

SPECIAL MEETING OF COUNCIL AT 5:00 P.M.

062-2007 Moved by: Councillor Fullarton
 Seconded by: Councillor Kalivas

THAT Council resolve itself into the Committee of the Whole, In Camera,
closed to the public to consider:

- i. Legal Matters
- ii. Property Matters

CARRIED

REGULAR MEETING OF COUNCIL AT 7:00 P.M.

ROLL CALL

COUNCIL MEMBERS:

Mayor D. Henderson
Councillor J. Baker
Councillor G. Beach
Councillor J. Earle
Councillor J. Fullarton
Councillor L. Journal
Councillor M. Kalivas
Councillor H. Noble
Councillor L. Severson
Councillor S. Williams

STAFF:

Ms. J. Amini, Administrative Coordinator (Recording Secretary)
Mr. J. Baker, Director of Human Resources
Mr. B. Casselman, City Manager
Mr. C. Cosgrove, Director of Operations
Ms. D. Cyr, Director of Finance
Ms. V. Harvey, Supervisor of Transit and Solid Waste
Mr. H. Jones, Fire Chief
Ms. M. Pascoe Merkley, Director of Planning
Mr. D. Morgan, Director of Parks and Recreation
Ms. S. Seale, City Clerk

OTHERS:

Mr. Ron Zajac, Recorder & Times
Mr. Andrew Cowan, Hometown Radio

063-2007 Moved by: Councillor Kalivas
 Seconded by: Councillor Severson

THAT Council rise from Committee of the Whole, In Camera, and the Chairman report that all recommendations adopted in Committee of the Whole, be adopted.

CARRIED

MAYOR'S REMARKS

Mayor Henderson extended his congratulations to this Council's term thus far, noting the spirit of cooperation, good discussions and the overall productivity that it has achieved.

Mayor Henderson announced that Brockville Native Dan O'Shaughnessy, who was participating on behalf of Cambridge University, won the University Boat Race which took place in London, England this past Saturday.

DISCLOSURE OF INTEREST

Nil

ADOPTION OF COUNCIL MINUTES

064-2007 Moved by: Councillor Severson

THAT the minutes of the Council meeting of March 27th, 2007 be adopted as circulated and read.

CARRIED

COMMITTEE OF THE WHOLE COUNCIL

065-2007 Moved by: Councillor Severson

THAT we adjourn and meet as Committee of the Whole Council, with the Mayor in the Chair.

CARRIED

CORRESPONDENCE, COMMUNICATIONS AND PETITIONS

REQUEST FOR PROCLAMATIONS

Moved by: Councillor Baker

THAT Council make the following proclamation[s]:

- Multiple Sclerosis Awareness Month – May, 2007, and
- THAT in honour of Multiple Sclerosis Month, the Multiple Sclerosis flag be flown at Tunnel Bay from May 1st to May 31st, 2007; and
- THAT the Multiple Sclerosis Society be granted permission to sell Carnations in the City of Brockville
(Multiple Sclerosis Society of Canada, Leeds & Grenville Chapter)
- Child and Youth Councillor Week – May 7th to May 13th, 2007
(Ontario Association of Child and Youth Councillors)
- National Volunteer Week – April 15th to April 21st, 2007
(Volunteer Bureau of Leeds and Grenville)
- Naturopathic Medicine Week – April 28th to May 6th, 2007
(Ontario Association of Naturopathic Doctors)
- THAT in honour of Queen Juliana's Birthday, April 30th and, in honour of the Dutch Liberation Day, May 5th, that the Dutch flag be flown at Tunnel Bay from April 30th to May 5th, 2007.
(Brockville and District Multicultural Council Inc.)

CARRIED

**REQUEST TO ERECT BANNER
BROCKVILLE CONCERT ASSOCIATION**

Moved by: Councillor Earle

THAT the Brockville Concert Association be granted permission to erect a banner on Stewart Boulevard, King Street East and King Street West from April 30th to May 14th, 2007 to promote the Thousand Islands Jazz Festival; and

THAT the Two Hundred Dollar fee be waived as the Brockville Concert Association have made arrangements to install the banners.

