



CITY OF ORILLIA COUNCIL MINUTES

2002-180

MINUTES OF THE REGULAR MEETING OF COUNCIL, MONDAY, SEPTEMBER 23, 2002 AT 7:50 P.M. FOLLOWING THE PUBLIC MEETING ON PLANNING MATTERS

Present: Mayor R. Stevens in the Chair
Councillors: A. M. Alexander
M. Buchanan
D. Downey
W. Gardy
T. Lauer
K. McLaughlin
G. Morano
F. Smith

Disclosure of Interest

- Nil

Deputation

1. Mr. Jack Hunter, Chair, Simcoe County District Health Unit and Dr. George Pasut, Medical Officer of Health presented a powerpoint presentation on the history, current mandate and future direction of the Health Unit's programming and budget. File: S08-SCHU

Minutes

The Minutes of the previous meetings, having been prepared in typewritten form and copies distributed, were taken as printed.

Consent Agenda

1. Association of Municipalities of Ontario: File: A01-AMO
 - a) For Your Information - re Province funds Municipalities to "CERV" Communities better during emergencies with volunteers.
 - b) Alert - re Province proposes Safe Drinking Water Act
 - i) Summary of Preliminary Analysis of the Provincial Government's proposed components of a *Safe Drinking Water Act*.
 - c) For Your Information - re Upcoming Federal Consultation on Municipal Sewage Effluent Measures.
 - d) Alert - re Government Moves Forward with \$29 Million of EMS Funding.

Recommendation: Receive as informational.
Copied to appropriate Departments and Agencies.
b) Copy to Public Works Department in conjunction with previous referral.

2. Ministry of Finance and Ministry of Municipal Affairs and Housing - re News Release entitled "Eves Government Launches Consultations on Opportunity Bonds and Tax-Incentive Zones." File: A16-MOF,XA16-MMAH

Recommendation: Receive as informational.
Copy to Treasury Department.
Copy to Economic Development Committee.

3. Ministry of Natural Resources – re News Release entitled “Ontario Government Launches Nuisance Bear Review”. File: A16-MNR
Recommendation: Receive as informational.
4. Minister of the Environment – re County of Brant resolution requesting the Ontario Ministry of the Environment and Energy to reconsider the criteria and reporting format for the evaluation of water systems. File: C10-GEN
Recommendation: Receive as informational.
5. Ministry of the Environment – re Drinking Water Information System. File: A16-MOE
Recommendation: Receive as informational.
Copy to Public Works Department.
6. The Corporation of the Township of Ramara – re Filton Holdings Limited Zoning By-law Amendment. File: C01-2002-112
Recommendation: Receive as informational.
Copy to Planning and Development Department.
7. St. Paul’s Outreach Committee on Homelessness – re invitation to attend a breakfast and slide presentation at St. Paul’s United Church, Sunday, October 6, 2002. File: M02-GEN
Recommendation: Receive as informational.
8. Mrs. J. M. Jack – re letter of thanks for the band concerts held in Couchiching Beach Park and the widening of Highway 12 bridge. File: M04-GEN
Recommendation: Receive as informational.
Copy to Parks and Recreation Department.
Copy to Public Works Department.
9. Keith Evans – re immediate cultural need and request to repair Heyden Avenue. File: M04-GEN
Recommendation: Receive as informational.
Copy to Public Works Department.
10. John Forrest – re No Smoking By-law. File: C01-2001-185
Recommendation: Refer to Communications Committee to consider in conjunction with previous referral re survey.
11. Flo Myslin, P.S.C.I. Co-op Coordinator – re request for bus passes for co-op students. File: T03-GEN
Recommendation: Refer to Council Committee.
Request report from Property Services Department.
12. Dr. Donald S. Munro – re development of the Millennium Trail as a four-season recreation trail. File: R05-TRL
Recommendation: Refer to Council Committee.
Request report from the Parks and Recreation Department in consultation with the Trails for Life Committee.

13. Salvation Army - re requesting cost free access to the Landfill Site. File: E07-GEN

Recommendation: Refer to Grants Committee for a report.
Request Public Works Department to report to Grants Committee.

