



CITY OF ORILLIA COUNCIL MINUTES

2003-9

MINUTES OF THE REGULAR MEETING OF COUNCIL, MONDAY, JANUARY 27, 2003 AT 7:30 P.M. IN THE COUNCIL CHAMBER

Present: Councillor T. Lauer in the Chair, Presiding Officer
Councillors: A. M. Alexander
M. Buchanan
D. Downey
W. Gardy
K. McLaughlin
G. Morano
F. Smith

Absent: Mayor R. Stevens

The meeting opened with the singing of O Canada and a moment of silence. The Presiding Officer asked that Council remember William (Bill) Lytle, Public Works Department employee, who passed away on January 26, 2003.

Disclosure of Interest

1. Councillor Lauer - re Consent Item No. 17.

Nature of Interest - Councillor Lauer is a member of the Board of Directors for the Mariposa Folk Festival - Festival Orillia Inc.

Councillor Lauer declined to discuss the matter or to vote on its disposition.

Deputation

Mr. Joseph A. Silvaggio spoke to Council requesting Council to defer making a decision respecting the continuing of the Orillia Power Development Corporation (OPDC) as a for-profit corporation and to hold a public meeting on the matter. Mr. Silvaggio presented petitions from electors requesting Council to allow public input prior to a vote. File: C12-OPC

Minutes

The Minutes of the previous meeting, having been prepared and copies distributed, were taken as printed.

Consent Agenda

1. Association of Municipalities of Ontario: File: A01-AMO
 - a) Alert - re AMO Reacts to Minister Chris Hodgson's resignation.
 - b) 2002 A.M.O. Conference Proceedings.
 - c) Alert - re New Water Regulation Released for Comment.
 - d) Permits to Take Water (PTTW).

Recommendation: Receive as informational.
Copied to appropriate Departments and Agencies.

2. Municipality of West Elgin - re requesting endorsement of its resolution regarding the closing of rural schools. File: C10-GEN

Recommendation: ~~Receive as informational.~~
(See Resolution Number 2003-16)

3. Regional Municipality of Niagara - re requesting endorsement of its resolution regarding the Councillors' one-third tax-free provision. File: C10-GEN

Recommendation: Receive as informational.

4. Township of Amaranth - re requesting endorsement of its resolution regarding the development of a Comprehensive Water Management Strategy. File: C10-GEN

Recommendation: Receive as informational.

5. County of Perth, City of Stratford and Town of St. Mary's - re requesting endorsement of their resolution regarding affordable housing. File: C10-GEN

Recommendation: ~~Receive as informational.~~
Copy to Housing Committee.
(See Resolution Number 2003-18)

6. Government of Ontario Press releases – re Eves government appoints mediator to facilitate talks on two-hatters. File: A16--PG

Recommendation: Receive as informational.

7. Rural Ontario Municipal Association - re Rules and Procedures for the Conduct and Operation of the ROMA (the rural section of AMO). File: A04-GEN

Recommendation: Receive as informational.

8. Waste Diversion Ontario - re Media Release entitled "LCBO Assists Municipalities with Recycling Costs". File: E07-GEN

Recommendation: Receive as informational.
Copy to Public Works Department.
Copy to Treasury Department.
Copy to Waste Management Advisory Council.

9. Ontario Municipal Water Association - re application for membership. File: A01-GEN

Recommendation: Receive as informational.
Copy to Public Works Department.

10. Ontario Energy Association - re correspondence to the Premier of Ontario regarding Bill 210, the *Electricity Pricing, Conservation and Supply Act, 2002*. File: E06-GEN

Recommendation: Receive as informational.

11. Simcoe County District School Board - re review of school closure/consolidation policy. File: A16-SCBE

Recommendation: ~~Receive as informational.~~
(See Resolution Number 2003-21)

12. County of Simcoe - re invitation to attend the Warden's 4th Annual Mixed Bonspiel, February 8, 2003. File: M02-GEN

Recommendation: Receive as informational.

