



CITY OF ORILLIA COUNCIL MINUTES

2007-129

MINUTES OF THE REGULAR MEETING OF COUNCIL, MONDAY, MAY 28, 2007 AT 7:52 P.M. FOLLOWING THE PUBLIC MEETING RE PLANNING MATTERS

Present: Mayor R. Stevens in the Chair
Councillors: R. Cipolla
D. Evans
J. Fecht
M. Fogarty
W. Gardy
T. Lauer
M. McMillan
P. Spears

Disclosure of Interest

- None declared

Mayor Stevens asked if there was any person in the gallery who wished to speak with respect to proposed road closing and sale By-law Number 2007-85 - Grants Cove. No person responded.

Presentation

Bernie Schmidt, Chief Executive Officer, Sharon Burkhart, Director of Public Affairs and Josephine Martensson-Hemsted, Hospital Board Chair received a cheque from the City in the amount of \$2.45 million representing the City's final contribution to the expansion project.

Minutes

Moved by Spears, seconded by Evans, that the Minutes of the previous meeting, having been prepared and copies distributed, were taken as printed.

May 7, 2007 - Public Meeting re Planning Matters

May 7, 2007 - Regular Council

Carried.

Correspondence

1.
 - i) Sharon Chayko - re tax levy on the Couchiching Point Canal. (2 letters)
File: C01-2007-93 (By-law)
 - ii) John and Jean Watkins - re tax levy on the Couchiching Point Canal.
File: C01-2007-93 (By-law)
 - iii) Allan Holmes - re tax levy on the Couchiching Point Canal. File: C01-2007-93
(By-law)
 - iv) W. J. Dunlop - re tax levy on the Couchiching Point Canal. File: C01-2007-93
(By-law)
 - v) Minutes from Couchiching Point Ratepayers Association Executive Meeting
held on November 1, 2006. File: C01-2007-93 (By-law)
 - vi) Background information from Couchiching Point Canal Committee.
File: C01-2007-93 (By-law)

Reports

1. Report Number 2007-8 of the Committee of the Whole Council. (Motion)
(See Page 2007-137)
2. Report Number 2007-8 of the Council Committee. (Motions) (See Pages
2007-138 - 2007-139)
3. Housing Committee - re Hillcrest Lodge Corp. Grant Request. File: C12-HC
(Motion)
4. Mayor Stevens - re Waterfront Framework Plan (WFP) - Status Report.
File: D23-WFP (Motion)
5. Mayor Stevens - re Ministry of the Environment Comments on MURF Risk
Assessment. File: C12-MURF
 - a) Mayor Ron Stevens - re report dated May 28, 2007. (Motions)

2007-177 Moved by Gardy, seconded by Fogarty, that Report Number 2007-8 of the Committee of the Whole Council, now before Council, be adopted. Carried.

2007-178 Moved by Cipolla, seconded by Evans, that Report Number 2007-9 of the Council Committee, now before Council, be adopted with the exception of Clause(s) 7. which shall be introduced separately. Carried.

2007-179 Moved by Cipolla, seconded by Evans, that Clause 7. of Report Number 2007-9 of the Council Committee, now before Council, be adopted. Carried.

Recorded Vote

Yeas - Gardy, Cipolla, Evans, Spears, Fecht, Stevens
Nays - Lauer, Fogarty, McMillan

2007-180 Moved by Cipolla, seconded by Evans, that as recommended in a report dated May 18, 2007 from the Housing Committee, that subject to a Municipal Capital Facilities Agreement being signed between the County of Simcoe and Hillcrest Lodge Corp., Council provide a \$25,000 grant to Hillcrest Lodge Corp. to help offset the project's building permit costs and other project soft costs;

AND THAT the required funding be appropriated from Operating Contingency. Carried.

2007-181 Moved by Cipolla, seconded by Evans, that as recommended in a report dated May 22, 2007 from Mayor Stevens, Council approve in principle the land uses contained in the following areas of the Waterfront Framework Plan (WFP):

Area 3	Foot of Mississaga Street
Area 4	Industrial Redevelopment
Area 5	Expanded Waterfront Neighbourhood
Area 6	Pumpkin Bay Park
Area 7	As amended to reflect only the area including Front Street and easterly

Carried.

2007-182 Moved by Cipolla, seconded by Spears, that the reports dated May 24 and May 28, 2007 from Mayor Stevens, regarding the Ministry of the Environment comments on the MURF Risk Assessment, be received as informational. Carried.

