Chairman Lori Baldwin-Sands and
Members of the Social Services
Committee**

Subject:

**Establishment of Reserves and
Reserve Funding Accounts**

Attachment(s):

N/A

Department:

St. Thomas – Elgin Ontario Works

Prepared By:

Sandra Datars Bere, Director

**Date Authored: October 9,
2007**

**Meeting Date: October 15,
2007**

Recommendation:

THAT Report OW-34-2007 be received and filed as Information.

THAT Council approve and direct the establishment of three (3) reserves and two (2) reserve funds as follows:

Reserves:

1. Social Housing Capital Replacement Funding
2. Best Start Unconditional Funding
3. Affordable Housing Program (AHP) Rental and Supportive Housing Funding (funding for new AHP projects)

Reserve Funds:

4. Affordable Housing Program (AHP) Home Ownership – Revolving Fund
5. Rent Bank/ Emergency funding for rent;

THAT Council authorize as-needed funding from any or all of these reserves and reserve funds to support operational activities, under the direction of the Director of Ontario Works and the City Treasurer;

THAT Council approve a quarterly reporting by the Director of Ontario Works and the City Treasurer of all funds spent from these reserves and reserve funds.

Background:

For the most part, services provided through the Ontario Works Department are supported through operational cost sharing between provincial ministries and the City of St. Thomas and the County of Elgin (through the city and county cost share agreement). In addition to cost shared annual operating funding, the City of St. Thomas, through the OW Department, has received various allocations of funding from provincial ministries to deliver specific /targeted services and programs within the community. Generally, funds for these programs have been received as lump sum payments and for some, the accrual of interest is a requirement from the funding ministries. The following is an overview of funds currently held:

Name of Funding/ Program initiative	Description / Purpose of Funding	Balance as of September 30, 2007
Social Housing Capital Replacement Funding	Received from the Ministry of Municipal Affairs and Housing (MMAH) in 2001 at time of Social Housing devolution; Provided to municipality as one-time capital grant (with no time limit for fund expenditure) to support future capital needs of housing projects;	\$480,112

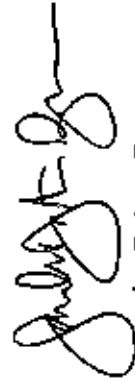
Best Start Unconditional Funding	Received from the Ministry of Children and Youth Services (MCYS) in 2006 to support Best Start/ Child Care initiative; Original Allocation of \$2.1 million provided by MCYS with no conditions and/ or requirements to spend within specific period of time; Portions of funding have already been used to support new child care centres and other child care/Best Start Initiatives; Council has granted OW Director ability to allocate funds, consistent with community priorities and plans;	\$886,218
AHP Rental and Supportive Housing Funding	Funding being received from MMAH to support development of new AHP housing projects in St. Thomas and Elgin County community; Total allocation of \$2.1 million being received in instalments to be received by City and then flowed to AHP Proponents (flow through arrangements);	\$0 as of September 30, 2007 but reserve needs to be established to allow receipt of funding and allocation to AHP proponents
Affordable Housing Program – Home Ownership Revolving Fund	Total allocation of \$189,000 from MMAH to be received as program is implemented; The Home Ownership component of the AHP requires the establishment of a revolving fund to receive and allocate down payment funding to eligible households; Any funds received back into this fund from the sale of any houses in the future may be reallocated to other households; Accrual of interest on any funding in the revolving fund will be established;	\$0 as of September 30, 2007 but Reserve Fund needs to be established to allow receipt of funding
Rent Bank	Funding received from MMAH to support individuals in need of emergency /urgent funds to cover rental payments and / or find appropriate accommodation; Annual allocations have been provided, with 2007 allocation of \$38, 328; MMAH requires funds to accrue interest when held by the municipality;	\$19,452

Report:

In discussions with the Treasury Department, and in order to meet the requirements of the MMAH (with respect to the accrual of interest on certain funds), the establishment of three reserves and two reserve funds, as outlined above, is being recommended. It is acknowledged that current corporate policy requires Council approval to access funds in any reserve/reserve account. Given that each of these funding allocations is used frequently to support on-going operational activities, it is recommended that Council authorize as-needed access to funding from these reserves and reserve funds and accept a quarterly report from the Director of Ontario Works and the City Treasurer, outlining the use of the funding.

The establishment of the reserves and reserve funds and the proposed reporting protocol has been discussed with and has the support of the Treasury Department and the City Treasurer. Staff is available to respond to questions from council members as required.

Respectfully submitted,



Sandra Datars Bere
Director

Reviewed By: _____

Treasury

Env Services

Planning

City Clerk

HR

OW

THE NINTH REPORT OF THE 2007 SITE PLAN CONTROL COMMITTEE

October 9th, 2007

Mayor Cliff Barwick
and Members of City Council
St. Thomas, Ontario

Your Site Plan Control Committee recommends as follows:

1. That we approve the application of London District Catholic School Board for a proposed single storey addition to the Monsignor Morrison Catholic School located on lands known municipally at 10 South Edgeware Road, City of St. Thomas, County of Elgin, subject to the following conditions:
 1. Compliance shall be made with all applicable regulations,
 2. Development of the site shall be in accordance with the final approved site plan,
 3. The final approved plan (amended as directed by the said Site Plan Committee) shall be filed with the Secretary of the Committee,
 4. That an amending agreement shall be entered into by the owner with the municipality in respect of the provision of all municipal requirements. The final approved plan shall be appended to the agreement and the agreement shall be registered on the title of the property,
 5. The following requirements shall be shown or noted on the approved plan and/or incorporated into the amending agreement referred to above:
 - (a) parking and loading spaces shall be provided as shown on the approved plans, and
 - (b) the installation of portable signs shall not be permitted on this site.
2. That the recommendations, directions and actions of the Site Plan Control Committee as set out in the minutes dated October 9th, 2007 be confirmed, ratified, and adopted.

All of which is respectfully submitted,

Mayor Cliff Barwick,
Chairman, Site Plan Control Committee
/fek



THE ROYAL CANADIAN LEGION

LORD ELGIN (ONT # 41) BRANCH

24 - 26 JOHN ST.
ST. THOMAS, ONTARIO
N5P 2X3
(519) 631 - 9840

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

Dear Comrades:

The time of October 25th to November 11th has been declared as our time of Remembrance by Dominion Command.

Br. 41, St. Thomas is therefore asking permission to distribute our popples within the City of St. Thomas on Friday, November 2nd and Saturday, November 3rd, 2007.

Please contact the Legion Office at 519 - 631- 9840 as soon as possible to confirm these dates.

Yours in comradeship

Cathy Sheridan
Secretary Br. 41

THEY SERVED TO DEATH. WHY NOT WE?

Oct. 5, 2007

City of St. Thomas
Received

OCT 05 2007

City Clerk's Dept.

Ministry of
Community Safety and
Correctional Services

Ministère de la
Sécurité communautaire et
des Services correctionnels



Office of the
Fire Marshal

Bureau du
commissaire des Incendies

2284 Nursery Road
Midhurst ON L0L 1X0
Tel: (705) 725-7258
Fax: (705) 725-7259

2284, chemin Nursery
Midhurst ON L0L 1X0
Tél: (705) 725-7258
Téléc: (705) 725-7259

Fila Reference/Référence:
867-17 (Eigh) St Thomas (3421)

October 1, 2007

City of St. Thomas
PO Box 520
545 Talbot Street
St. Thomas ON N5P 3V7

QCJ 0 9 400/

City Clerk's Dept.

RE: ESSENTIALS OF MUNICIPAL FIRE PROTECTION – A DECISION MAKERS' GUIDE

Dear CAO/Clerk:

The Office of the Fire Marshal (OFM) is pleased to announce the availability of the "Essentials of Municipal Fire Protection – A Decision Makers' Guide" seminar. This seminar has been recently redesigned, in consultation with a variety of municipal and fire service stakeholders and related associations, to highlight the fundamentals of municipal fire protection service delivery. The program is designed to meet the particular needs of municipal decision makers, primarily elected officials and senior municipal staff. Please see the attached brochure for more information on this one-day seminar that uses case studies and a resource guidebook with samples of pertinent by-laws and agreements to enhance learning.

