



CITY OF ORILLIA COUNCIL MINUTES

2003-246

MINUTES OF THE REGULAR MEETING OF COUNCIL, MONDAY, DECEMBER 15, 2003 AT 7:30 P.M. IN THE COUNCIL CHAMBER

Present: Mayor R. Stevens in the Chair
Councillors: R. Cipolla
D. Downey
W. Gardy
T. Lauer
G. Morano
J. Rolland
F. Smith
P. Spears

The meeting opened with the singing of O Canada and a moment of silence.

Disclosure of Interest

1. Councillor Downey - re Report No. 4.a).

Nature of Interest - Councillor Downey is a Director on the Orillia District Chamber of Commerce.

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

2. Councillor Downey - re Clause 4. of Council Committee Report No. 2003-17.

Nature of Interest - Councillor Downey is a Director on the Orillia District Chamber of Commerce.

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

3. Councillor Lauer - re Clause 5. of Council Committee Report No. 2003-17.

Nature of Interest - Councillor Lauer is a Director on the Mariposa Folk Foundation.

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

4. Councillor Cipolla - re Clause 5. of Council Committee Report No. 2003-17.

Nature of Interest - Councillor Cipolla is a Director on the Orillia Rotary Club.

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

5. Councillor Spears - re Correspondence Item No. 1.

Nature of Interest - re member of Councillor Spears' immediate family is a member of the Ontario Good Roads Association.

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

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 New Municipal-Provincial Relationship Begins Today.
 - b) Alert - re AMO Responds to Minister of Energy Announcement.
 - c) Alert - re Local Decisions to be in hands of Local Politicians.
 - d) Alert - re AMO Affordable Housing Concerns Addressed by Minister.

Recommendation: Receive as informational.
Copied to appropriate Departments and Agencies.
2. The Electricity Distributors Association (EDA) - re News Release entitled "EDA: McGuinty Government's Electricity Pricing Plan Will Strengthen Ontario's Economy". File: C12-OPC

Recommendation: Receive as informational.
3. Borden Ladner Gervais LLP - re Energy Markets Bulletin - OEB Amendment Act (Electricity Pricing), 2003. File: C12-OPC

Recommendation: Receive as informational.
4. Premier of Ontario - re letter of congratulations. File: M04-GEN

Recommendation: Receive as informational.
5. Minister of Municipal Affairs - re letter of congratulations. File: M04-GEN

Recommendation: Receive as informational.
6. Robins, Appleby & Taub, Barristers and Solicitors - re 2002 Ventures Inc. purchase from City of Orillia, Parts 3 to 11 inclusive, Plan 51R-29812. File: C01-2003-38

Recommendation: Receive as informational.
7. Ministry of Municipal Affairs - re Planning Reforms to Promote Accountability, Transparency and Public Input. File: A16-MMAH

Recommendation: Receive as informational.
Copy to Planning and Development Department
8. Ontario Provincial Police - Central Region - re Media Release entitled "A Winter Travel Safety Partnership - MTO - OPP and McDonald's Restaurant". File: M06-GEN

Recommendation: Receive as informational.
9. County of Simcoe - re 2004 County of Simcoe Warden. File: A16-COS

Recommendation: Receive as informational.
10. TV Ontario - re Studio 2's Greenest Town Contest. File: C12-EAC

Recommendation: Receive as informational.
Copy to Environmental Advisory Committee.
Copy to Waste Management Advisory Council.

11. Municipal Property Assessment Corporation - re 2003 Property Assessment Notice. File: A16-MPAC

Recommendation: Receive as informational.
Copy to Treasury Department.

12. Lake Simcoe Region Conservation Authority - re Asian Long-horned Beetle. File: A01-LAKE

Recommendation: Receive as informational.
Copy to Public Works Department.
Copy to Parks and Recreation Department.

13. Melissa Launchbury - re littering fines. File: P01-GEN

Recommendation: Receive as informational.

14. Betty and Tony Bridgens - re proposed amendments to the Zoning By-law. File: D14-ZON

Recommendation: Receive as informational.
Copy to Planning and Development Department.