13. Communities in Bloom – re invitation to participate in the 2003 competition.
File: M02-GEN
Recommendation: Receive as informational.
14. Christine and Lorne Thomson – re parking on Neywash Street. File: T02-GEN
Recommendation: Refer to Council Committee.
Request report from the Public Works Department.
15. Orillia Figure Skating Club – re “Learn to Skate” program in the Winter Neighbourhood Program brochure. File: R06-GEN
Recommendation: Refer to Council Committee.
Request report from the Parks and Recreation Department.
16. Mary A. Campbell - re parking on Parkview Ave. File: T02-GEN
Recommendation: Refer to Council Committee.
Request report from Public Works Department.
17. Mariposa Folk Foundation/Festival Orillia Inc. – re Mariposa Folk Festival July 4 - 6, 2003. File: M02-GEN
Recommendation: Refer to Council Committee.
Request report from Parks and Recreation Department.
18. Orillia Canada Day Committee – re request for financial assistance. File: C12-GNT
Recommendation: Refer to Grants Committee.
19. Crime Stoppers of Simcoe-Dufferin-Muskoka - re request for financial assistance. File: C12-GNT
Recommendation: Refer to Grants Committee.
Request Orillia Police Services Board to report to Grants Committee.
20. Glenn Brooks – re homeless shelter. File: C12-HC
Recommendation: Receive as informational.
Copy to Housing Committee.

2003-16 Moved by Alexander, seconded by McLaughlin, that Council adopt the recommendations as set out on the Consent Agenda for the Regular Meeting of Council on January 27, 2003, with the exception of the recommendation(s) with respect to Correspondence Item(s) 2., 5., 8., 9., 11. and 17. which shall be introduced separately. Carried.

2003-17 Moved by Smith, seconded by Buchanan, that Council endorses the resolution of the Municipality of West Elgin regarding the closing of rural schools;

AND THAT copies of this resolution and the Municipality of West Elgin resolution be forwarded to the following:

Honourable Ernie Eves, Premier of Ontario
Honourable Elizabeth Witmer, Deputy Premier and Minister of Education
Rural Ontario Municipal Association
Garfield Dunlop, M.P.P., Simcoe North Carried.

2003-18 Moved by Buchanan, seconded by Smith, that Council endorses the joint resolution of the County of Perth, City of Stratford and Town of St. Marys regarding affordable housing;

AND THAT copies of this resolution and the County of Perth, City of Stratford and Town of St. Marys resolution be forwarded to the following:

Honourable Helen Johns, Minister of Municipal Affairs and Housing
Garfield Dunlop, M.P.P., Simcoe North Carried.

2003-19 Moved by Gardy, seconded by McLaughlin, that the recommendation with respect to Correspondence Item 8. on the Consent Agenda for the regular meeting of Council on January 27, 2003 be adopted. Carried.

2003-20 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 January 27, 2003 be adopted. Carried.

2003-21 Moved by Gardy, seconded by McLaughlin, that the recommendation with respect to Correspondence Item 11. on the Consent Agenda for the regular meeting of Council on January 27, 2003, read as follows:

Receive as informational.
Request Simcoe County District School Board to advise Council prior to any school closures.
Copy to Planning and Development Department. Carried.

2003-22 Moved by Alexander, seconded by McLaughlin, that the recommendation with respect to Correspondence Item 17. on the Consent Agenda for the regular meeting of Council on January 27, 2003 be adopted. Carried.

Correspondence

1. United Way of Greater Simcoe County – requesting resolution of support for implementation of 211 service in Simcoe County. File: S08-211 (Motion)

2003-23 Moved by Morano, seconded by Downey, that, as set out in a letter dated January 13, 2003 from the United Way of Greater Simcoe County, the City of Orillia supports the implementation of 211 Community Information and Referral in Simcoe County;

AND THAT the City of Orillia will have no obligation for funding the 211 initiative. Carried.

Reports

1. Report Number 2003-1 of the Committee of the Whole Council. (Motion)
(See Page 2003-15)
2. Report Number 2003-1 of the Council Committee. (Motions) (See Pages 2003-16 - 2003-18)
3. Mayor Stevens - re 2003 Council Objectives. File: C00-INF (Motion)

2003-24 Moved by Gardy, seconded by McLaughlin, that Report Number 2003-1 of the Committee of the Whole Council, now before Council, be adopted. Carried.

2003-25 Moved by McLaughlin, seconded by Gardy, that Report Number 2003-1 of the Council Committee, now before Council, be adopted with the exception of Clauses 1., 6., 9., 14. and 15., which shall be introduced separately. Carried.