This letter is being sent to inform you that one of these seminars is being delivered in your area on **November 21, 2007**, at the Park Ave Business Centre (540 Park Ave. E.) in Chatham (map and directions attached). Registration begins at 8:30 hrs and the seminar ends at 16:00 hrs. Decision-makers from your municipality who would like to attend can do so by filling out the attached registration form and returning it by Wednesday November 7, 2007. The seminar and resource guidebook are provided at no cost, however participants will be responsible for any associated travel, meal and/or accommodation costs. The seminar is being hosted by the Municipality of Chatham-Kent with lunch and refreshments being provided at a cost of \$30.00 per participant. Cheques should be made payable to the Municipality of Chatham-Kent and will be required the day of the seminar.

The Association of Municipal Managers, Clerks and Treasurers of Ontario (AMCTO) will recognize applied knowledge gained from attending this seminar when applying for Certified Municipal Officer (CMO) accreditation, and the Ontario Municipal Management Institute (OMMI) will credit this seminar towards the Certified Municipal Manager (CMM) designation.

If you would like more information on this seminar please contact me at 519-676-9098.

Yours truly,

Nelly Green

Nelly Green
Fire Protection Adviser
cc: Fire Chief Robert Barber

Revised 2007

R. BARBER		FOR
DISCUSSION		☐
REMARKS/COMMENT		☐
INITIALS		☒
FROM MARIA KONEFA		



-46-

ESSENTIALS OF MUNICIPAL FIRE PROTECTION

A DECISION MAKERS' GUIDE

A seminar designed to highlight the fundamentals of municipal fire protection

Revamped
format tailored
to the needs of
new and
existing
municipal
officials with
decision-
making
responsibilities
for fire services



Delivered
by OFM
Fire
Protection
Services
across the
province



Essential information to enhance understanding of fire protection needs, obligations and legislated requirements in order to plan for fire protection in Ontario communities.



**Now booking for 2007!
Watch for the seminar in your area!**

www.ofm.gov.on.ca

Participants will

- Enhance understanding of fire protection needs, obligations and legislated requirements
- Learn how to plan fire protection and prevention services
- Understand options for the delivery of fire protection based on local needs and circumstances
- Assist with identification and implementation of required fire protection improvements
- Be informed of the support programs and tools available to municipalities



New/Enhanced Features

- Designed with local needs and circumstances and self-determination in mind
- A focus on municipal decision makers - elected officials and senior staff
- One-day intensive seminar format
- A facilitated guidebook to accompany the seminar, concentrating on decision areas of most interest and importance for municipal decision makers
- Includes examples and case studies to enhance learning

Learn About:

- Legislation, guidelines and standards
- Due Diligence
- Roles and Responsibilities
- Performance Measurement
- Service Delivery Models and Options
- Available Support Programs and Services

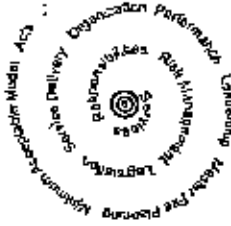
This program was developed in consultation with municipal officials, related organizations (Association of Municipalities of Ontario [AMO]; Association of Municipal Managers, Clerks and Treasurers of Ontario [AMCTO]; Municipal Health and Safety Association [MSHA], Ontario Association of Fire Chiefs [O AFC]) and the Ministry of Municipal Affairs and Housing (MMAH).

Don't miss the opportunity to have this seminar delivered in your area



For more information contact the Office of the Fire Marshal at
(705) 725-7258, 1-800-565-1842 or contact your local OFM Fire Protection Advisor.

www.ofm.gov.on.ca



ESSENTIALS OF MUNICIPAL FIRE PROTECTION

A DECISION MAKERS' GUIDE

REGISTRATION FORM (Chatham-Kent Seminar)

The Office of the Fire Marshal is offering a presentation of the seminar, "Essentials of Municipal Fire Protection - A Decision Makers' Guide" on Wednesday, November 21st, 2007 at the Park Avenue Business Centre (540 Park Ave. East) in Chatham. Registration begins at 8:00am and the seminar will conclude at 4:00pm. The seminar and materials are provided at no cost, and participants will be responsible for any associated travel and/or accommodation costs. The seminar is being hosted by the Municipality of Chatham-Kent with lunch and refreshments being provided at a cost of \$30.00 per participant. Cheques should be made payable to the Municipality of Chatham-Kent and will be required the day of the seminar. If municipal decision-makers in your municipality would like to attend, please fill out this registration form and return it to the address below, by Wednesday November 7th, 2007.

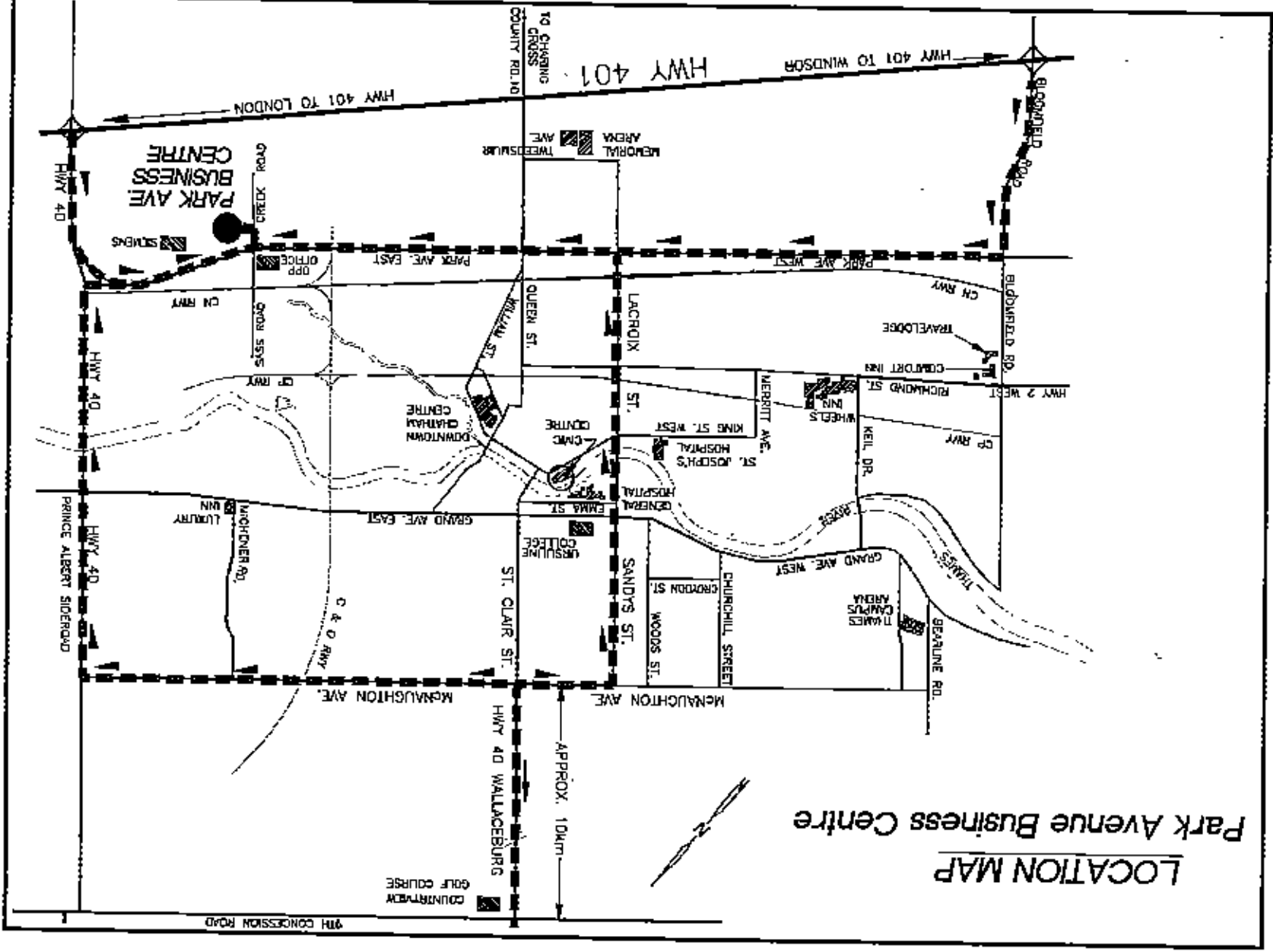
Surname:		First Name:	
Title:			
Municipality:		Address:	
Telephone:	Facsimile:	Email:	

