

**NEPEAN COUNCIL  
MINUTES  
THURSDAY, AUGUST 17, 2000  
BEN FRANKLIN PLACE, 101 CENTREPOINTE DRIVE, NEPEAN**

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The meeting commenced at 10:00 p.m.

**Members Present:**

Mayor Mary Pitt

Councillor Rick Chiarelli  
Nepean Centre Ward

Councillor Margaret Rywak  
Knoxdale Ward

Councillor Lee Farnworth  
Merivale Ward

Councillor Merv Sullivan  
Lakeshore Ward

Councillor Wayne Phillips  
Evergreen Ward

Councillor Jan Harder  
Barrhaven Ward

**01 Prayer**

Mayor Pitt opened the meeting with a prayer.

**02 Minutes**

**MOTION NUMBER 154-2000**

Moved by Councillor Sullivan  
Seconded by Councillor Chiarelli

BE IT RESOLVED THAT the minutes of the regular meeting of July 6, 2000, and the special meeting of July 27, 2000, be approved as written.

**- Carried -**

**03 Financial Services Resolution - To approve By-law No. 082-2000 to levy local and regional municipal and school board taxes in the City of Nepean for the year 2000.**

**MOTION NUMBER 155-2000**

Moved by Councillor Sullivan  
Seconded by Councillor Chiarelli

BE IT RESOLVED THAT By-law No. 082-2000, being a by-law to levy local and regional municipal and school board taxes in the City of Nepean for the year 2000 be read a first and second time and deemed to have been read a third time and passed.

**- Carried -**

**04 Development Services Resolution - To declare certain lands on Steeplehill Crescent as surplus to municipal requirements.**

**MOTION NUMBER 156-2000**

Moved by Councillor Phillips  
Seconded by Councillor Farnworth

WHEREAS, in compliance with Bill 163, the Municipal Act requires that all municipal properties be declared surplus prior to their disposal;

AND WHEREAS the City is desirous of declaring certain property surplus to its needs, namely,

Certain land on Steeplehill Crescent described as part of Lots 22 and 23, Conc. 5 (R.F.) and further described as Parts 4 and 5 on Plan 4R-15901.

BE IT RESOLVED THAT the Council of The Corporation of the City of Nepean hereby consider Development Services Report No. 136-2000 and declare the properties in question as being surplus to the needs of the City of Nepean.

**- Carried -**

**05 Development Services Resolution - To approve By-law Nos. 067-2000 (rezone lands on the east side of Moodie Drive to permit the establishment of a cheese factory); 081-2000 (rezone lands on the north side of Grenfell Crescent to permit an equipment and vehicle storage yard as an additional use); 084-2000 (rezone lands at 139 Greenbank Road to Commercial Office); 086-2000 (rezone lands on Leikin Drive and Crestway Drive to permit the development of 48 single family dwelling units); 087-2000 (sale of lands on Meridian Place to Uniform Developments and Leasing Limited); and 089-2000 (sale of lands on Steeplehill Crescent to the Roman Catholic Episcopal Diocese of Ottawa).**

**MOTION NUMBER 157- 2000**

Moved by Councillor Phillips  
Seconded by Councillor Farnworth

**1. By-law 067- 2000**

WHEREAS Planning and Development Committee at its meeting on August 17, 2000 held a public meeting pursuant to Section 34 of the Planning Act, R.S.O., 1990, with respect to a proposed amendment to By-law 73-92 (to rezone lands located on the east side of Moodie Drive, being Part of Lot 19 Conc., to RURAL INDUSTRIAL/COMMERCIAL - RMC Block "M" to permit the establishment of a cheese factory);

AND WHEREAS Council agrees with the recommendation of the Planning and Development Committee that By-law 73-92 be amended as proposed.

**Item No. 05 cont'd:**

**2. By-law 081-2000**

WHEREAS Planning and Development Committee at its meeting on August 17, 2000, held a public meeting pursuant to Section 34 of the Planning Act, R.S.O. 1990 with respect to proposed amendment to By-law 39-81 (to rezone, to permit as an additional use an EQUIPMENT AND VEHICLE STORAGE YARD - INDUSTRIAL on Lots 9 and 10, Plan 402691, on the north side of Grenfell Crescent);

AND WHEREAS Council agrees with the recommendation of the Planning and Development Committee that By-law 39-81 be amended as proposed.

**Councillor Sullivan dissented**

**3. By-law 084-2000**

WHEREAS Planning and Development Committee at its meeting on August 17, 2000 held a public meeting pursuant to Section 34 of the Planning Act, R.S.O., 1990, with respect to a proposed amendment to By-law 39-81 (to rezone land generally described as 139 Greenbank Road to COMMERCIAL OFFICE - CO);

AND WHEREAS Council agrees with the recommendation of the Planning and Development Committee that By-law 39-81 be amended as proposed.