15. Lolly Prinzen, Ontario Regional Coordinator - re Rick Hansen Wheels in Motion. File: M02-GEN

Recommendation: ~~Receive as informational.~~
(See Resolution Number 2003-379)

16. Downtown Orillia Management Board - re overnight parking in municipal lots after midnight. File: C01-1983-80

Recommendation: Refer to Council Committee.
Request report from the Legislative Services Division of the City Manager's Office in consultation with Public Works Department and the Downtown Orillia Management Board.

17. Bruce Pritchard - re request for on-street parking permits. File: P11-GEN

Recommendation: Refer to Council Committee.
Request report from the Legislative Services Division of the City Manager's Office in consultation with Public Works Department.

18. Couchiching Jubilee House - 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.

20. Regent Park Public School - re corner of Regent and Oxford Streets. File: T08-GEN

Recommendation: ~~Refer to Council Committee.~~
~~Request report from the Public Works Department.~~
(See Resolution Number 2003-380)

21. Bob Savage - re O.P.C.'s proposal for residents to use "Smart Cards". File: C12-OPC

Recommendation: ~~Refer to Orillia Power Corporation for direct response.~~
(See Resolution Number 2003-381)

22. Janet-Lynne Durnford, V-Day Orillia - re request to waive rental fee for Orillia Opera House Lightfoot Auditorium, February 13, 2004. File: F11-OUT

Recommendation: Refer to Council Committee.
Request report from the Culture and Heritage Department.

23. Orillia & District Soccer Club - re request for fencing along the Kitchener Park soccer field parallel to West Street South. File: R04-GEN

Recommendation: Refer to Council Committee.
Request report from the Parks and Recreation Department.

2003-375 Moved by Gardy, seconded by Cipolla, that Council adopt the recommendations as set out on the Consent Agenda for the Regular Meeting of Council on December 15, 2003, with the exception of the recommendation(s) with respect to Correspondence Item(s) 6., 7., 15., 20., 21. and 23. which shall be introduced separately. Carried.

2003-376 Moved by Cipolla, seconded by Gardy, that the recommendation with respect to Correspondence Item 6. on the Consent Agenda for the regular meeting of Council on December 15, 2003, read as follow:

That an opinion from the City Solicitor on the correspondence from Robins, Appleby & Taub, dated November 3, 2003, be received and comment on Clause #6 on the Agreement of Purchase and Sale of March 12, 2003. **LOST**

2003-377 Moved by Smith, seconded by Rolland, that the recommendation with respect to Correspondence Item 6. on the Consent Agenda for the regular meeting of Council on December 15, 2003 be adopted. Carried.

2003-378 Moved by Lauer, seconded by Spears, that the recommendation with respect to Correspondence Item 7. on the Consent Agenda for the regular meeting of Council on December 15, 2003, be adopted. Carried.

2003-379 Moved by Lauer, seconded by Spears, that the recommendation with respect to Correspondence Item 15. on the Consent Agenda for the regular meeting of Council on December 15, 2003, read as follows:

Circulate correspondence to local Service Clubs. Carried.

2003-380 Moved by Smith, seconded by Gardy, that the recommendation with respect to Correspondence Item 20. on the Consent Agenda for the regular meeting of Council on December 15, 2003, read as follows:

That the Traffic and Parking By-law be amended to provide for Regent Street as a through street and Oxford Street as a stop street;

And that a report on having a crossing guard at the location be generated;

And that a report be received addressing any concerns that our Traffic Department may have, with this change of signage. Carried.

2003-381 Moved by Rolland, seconded by Downey, that the recommendation with respect to Correspondence Item 21. on the Consent Agenda for the regular meeting of Council on December 15, 2003, read as follows:

Refer to Orillia Power Corporation for direct response with a copy to the City. Carried.

2003-382 Moved by Lauer, seconded by Spears, that the recommendation with respect to Correspondence Item 23. on the Consent Agenda for the regular meeting of Council on December 15, 2003 be adopted. Carried.

