



CITY OF ORILLIA COUNCIL MINUTES

2005-204

MINUTES OF THE REGULAR MEETING OF COUNCIL, MONDAY, OCTOBER 3, 2005 AT 7:30 P.M. IN THE COUNCIL CHAMBER

Present: Mayor R. Stevens in the Chair
Councillors: R. Cipolla
W. Gardy
C. Garland
T. Lauer
G. Morano
F. Smith
P. Spears

Absent: Councillor D. Downey

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

Disclosure of Interest

1. Councillor Spears - re Consent Item No. 13.

Nature of Interest - Councillor Spears is an Executive on the City of Orillia Pipes and Drums.

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

2. Mayor Stevens - re parking in the area of Orillia Soldiers' Memorial Hospital.

Nature of Interest - Mayor Stevens owns a business in the subject area.

Mayor Stevens left the Chair during discussion on this matter.

Mayor Stevens asked if there was any person in the gallery who wishes to speak with respect to name changing of certain streets in the City of Orillia.

No one spoke.

Presentation

Mayor Stevens presented a certificate of accomplishment to Orillia wrestler Jade Parsons with respect to the Canada Summer Games competition. File: M08-GEN

Deputation

Phyllis Roberts spoke to Council regarding the current ward system. File: C07-BOU

2005-247 Moved by Cipolla, seconded by Spears, that the petition submitted by Phyllis Roberts and others requesting the return to an at large voting system in the City of Orillia be received;

AND THAT the Clerk be requested to report to Council at its meeting of October 24, 2005 on the sufficiency of the petition;

AND THAT the Clerk be directed to give notice that a Public Meeting of Council will be held on October 24, 2005 at which Council will consider whether or not to pass a by-law to abolish the ward system as requested by the petitioner. Carried.

Minutes

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

Correspondence

1. Georgian College - re requesting permission to use the corner of West and Mississauga Streets (Orillia Opera House) in conjunction with their fundraiser "A Night in the Cold", October 28 - 29, 2005. File: M02-GEN (Motion)
2. Township of Oro-Medonte - re proposed by-law to change street names in the City of Orillia - Harvie Settlement Road. File: C01-2005-139 (Motion)
3. Kelly Murphy - re proposed "Terry Fox Circle". File: C01-2005-140 (Motion)

2005-248 Moved by Spears, seconded by Cipolla, the Georgian College second year Police Foundation students be authorized to hold "A Night in the Cold" event on the Opera House lawn with logistics to be co-ordinated through the Department of Culture and Heritage (Opera House);

AND THAT pursuant to Section 700.6.13., this event shall be deemed a "special event located in the B.I.A." and shall be exempt from the provisions of Chapter 700. Carried.

2005-249 Moved by Morano, seconded by Smith, whereas notice of renaming two portions of Harvie Settlement Road was published on September 16 and 23, 2005;

AND WHEREAS comments were requested from the public at the meeting of Council held on October 3, 2005;

AND WHEREAS no comments were received;

AND WHEREAS correspondence, dated September 30, 2005 was received from the Township of Oro-Medonte, expressing concern with respect to the renaming of that portion of Harvie Settlement Road from north of Bass Lake Sideroad to Cleopatra Court.

THEREFORE BE IT RESOLVED THAT Council pass a by-law to:

- a) rename that portion of Harvie Settlement Road from south of Frost Court to south of Hunter Valley Road to "West Ridge Boulevard", as advertised; and
- b) rename only that portion of Harvie Settlement Road, from Bass Lake Sideroad to Cleopatra Court as "Atlantis Drive"

AND THAT prior to proceeding with the renaming of Harvie Settlement Road from Bass Lake Sideroad to the City limits as Atlantis Drive, the Township of Oro-Medonte be approached and requested to also consider renaming the northern portion of Harvie Settlement Road from the City limits to Highway 12 as Atlantis Drive. Carried.

2005-250 Moved by Cipolla, seconded by Gardy, whereas notice of renaming the Secondary road through Couchiching Beach Park was published on September 23 and 30, 2005;

AND WHEREAS comments were requested from the public at the meeting of Council held on October 3, 2005;

AND WHEREAS no comments were received;

AND WHEREAS correspondence, dated October 3, 2005 was received from Kelly Murphy expressing concern with respect to the proposed name.