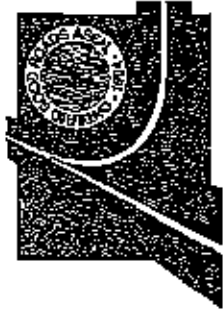
Surname:		First Name:	
Title:			
Municipality:		Address:	
Telephone:	Facsimile:	Email:	

Surname:		First Name:	
Title:			
Municipality:		Address:	
Telephone:	Facsimile:	Email:	

Please fax back completed registration form to:		Ms. Anne-Marie Hawke Office of the Fire Marshal 2284 Nursery Road, Midhurst, ON L0L 1X0. Fax: 705-725-7259	
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LOCATION MAP Park Avenue Business Centre





Working for a better tomorrow

City of St. Thomas
Receives

OCT 02 2007

City Clerk's Dept

ONTARIO GOOD ROADS ASSOCIATION

2055 KENNEDY ROAD, UNIT 2
MIDLEBOROUGH, ONTARIO
L5T 2L5
TELEPHONE 905-739-2266
FAX 905-735-2860

October 1, 2007

To the Head & Members of Council:

Pursuant to Section 25 of the Constitution of the Ontario Good Roads Association, the Nominating Committee shall report to the Annual Conference its nominations for 12 directors. The following members of the Board will automatically serve on the 2008-2009 Board of Directors in the following capacity:

President	David Leckie, Director of Roads & Transportation, City of London
1 st Vice-President	Eric Rutherford, Councillor, Municipality of Greenstone
Immediate Past President	Jim Harrison, Councillor, City of Quinte West

Those nominated by the Nominating Committee shall be selected from OGRA's municipal membership pursuant to the requirements for geographic representation contained in Section 11 of the Constitution, and so far as possible maintaining an equal balance between elected and appointed representatives. A full copy of the Constitution can be viewed on the OGRA web-site: <http://www.ogra.org/files/OGRAConstitution-BY-LAW1.pdf>.

The following incumbent Directors have put their name forward wishing to continue to represent their respective Zones:

North (3 to be elected)

John Curley
Councillor,
City of Timmins

Rick Champagne
Councillor,
Township of East Ferris

Alan Korell
City Engineer,
City of North Bay

-51-

Southwest (2 to be elected)

Tom Bateman
County Engineer
County Essex

Jeanne Vanderheyden
Deputy Mayor
Township of Strathroy-Caradoc

South Central (3 to be elected)

David Fawcett
Deputy Mayor
Municipality of Grey Highlands

Paul Johnson
Operations Manager
County of Wellington

Southeast (2 to be elected)

Ken Hill,
Mayor,
Township of Russell

Don McDonald
County Engineer
United Counties of Stormont Dundas &
Glengarry

Toronto (2 to be elected)

John Niedra
Director, City of Toronto Transportation Services
Etobicoke York District
City of Toronto

A vacancy will exist in the **South Central** zone for an **appointed** representative and in the **City of Toronto** for an **elected** representative.

The **South Central Zone** consists of municipalities in and including the Counties of Dufferin, Grey, Simcoe, and Wellington, and municipalities in and including the Regional Municipalities of Durham, Halton, Niagara, Peel and York, and the City of Hamilton.)

Any OGRA municipal member interested in being considered as a candidate for a position on the Board of Directors must complete the attached Nomination Consent form and submit it along with their resume to the attention of the Chair of the Nominating Committee by no later than October 31, 2007. Fax your information to 905-795-2660, e-mail to info@ogra.org or mail to OGRA, 6355 Kennedy Road, Unit 2, Mississauga, Ontario L5T 2L5

-52-

The Nominating Committee will meet in November to recommend a slate of Officers and Directors to the membership. The members of the Committee are:

Chair: Tony Prevedel, OGRA Immediate Past President

Members: Tom Bateman OGRA Director
Rich Champagne, OGRA Director
John Curly, OGRA Director
Helen MacLeod, OGRA Past President

Any questions regarding the Nomination process or serving on the Board of Directors can be directed to the undersigned at joe@ogra.org.

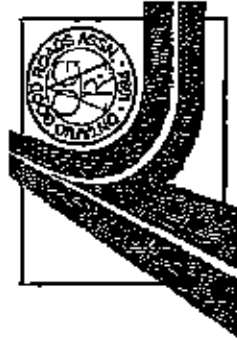
Yours truly,



J. W. Tierney,
Executive Director

c: Tony Prevedel, Chair, Nominating Committee

-53-

*Working for Municipalities***ONTARIO
GOOD ROADS
ASSOCIATION**

8355 KENNEDY ROAD, UNIT 2
MISSISSAUGA, ONTARIO
L5T 2L5
TELEPHONE 905-795-2555
FAX 906-795-2660

NOMINATION/CONSENT FORM*Please Print***Candidate for 2008-2009 OGRA Board of Directors**

Name	Position	Municipality
------	----------	--------------

Nominated by

Name	Position	Municipality
------	----------	--------------

Seconded by

Name	Position	Municipality
------	----------	--------------

Candidate's Consent

Candidate's Signature	Date
-----------------------	------

This form must be received by fax 905-795-2660, e-mail (joe@ogra.org) or mail to Unit 2, 8355 Kennedy Road, Mississauga, Ont. L5T 2L5 to the attention of Tony Pravedel, Chair of the Nominating Committee, by 4:00 p.m. on October 31, 2007.