2007-183 Moved by Fecht, seconded by Evans, that Council direct the architectural consulting team to cease further work on the design of the MURF building, park, LEED and gas venting system until further directed. **LOST**

Recorded Vote

Yeas - Lauer, Fogarty, Evans, Fecht
Nays - McMillan, Gardy, Cipolla, Spears, Stevens

2007-184 Moved by Lauer, seconded by Fogarty, that the City's Council, Committee and Board Procedure Chapters in the City of Orillia Municipal Code be amended to provide that a motion to table is not in order until the Mayor/Chair has determined that sufficient discussion has taken place on the subject matter. Carried.

Councillor Cipolla advised that at the next regular meeting he intends to introduce a Notice of Motion to encourage stores to reduce, recycle or reuse plastic bags.

Consent Agenda

1. Association of Municipalities of Ontario: File: A01-AMO
 - a) Alert - re Government Introduces Fire Services Cancer Bill.
 - b) Notice - Call for submissions for the Peter J. Marshall 2007 Municipal Innovation Awards Competition.
 - c) Ministry of Municipal Affairs and Housing Workshops.
 - d) Alert - re Draft Final Reports on Blue Box Best Practices Assessment Project.
 - e) Alert - re Government Sets Date for Closed Meeting Investigators and Adoption of Policies under the *Municipal Act*.

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

2. Ministry of Municipal Affairs and Housing - re News Release entitled "Lester B. Pearson Place Officially Opens". File: A16-MMAH

Recommendation: Receive as informational.

3. Ministry of Municipal Affairs and Housing - re News Release entitled "Northern Ontario Communities Get \$4 Million For Affordable Housing". File: A16-MMAH

Recommendation: Receive as informational.
Copy to Housing Committee.

4. Ministry of Municipal Affairs and Housing - re News Release entitled "Province Honours Municipal Official for 25 years of Service". File: A16-MMAH

Recommendation: Receive as informational.

5. Ministry of Municipal Affairs and Housing - re News Release entitled "Canada-Ontario Affordable Housing Program Helps Rebuild Home for Family Living with Disabilities". File: A16-MMAH

Recommendation: Receive as informational.
Copy to Housing Committee.

6. Ministry of Municipal Affairs and Housing - re proclamation of sections of the Municipal Statute Law Amendment Act, 2006. File: A16-MMAH

Recommendation: Receive as informational.

7. Ministry of Municipal Affairs and Housing - re News Release entitled "New Affordable Housing Project Opens in County of Oxford". File: A16-MMAH

Recommendation: Receive as informational.

8. Minister Responsible for Seniors - re Active Living: Share Your Experience.
File: A16-PG

Recommendation: Receive as informational.

9. Minister of Transportation - re municipal infrastructure management and the
Municipal DataWorks database. File: A16-MOT

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

10. County of Simcoe, Human Services Committee - re Housing Needs Assessment
and Strategy. File: A16-COS

Recommendation: Receive as informational.
Copy to Housing Committee.

11. County of Simcoe, Human Services Committee - re Ministry of Health and Long-
Term Care Funding Announcement. File: A16-COS

Recommendation: Receive as informational.

12. County of Simcoe, Human Services Committee - re Child Care Fee Subsidy
Wait List. File: A16-COS

Recommendation: Receive as informational.
Copy to Treasury Department.

13. County of Simcoe, Children's Services Division - re Child Care Fee Subsidy Wait
List. File: A16-COS

Recommendation: Receive as informational.
Copy to Treasury Department.

14. County of Simcoe, Human Services Committee - re 2007 Federal and Provincial
Budget Implications for Social Services. File: A16-COS

Recommendation: Receive as informational.

15. County of Simcoe, Human Services Committee - re Canada-Ontario Affordable
Housing Program: Wave 2 Rental Allocations. File: A16-COS

Recommendation: Receive as informational.
Copy to Housing Committee.

16. County of Simcoe - re Press Release entitled "National Emergency
Preparedness Week in Simcoe County". File: A16-COS

Recommendation: Receive as informational.

17. County of Simcoe - re Press Release entitled "All Terrain Vehicle Use in Simcoe
County Forests". File: A16-COS

Recommendation: Receive as informational.