2003-383 Moved by Lauer, seconded by Spears, that the Parks and Recreation Department be requested to report on the use of the Lion's Oval for soccer pitches.
LOST

Correspondence

1. ROMA/OGRA - re Combined Conferences, February 22 - 25, 2004. File: A04-GEN (Motion)
2. Association of Municipalities of Ontario - re 2003-2004 Effective Municipal Councillor Program. File: A01-AMO (Motion)
3. Manager of Council Services/Clerk - re Waterfront Framework Plan. File: D23-WFP (Motion)
4. Manager of Council Services/Clerk - re City of Orillia Housing Committee Report. File: C12-HOU (Motion)

2003-384 Moved by Lauer, seconded by Gardy, that the following are hereby authorized to attend the ROMA/OGRA Combined Conferences from February 22 - 25, 2004 in Toronto, with expenses:

Councillor Morano
Councillor Smith
Councillor Cipolla

2003-385 Moved by Morano, seconded by Smith, that the following is/are hereby authorized to attend the following A.M.O. 2003-2004 Effective Municipal Councillor Programs, with expenses:

<u>Name</u>	<u>Module #</u>	
Councillor Rolland	1, 2, 3	
Councillor Cipolla	1, 2, 3	Carried.

2003-386 Moved by Downey, seconded by Rolland, that the Waterfront Framework Plan, dated October 23, 2003, prepared by the Planning Partnership, be received and referred to the Planning and Development Department for a report that will include the boat launch ramp and the impact on traffic and parking requirements for Ward Four. Carried.

2003-387 Moved by Cipolla, seconded by Gardy, that the report dated November 19, 2003 from Councillor Buchanan with respect to the City of Orillia Housing Committee, be received and referred to the 2003-2006 Housing Committee and the City Manager for consideration. Carried.

Reports

1. Report Number 2003-15 of the Committee of the Whole Council.
(See Pages 2003-253 - 2003-255)
2. Report Number 2003-17 of the Council Committee. (Motions) (See Pages
2003-256 - 2003-257)
3. Mayor Stevens - re Committee Chairmanship Rotation. File: C00-GEN (Withdrawn)
4. Mayor Stevens - re Committee Appointments - Council Members. File: C12-APP
(Motion)
 - a) Letter - Orillia District Chamber of Commerce.
5. Mayor Stevens - re Availability of Agenda Packages. File: C03-GEN (Motion)

2003-388 Moved by Morano, seconded by Smith, that Report Number 2003-15 of the Committee of the Whole Council, now before Council, be adopted. Carried.

2003-389 Moved by Lauer, seconded by Spears, that Report Number 2003-17 of the Council Committee, now before Council, be adopted with the exception of Clauses 4. and 5., which shall be introduced separately. Carried.

2003-390 Moved by Spears, seconded by Lauer, that Clause 4. of Report Number 2003-17 of the Council Committee, now before Council, be adopted. Carried.

2003-391 Moved by Rolland, seconded by Downey, that Clause 5. of Report Number 2003-17 of the Council Committee, now before Council, be adopted. Carried.

2003-392 Moved by Smith, seconded by Morano, that as recommended in a report dated December 1, 2003 from Mayor Stevens, the appointments of Council members to Committees and agencies recommended in the attachment to the report, be approved for the 2003-2006 Council term;

AND THAT Policy Numbers 1.2.1.3. and 1.2.1.4. be repealed and replaced with the following:

“It shall be the responsibility of the Mayor at the beginning of each Council term to present to Council a recommended list of Council member appointments to Committees and agencies, following consultation with Councillors regarding their interests.” Carried.

2003-393 Moved by Cipolla, seconded by Gardy, that as recommended in a report dated December 10, 2003 from Mayor Stevens, Policy Numbers 1.2.5.3. and 1.2.5.4. be repealed and replaced with the following:

“Complete agenda packages for Council and Council Committee meetings shall be available to the public and the media at 10:30 a.m. on the Friday preceding the meetings.”

AND THAT the gentleman’s agreement with the media prohibiting Council members from being interviewed for attribution prior to Council and Committee meetings be suspended for 2004;

AND THAT Council assess the situation early in 2005 to determine whether the agreement should be re-instituted, modified or permanently abandoned. Carried.