**4. By-law 086-2000**

WHEREAS the Planning and Development Committee at its meeting of August 17, 2000 held a public meeting pursuant to Section 34 of the Planning Act, R.S.O. 1990 with respect to a proposed amendment to By-law 39-81 (to rezone Part of 17, Concession 1 (Rideau Front) to permit the development of 48 single family dwelling units)

AND WHEREAS Council agrees with the recommendation of the Planning and Development Committee that By-law 39-81 be amended as proposed.

**5. By-law 087-2000**

WHEREAS The Corporation of the City of Nepean wishes to sell certain land on Meridian Place to Uniform Developments and Leasing Limited and it is expedient that such a sale be approved by by-law;

AND WHEREAS the Council of the Corporation of the City of Nepean declared the lands surplus by Resolution Number 139-2000 on July 6, 2000.

**6. By-law 089-2000**

WHEREAS the Planning and Development Committee at its meeting of August 17, 2000 held a public meeting pursuant to Section 193, Chapter M.45 of the Municipal Act. R.S.O. 1990 with respect to the sale of lands on Steeplehill Crescent to the Roman Catholic Episcopal Diocese of Ottawa;

**Item No. 05 cont'd:**

AND WHEREAS the Planning and Development Committee discussed and approved of the long term leasing of Steeplehill Park by the Corporation of the City of Nepean, from the Roman Catholic Episcopal Diocese of Ottawa;

AND WHEREAS Council agrees with the recommendation of the Planning and Development Committee to enter into a Purchase and Sale Agreement and a leasing agreement with the Roman Catholic Episcopal Diocese of Ottawa.

BE IT RESOLVED THAT By-law Numbers 067-2000, 081-2000, 084 -2000, 086-2000, 087-2000 and 089-2000 be read a first time and a second time and be deemed to have been read a third time and passed.

**- Carried -  
Councillor Sullivan dissented to By-law No. 081-2000**

- 06 Development Services Resolution - To approve By-law No. 083-2000 regarding amendments to the traffic and parking by-law: new development in Longfields; Strandherd Drive realignment; parking controls - Rideaucrest Drive; transit priority - Leikin Drive at Merivale Road; towing of vehicles involved in accidents.**

**MOTION NUMBER 158-2000**

Moved by Councillor Rywak  
Seconded by Councillor Chiarelli

WHEREAS Public Works Committee at its meeting on August 17, 2000 considered Development Services - Engineering Report Nos. 046-2000 and 047-2000 and approved amendments to the Traffic and Parking By-law No. 1 of 96 relating to Strandherd Drive and to new road construction in the Longfields Community;

AND WHEREAS Public Works Committee at its meeting on August 17, 2000 considered Development Services - Engineering Report No. 044-2000 and approved amending the Traffic and Parking By-law No. 1 of 96 to regulate activities of tow trucks in proximity of accident scenes;

AND WHEREAS Public Works Committee at its meeting of August 17, 2000 considered Development Services - Engineering Report No. 041-2000 and approved the implementation of parking controls on Rideaucrest Drive;

AND WHEREAS Public Works Committee at its meeting of August 17, 2000 considered Development Services - Engineering Report No. 045-2000 and approved the implementation of transit priority measures at the intersection of Leikin Drive and Merivale Road;

BE IT THEREFORE RESOLVED THAT By-law No. 083-2000 be read a first and second time and deemed to have been read a third time and passed.

**- Carried -**



**07 Development Services Resolution - To amend the funding sources for the 2000 Sidewalk Program.**

**MOTION NUMBER 159-2000**

Moved by Councillor Rywak  
Seconded by Councillor Chiarelli

WHEREAS Council at its meeting on July 6, 2000, considered Motion #130-2000 and approved a budget amendment of \$270,000 to complete the 2000 Sidewalk Program funded from the Sidewalk Construction Reserve Fund (Account No. 3.0.9830.0.0.0.0);

AND WHEREAS the funding source identified in this motion must be revised;

BE IT RESOLVED THAT the budget amendment required to complete the 2000 Sidewalk Construction Program be funded as follows:

\$129,000 Sidewalk Construction Reserve Fund (Account No. 3.0.9830.0.0.0.0)

\$141,000 Sewer Works Reserve Fund (Account No. 3.0.9832.0.0.0.0)

**- Carried -**

**08 Development Services Resolution - To amend the 2000 Streetlighting budget to allow for the completion of the program.**

**MOTION NUMBER 160-2000**

Moved by Councillor Rywak  
Seconded by Councillor Chiarelli

WHEREAS Public Works Committee at its meeting on August 17, 2000, approved Development Services - Engineering Report No. 040-000 recommending the installation of streetlights on listed streets;

AND WHEREAS insufficient funding exists in the 2000 Capital Budget for this work;

BE IT RESOLVED THAT the 2000 Capital Budget be amended under Project No. 2.2514.x.4243 to provide \$25,000 funded from the Streetlight Reserve Fund (Account No. 3.0.9831.0.0.0.0).