CARRIED

**DOWNTOWN BOARD OF MANAGEMENT
TEMPORARY CLOSING OF KING STREET
SIDEWALK SALE**

Moved by: Councillor Baker

THAT Council authorize the temporary closing of King Street between Perth Street and Market Street West on Saturday May 26th, 2007 between the hours of 8:00 a.m. and 5:00 p.m. for Downtown Brockville sidewalk sale; and

THAT the necessary by-law be enacted.

CARRIED

DELEGATIONS

Nil

CONSIDERATION OF STAFF REPORTS

**2007-062-04
COMMUNITY WIDE CLEAN-UP**

Moved by: Councillor Journal

THAT Council declare April 23 - 28, 2007 as Earth Week; and

THAT in recognition of Earth Week, Council declares April 23 - 28, 2007 as Brockville's Community Wide Clean-Up Week.

CARRIED

**2007-067-04
DESIGN, MANAGEMENT AND
OPERATION OF A HOUSEHOLD
HAZARDOUS WASTE DAY**

Moved by: Councillor Noble

THAT Council accept the tender bid price from Drain-All Ltd. in the amount of twenty-two thousand, five hundred forty-nine dollars and fifty cents (\$22,549.50) for the Design, Management and Operation of a Household Hazardous Waste Day scheduled for Saturday, June 16, 2007.

CARRIED

REPORTS FROM BOARDS AND COMMITTEES

**ECONOMIC DEVELOPMENT AND
PLANNING COMMITTEE MEETING
APRIL 3, 2007**

**COUNCILLOR M. KALIVAS
COUNCILLOR J. BAKER
COUNCILLOR G. BEACH**

2007-065-04

SITE PLAN CONTROL APPROVAL

150 CALIFORNIA AVENUE, BROCKVILLE

DOUGLAS BARWICK INC. - PLANT EXPANSION

OWNER: DOUGLAS BARWICK INC.

AGENT: RICHARD D. STEELE CONSTRUCTION (1979) LTD.

FILE: D11-372

Moved by: Councillor Beach

THAT Site Plan Approval be granted for a plant expansion and associated site improvements at 150 California Avenue, City of Brockville, said development to be in accordance with the following drawings:

- i) SITE PLAN MODIFICATIONS – DOUGLAS BARWICK INC.”
Issued by Eastern Engineering Group Inc., Project No. 3319, File No. 3319_C R2, Drawing No 1, Dated 24 November 2006, as revised.
- ii) PROPOSED ELEVATIONS FOR 2006 2007 EXPANSION –
DOUGLAS BARWICK INC., 150 CALIFORNIA Avenue, Brockville,
Ont.” Issued by Eastern Engineering Group Inc., Project No. 3319,
File No. 3319_C R2, Drawing No 2, Dated March 2007, as revised.

CARRIED

**2007-064-04
PROPOSED PLAN OF SUBDIVISION
AND PROPOSED AMENDMENT TO CITY OF
BROCKVILLE ZONING BY-LAW 194-94
PART OF LOT 11, CONCESSION 2,
CITY OF BROCKVILLE
OWNER: JOHN CASSELL, O/A CASS DEV LTD.
AGENT: EASTERN ENGINEERING GROUP INC.
FILES: D14-107A AND 08T-06501A**

Moved by: Councillor Baker

1. THAT Zoning By-law 194-94 be amended to rezone lands described as Part of Lot 11, Concession 2, City of Brockville, County of Leeds, for purposes of a future residential subdivision, as follows:
 - Blocks 1 and 2, on the draft plan of subdivision to be rezoned from H1-R2-Single Unit Residential Zone to H1-R4-General Residential Site Specific Zone with development to be limited to semi-detached, triplex and townhouse dwelling types, limited to one storey in height.
 - Blocks 3, 4, 5, and 6, inclusive, on the draft plan of subdivision to be rezoned from H1-R2-Single Unit Residential Zone to H1-R3-General Residential Zone.
2. THAT Council of the Corporation of the City of Brockville, acting pursuant to Section 51(6) of the Planning Act, R.S.O. 1990, c.P.13, grant approval to the Draft Plan of Subdivision on lands described as Part of Lot 11, Concession 2, City of Brockville, County of Leeds, subject to the following conditions:
 1. That these conditions shall apply to the Draft Plan prepared by Robert J. Jordan, O.L.S., dated 18 January 2007, showing "Flanders Road" and twelve (12) Blocks, said Blocks being delineated as to use on the afore-mentioned Draft Plan;
 2. That the street shown on this Draft Plan shall be dedicated as a public highway to be named Flanders Road;
 3. That the Owner shall enter into a Subdivision Agreement with the City of Brockville which shall specify, among other things:
 - All of the requirements, financial and otherwise, of the City of Brockville concerning the provision of the road, street lighting and the installation of services, drainage facilities, and screening of

dwelling on Fitzsimmons Drive backing onto Flanders Road, and cash-in-lieu of parkland dedication, among other things;