Township of; 'Brockville, City of; 'Edwardsburgh/Cardinal, Township of; 'Erlin, Town of; 'Front of Yonge, Township of; 'Frontenac County'; 'Gananoque, Separated Town of; 'Guelph, City of; 'Kingston, City of; 'Leeds and Grenville, United Counties of; 'Merrickville-Wolford, Village of; 'Minto, Town of; 'North Dundas, Township of; 'North Grenville, Municipality of; 'North Stormont, Township of; 'Ottawa, City of; 'South Dundas, Township of; 'South Glengarry, Township of; 'South Stormont, Township of; 'Stormont, Dundas & Glengarry, United Counties of; 'Wellington County'; 'Westport, Village of; 'Alfred-Plantagenet, Township of; 'Casselman, Village of; 'Champlain, Township of; 'Clarence-Rockland, City of; 'Drummond-North Elmsley, Township of; 'East Hawkesbury, Township of; 'Hawkesbury, Town of; 'Lanark Highlands, Township of; 'Prescott & Russell, United Counties of; 'Russell, Township of; 'Smith Falls, Separated Town of; 'Tay Valley, Township of; 'Additional Plummer, Township of; 'Assiginack, Township of; 'Atikokan; 'Barrie Island, Township of; 'Billings, Township of; 'Blind River; 'Bonfield'; 'Bruce Mines, Town of; 'Burpee & Mills'; 'Calvin, Township of; 'Central Manitoulin, Township of; 'Chamberlain, Township of; 'Chisholm, Township of; 'Cochrane, Town of; 'Cockburn Island, Township of; 'Dryden'; 'Dubreuilville, Township of; 'Ear Falls, Township of; 'East Ferris, Township of; 'Elliot Lake, City of; 'Faulkner-Strickland'; 'Gordon, Township of; 'Gore Bay, Township of; 'Hearst, Town of; 'Hillon'; 'Hillon Beach, Village of; 'Hornepayne, Township of; 'Huron Shores, Municipality of; 'Ignace, Town of; 'Iroquois Falls'; 'Jocelyn, Township of; 'Johnson, Township of; 'Kapuskasung, Town of; 'Kenora'; 'Laird, Township of; 'Lake of Bays'; 'MacDonald, Meredith, Aberdeen Add'l, Township of; 'Machin, Township of; 'Manitouwadge, Township of; 'Matheson-Black River, Township of; 'Mattawa, Town of; 'Mattawan, Township of; 'Matice-Val Cole, Township of; 'Michipicoten'; 'Moonbeam, Township of; 'Moosonee, Town of; 'North Bay, City of; 'North Shore, Township of; 'Northeastern Manitoulin & the Island, Town of; 'Opasatika, Township of; 'Papineau-Cameron, Township of; 'Pickle Lake, Township of; 'Prince'; 'Red Lake, Municipality of; 'Sault Ste. Marie, City of; 'Sioux Lookout, Municipality of; 'Sioux Narrows-Nestor Falls, Township of; 'Smooth Rock Falls, Town of; 'South Algonquin, Township of; 'Spanish, Town of; 'St. Joseph, Township of; 'Tarbutt and Tarbutt Additional'; 'Tehkummah'; 'Temagami, Municipality of; 'Thessalon, Town of; 'Timmins, City of; 'Val Rita-Harty, Township of; 'West Nipissing, Municipality of; 'White River, Township of; 'Albion, Township of; 'Brethour, Township of; 'The'; 'Armour, Township of; 'Armstrong, Township of; 'Baldwin, Township of; 'Casey, Township of; 'Chapleau; 'Township of; 'Burk's Falls, Village of; 'Callander'; 'Carling, Township of; 'Casey, Township of; 'Chapleau; 'Chapple, Township of; 'Charlton and Dack, Municipality of; 'Cobalt, Town of; 'Coleman, Township of; 'Conmee, Township of; 'Dawson/Lake of the Woods, Township of; 'Dorion, Township of; 'Emo, Township of; 'Englehart, Town of; 'Española, Town of; 'Evanston, Township of; 'Fort Frances, Town of; 'French River, Municipality of; 'Gillies, Township of; 'Greenstone, Municipality of; 'Harley, Hudson, Kems, Townships of; 'Harris, Township of; 'Hillard, Township of; 'James'; 'Joly, Township of; 'Kearney, Town of; 'Killarney, Municipality of; 'Kirkland Lake, Town of; 'La Vallée, Township of; 'Larder Lake, Township of; 'Latchford, Town of; 'Machar'; 'Magnetawan'; 'Marathon, Town of; 'Markstay-Warren, Municipality of; 'Matachewan, Township of; 'McDougall, Municipality of; 'McGarry, Township of; 'McKellar, Township of; 'McMurrich/Monteith, Township of; 'Monley, Township of; 'Naim and Hyman, Township of; 'Neebing, Municipality of; 'Nipigon, Township of; 'Nipissing, Township of; 'O'Connor, Township of; 'Oliver Palpoonge, Municipality of; 'Parry Sound, Town of; 'Perry, Township of; 'Powassan, Municipality of; 'Rainy River, Town of; 'Red Rock, Township of; 'Ryerson, Township of; 'Sables-Spanish River, Township of; 'Schreiber'; 'Seguin, Township of; 'Shuniah'; 'South River, Village of; 'St. Charles, Municipality of; 'Strong, Township of; 'Sundridge, Village of; 'Temiskaming Shores'; 'Terrace Bay'; 'Thornlea'; 'Thunder Bay, City of; 'Whitestone, Municipality of

Subject: Lead Sampling in Private Homes

Attachments: resol lead sampling municipallties.pdf

The attached resolution was passed at a special Council meeting on September 17th, 2007. Council is asking for your support.

Mary J. McCuaig
Clerk/Greffière

The Nation Municipality/Municipalité de La Nation
c/o 958 Route 500 West/Ouest
Casselman, ON K0A 1M0
mmccuaig@nationmun.ca
613-764-5444 ext. 222 Fax: 613-764-3310

City of St. Thomas
Received

OCT 04 2007

City Clerk's Dept.

9/21/2007



CORPORATION OF
THE NATION
MUNICIPALITY
CORPORATION DE
LA MUNICIPALITÉ DE
LA NATION

Date: Sept. 17, 2007

Resolution No.: 629-2007

Proposé par / Moved by: François St-Amour
Appuyé par / Seconded by: Yvon Bourgeois

ÉCHANTILLONNAGE DE PLOMB DANS LES MAISONS PRIVÉES

Attendu que le Règlement de l'Ontario 399/07 (modifiant Régl. de l'Ont. 170/03 sous la Loi sur la salubrité de l'eau potable) exige que l'autorité municipale opérationnelle échantillonne et analyse la tuyauterie des maisons privées en vue d'y détecter le plomb;

Et attendu que le coût de ce procédé est aux frais de tous les utilisateurs du système;

Et attendu que le gouvernement provincial n'a fourni aucune source de fonds aux municipalités pour défrayer le coût de ces échantillonnages et ces analyses;

Et attendu que le Conseil de la municipalité de La Nation croit que le Bureau de santé de l'est de l'Ontario devrait prendre en charge l'application de ce procédé;

Par conséquent, qu'il soit résolu que le Conseil de la Corporation de la municipalité de La Nation enjointe son autorité opérationnelle, l'Agence ontarienne des eaux, de retirer tout échantillonnage et analyse de plomb dans les maisons privées jusqu'à nouvel ordre;

Qu'il soit également résolu que la greffière demande au Ministère de l'Environnement de transférer la responsabilité desdits échantillonnages et analyses au Bureau de santé de l'est de l'Ontario et qu'une copie de cette résolution soit envoyée au Premier ministre de l'Ontario, au Ministre de l'Environnement, au député provincial, à l'Association des municipalités de l'Ontario et à toutes les municipalités de l'Ontario.

LEAD SAMPLING IN PRIVATE HOMES

Whereas O.Reg. 399/07 (amending O.Reg. 170/03 made under the Safe Drinking Water Act) requires that a municipal operating authority sample and test the plumbing in private homes for lead;

And whereas the cost of this procedure must be paid by the users of the whole system;

And whereas the Provincial Government has not provided any funding sources to municipalities for paying the cost of this sampling and testing;

And whereas the Council of The Nation Municipality feels that the Eastern Ontario Health Unit should be the authority in charge of this procedure;

Therefore, be it resolved that the Council of the Corporation of The Nation Municipality hereby instructs its operating authority, the Ontario Clean Water Agency, to withhold any sampling and testing for lead in private homes until further notice;

Be it further resolved that the Clerk petition the Ministry of the Environment to change the responsibility for said sampling and testing to the Eastern Ontario Health Unit and that a copy of this resolution be sent to: Premier of Ontario, Minister of the Environment, MPP, Association of Municipalities of Ontario and all municipalities of Ontario.

VOTE:

Pour / For Contre / Against

Y.B.
F.S.
D.P.

M.L.
R.L.

Cette résolution est:

This resolution is:

Adoptée / Carried: D.P.

Défaite /

Modifiée / Amended: _____

DÉCLARATION D'INTERÊT / DISCLOSURE OF INTEREST

Nom / Name:

a (ont) déclaré ses (leur) intérêt(s), laissé son (leur) siège(s) et quitté la salle du Conseil.

Disclosed his (hers, their) interest(s), vacated his (hers, their) seat(s) and left Council chambers.