18. Georgian College - re specific student concerns relating to transportation within the City of Orillia. File: T03-GEN
- Recommendation: Refer to Council Committee.
Request report from the Real Estate Department in consultation with the Ad Hoc Transit Advisory Committee.
19. Municipal Property Assessment Corporation - re MPAC Inspections Program - 2007. File: A16-MPAC
- Recommendation: Receive as informational.
20. Lake Simcoe Environmental Management Strategy - re LSEMS Update - April 2007. File: A01-LAKE
- Recommendation: Receive as informational.
21. Lake Simcoe Region Conservation Authority - re LSRCA's Proposed Policy regarding Assimilative Capacity. File: A01-LAKE
- Recommendation: Receive as informational.
Copy to Environmental Advisory Committee.
Copy to Planning and Development Department.
22. Source Water Protection/South Georgian Bay Lake Simcoe Region Watershed Region - re Invitation to Source Water Protection Workshop, June 7, 2007. File: A01-GEN
- Recommendation: Receive as informational.
Copy to Environmental Advisory Committee.
23. Simcoe County Road Supervisors Association - re Simcoe County Truck Rodeo Competition, June 13, 2007. File: M02-GEN
- Recommendation: ~~Receive as informational.~~
~~Copy to Public Works Department.~~
(See Resolution Number 2007-187)
24. Royal Victoria Hospital - re News Release entitled "Cancer becoming leading cause of death in Canada, what is being done in North Simcoe-Muskoka?" File: A00-GEN
- Recommendation: Receive as informational.
25. Orillia Police Services Board - re Crime Stoppers Program - Donation of Auction Items. File: C12-PSB
- Recommendation: Receive as informational.
26. Mayor Ron Stevens - re MOE responds to MURF Site Risk Assessment. File: C12-MURF
- Recommendation: Receive as informational.

27. Federation of Canadian Municipalities- re Green Municipal Fund - New funding opportunity for energy and transportation projects. File: A16-FCM

Recommendation: Receive as informational.
Copy to Treasury Department.
Copy to Public Works Department.
Copy to Manager of Property and Purchasing of the City
Manager's Office.

28. Grieving Children at Seasons Centre - re requesting financial assistance.
File: C12-GNT

Recommendation: Refer to Grants Committee.

29. Telecare Orillia - re requesting financial assistance. File: C12-GNT

Recommendation: Refer to Grants Committee.

30. Orillia Youth Symphony Orchestra - re requesting financial assistance.
File: C12-GNT

Recommendation: Refer to Grants Committee.

31. Orillia Terry Fox Committee - re requesting financial assistance. File: C12-GNT

Recommendation: Refer to Grants Committee.

32. Simcoe Muskoka District Health Unit - re requesting financial assistance.
File: C12-GNT

Recommendation: Refer to Grants Committee.

33. Orillia Non-Profit Places for People - re requesting financial assistance.
File: C12-GNT

Recommendation: Refer to Grants Committee.

34. Downtown Orillia Management Board - re recommending appointments to the Licensing Committee and Parking Advisory Committee. File: C01-2007-89

Recommendation: That the following resolution be passed:

That a by-law be passed appointing John McNall to the
Licensing Committee and Mariano Tulipano to the
Parking Advisory Committee.

35. Ross Goddard - re incineration. File: E07-INC

Recommendation: ~~Receive as informational.~~
(See Resolution Number 2007-188)

36. Real Estate Department - re Grants Cove - Closing and Surplussing of Road Allowance. File: C01-2007-85

Recommendation: That the following resolution be passed:

"THAT the parcel known as Grant's Cove, Registered Plan 1203, in the City of

Orillia, County of Simcoe, be "closed" and declared "surplus" to the needs of the municipality."

2007-135

2007-185 Moved by Gardy, seconded by McMillan, that Council adopt the recommendations as set out on the Consent Agenda for the Regular Meeting of Council on May 28, 2007, with the exception of the recommendation(s) with respect to Correspondence Item(s) 11., 23. and 35. which shall be introduced separately. Carried.

2007-186 Moved by Cipolla, seconded by Evans, that the recommendation with respect to Correspondence Item 11. on the Consent Agenda for the regular meeting of Council on May 28, 2007, be adopted. Carried.

2007-187 Moved by Gardy, seconded by McMillan, that the recommendation with respect to Correspondence Item 23. on the Consent Agenda for the regular meeting of Council on May 28, 2007, read as follows:

Copy to Public Works Department with the direction that, if staff attend, a memo be forwarded to Council on the results of participation.
Carried.

2007-188 Moved by Gardy, seconded by McMillan, that the recommendation with respect to Correspondence Item 35. on the Consent Agenda for the regular meeting of Council on May 28, 2007, read as follows:

That Mr. Ross Goddard be granted a deputation. Carried.

By-laws

2007-189 Moved by Evans, seconded by Cipolla, that the following by-laws be now introduced and read a first, second and third time today:

2007-85 A By-law to Close a Highway on Grants Cove, Registered Plan 1203, City of Orillia, County of Simcoe and to authorize the Sale to Plan 1203 Orillia Holdings Inc.

2007-86 A By-law to establish Part 2 on Plan 51R-1930 as a Public Highway (25 James Street West).

2007-87 Amendment Number 183 to Traffic and Parking Regulation By-law Number 1983-80, as amended.

2007-88 Amendment Number 1 to Traffic and Parking Regulation By-law Number 2007-55.

2007-89 A By-law for the purpose of appointing members to the Licensing Committee and the Parking Advisory Committee.