14. Mike Copeland - re request for financial assistance re use of Opera House for a concert to support the New Hope Program. File: C12-GNT

Recommendation: Refer to Grants Committee for a report.
Request the Opera House Management Committee to report to Grants Committee.

15. Orillia Power Corporation - re re-appointment of Board members, John Cameron and Geoff Hewett. File: C01-2000-144

Recommendation: That the following resolution be passed:

“THAT, pursuant to By-law Number 2000-144, Schedule “B”, Section 5.(c)(2), John Cameron and Geoff Hewett are re-appointed to the Orillia Power Corporation Board of Directors, for a three-year term from November 1, 2002 to October 31, 2005.”

16. Property Services Department - re disposal of surplus City-owned property - Brewery Lane/Forest Avenue. File: C01-2002-

Recommendation: That the following resolution be passed:

“WHEREAS Notice of Intention to dispose of the lands more particularly described in Schedule “A” hereto (the “Lands”) was given in accordance with the requirements set out in By-law Number 1995-99;

AND WHEREAS no notice of objection to the proposed disposition was received.

NOW THEREFORE BE IT RESOLVED:

1. That Council does hereby declare the lands to be surplus to the needs of the municipality.

Schedule “A”

Part of Block B, Registered Plan 646, City of Orillia, County of Simcoe, designated as Part 1, Plan 51R-31386.”

17. Property Services Department - re disposal of surplus City-owned property - 601 Mississaga Street West. File: C01-2002-

Recommendation: That the following resolution be passed:

“WHEREAS Notice of Intention to dispose of the lands more particularly described in Schedule “A” hereto (the “Lands”) was given in accordance with the requirements set out in By-law Number 1995-99;

AND WHEREAS no notice of objection to the proposed disposition was received.

NOW THEREFORE BE IT RESOLVED:

1. That Council does hereby declare the lands to be surplus to the needs of the municipality.

Schedule "A"

All of Block A, except the easterly 101 feet more or less in perpendicular width, Registered Plan M-44, City of Orillia, County of Simcoe."

2002-310 Moved by Lauer, seconded by Alexander, that Council adopt the recommendations as set out on the Consent Agenda for the Regular Meeting of Council on September 23, 2002, with the exception of the recommendation(s) with respect to Correspondence Item(s) 9. and 15. which shall be introduced separately. Carried.

2002-311 Moved by Gardy, seconded by McLaughlin, that the recommendation with respect to Correspondence Item 9. on the Consent Agenda for the regular meeting of Council on September 23, 2002 be adopted. Carried.

2002-312 Moved by Downey, seconded by Morano, that the recommendation with respect to Correspondence Item 15. on the Consent Agenda for the regular meeting of Council on September 23, 2002 be adopted. Carried.

Correspondence

1. Rotary Club - re Rotary Festival of Trees. File: M02-GEN (Motion)
2. The Corporation of the County of Simcoe - re use of 20% Family Resource Centre Funding. File: A16-COS (Motion)

2002-313 Moved by Morano, seconded by Downey, that the correspondence from the Rotary Festival of Trees Sponsorship Committee, dated September 5, 2002, requesting participation in the Rotary Festival of Trees on November 21 to November 24, 2002, be referred to the Economic Development Officer for investigation and report back to Council Committee on September 30, 2002. Carried.

2002-314 Moved by Buchanan, seconded by Smith, that Council approve the County of Simcoe Human Services Committee reports dated May 28, 2002 and September 10, 2002 respecting use of the 20% Family Resource Centre funding. Carried.

Reports

1. Report Number 2002-15 of the Council Committee. (Motions) (See Pages 2002-186 - 2002-188)
2. Report Number 2002-16 of the Committee of the Whole Council. (Motion) (See Page 2002-189)
3. Councillor Alexander - re 2002 A.M.O. Conference. File: A04-GEN (Motion)

2002-315 Moved by Downey, seconded by Morano, that Report Number 2002-15 of the Council Committee, now before Council, be adopted with the exception of Clauses 5. and 12., which shall be introduced separately. Carried.

2002-316 Moved by Downey, seconded by Morano, that Clause 5. of Report Number 2002-15 of the Council Committee, now before Council, be adopted. Carried.

2002-317A Moved by Downey, seconded by Morano, that Clause 12. of Report Number 2002-15 of the Council Committee, now before Council, be adopted.