Marie-Jo Dupuis

Greffière adjointe/Deputy-Clerk



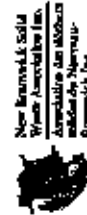
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Waste Reduction Week in Canada

October 15-21, 2007

Semaine canadienne de réduction des déchets

15 au 21 octobre, 2007



PROCLAIM, PARTICIPATE AND REGISTER FOR
WASTE REDUCTION WEEK IN CANADA,
IN YOUR COMMUNITY

RECEIVED
SEP 28 2007

Dear Administrator,

OCT 09 2007

The Recycling Council of Ontario (RCO) is pleased to send you this kit to help you celebrate Waste Reduction Week in Canada (15-21 October 2007). The WRW kit contains a poster and postcard. You can download many other free, user-friendly tools and resources that will help you recognize and plan WRW activities from our site:

<http://www.wrwcanada.com/municipalities.htm>

Here you will find:

- Sample community proclamation letter
- sample ads and public service announcements
- waste audit and assessment tools
- sample waste reduction action plans

You can also get ideas for activities at

<http://www.wrwcanada.com/pastactivitiesM.htm>

Register your municipality or proclaim WRW at: <http://www.wrwcanada.com/>

You can use WRW to highlight your current and forthcoming waste reduction initiatives and get your community members together to reduce waste in tangible and interesting ways. The average Ontarian produces more than 2 kg of solid waste a day. That's more than most elsewhere in the world, and way too much for our landfills.

Fifty two municipalities proclaimed WRW in 2006. With your help we can double that number this year!

The Recycling Council of Ontario recognizes the vital role municipalities play in reducing Ontario's waste. We look forward to celebrating Waste Reduction Week with you. If you would like more information about Waste Reduction Week or any of RCO's other programs, please visit our website <http://www.rco.on.ca> or give us a call at 416.657.2797.

With Warm Regards,

J. Godard

Jo-Anne St. Godard,
Executive Director.

The Recycling Council of Ontario

www.wrwcanada.com



Champion Sponsors

BMO Financial Group



Waste Reduction Week
in Canada

October 15-21, 2007

Semaine canadienne de
réduction des déchets

Octobre 15-21, 2007



A Sample Proclamation for Your Community

To garner support for Waste Reduction Week in Canada officially, ask your Municipal Council to proclaim the week at a meeting prior to or at the beginning of Waste Reduction Week in Canada.

Put your request in writing as soon as possible as it may take several meetings to get on the agenda. Address it to your Mayor and Reeve and Members of Council with a copy to the Municipal Clerk. You may want to phone a Member of Council to ask them to drum up support for your initiative.

Here is some suggested wording for you to include in your letter:

"WHEREAS the generation of solid waste and the needless waste of water and energy resources are recognized as global environmental problems and,

WHEREAS municipal governments have an important role to play in promoting waste reduction, reuse, recycling, composting and other conservation measures and,

WHEREAS communities, businesses and organizations across Canada have committed to working together to raise awareness of these issues during Waste Reduction Week in Canada,

*The (Enter Name Of Your Community) HEREBY PROCLAIMS
October 16-22, 2006 as Waste Reduction Week."*

You may prefer to keep it simple in which case simply request

*"That October 16-22, 2006 be proclaimed as Waste Reduction Week in
(Enter Name of Your Community)"*

You can download a copy to Fax (68K PDF file) or submit online. We will confirm receipt of your Proclamation and will mail your certificate.

Thank You Sponsors of
Waste Reduction Week
in Canada for your
generous support

ESMO - Financial Group



1 8 0 0 7 7 7 7 7



Affinity Enterprises

32 Taylor Crescent,
St. Thomas, ON
N5R 5J4

-58-

October 9, 2007

Mr. Wendell Graves,
City Clerk, City Clerk's Department,
The Corporation of the City of St. Thomas,
545 Talbot Street,
St. Thomas, ON N5P 3V7

Re: Wal-Mart Expansion Application, 1083 Talbot Street, St. Thomas

Dear Sir:

I would like to express my concern about the proposed super-sizing of Wal-Mart here in our city, as a citizen of this community, a consumer, and a small business owner.

As a long-time resident of St. Thomas I am concerned about the impact that a larger grocery and general retail operation will have on businesses I support. As a consumer I choose Canadian-made, Ontario-grown, locally produced product. Does Wal-Mart share these values or show willingness to change its modus operandi to better reflect community values?

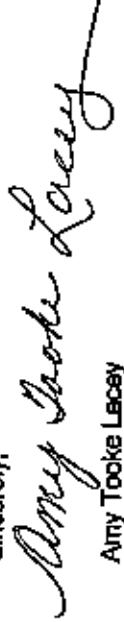
The challenge is to find ways for a large and still growing presence in this community to work in partnership with our already well-established retail community. As a city over the years we have come together to decide how we will behave toward each other and to reach consensus on mutually agreed upon goals for our preferred future. Wal-Mart, as a corporation, has a proven track record in other communities of disregarding community development in pursuit of corporate profits.

Where does a super-sized Wal-Mart fit in here in St. Thomas? How do we negotiate a more benevolent presence that supports partnerships with local business, addresses concerns about lack of support for local products and services, and changes labour practices with its full and part-time workers?

It is my sincere hope that as this community and its representatives on City Council move through the review process, as suggested by the Downtown Development Board, that Council choose a broad role for itself, one as community gatekeeper. A level playing field needs to be created for all the varied community interests to come together as peers, not mere observers of the impact of the will and clout of one large American corporation.

All the very best in your deliberations,

Sincerely,



Amy Tooke Lacey

City of St. Thomas
Receiving

OCT 09 2007

City Clerk's Dept.

October 9, 2007

Mayor Barwick and City Councilors
The Corporation of the City of St. Thomas,
545 Talbot Street,
St. Thomas, ON
N5P 3V7

Re: Wal-Mart Expansion Application, 1063 Talbot Street, St. Thomas

Dear Mayor and City Councilors,

Please accept, as a follow-up to the public meeting on October 1st, 2007, a summary, retail consultation and outreach including a petition, several supporting letters, and appendix of on-line and traditional reference information regarding this topic.

Thank you very much for your strong consideration in this matter, and we look forward to working together to come to a thoroughly thought-through consensus on a matter of great importance to this community.

Sincerely,



Mark Cosens, Chairperson
Downtown Development Board

Summary:

Sprawl-Busters, an international clearinghouse of anti-sprawl information, said on its website on September 8th that "Last month it was announced that Wal-Mart wants to expand its footprint in the city of St. Thomas. Wal-Mart has submitted plans to expand its 100,000 sq.-ft. store on Talbot Street, into a 166,000 square foot Supercenter. The landowner ironically is a company called Smart Centres. Roughly 40,000 s.f. of the expansion would be for the sale of groceries. City Aldermen held a public meeting on this proposal on October 1st.

The Downtown Development Board participated in the public meeting with comments from DDB Board Chair, Mark Cosens. The DDB includes 300 businesses who employ over 3,000 people in the downtown area, who contribute millions to this municipality. Cosens told Council members that the DDB did not support the Wal-Mart expansion application because "it has been observed that in other locations in Ontario that Wal-Mart expansions create increased vacancies in the downtown core and other commercial business areas."

"On the ground and over the phone the DDB has heard that Wal-Mart has already impacted local retail businesses in a number of negative ways. The downtown has yet to recover from the Wal-Mart opening seven years ago. We are not disputing Wal-Mart's presence as it currently operates here. What we are concerned about is that the proposed expansion will hurt established local retailers. Market retention...keeping business here is important. However, we need to protect our diverse retail base while also ensuring that this community does not become a Big Box town," Cosens said.

During the public meeting, a member of the Smart Centres group, responding to comments made, said that the majority of shoppers are still leaving the community to shop elsewhere, based on the W. Scott Morgan Study.

In fact, the study shows retention rates in the "spending category" at or above 80 per cent capture for the top ten categories, with the largest groups at or near 100 per cent. This presents the question to other retailers in the community as to where are the additional customers going to come from, if not from other local businesses.

In the West End, Cosens said that nothing has been done to fill a vacuum Big Box created by businesses closing or moving to the Wal-Mart business cluster on the East side of St. Thomas. He referred to the "2007 Regional Commercial Systems Study" (W. Scott Morgan & Associates Ltd. June 15, 2007)

"The current study's primary purpose is to evaluate how well the City of St. Thomas and Municipality of Central Elgin have adapted to recent infusions of new retail commercial space, to project future retail commercial space

St. Thomas: A Community Consultation on Wal-Mart

needs, and to assess the adequacy of the commercial hierarchy to meet those needs."