2003-26 Moved by Morano, seconded by Smith, that Clause 1. of Report Number 2003-1 of the Council Committee, now before Council, be adopted. Carried.

Recorded Vote

Yeas – Buchanan, Smith, Morano, Downey, Alexander, Lauer

Nays – McLaughlin, Gardy

2003-27 Moved by McLaughlin, seconded by Gardy, that Clause 6. of Report Number 2003-1 of the Council Committee, now before Council, be withdrawn. Carried.

2003-28 Moved by McLaughlin, seconded by Gardy, that an all-way stop control at the intersection of Mary and McKenzie Streets be installed;

AND THAT the traffic and parking by-law be amended accordingly. Carried.

2003-29 Moved by Downey, seconded by Morano, that Clause 9. of Report Number 2003-1 of the Council Committee, now before Council, be adopted. Carried.

2003-30 Moved by McLaughlin, seconded by Gardy, that Clause 14. of Report Number 2003-1 of the Council Committee, now before Council, be withdrawn. **LOST**

2003-31 Moved by Buchanan, seconded by Smith, that Clause 14. of Report Number 2003-1 of the Council Committee, now before Council, be adopted. Carried.

2003-32 Moved by Gardy, seconded by McLaughlin, that Clause 15. of Report Number 2003-1 of the Council Committee, now before Council, be adopted. Carried.

2003-33 Moved by Alexander, seconded by McLaughlin, that the report dated January 22, 2003 from Mayor Stevens regarding 2003 Council Objectives, be adopted. Carried.

By-laws

2003-34 Moved by Downey, seconded by Morano, that the following by-laws be now introduced and read a first, second and third time today:

2003-5 A By-law to authorize the execution of a Service Agreement with the Township of Severn - 911 C.E.R.B.

2003-6 A By-law to authorize the execution of an Agreement between the City of Orillia and the Corporation of the Township of Severn – Fire Dispatch.

2003-7 A By-law to authorize the execution of a Certificate of Passing of Resolution Under Section 159.1 of the Electricity Act, 1998 with respect to the operation of the Orillia Power Corporation. Carried.

2003-35 Moved by Smith, seconded by Downey, that By-law Number 2003-8, a by-law to confirm the proceedings of Council at its meeting held on January 27, 2003, be now introduced and read a first, second and third time today. Carried.

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

2003-36 Moved by Gardy, seconded by Smith, that the Communications Committee be directed to report back to Council Committee on the press agenda policy by February 17, 2003. Carried.

Open Public Forum

Dennis Edmonds, 226 Westmount Drive North
- re Orillia Power Corporation

MEETING ADJOURNED – 10:10 P.M.

PRESIDING OFFICER

CLERK

CITY OF ORILLIA

TO: The Mayor and Members of Council
FROM: Committee of the Whole Council
DATE: January 21, 2003
SUBJECT: **Report Number 2003-1 (From meeting of January 20, 2003)**

Your Committee is pleased to report as follows:

1. THAT the report of the City Treasurer dated January 15, 2003 respecting Leacock Museum employees, be adopted and implemented.

2. THAT the City of Orillia has no objection to the election of the following as a Director of the City of Orillia Municipal Non-Profit Housing Corporation:

Terry Carman

W. Gardy,
Chair.

CITY OF ORILLIA

TO: The Mayor and Members of Council
FROM: Council Committee
DATE: January 21, 2003
SUBJECT: Report Number 2003-1 (From meeting of January 20, 2003)

Your Committee is pleased to report and recommend as follows:

1. THAT as recommended in a report dated January 7, 2003 from the City Manager, City Council affirm that Orillia Power Distribution Corporation should continue to be incorporated as a Business Corporation Act company as provided in subsection 142(1) of The Electricity Act, 1998;
AND THAT the Clerk be authorized to prepare and file with the Minister of Energy the completed certificate required under section 159.1 of the Act.
2. THAT the report dated December 11, 2002 from the Planning Advisory Committee with respect to Condominium Draft Plan Approval Report 2002-06, be adopted and implemented.
3. THAT as recommended in a report dated January 13, 2003 from the Manager of Legislative Services, no action be taken on the request of the Downtown Orillia Management Board for the passing of a loitering by-law in the B.I.A.;
AND THAT a copy of the solicitor's legal opinion be provided to the Board.
4. THAT as recommended in a report dated January 15, 2003 from the Manager of Council Services/Clerk, no action be taken on the proposal of Clare Long to establish a mural program in the City of Orillia at this time.
5. THAT the report dated December 10, 2002 from the Director of Public Works regarding the Waste Diversion Site Trail, be received as informational;
AND THAT the Waste Management Advisory Council, the Trails for Life Committee and the Environmental Advisory Committee be invited to submit their comments on the proposed trail extension.
6. THAT as recommended in a report dated December 4, 2002 from the Public Works Department, no action be taken to install an all-way stop control at the intersection of Mary Street and McKenzie Street since the warrants for an all-way stop have not been met at this time. **WITHDRAWN (See Resolution Number 2003-28)**

7. THAT as recommended in a report dated January 8, 2003 from the Director of Public Works and Project Official III, staff investigate the intersection of Laclie Street and Jarvis Street for signal warrants in the spring of 2003;

AND THAT no action be taken on the request to install all-way stops at the intersections of Laclie Street and North Street and Laclie Street and Jarvis Street at this time.

8. THAT the report dated January 15, 2003 from the Director of Parks and Recreation with respect to identifying parks, schools and open space acreage by ward, be received as informational.

9. THAT as recommended in a report dated January 12, 2003 from the Recreation Facility Supervisor, the Special Event requests listed in the report be approved, excluding the Relay for Life event, subject to compliance with the dispositions listed in the report and the facility permit process;

AND THAT the traditionally approved grant of \$42.80 for the pavilion rental charge and \$102.72 in staff expenses for the Terry Fox Run Committee be directed to the Grants Committee.

10. THAT as recommended in a report dated January 6, 2003 from the Director of Public Works and Project Official III, the following be considered during Capital budget deliberations in February 2003:

- i) That the City of Orillia maintains the use of the current Ontario Traffic Manual signage for school zones and school crossings.
- ii) That the City of Orillia upgrade the School Zone Maximum Speed Limits and other school area signage to the Highway Traffic Act and Ontario Traffic Manual standards.
- iii) That the City of Orillia remove the existing 40 km/h School Zone Maximum Speed Limit and replace it with a 40 km/h regulatory speed limit on Oxford Street from Raymond Avenue to East Street.

11. THAT as recommended in a report dated January 2, 2003 from the City Treasurer, Council, by resolution, declare that the intended use of Orillia's 2003 CRF allocation be for the benefit of taxpayers;

AND THAT Council accepts the 2003 CRF allocation in accordance with the terms and conditions provided in the Deputy Minister's letter of November 27, 2003, subject to review and reconciliation to actual CRF costs;

AND THAT the City's 2002 Financial Information Return (FIR) be provided to the Ministry of Municipal Affairs and Housing (MMAH) in accordance with the deadline to be set by the MMAH;

AND THAT a copy of the City 2003 tax rate by-laws be provided to MMAH by September 30, 2003.

12. THAT as recommended in a report dated January 8, 2003 from the Deputy Fire Chief, the 911 dispatch agreement with the Township of Severn be renewed at the existing rate of \$0.80 per capita for a two-year term expiring December 31, 2004.

13. THAT as recommended in a report dated January 8, 2003 from the Deputy Fire Chief, the fire dispatch agreement with the Township of Severn be renewed at the existing rate of \$1.60 per capita for a two-year term expiring December 31, 2004.

14. THAT the report dated January 15, 2003 from the City Manager regarding correspondence with the Office of the Fire Marshal, be received;
AND THAT a copy of the memorandum dated December 13, 2002 from the Fire Chief be forwarded to the Office of the Fire Marshal.

15. THAT as recommended in a report dated January 13, 2003 from the City Manager, the discussion paper attached to the report concerning the City's role in governance and funding of cultural activities, be circulated to the cultural community and other interested parties with a request for feedback and comments by the middle of March;
AND THAT the feedback received be incorporated in a further report to Council Committee so that Council can determine whether to take any action on the issues raised in the discussion paper.

T. Lauer,
Chair.