- The requirements of Canada Post with respect to the installation of Community Mailboxes;
 - The requirements of Enbridge Consumers Gas, with respect to an overall distribution plan, installation strategy and installation standards;
 - The requirement of Hydro One Networks Inc. with respect to the installation of electrical servicing;
 - The developer's responsibility to prepare a Tree Saving Plan and Tree Planting Schedule for review and approval by the City of Brockville.
4. That lot grading, drainage, erosion and sediment control, and services plan(s) with best management practices shall be prepared by the Owner for inclusion in the Subdivision Agreement, to the satisfaction of the City of Brockville and Cataraqui Region Conservation Authority.
 5. That a stormwater management brief shall be prepared by a qualified Professional Engineer for the Owner, to the satisfaction of the City of Brockville and the Cataraqui Region Conservation Authority, and that appropriate text to implement its findings shall be included in the Subdivision Agreement;
 6. That such easements as may be required for services, drainage purposes and the like shall be granted gratuitously to the appropriate authority or authorities;
 7. That a Utility Distribution Plan be prepared by the Owner for approval by all affected authorities;
 8. That the developer shall satisfy the requirements of the Brockville Fire Department;
 9. That a sanitary sewer be installed on the owner's lands for future connection between Hillcrest Drive and Flanders Road to the satisfaction of the City Engineer;
 10. That, if final approval of the Plan is not granted within three (3) years of the date of approval of the Draft Plan, and no extensions

have been granted, Draft Plan approval shall lapse in accordance with Section 51(32) of the Planning Act, R.S.O. 1990, c.P.13; and

11. That the Final Plan, as approved by the City of Brockville, must be registered within sixty (60) days of the date of final approval or the City's approval may be withdrawn in accordance with Section 51(59) of the Planning Act, R.S.O. 1990, c.P.13.

CARRIED

**2007-063-04
EXTENSION OF THE HERITAGE
SIGNAGE GRANT PROGRAM
DOWNTOWN COMMUNITY IMPROVEMENT PLAN**

Moved by: Councillor Journal

THAT the Heritage Signage Grant Program be extended for a further period of three (3) months, to July 10, 2007.

CARRIED

NEW BUSINESS - REPORTS FROM MEMBERS OF COUNCIL

**ALTERNATE FUNDING SOURCES FOR MUNICIPALITIES
AS PER THE CITY OF TORONTO ACT, 2006**

Moved by: Councillor Noble

WHEREAS Local Governments provide the most diverse range of services to the taxpayer yet have the most limited variety of revenue sources of all the governmental tiers

AND WHEREAS most North American jurisdictions have given local government a number of fund raising options that allow a more appropriate correlation between taxpayer expenditure decisions and municipal revenues than property tax can provide and have greater fairness and equity.

AND WHEREAS historically when taxing powers were allocated to Local Governments the responsibilities and revenue needs of local governments were far less than is now the case

AND WHEREAS senior levels of government are devolving ever increasing unfunded or partially funded responsibilities to local governments without the appropriate range of revenue raising options consistent with the financial demands of these responsibilities and given that this trend will continue.

AND WHEREAS the property tax is highly discriminatory against fixed income seniors, single parents and low income peoples as shelter is a basic necessity yet is taxed bearing the cost of all municipal services precluding the taxpayer from reducing tax burden through choice of expenditures as happens with a sales tax; or income dependent as is the case with income tax.

AND WHEREAS the revenue raising straight jacket of local government means fixed income seniors and low income families will be taxed out of their homes adding to the assisted housing rolls and psychological devastation occasioned by being forced out of the home they have spent years earning

AND WHEREAS the flight of industry to China and the service sector to India is increasingly devastating the economies of smaller municipalities that are not close to a major city. This trend is occurring to a greater degree than is the case for the major population centres as the remaining employers congregate in the very large cities. This results in smaller municipalities experiencing a decreasing industrial and commercial assessment base to support the escalating costs of expanded services including social service costs and ever more stringent provincially mandated performance requirements or mandated expansion of activities such as secondary sewage treatment, court security etc. . The effect of the assessment shift is a reallocation of the tax burden from the industrial and commercial sector to the residential. This is opposite from the historical pattern and hence needs new revenue choice approaches.