2007-90 A By-law to authorize the execution of a Lease Agreement with 998905 Ontario Inc. (Brewery Bay Food Company - Sidewalk Patio).

2007-91 A By-law to amend Chapter 457 of the City of Orillia Municipal Code - User Fees - Public Works - Solid Waste Management.

2007-92 A By-law to adopt Chapter 75 of the City of Orillia Municipal Code - Economic Development Committee.

2007-94 A By-law to adopt the municipal budgets for the year 2007 and to provide for the raising, levying and collecting of the monies required during the

said year for the purposes of the City of Orillia.

2007-95 A By-law to provide for the raising, levying and collecting of the monies required during the year 2007 for education purposes.

2007-136

2007-96 A By-law to adopt the 2007 budget of the Downtown Orillia Management Board and to provide for the raising, levying and collecting of the special area charge required for the said year for the purposes of the said Board.

2007-97 A By-law to establish a percentage by which tax decreases are limited for 2007 in respect of capped property classes.

2007-190 Moved by Fecht, seconded by Spears, that By-law Number 2007-93, a by-law to adopt an area rate to provide for the raising, levying and collecting of the special area charge required for 2007 for the maintenance of the Couchiching Point Canal from Dale Drive North to Lake Couchiching, be now introduced and read a first, second and third time today. Carried.

2007-191 Moved by Fecht, seconded by Spears, that By-law Number 2007-98, a by-law to confirm the proceedings of Council at its meetings held on May 28, 2007, 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 - 9:44 P.M.

MAYOR

CLERK

CITY OF ORILLIA

TO: The Mayor and Members of Council
FROM: Committee of the Whole Council
DATE: May 15, 2007
SUBJECT: **Report Number 2007-8 (From meeting of May 14, 2007)**

Your Committee is pleased to report and recommend as follows:

1. THAT the 2007 Budget be re-opened to increase the municipal tax levy by \$250,000 to help fund the expected increase in base costs for the policing contract renewal currently being negotiated.

W. Gardy,
Chair.

CITY OF ORILLIA

TO: The Mayor and Members of Council
FROM: Council Committee
DATE: May 15, 2007
SUBJECT: Report Number 2007-9 (From meeting of May 14, 2007)

Your Committee is pleased to report and recommend as follows:

1. THAT the report dated February 20, 2007 from the Orillia Police Services Board regarding the hours of the police station, be received as informational;
AND FURTHER THAT the Police Services Board continue to monitor the requests for service via the front door of the detachment after hours for a period of six months and report to Council on these results.

2. THAT as recommended in a report dated May 7, 2007 from the Economic Development Committee (EDC), Council approve the revised membership of the EDC by making the Orillia and District Chamber of Commerce nominee a permanent position and by adding two citizens at large;
AND THAT Council approve in principle Chapter 75 of the City of Orillia Municipal Code, subject to the correction of typographical errors and editing into the standard format by the Legislative Services Division of the City Manager's Office.

3. THAT the report dated May 9, 2007 from the Parks and Recreation Department and the Public Works Department regarding the relocation of Centennial Drive, be received as informational;
AND THAT Council approve in principle the land uses contained in Area 2 of the Waterfront Framework Plan.

4. THAT the report dated May 1, 2007 from the Public Works Department regarding audible pedestrian signals, be received as informational.

5. THAT as recommended in a report dated May 9, 2007 from the Director of Real Estate, no action be taken on the proposal for a parking pass system for downtown municipal parking lots.

6. THAT as recommended in a report dated May 9, 2007 from the Director of Real Estate, the City enter into a sublease (+/- 5 year term) with Genesis Fitness for the operation of Municipal Parking Lot #10 - "Central School Lot" under the same terms and conditions contained in the expired sublease with Penetanguishene - Huronia Bingo, save and except the following change to the no overnight parking provision within the City's Traffic Regulation By-law;

AND THAT the "No Overnight Parking" provision within the Traffic Regulation By-law be revised to allow parking in Municipal Parking Lot #10 - "Central School Lot" to commence at 5:30 a.m. daily;

AND THAT the Traffic Regulation By-law also be amended to reduce the number of permit parking spaces in Municipal Parking Lot #10 - Central School Lot" to a total of 35 spaces.

7. THAT the report dated May 8, 2007 from the Manager of Special Projects regarding Shaheen & Peaker Consulting Fees, be received as informational.

8. THAT the report dated May 4, 2007 from the Public Works Department regarding the Drinking Water Inspection Report 2006, be received as informational.

9. THAT the Stormwater Management Master Plan completed by Marshall Macklin Monaghan dated December 2005, together with the addendum dated December 2006, be accepted;

AND THAT Council authorize staff to proceed with implementation in accordance with the report dated May 7, 2007 from the Public Works Department.

R. Cipolla,
Chair.