THEREFORE BE IT RESOLVED THAT, notwithstanding the correspondence received from Ms. Murphy, Council pass a by-law to change the name of the secondary road through Couchiching Beach Park to Terry Fox Circle. Carried.

Reports

1. Report Number 2005-14 of the Council Committee. (Motions) (See Pages 2005-210 - 2005-212)
2. Councillor Downey - re Sidewalk Snow Clearing Policy in the Downtown Area.
File: C12-DMB (Motion)

2005-251 Moved by Lauer, seconded by Spears, that Report Number 2005-14 of the Council Committee, now before Council, be adopted with the exception of Clauses 2. and 4., which shall be introduced separately. Carried.

2005-252 Moved by Lauer, seconded by Cipolla, that Clause 2. of Report Number 2005-14 of the Council Committee, now before Council, be adopted. **TABLED**

2005-253A Moved by Lauer, seconded by Spears, that Clause 4. of Report Number 2005-14 of the Council Committee, now before Council, be adopted.

2005-253B Moved by Lauer, seconded by Spears, that the motion now before Council be amended by adding the following:

"with the exception that the last clause be deleted and the following inserted in lieu thereof:

AND THAT Class 1 and 2 be effective October 4, 2005 and Class 3 be effective January 1, 2006 following the public meeting and by-law process for new water and sewer fees and rates and following Council's approval concerning how and where Class 3 inspections will be implemented." Carried.

2005-253C Moved by Lauer, seconded by Spears, that Clause 4. of Report Number 2005-14 of the Council Committee, now before Council, be adopted with the exception that the last clause be deleted and the following inserted in lieu thereof:

"AND THAT Class 1 and 2 be effective October 4, 2005 and Class 3 be effective January 1, 2006 following the public meeting and by-law process for new water and sewer fees and rates and following Council's approval concerning how and where Class 3 inspections will be implemented." Carried.

2005-254 Moved by Morano, seconded by Smith, that the report dated September 2, 2005 from Councillor Downey regarding the Sidewalk Snow Clearing Policy in the downtown area be received as informational. Carried.

Mayor Stevens left the Chair and appointed Councillor Lauer to the Chair.

2005-255 Moved by Smith, seconded by Morano, that an Ad Hoc Committee be established to meet with the Soldiers' Memorial Hospital Board representatives to discuss parking issues in the area around the hospital;

AND THAT the following be appointed to the Committee:

Councillor Cipolla
Councillor Lauer
Councillor Morano
Councillor Smith
Peter Dance (Public Works) or designate"

2005-207

Mayor Stevens re-assumed the Chair.

Consent Agenda

1. Association of Municipalities of Ontario: File: A01-AMO
 - a) Towards Greater Efficiency - An Energy Reduction Workshop for Municipalities, November 3, 2005 in Richmond Hill.
 - b) Alert - re Understanding Bill 206 - Proposed OMERS Reforms - Information to Help Inform Councils and Municipal Review of the Bill and Consider its Impacts.
 - c) Alert - re OMERS - Costing Information Released - Bill 206 - Supplemental Plans.

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

2. Ministry of Municipal Affairs and Housing - re News Release entitled "Ontario to Co-Lead Development of National Housing Framework". File: A16-MMAH

Recommendation: Receive as informational.
Copy to Housing Committee.

3. Ministry of Agriculture, Food and Rural Affairs - re News Release entitled "Ontario Government Supports Community Revitalization". File: A16-MAF

Recommendation: Receive as informational.

4. Ministry of Public Infrastructure Renewal - re PIR Net News, September 2005.
File: A16-PG

Recommendation: Receive as informational.

5. Ministry of Government Services - re News Release entitled "Retail Closings on Thanksgiving Day". File: A16-PG

Recommendation: Receive as informational.
Copy to Legislative Services Division, City Manager's Office.

6. ATV Ontario - re invitation to attend a seminar on Shared Use Recreational Trails and the Tourism opportunity trails can bring to the community, October 21 - 22, 2005. File: A04-GEN

Recommendation: ~~Receive as informational.~~
~~Copy to Parks and Recreation Department.~~
~~Copy to Trails for Life Committee.~~
(See Resolution Number 2005-257)

7. Lakehead University - re Media Release entitled "Lakehead U Board of Governors Approve Orillia Satellite Campus". File: M06-GEN

Recommendation: Receive as informational.