AND WHEREAS the net impact of these trends is that while senior tiers of government can consider tax cuts and spending initiatives local governments have no such luxury but must struggle to balance the budget. The result is that the trend in local government taxation is of necessity increasingly upwards and well beyond inflation.

AND WHEREAS in the short run the financial squeeze can be useful in forcing services review and efficiencies. In the medium term it is

unsupportable except by onerous property based tax increases that unlike income tax or sales taxes or user fees discriminate against fixed income seniors, single parents and low income residents.

AND WHEREAS the flight of industry from smaller municipalities coupled with the growth of service sector jobs needing the resources, facilities, attractions and ambiance of the mega cities means that there is a small municipality brain drain to the large cities. The educated achievers take their knowledge, energy, earnings, property taxes and spending to the major cities thereby exporting tax revenues from the smaller cities to the larger. This has wide ranging impact from revenues through community leadership potential through philanthropy through medical services through educational opportunities through networking through infrastructure through ideas through political power to get attention.

AND WHEREAS the educated ambitious achievers who must emigrate to the large cities in order to make a decent income also bear their children in the larger cities thereby depriving the smaller centres of their progeny with predictable generational impacts over time.

AND WHEREAS the province of Ontario has partially recognized the increasing burden on local government by passing and proclaiming the City of Toronto Act giving that City broad permissive authority to raise new taxes except in areas specifically prohibited, such as an income tax, wealth tax, gas tax or a general sales tax.

AND WHEREAS limiting these revenue raising powers to Toronto which is the major economic engine and growth area of the province is hugely discriminatory given that the other municipalities do not enjoy the commercial growth, immigration population growth, and influx of educated achieving youth from the smaller municipalities. The prosperity and long term survival of small town Ontario is at risk.

AND WHEREAS the universally accepted goal of fairness in taxation and the balancing of progressive versus regressive measures and income disparity that are addressed at the federal and provincial level must also begin to be addressed at the local level which is the tier experiencing the greatest demand growth, cost escalation and resulting taxation increase.

AND WHEREAS equity in taxation requires a broader array of revenue sources than property taxes, water rates and some user fees.

AND WHEREAS some discretionary services cannot be charged for by the municipality by virtue of provincial statute.

AND WHEREAS municipal elected officials are the closest to the population and the most direct personal democratic feedback thereby making it unnecessary and undemocratic that the Provincial government micro manages and does not entrust revenue source determination at the local level in keeping with local needs and priorities.

AND WHEREAS giving local government the necessary array of possible financing sources allows local governments to choose according to local needs and priorities and has no impact whatsoever on the Provincial Government finances, operations or responsibilities so the Province loses nothing in giving revenue methodology choice to local governments.

AND WHEREAS local government should be allowed to decide for itself on it's fund raising approaches and are directly accountable to their very vocal electorate for their decisions.

AND WHEREAS local governments have come of age and the chief executive officers are now members of a specifically educated and trained profession such that local governments are significant, generally well managed, diverse corporations in their own right and thereby no longer need paternalistic protection of the local resident by Provincial revenue choice restrictions.

AND WHEREAS societal trends indicate this inequity will get worse such that local governments will be financially unsustainable if fairness in taxation, protection of fixed income seniors, single parents and low income residents and the financial ability to mount initiatives toward future prosperity are part of the criteria.

THEREFORE BE IT RESOLVED

THAT in keeping with the practise in many world jurisdictions and fairness in taxation, municipal needs and societal trends and to help protect the interests of fixed income seniors, single parents and low income residents that :

- A) The Corporation of the City of Brockville requests the Province of Ontario to extend the revenue raising clauses of the City of Toronto Act to all Ontario local governments; and
- B) THAT the Province of Ontario rescind the portions of any legislation that precludes local governments charging for certain services; and

♦

- C) THAT in the interest of progressive taxation that the Province of Ontario give municipalities the power to levy sales and income taxes if they so choose and assist in the collection thereof.