2003-394 Moved by Rolland, seconded by Downey, that as recommended in Report Number 2003-3 dated November 20, 2003 from the Grants Committee, Council approve the following grant:

Information Orillia	\$2,500
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AND THAT Council recommends to Budget Committee that the budget for grants remain at \$25,000 for 2004. Carried.

By-laws

2003-395 Moved by Downey, seconded by Rolland, that the following by-laws be now introduced and read a first, second and third time today:

- 2003-162 A By-law to amend Chapter 133 of the City of Orillia Municipal Code - Building Inspector.
- 2003-163 A By-law to amend Chapter 170 of the City of Orillia Municipal Code - Municipal By-law Enforcement Officer - Paul Barritt.
- 2003-164 Amendment Number 150 to Traffic and Parking Regulation By-law Number 1983-80, as amended.
- 2003-165 A By-law to authorize the execution of an agreement with the Couchiching Golf and Country Club Limited - Toboggan Hill.
- 2003-166 A By-law to provide for the levying and collecting of monies required for the purposes of the City of Orillia before the adoption of the estimates for the year 2004 (Interim Tax Levy).
- 2003-167 A By-law to authorize the execution of an agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Natural Resources - GeoSmart.
- 2003-168 A By-law to authorize the execution of an agreement between the Corporation of the City of Orillia and the Corporation of the Town of Gravenhurst - Fire Dispatch.
- 2003-169 A By-law to establish a highway on certain lands being formerly part of Harvie Settlement Road (Vanessa Drive).
- 2003-170 A By-law for the purpose of appointing members to certain Boards, Commissions, Committees and other designated offices.
- 2003-171 A By-law to exempt part of Registered Plan 51M-716 from Part Lot Control under The Planning Act – Charter Construction Limited (Phase III – West Ridge Subdivision).

2003-396 Moved by Rolland, seconded by Downey, that By-law Number 2003-172, a by-law to confirm the proceedings of Council at its meeting held on December 15, 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.

Open Public Forum

Mr. Doug Peddle - re MURF site documents.

MEETING ADJOURNED - 9:55 P.M.

MAYOR

CLERK

CITY OF ORILLIA

TO: The Mayor and Members of Council
FROM: Committee of the Whole Council
DATE: December 9, 2003
SUBJECT: Report Number 2003-15 (From meeting of December 8, 2003)

Your Committee is pleased to report as follows:

1. THAT as recommended in a report dated December 2, 2003 from the Senior Planner, the firm of Aird & Berlis, Solicitors for the City of Orillia, in conjunction with a number of other municipalities regarding Educational Development Charges, be directed to file an appeal of Simcoe County District School Board Educational Development Charges By-law #4 (2003) and Simcoe Muskoka Catholic District School Board By-law 3503-03.

2. THAT the following be re-appointed a member of the Orillia Police Services Board for a three-year term from December 1, 2003 to November 30, 2006:

Donald J. MacNeil

3. THAT the following be re-appointed members of the Planning Advisory Committee for a three-year term from December 1, 2003 to November 30, 2006:

T. Hugh Law
Richard Sleep

4. THAT the following be re-appointed members of the Orillia Public Library Board for a three-year term from December 1, 2003 to November 30, 2006:

Catherine Dowd
John Francis

5. THAT the following be appointed members of the Downtown Orillia Management Board for a three-year term from December 1, 2003 to November 30, 2006:

Michael Knight
Gay Guthrie
Lucia McGarvey
Gayle Cherry

6. THAT the following be re-appointed a member of the Lake Simcoe Regional Airport Commission for a three-year term from December 1, 2003 to November 30, 2006:

Glenn Fernandes

7. THAT the following be re-appointed members of the Recreation Advisory Committee for a three-year term from December 1, 2003 to November 30, 2006:

Terry Chatten
Merv James

8. THAT the following be re-appointed a member of the Waste Management Advisory Council for a three-year term from December 1, 2003 to November 30, 2006:

T. Hugh Law

9. THAT the following be re-appointed a member of the Municipal Heritage Committee for a three-year term from December 1, 2003 to November 30, 2006:

Gwen Richardson

10. THAT the following be re-appointed members of the Environmental Advisory Committee for a three-year term from December 1, 2003 to November 30, 2006:

David J. Stinson
Norman Lewthwaite
Bob MacDonald

11. THAT the following be re-appointed a member of the Environmental Advisory Committee for a three-year term from December 1, 2003 to November 30, 2006:

Bonita Coons

12. THAT the following be re-appointed a member of the Licensing Committee for a three-year term from December 1, 2003 to November 30, 2006:

Pat Thor (Downtown Orillia Management Board Appointee)

13. THAT the following be re-appointed a member of the Licensing Committee for a three-year term from December 1, 2003 to November 30, 2006:

P/C John Shropshire (O.P.P., Orillia Detachment)

14. THAT the following be re-appointed members of the Accessibility Advisory Committee for a three-year term from December 1, 2003 to November 30, 2006:

Sue Jamieson
Everett LeBarr

15. THAT the following be re-appointed a member of the Committee of Adjustment for a three-year term from December 1, 2003 to November 30, 2006:

Earl Newhall

16. THAT the following be re-appointed a member of the Orillia Wheelchair Limousine Service Eligibility Committee for a three-year term from December 1, 2003 to November 30, 2006:

Marion Brown (Helping Hands, Orillia Appointee)

17. THAT the following be re-appointed a member of the Orillia Wheelchair Limousine Service Eligibility Committee for a three-year term from December 1, 2003 to November 30, 2006:

Andy Beecroft (Orillia Soldiers' Memorial Hospital Rehabilitation Department Appointee)

18. THAT the following be re-appointed members of the Orillia Hall of Fame Committee for a three-year term from December 1, 2003 to November 30, 2006:

Sue Mulcahy
Clare Long
Don Ross
Wendy Hutchings

19. THAT the following be re-appointed members of the Order of Orillia Awards Committee for a three-year term from December 1, 2003 to November 30, 2006:

Patricia Hehn
Glenn Fernandes
Betsy Gross
Luba Paolucci

G. Morano,
Chair.

CITY OF ORILLIA

TO: The Mayor and Members of Council
FROM: Council Committee
DATE: December 9, 2003
SUBJECT: Report Number 2003-17 (From meeting of December 8, 2003)

Your Committee is pleased to report and recommend as follows:

1. THAT the report dated November 14, 2003 from the Public Works Department regarding curbside large item pick-up by Habitat for Humanity, be received and be referred to Budget discussions of 2004.
2. THAT the Public Works Department move the existing 70 km/h speed limit signs on Lacie Street between Sundial Drive and Highway No. 11 based on M.T.O. approval.
3. THAT as recommended in a report dated November 21, 2003 from the Fire Chief, the agreement with the Town of Gravenhurst to provide dispatch service be renewed at a cost of \$1.60 per capita for the period from September 1, 2003 to December 31, 2004.
4. THAT as recommended in a report dated December 1, 2003 from the Recreation Facility Supervisor, the 2004 Traditional Special Event requests listed in the report be approved, with the exception of the requests from the Mariposa Folk Foundation and the Orillia Rotary Club, subject to compliance with the dispositions listed in the report and the facility permit process, with the exception that the Canadian Fishing Tour request to hold a Pro Am Bass Tournament from September 17 - 19, 2004 in Centennial Park, be approved.
5. THAT as recommended in a report dated December 1, 2003 from the Recreation Facility Supervisor, the 2004 Traditional Special Event requests from the Mariposa Folk Foundation and Orillia Rotary Club be approved, subject to compliance with the dispositions listed in the report and the facility permit process.
6. THAT the report dated November 19, 2003 from the Assistant to the Manager of Council Services regarding the Schedule of Council Meeting Dates for the Year 2004, be adopted and implemented.

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7. THAT as recommended in a report dated November 12, 2003 from the City Manager, the salary grid for exempt staff be increased by 3% effective January 1, 2004.

T. Lauer,
Chair.