"...A key intent of this strategy is to preserve and strengthen the historic St. Thomas CBD (Central Business District) and the Port Stanley and Belmont Village cores, while at the same time responding to emerging retail commercial trends and more fully satisfying the shopping needs of permanent residents, visitors, and tourists."

"Over-all, the study indicates a future need for grocery and non-grocery designated square footage for the immediate future for St. Thomas. We, the Downtown Development Board, dispute where that growth should take place."

"What we have found, from the report, and why further study is appropriate, is "comparing the 1999 and 2006 square footage vacancies in St. Thomas reveals that the biggest increases in vacancies have occurred in Talbot West. Also 85 per cent of all vacant space is found in Talbot Central (41 per cent), Talbot West, (11 per cent)."

"Despite modest declines since 1999, Talbot Central still has the highest amount of vacant square footage. Giant Tiger took over the A&P premises, which were vacant in 1999. This means that since 1999, plus/minus 20,000 square feet became vacant elsewhere in Talbot Central."

"Talbot Central has 39 vacancies, of which 5 stores of over 3,500 square feet (combined total of 28,570 square feet) comprise 35 per cent of that node's vacancy. A number of premises are in a state of disrepair."

"Talbot West also has 9 vacancies, of which 3 stores of over 3,500 square feet (with a combined square footage of 12,300 square feet) comprise 55 per cent of that node's vacancy." (Morgan, Regional Commercial Systems Study, 2007).

Both Morgan's January 2000 and June 15, 2007 studies indicate word by word the same conclusion, that:

"The supply of potential retail commercial development/redevelopment sites in the Central Core area of St. Thomas can meet much of the projected land requirements. St. Thomas' Core area is centrally located within St. Thomas itself and readily accessible from all parts of Central Elgin and the defined trade area. Hence, it represents good planning to accommodate expanded retail commercial uses, and most particularly expanded higher order uses, in St. Thomas' Central Core, rather than any new designation."

St. Thomas: A Community Consultation on Wal-Mart

Cosens said that the study has "failed to include any of the effects of the expansion on the stores and commercial stores in and around the St. Thomas area. Statistics, as anyone will tell you, can be used to reinforce one's own proposal. We the Downtown Development Board believe that the City would be negligent in their responsibilities to the businesses, commercial property owners, employees, and the people of St. Thomas, for not investigating further into the effect of the Study because this study does not reflect the effects that would, and have in the past, transpired when a Wal-Mart has expanded."

Cosens also expressed concern for how the zoning amendment, if approved, will be supervised or policed to ensure the approved expansion in square footage and the per cent of product designated is maintained, and by whom.

The St. Thomas & District Labour Council also made a presentation to the City Council expressing labour's concern about the Wal-Mart expansion.

Retail Consultation and Outreach:

During the last month the Downtown Development Board, both through it membership and direct contact with downtown area businesses and retailers, disturbed a petition. That petition asked willing participants and stakeholders to indicate their concerns about the proposed Wal-Mart expansion in the City. Over 450 people have signed these petitions, with more to come. Names, addresses and signatures were included.

These petitions are part of our submissions. Our report, the petitions, and letters of concern are available at the St. Thomas City Clerk's Office.

Next Steps:

It is our hope that City Council will have a closer analysis of the W. Scott Morgan Study reflecting the flow of business eastward down Talbot Street, and in particular the impact of the additional square footage proposed by Smart Centres on the Wal-Mart retail location. Through this review, a consensus or partnership may well be found between the two retail sectors, in order that we both may prosper. Please feel free to contact DDB Chair Mark Cosens through the DDB Office in City Hall.

St. Thomas: A Community Consultation on Wal-Mart

Appendix

Ontario Municipal Board:

http://www.omb.gov.on.ca/%5CAbout%5COMB_Guide.html#Tips

An overview of OMB roles, responsibilities.

OMB Appeals and Hearing Process:

<http://www.omb.gov.on.ca/Questions/faq.html>

A description of the hearing process.

Statistics Canada:

<http://www12.statcan.ca/english/profil01/CP01/Details/Page.cfm?Lang=E&Geo1=CSD&Code1=3534021&Geo2=PR&Code2=35&Data=Count&SearchText=St.%20Thomas&SearchType=Begin&SearchPR=35&B1=All&Custom=>

Statistics about St. Thomas.

Norfolk Strategic Planning Document:

http://www.norfolkofficialplan.on.ca/pdfs/2006_mar_16_official_plan_final_draft_text.pdf

An innovative approach to municipal government strategic development.

EMO Local Training Board:

<http://www.localboard.on.ca/localboard/francais/newsPubs/tops/TOPReport2004.pdf>

Community Outreach information about Elgin, Middlesex, and Oxford Counties

Community Visioning Documents:

United Way Impact Organization:

Community Impact Organization

- The Elgin-St. Thomas United Way along with 16 other smaller United Ways received a grant in 2005 from the Ontario Trillium Foundation.
- During the week of May 16, 2005 we conducted 8 community consultations throughout Elgin County.
- Through this process we identified community and collective priorities.

St. Thomas: A Community Consultation on Wal-Mart

- A formal report will be provided to the Ontario Trillium Foundation. As well, the information collected will have an impact on Trillium granting and united allocations in the next several years.
- In 2008 we will return to our original community consultation sites to conduct town hall meetings and to look deeper at the next steps of this process.

Ontario Healthy Communities Coalition:

http://www.healthycommunities.on.ca/publications/local_gov/clqwt.pdf

How communities work with municipal governments in building healthy communities.

St. Thomas Direct:

<http://directory.stthomasdirect.info/>

St. Thomas directory information

Sprawl Busters:

Wal-Mart impact as a Big Box:

http://www.citizen.org/documents/Zoning_Memo_Final.pdf

<http://www.sprawl-busters.com/search.php?readstory=2591>

(Victories)

<http://www.sprawl-busters.com/victoryz.html>

(Reading List)

<http://www.sprawl-busters.com/readlist.html>

(Media Articles)

<http://www.sprawl-busters.com/search.php?SRCHrecent=1>

Downtown Development Board/Karen Gordon:

http://walmartwatch.com/battlemart/archives/stthomas_on_business_group_says_wal_mart_not_good_for_downtown/

Downtown Development Board comments.

Wal-Mart Watch:

St. Thomas: A Community Consultation on Wal-Mart

<http://walmartwatch.com/>

A perspective on Wal-Mart

Pulitzer Prize-winning article on Wal-Mart advantages and disadvantages:

<http://www.pulitzer.org/year/2004/national-reporting/works/walmart1.html>

National Office, United Food and Commercial Workers Union

Various resource documents available through the DDB.

Wal-Mart Supercentre Locations

There are currently seven Wal-Mart Supercentre locations in Ontario.

Ancaster, Ontario

1051 GARNER ROAD WEST

City: Ancaster

Province: ON

Postal Code: L9G 3K9

Main Intersection: HIGHWAY 53 & HIGHWAY 2

Phone: 905-648-9980

Fax: 905-648-3890

London, Ontario

1280 FANSHAWE PARK RD. WEST

City: London(North)

Province: ON

Postal Code: N6G 5B1

Main Intersection: FANSHAWE PARK ROAD AND HY

Phone: 519-472-7100

Fax: 519-472-1725

Stouffville, Ontario

1050 HOOVER PARK DRIVE

City: Stouffville

Province: ON

Postal Code: L4A 0G9

Phone: 905 640 8848

Brampton, Ontario

St. Thomas: A Community Consultation on Wal-Mart

30 COVENTRY RD
City: Brampton E
Province: ON
Postal Code: L6T 5P9
Phone: 905-793-1983

Sarnia, Ontario

1444 QUINN DRIVE
City: Sarnia
Province: ON
Postal Code: N7S 6M8
Phone: 519 541-9928

Scarborough, Ontario

1900 EGLINTON AVENUE EAST
City: Scarborough (West)
Province: ON
Postal Code: M1L 2L9
Phone: (416) 615 2027

Vaughan, Ontario

101 EDGELEY BLVD.
City: VAUGHAN
Province: ON
Postal Code: L4K 4Z4
Phone: 905-761-7945

Affinity Enterprises
St. Thomas, ON

Additional resource material available by contacting Amy Lacey,
atlacey@symptico.ca

St. Thomas: A Community Consultation on Wal-Mart

St. Thomas Holding Inc.