REFERRED TO THE MAY FINANCE AND ADMINISTRATION
COMMITTEE MEETING

Motion to Refer

Moved by: Councillor Journal

THAT the motion presented by Councillor Noble on Alternate Funding Sources for Municipalities as per The City Of Toronto Act, 2006, be referred to the Finance and Administration Committee meeting in May.

CARRIED

**ENVIRONMENTAL SOLUTIONS
PLASTIC SHOPPING BAGS**

Moved by: Councillor Noble

WHEREAS it is estimated that plastic shopping bags take one thousand years to degrade and are ubiquitous in society and hence a significant environmental concern

AND WHEREAS there is presently little legislation or financial incentive to industry to develop a new material that is as cost effective, efficient and as capable and as easy to produce, store and use as the current plastic bag.

AND WHEREAS the history of the development of reduced car emissions as a result of governmental decree on emission standards has shown that the private sector can, and will, conduct research and develop products to solve environmental issues if they have a guaranteed market

AND WHEREAS the City of Brockville wishes to take a leadership position in environmental solutions

THEREFORE BE IT RESOLVED

THAT the use of all plastic shopping bags or equivalent environmentally unacceptable alternatives will be banned from use or sale in the City of Brockville within one year from the date that a functionally and

economically suitable alternative product is commercially available that is environmentally acceptable to the City of Brockville.

REFERRED TO THE JUNE OPERATIONS COMMITTEE
MEETING

Motion to Refer

Moved by: Councillor Kalivas

THAT the motion presented by Councillor Noble, Environmental Solutions Plastic Shopping Bags, be referred to the June Operations Committee Meeting.

CARRIED

MOTION TO RETURN TO COUNCIL

066-2007 Moved by: Councillor Severson

THAT we revert from Committee of the Whole Council to Council.

CARRIED

ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE COUNCIL

067-2007 Moved by: Councillor Severson
Seconded by: Councillor Kalivas

THAT the report of the Committee of the Whole Council be adopted and that the necessary actions or by-laws be enacted.

CARRIED

EMERGENCY BUSINESS

Nil

**BY-LAW
NUMBERS**

- 030-2007 By-law to Amend City of Brockville Noise By-law 138-80 (Brockville Legion Hall, 180 Park Street)
- 031-2007 By-law to Amend City of Brockville Zoning By-law 194-94 Part Lot 11, Concession 2, City of Brockville, File D14-107A (Extension of Flanders Road)
- 032-2007 By-law to appoint Bob Casselman as Deputy City Clerk

ADOPTION OF BY-LAWS

- 068-2007 Moved by: Councillor Williams
Seconded by: Councillor Noble

THAT By-laws Numbered 030-2007 to 032-2007 be introduced and the same be now read a first and second time.

CARRIED

- 069-2007 Moved by: Councillor Williams
Seconded by: Councillor Noble

THAT By-laws Numbered 030-2007 to 032-2007 be now read a third time, signed by the Mayor and Clerk, sealed with the Seal of the Corporation and be recorded.

CARRIED

CONFIRMATORY BY-LAW

- 070-2007 Moved by: Councillor Williams
Seconded by: Councillor Noble

THAT By-law Number 033-2007 to Confirm the Proceedings of Council at its meeting held on April 10, 2007 be read a first and second time.

CARRIED

071-2007 Moved by: Councillor Williams
 Seconded by: Councillor Noble

THAT By-law Number 033-2007 to Confirm the Proceedings of Council at its meeting held on April 10, 2007 be now read a third time, signed by the Mayor and Clerk, sealed with the Seal of the Corporation and be recorded.

CARRIED

MAYOR'S ANNOUNCEMENTS

The next regular Council meeting will take place on Tuesday, April 24th, 2007.

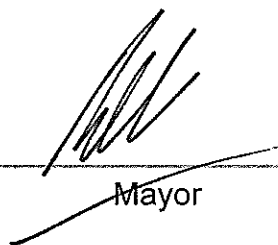
ADJOURNMENT

072-2007 Moved by: Councillor Williams
 Seconded by: Councillor Noble

THAT Council adjourn its proceedings until the next regular meeting scheduled for April 24th, 2007.

CARRIED

The meeting adjourned at 8:14 p.m.


Mayor


Clerk