2002-317B Moved by Downey, seconded by Morano, that the motion now before Council be amended by adding the following:

“with the exception that the words *“as recommended in a report dated August 27, 2002 form the City Manager”* be deleted;

AND THAT the following words be inserted after the word “year”:

“up to a maximum percentage increase equivalent to the year over year Ontario Consumer Price Index change from October of the previous year to October of the current year”. Carried.

2002-317C Moved by Downey, seconded by Morano, that Clause 12. of Report Number 2002-15 of the Council Committee, now before Council, be adopted with the exception that the words *“as recommended in a report dated August 27, 2002 form the City Manager”* be deleted;

AND THAT the following words be inserted after the word “year”:

“up to a maximum percentage increase equivalent to the year over year Ontario Consumer Price Index change from October of the previous year to October of the current year”. Carried.

2002-318 Moved by Morano, seconded by Smith, that Report Number 2002-16 of the Committee of the Whole Council, now before Council, be adopted. Carried.

2002-319 Moved by Gardy, seconded by McLaughlin, that the report dated September 18, 2002 from Councillor Alexander regarding the 2002 A.M.O. Conference, be received as informational. Carried.

Mayor Stevens left the meeting and appointed Councillor Downey to the Chair. Mayor Stevens returned and resumed the Chair.

Notice of Motion

Councillor McLaughlin advised that at the next regular meeting of Council he intends to introduce a motion that a housing committee be formed.

Councillor McLaughlin advised that at the next regular meeting of Council he intends to introduce a motion that the buildings at 24 and 26 Colborne Street be demolished and that the parking lot be proceeded with.

Councillor Downey advised that at the next regular meeting of Council he intends to introduce a motion to support the extension of the GO train to Barrie.

By-laws

2002-320 Moved by Morano, seconded by Smith, that the following by-laws be now introduced and read a first, second and third time today:

2002-122 A By-law to authorize the sale of surplus land to 848635 Ontario Limited (Champlain Industrial Park).

2002-123 A By-law to amend Chapter 493 of the City of Orillia Municipal Code – Remuneration – Expenses.

2002-124 A By-law to adopt Chapter 110 of the City of Orillia Municipal Code – Orillia Accessibility Advisory Committee.

2002-125 A By-law for the purpose of appointing members to certain Boards, Commission, Committees and other designated offices (Accessibility Advisory Committee).

2002-321 Moved by Morano, seconded by Smith, that By-law Number 2002-126, a by-law to authorize a Franchise Agreement between The Corporation of the City of Orillia and Union Gas Limited, be now introduced and read a first and second time today. Carried.

2002-322 Moved by Smith, seconded by Morano, that By-law Number 2002-127, a by-law to confirm the proceedings of Council at its meetings held on September 23, 2002, be now introduced and read a first, second and third time today. Carried.

By-laws read a first, second and third time and passed.

Open Public Forum

1. Dennis Edmonds, 226 Westmount Drive South
- re Highway 12 West improvements
2. Don Foxton, 81 Patrick Street
- re Highway 12 West improvements

MEETING ADJOURNED – 9:30 P.M.

MAYOR

CLERK

CITY OF ORILLIA

TO: The Mayor and Members of Council
FROM: Council Committee
DATE: September 17, 2002
SUBJECT: Report Number 2002-15 (From meeting of September 16, 2002)

Your Committee is pleased to report and recommend as follows:

1. THAT the letter dated August 28, 2002, with enclosed report dated August 6, 2002, from the Police Services Board regarding vandalism in the Christine Place neighbourhood, be received as informational;
AND THAT a copy of the letter and report be forwarded to Mr. Beauvais for his information.
2. THAT as recommended in a report dated August 14, 2002 from the Manager of Legislative Services, the City of Sarnia be advised that the City of Orillia is interested in being part of a group to meet with the Province of Ontario to address the issue of Court Security.
3. THAT the request of the Downtown Orillia Management Board for increased enforcement in the Business Improvement Area with respect to loitering, be referred to the Police Services Board for a report.
4. THAT no action be taken on the request for a no loitering by-law within the B.I.A. boundaries as set out in a letter dated July 18, 2002 from the Downtown Orillia Management Board until the report is received back by the Police Services Board.
5. THAT as recommended in a report dated September 11, 2002 from the City Manager, Council, through its representatives on the County Human Services Committee, urge the County of Simcoe to adopt a Municipal Housing Facilities By-law under Ontario Regulation 189-01.
6. THAT as recommended in a report dated September 11, 2002 from the City Manager, Council consider the transfer of \$600,000 from the Pre-paid Development Charges Reserve to a Housing Reserve to fund municipal incentives to stimulate the production of affordable housing units, following Council's adoption of a sustainable funding formula for the existing job incentives.