8. Orillia Public Library - re invitation to attend a flagraising ceremony in conjunction with Ontario Public Library Week, October 17, 2005. File: M02-GEN

Recommendation: Receive as informational.
Copy to Mayor's Office re proclamation.

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9. Orillia Fire Department - re invitation to attend the Fire Prevention Week Open

House, October 12, 2005. File: M02-GEN

Recommendation: Receive as informational.
Copy to Mayor's Office re proclamation.

10. Downtown Orillia Management Board - re endorsement of the West Street South location for the Multi-Use Recreation Facility. File: C12-MURF

Recommendation: Receive as informational.

11. Trails for Life Committee - re correspondence from the Ganaraska Trail Association requesting a \$500 sponsorship on a sign along the trail behind the Huronia Regional Centre. File: F11-GEN

Recommendation: Receive as informational.

12. Trails for Life Committee - re appointments to the Trails for Life Committee. File: C01-2005-

Recommendation: That a by-law be passed.

13. City of Orillia Pipes and Drums - re requesting financial assistance. File: C12-GNT

Recommendation: Forward grant application to organization for submission to the Grants Committee.

14. Shannon Olden - re summer visit to Orillia. File: M04-GEN

Recommendation: Receive as informational.
Copy to Downtown Orillia Management Board.
Copy to Orillia Public Library Board.

15. The Salvation Army - re requesting permission to proceed with their annual Christmas Kettle campaign. File: M02-GEN

Recommendation: That the following resolution be passed:

“THAT the Salvation Army be authorized to place their Christmas Cheer Kettles in various designated locations in Orillia from November 25, 2005 to December 24, 2005.”

2005-256 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 October 3, 2005, with the exception of the recommendation(s) with respect to Correspondence Item(s) 6. and 13. which shall be introduced separately. Carried.

2005-257 Moved by Gardy, seconded by Cipolla, that the recommendation with respect to Correspondence Item 6. on the Consent Agenda for the regular meeting of Council on October 3, 2005, read as follows:

Receive as informational.
Copy to Parks and Recreation Department.
Copy to Trails for Life Committee.
Copy to Economic Development Committee Carried.

2005-258 Moved by Garland, seconded by Smith, that the recommendation with respect to Correspondence Item 13. on the Consent Agenda for the regular meeting of Council on October 3, 2005, be adopted. Carried.

2005-209

By-laws

2005-259 Moved by Garland, seconded by Smith, that the following by-laws be now introduced and read a first, second and third time today:

2005-139 A By-law to change the name of certain streets in the City of Orillia (Atlantis Drive - West Ridge Boulevard).

2005-140 A By-law to change the name of the Secondary Road through Couchiching Beach Park to Terry Fox Circle.

2005-141 A By-law to authorize the execution of a Model Home Agreement between the City of Orillia and Charter Construction Ltd. - Seven Model Townhouse Dwelling Units - West Ridge Boulevard.

2005-142 Amendment Number 169 to Traffic and Parking Regulation By-law Number 1983-80, as amended.

2005-143 A By-law for the purpose of appointing members to the Trails for Life Committee.

2005-144 By-law to amend Chapter 170 of the City of Orillia Municipal Code - Municipal By-law Enforcement Officer - OSPCA.

2005-260 Moved by Garland, seconded by Morano, that By-law Number 2005-145, a by-law to confirm the proceedings of Council at its meeting held on October 3, 2005, 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

- Nil

MEETING ADJOURNED - 9:20 P.M.

MAYOR

CLERK

CITY OF ORILLIA

TO: The Mayor and Members of Council
FROM: Council Committee
DATE: September 27, 2005
SUBJECT: Report Number 2005-14 (From meeting of September 26, 2005)

Your Committee is pleased to report and recommend as follows:

1. THAT the report dated September 20, 2005 from the Environmental Advisory Committee regarding the filling of wetland beside Ben's Ditch, McGill property and James Street West, be referred to the Planning and Development Department for a report back to Council Committee.

2. THAT the report dated September 14, 2005 from the Orillia Police Services Board regarding crystal methamphetamine, be received as informational.

3. THAT as recommended in a report dated September 26, 2005 from the Director of Parks and Recreation, staff be authorized to obtain an estimate on a Canada Goose control program for Kitchener Park and J.B. Tudhope Memorial Park in 2006 for consideration during the 2006 budget deliberations.