135 Edward Street, St. Thomas, Ontario N5P 4A8 Tel: 1-519-631-4211 Fax: 1-519-631-5193

October 3, 2007

Corporation of the City of St. Thomas
P.O. Box 520
545 Talbot Street
St. Thomas, ON N5P 3V7

OCT 5 2007

City Clerk's Dept.

Attention: Mr. Wendell Graves, City Clerk

Dear Wendell,

SUBJECT: BOARD VACANCIES – S.T.H.I., S.T.E.I. & S.T.E.S.I.

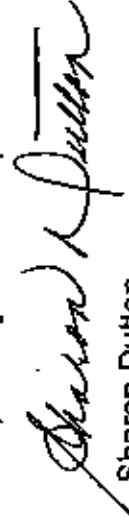
At the June 4, 2007 meeting, Council approved a request to permit, on a temporary basis to the end of the year, adjusting S.T.H.I./S.T.E.S.I. Board composition to five (5) from six (6) members due to issues experienced with meeting quorum.

A Board Selection Sub-committee will be struck at a special meeting of the Holding Board on October 18, 2007 to move forward with the selection process to fill the seven (7) identified vacancies for the Energy and Services Boards (4 and 3 vacancies respectively). An invitation for applications will be advertised in the local paper for these positions by the end of October.

As it is Council's responsibility to fill identified vacancies on the St. Thomas Holding Inc. Board of Directors, we would respectfully request the necessary process be put in place to ensure a full complement of the Board. Currently there are two (2) Directors whose terms expire December 31, 2007 in addition to the vacancy noted above, for a total of three (3) vacancies to be filled, each for a two (2) year term.

Following the selection process, S.T.H.I. will extend recommendations to Council on filling the identified vacancies on the Energy and Services Boards.

Respectfully submitted,



Sharon Dutton
Corporate Secretary

St. Thomas - Elgin Tourist Association

October 1, 2007

Mr. Bill Day, Director of Finance,
City Treasurer
P.O. Box 520, City Hall
St. Thomas, ON N5P 3V7

City of St. Thomas
Received

OCT 09 2007

City Clerk's Dept.

Dear Mr. Day,

**Re: Transition of the St. Thomas - Elgin Tourist Association to the
County of Elgin Economic Development & Tourism Services Department**

We are writing further to the above noted subject to officially advise the City of St. Thomas that the St. Thomas - Elgin Tourist Association will vacate the offices currently in use in the lower level of City Hall by the end of December, 2007. We will advise you of the exact date as the time period draws nearer.

On behalf of the St. Thomas - Elgin Tourist Association please accept our very sincere thanks for the use of the office space, parking and various other core services as well as staff support and cooperation. We believe the tourism office was as successful as it has been in part because of the location of the office and because of the comfort and confidence level it provided our Executive Director.

We are pleased to advise that STETA will continue to be involved in tourism through representation on the County of Elgin Economic Development and Tourism Services Advisory Board (CEEDTAC).

Thank you for all your efforts on behalf of the St. Thomas - Elgin Tourist Association, it has indeed been a pleasure to work with the City of St. Thomas and we look forward to this very exciting new beginning for tourism in St. Thomas and Elgin County.

Sincerely,



Fiona Nisbet, President
St. Thomas - Elgin Tourist Association.

GUNN & ASSOCIATES

of/b Douglas Gunn Professional Corporation

BARRISTERS, SOLICITORS & NOTARIES PUBLIC
108 CENTRE STREET
ST. THOMAS, ONTARIO
CANADA
N5R 2Z7

Telephone: 519-631-0700
Facsimile: 519-631-1468
E-Mail: lawyers@gunn.on.ca

OUR FILE NUMBER: 71023

October 9, 2007

City of St. Thomas,
Ontario

OCT 10 2007

City Clerk's Dept.

THE CORPORATION OF THE CITY OF ST. THOMAS
City Hall
P.O. Box 520
545 Talbot Street
St. Thomas, Ontario
N5P 3V7

ATTENTION: WENDELL GRAVES, CITY CLERK

Re: Alma Heritage Estates Corporation v. The Corporation of the City of St. Thomas

I am aware that the Ontario Municipal Board reserved its decision at the conclusion of argument on Thursday of last week. I suspect that it will take some time for the Ontario Municipal Board to make up its mind and hand down a decision.

I suppose that it is open to the Ontario Municipal Board to reject the "Agreement" which has been entered into between the parties to the Hearing and direct the parties to come up with another and perhaps more satisfactory arrangement regarding the preservation of heritage characteristics of the property. In the event that the Ontario Municipal Board were to direct the parties to renegotiate and develop a better solution as far as the Alma College property is concerned, I am enclosing a copy of my letter of the 17th of September, 2007 for your consumption. I rather expect that you already have a copy of this letter as I earlier provided a copy to counsel acting on behalf of your Municipality. It might be appropriate, if the negotiations were to be resumed, that the Municipality take the position which the Foundation has taken as set forth in the copy of the letter enclosed. I have no doubt but that the Foundation would be prepared to indemnify the Municipality with respect to any of the costs which it might incur, provided that there is something useful accomplished at the end of the day.

It really had been my hope that the Municipality would have extracted much more than it did from Alma Heritage Estates, and in particular, those materials and components of the buildings which are of architectural and historical significance.

DONALD M. FERGUSON, B.COMM. (HONS.), LL.B.
SANDRA L. MONGER, B.A. (HONS.), LL.B.

DOUGLAS G. GUNN, LL.B., Q.C. (also a Member of the Alberta Bar)
LISA M. GUNN, B.A. (HONS.), LL.B.
REBECCA L. CAREY, B.A. (HONS.), LL.B.

AMY C. DALE, B.A., LL.B.
WILLIAM K.A. MCKAY, B.A.Sc., LL.B. (Retired)

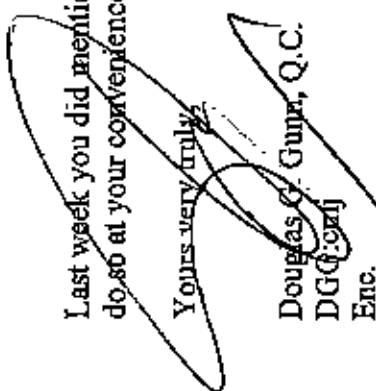
GUNN & ASSOCIATES
BARRISTERS, SOLICITORS & NOTARIES PUBLIC

- 70 -

2

Last week you did mention to me that you would like to meet with me, and I would be pleased to do so at your convenience, whenever you see fit.

Yours very truly,


Douglas G. Gunn, Q.C.

DGG:gmj

Enc.

DOUGLAS G. GUNN, LL.B., Q.C. (also a Member of the Alberta Bar)

LARRY D.N. SMITH, B.A., LL.B., Q.C.

DOUGLAS G. GUNN, LL.B., Q.C. (also a Member of the Alberta Bar)

AMY C. DALE, B.A., LL.B.

SANDRA L. MONGER, B.A.(HONS.), LL.B.

DOUGLAS G. GUNN, LL.B., Q.C. (also a Member of the Alberta Bar)

AMY C. DALE, B.A., LL.B.

REBECCA L. CAREY, B.A.(HONS.), LL.B.

AMY C. DALE, B.A., LL.B.

WILLIAM K.A. MCKAY, B.A. 3rd, LL.B. (Railroad)

GUNN & ASSOCIATES

c/b Douglas George Gunn Professional Corporation

BARRISTERS, SOLICITORS & NOTARIES PUBLIC
108 CENTRE STREET
ST. THOMAS, ONTARIO
CANADA
N5R 2Z7

-71-

City of St. Thomas
Rec'd

OCT 10 2007

City Clerk's Dept.