7. THAT as recommended in a report dated September 11, 2002 from the City Manager, the 95 Barrie Road proposal call include, as one of the evaluation criteria, the occupancy costs of the mix of units proposed for the site relative to average market rents in the community.

8. THAT as recommended in a report dated September 3, 2002 from the Property Services Department, Council establish an Accessibility Advisory Committee, as required under the Ontarians with Disabilities Act 2001, in accordance with the Terms of Reference attached to the report.

9. THAT as recommended in a report dated August 23, 2002 from the Property Services Department, the City's Environmental Impairment Insurance coverage be increased to \$4,000,000 per claim with a \$5,000,000 aggregate limit, at an additional pre-tax premium of \$4,546.

10. THAT the report dated September 11, 2002 from the Deputy City Treasurer regarding the 2001 Municipal Performance Measurement Program Report, be received as informational.

11. THAT as recommended in a report dated August 27, 2002 from the City Manager, one-third of the remuneration paid to the elected members of Orillia City Council shall continue to be deemed to be for expenses incident to the discharge of their duties as members of Council on January 1, 2003 under Section 255(2) of the Municipal Act;
AND THAT Council review the continuation of this one-third tax-free allowance in the second year of each term under Section 283(7) of the new Municipal Act;
AND THAT the Clerk be authorized to prepare the appropriate amendments to Chapter 493 of the City of Orillia Municipal Code - Remuneration - Expenses.

12. ~~THAT as recommended in a report dated August 27, 2002 from the City Manager,~~ commencing December 1, 2002, the annual remuneration of members of Council, set out in Schedule "A" to Chapter 493 of the City of Orillia Municipal Code - Remuneration - Expenses, be increased annually by a percentage equivalent to the prevailing wage/salary increase received by City employees during that year *up to a maximum percentage increase equivalent to the year over year Ontario Consumer Price Index change from October of the previous year to October of the current year,*
AND THAT the Clerk be authorized to prepare the appropriate amendments to Chapter 493 of the City of Orillia Municipal Code - Remuneration - Expenses.

(See Resolution Number 2002-317C)

13. THAT as recommended in a report dated August 26, 2002 from the City Manager, Council approve the form of draft by-law and gas franchise agreement attached to the report and authorize the submission of them to the Ontario Energy Board pursuant to Section 9 of the Municipal Franchises Act.

14. THAT as recommended in a report dated August 26, 2002 from the City Manager, Council request the Ontario Energy Board to make an Order declaring and directing that the assent of the municipal electors to the draft by-law and gas franchise agreement attached to the report, pertaining to the Corporation of the City of Orillia, is not necessary pursuant to Section 9(4) of the Municipal Franchises Act.

D. Downey,
Chair.

CITY OF ORILLIA

TO: The Mayor and Members of Council
FROM: Committee of the Whole Council
DATE: September 17, 2002
SUBJECT: Report Number 2002-16 (From meeting of September 16, 2002)

Your Committee is pleased to report as follows:

1. THAT as recommended in a report dated September 4, 2002 from the Economic Development Officer, Council confirm the sale of land in Champlain Business Park, being Part 1, Plan 51R-29812 to 848635 Ontario Limited, for the price of Seventy-five thousand dollars (\$75,000), pursuant to the terms and conditions contained in the amended Agreement of Purchase and Sale dated June 14, 2000;
AND THAT a by-law authorizing the sale be prepared.

2. THAT as recommended in a report dated August 29, 2002 from the Director of Property Services, the following be appointed members of the Accessibility Advisory Committee for a term expiring November 30, 2003:

Sue Jamieson
Everett LeBarr
Councillor McLaughlin

G. Morano,
Chair.