4. THAT as recommended in a report dated September 21, 2005 from the Public Works Department and the Director of Planning and Development, the Enviro-Save Program inspections for real estate transactions, rezoning and Committee of Adjustment applications be divided into three classes:

Class 1 - No inspection, only verification in the form of a reply letter (\$25 fee) required for:

- buildings first occupied within the 10 years prior to January 1st of the current year (i.e. 1995 and after 2005),
- buildings not connected to the municipal system,
- buildings inspected within the past 20 years and found to have no cross connection.

Class 2 - \$50 inspection fee for buildings, which have had no prior inspection or a prior inspection identified a problem (to ensure that it has been permanently rectified).

Class 3 - \$100 fee to perform inspection including closed-circuit television (CCTV) inspection, smoke-testing or dye testing inspection to identify roof leader or footing drain connection in areas where this may be suspected with mapping to be compiled and approved by Council in the future (potential areas are roof leaders in downtown area and footing drains in Bayview Parkway area);

2005-211

AND THAT a \$50 deposit be submitted with a written request for evaluation under the Enviro-Save Program;

~~AND THAT, subject to the appropriate Public Meeting process and by-law, that the change to a three-class system be effective January 1, 2006.~~

AND THAT Class 1 and 2 be effective October 4, 2005 and Class 3 be effective January 1, 2006 following the public meeting and by-law process for new water and sewer fees and rates and following Council's approval concerning how and where Class 3 inspections will be implemented. (See Resolution Number 2005-253C)

5. THAT as recommended in a report dated September 8, 2005 from the Public Works Department, Collegiate Drive remain unchanged as the "through street";
AND THAT a copy of the report be forwarded to Mr. W. A. (Bill) Burkett for his information.

6. THAT as recommended in a report dated September 20, 2005 from the Manager of Property and Purchasing, the tender from LaFleche Roofing (1992) Limited for the price of \$235,350 (plus taxes) be accepted for the 2005 Roof Replacement Program for the Orillia Opera House, the City Centre and the Brian Orser Arena.

7. THAT the report dated September 16, 2005 from the Deputy City Treasurer regarding the 2004 Municipal Performance Measurement Program Report, be received as informational.

8. THAT as recommended in a report dated September 12, 2005 from the City Treasurer, Council implement a Development Charge (D.C.) credit for properties subjected to By-law 2002-138 (Sanitary Sewerage), of \$0.17 per square meter of gross floor area;
AND THAT Council implement a D.C. credit for properties subjected to By-law 2002-139 (Storm Water Management), of \$0.58 per square meter of gross floor area;
AND THAT Council implement a D.C. credit for properties subjected to By-law 2002-140 (Waterworks), of \$0.18 per square meter of gross floor area;
AND THAT these credits be escalated annually by the same factor applied to the D.C. rate.

9. THAT as recommended in a report dated September 21, 2005 from the Public Works Department, the proposed Water and Sewer Rates Schedule Attachment 1 be approved in principle;
AND THAT a public meeting with respect to these rates be held on November 7, 2005 prior to the regular Council Meeting;

2005-212

AND THAT following appropriate amendments resulting from the public meeting; Chapter

459 of the Municipal Code be amended by deleting the existing Schedule 'A' and replacing it with the Schedule 'A' presented in this report;

AND THAT the new water and sewer rate structure (Items 1 - 7) become effective for residential for the billing period following the annual meter reading in the Spring and for commercial for the billing period following the May billing;

AND THAT all other charges become effective January 1, 2006.

10. THAT as recommended in a report dated September 19, 2005 from the Manager of Council Services/Clerk, Council adopt the Corporate Records Management Policy as set out as Attachment "B" to the report.

11. THAT as recommended in a report dated September 22, 2005 from the Acting Senior Planner - Development, staff be authorized, pursuant to City Policy 8.1.8.1, to prepare a by-law to adopt a Model Home Agreement between the City and Charter Construction Ltd. to permit the construction of a block of seven (7) model townhouse dwelling units at Part of Block 107, Registered Plan 51M-613, and Part of East Half Lot 7, Concession 2, and Part of Original Road Allowance Between Concessions 2 and 3, Geographic Township of South Orillia, Block 909 on Draft Plan 43T-03602, City of Orillia, County of Simcoe (located on the west side of West Ridge Boulevard, south of Vanessa Drive and north of Hunter Valley Road).

T. Lauer,
Chair.