Telephone: 519-631-0700
Facsimile: 519-631-1468
E-Mail: lawyers@gunn.on.ca

OUR FILE NUMBER: 71023

September 17, 2007

Patton, Cormier & Associates
Barristers and Solicitors
1512-140 Pullarion St.
London, ON N6A 5P2

Attn: Alan R. Patton, B.A., LL.B.

Re: Alma Heritage Estates Corporation

I have the copy of your letter of the 14th of September, 2007 directed to Barry R. Card. This letter is our response to those sections of the letter which would apply to our client.

The Alma College Foundation (hereinafter the "Foundation") is not prepared to undertake complete demolition, clean up and levelling of the Alma College site.

Here is what the Foundation proposes:

1. The Foundation would hire a qualified professional, at its expense, to enter onto the site to identify those materials and components of the buildings which are of architectural and historical significance. The Foundation would be guided by the view of the expert regarding what is salvageable.
2. Should a demolition permit be issued, the Foundation would hire a qualified professional, at its expense, to oversee the demolition so as to ensure that the demolition proceeds in such a manner that the recovery of materials and significant components is maximized.
3. The timing of the demolition process would be determined by the professional in charge.

.....2/

DOUGLAS G. GUNN, LL.B., Q.C. (also a Member of Alberta Bar)
DONALD M. FERGUSON, B.COMM.(HONS.), LL.B. LISA M. GUNN, B.A.(HONS.), LL.B. AMY C. DALE, B.A., LL.B.
SANDRA L. MONGER, B.A.(HONS.), LL.B. REBECCA L. CAREY, B.A.(HONS.), LL.B. WILLIAM K.A. MCKAY, B.A.Sc., LL.B. (Retired)



4. The Foundation, at its expense, would remove the specified materials and components from the site once they have been separated.
5. The cost of the demolition and site clearing would be the responsibility of your client.

In the event that plans of the buildings exist those would be considered as something of not only architectural but of historical significance and our client would like to receive complete copies of them.

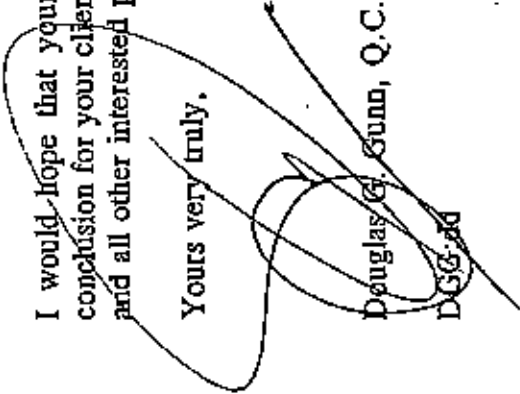
Our client would also be satisfied that your client's engineer, Thomas P. Rylett, be the professional to be hired -- assuming that Thomas P. Rylett would be prepared to accept such a commitment.

None of the foregoing would apply to that structure which has become known as the "Music Building" and is located to the west of the entrance.

Upon all necessary parties signing an agreement incorporating the foregoing as its salient terms, the Foundation would then, and only then, be prepared to support your client in its request for a demolition permit. The entering into of such an agreement would require the approval of the Board of the Foundation.

I would hope that your client sees the advantages of the foregoing as it may bring to a conclusion for your client, the City of St. Thomas, the Foundation, the Alma College Alumnae and all other interested parties this protracted episode in the life of the College.

Yours very truly,


Douglas G. Gunn, Q.C.

DGG:ad



Notice of Public Information Centre

City of St. Thomas

Urban Area Expansion Study

October 24th, 2007 5:00 – 7:00 P.M – Timken Centre

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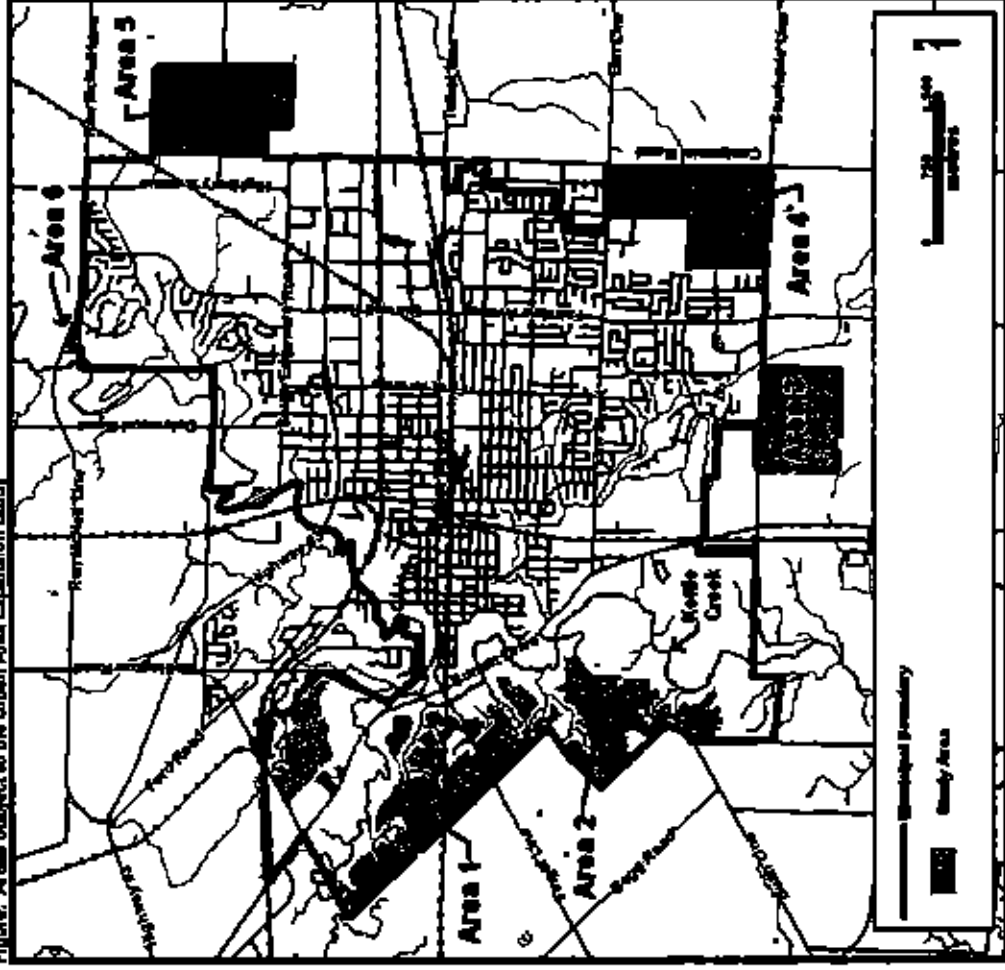


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Background

In 2006 Council initiated a process to review and update the St. Thomas Official Plan. The assessment of the City's future land needs to meet demands for growth is a fundamental component of the Official Plan Review Process. Based on the most current growth projections, it is anticipated that there will be a need to designate additional lands outside the City's current urban growth boundary for residential use to accommodate the forecasted housing demand. In April 2007, the City met with representatives from the local development community to discuss the requirements to adjust the Urban Area Boundary to accommodate new residential growth within the context of the 2005 Provincial Policy Statement. The developers expressed their interest in working cooperatively with the City and agreed in principle to a process where the City prepares the necessary foundation/technical studies and secondary plan/official plan amendment to support Provincial approval of an Urban Area Expansion. The foundation studies have now been completed and the results are ready for review by the public and other interested parties.

Figure: Areas Subject to the Urban Area Expansion Study



Public Information Centre

The results of the foundation / technical studies are being presented at a Public Information Centre on Wednesday October 24, 2007 from 5:00 pm – 7:00 pm at the Timken Community Centre (Douglas Terry Room) 2 Third Avenue, St. Thomas, ON (located at the intersection of Third Avenue and Wellington Street). City staff and consultants will be on-hand at the Public Information Centre to answer questions. Based on the findings of this review and comments received from the public at the Public Information Centre, the Official Plan Technical Steering Committee will be making a recommendation to Council regarding future urban area expansion in the City.

For more information on this Project, please contact us at the following:

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