**- Carried -**

**09 Development Services Resolution - To award the contract to complete drainage improvements on Holborn Avenue and Rideau Heights Drive.**

**MOTION NUMBER 161-2000**

Moved by Councillor Chiarelli  
 Seconded by Councillor Rywak

WHEREAS Public Works Committee at its meeting on May 2, 2000 considered Development Services - Engineering Report No. 018-2000 and authorized the Engineering Division to tender the drainage improvements on Holborn Avenue and Rideau Heights Drive;

AND WHEREAS tenders for the project were received by the City Clerk at 3:00 p.m. on Wednesday, August 9, 2000 and are summarized as follows:

No.	Contractor	Amount
1.	K.C.E. Construction Ltd.	\$286,259.11
2.	Teraflex Limited	\$328,663.50
3.	C.A.C.E. Construction Ltd.	\$345,117.90
4.	Drummond Ltd.	\$357,892.20

AND WHEREAS the 1999 and 2000 Capital Budgets identifies sufficient funding, under Project No. 2.3213.X.4235, funded from the Sewer Works Reserve Fund;

AND WHEREAS the anticipated expenditures for the project are as follows:

Construction	\$286,259.11
Engineering (Consultant)	\$ 30,000.00
Engineering (In-house)	\$ 30,000.00
Miscellaneous Costs/GST/Contingency	<u>\$ 53,740.89</u>
TOTAL	<u>\$400,000.00</u>

AND WHEREAS the low tender of K.C.E. Construction Ltd. in the amount of \$286,259.11 has been examined and approved;

BE IT THEREFORE RESOLVED THAT the tender of K.C.E. Construction Ltd. in the amount of \$286,259.11 for the drainage improvements on Holborn Avenue and Rideau Heights Drive be accepted and the Mayor and Clerk be authorized to sign all documentation on behalf of the City.

BE IT FURTHER RESOLVED THAT Council authorize expenditures to a total upset limit of \$400,000.00 for the project, under Project No. 2.3213.X.4235.

**- Carried -**

**10 Administrative Services Resolution - To approve By-law No. 088-2000 to appoint Municipal Law Enforcement Officers as Peace Officers.**

**MOTION NUMBER 162-2000**

Moved by Councillor Chiarelli  
Seconded by Councillor Rywak

BE IT RESOLVED THAT By-law 088-2000, being a by-law of the Corporation of the City of Nepean to amend By-law 10-98, being a by-law to appoint Municipal Law Enforcement Officers as Peace Officers be read a first and second time and deemed to have been read a third time and passed.

**- Carried -**

**11 Resolution - To suspend the rules to consider additional items.**

**MOTION NUMBER 163-2000**

Moved by Councillor Chiarelli  
Seconded by Councillor Rywak

BE IT RESOLVED THAT the rules of procedure, under By-law 100-81, as amended, be suspended to allow the following additional item(s) to be placed on the agenda:

**Development Services Resolution** - To approve By-law Nos. 092-2000 (exempt certain lands from part-lot control - Parts 1 to 51, Plan 4R-15709 and Parts 1 to 25, Plan 4R-15734) and 093-2000 (exempt certain lands from part-lot control - Blocks 10 to 13, Plan 4M-1079).

**Development Services Resolution** - To approve By-law No. 094-2000 to lift the Holding provision with respect to rezoning property on Blocks 6 and 10 to 15 inclusive, Plan 4M-1079.

**Development Services Resolution** - To amend the 2000 Capital Budget and award the contract for the rehabilitation of Sanitary and Storm Sewers in the Crestview Subdivision.

**Administrative Services Resolution** - To approve By-law No. 091-2000 to amend the taxi by-law with respect to transfer restrictions.

**- Carried -**

- 12 Development Services Resolution - To approve By-law Nos. 092-2000 (exempt certain lands from part-lot control - Parts 1 to 51, Plan 4R-15709 and Parts 1 to 25, Plan 4R-15734) and 093-2000 (exempt certain lands from part-lot control - Blocks 10 to 13, Plan 4M-1079).**

**MOTION NUMBER 164-2000**

Moved by Councillor Harder  
Seconded by Councillor Sullivan

**1. By-law 092-2000**

WHEREAS Section 50 of the Planning Act, R.S.O. 1990, authorizes a municipality to provide by by-law that part lot control does not apply to land that is within a registered plan or parts thereof;

AND WHEREAS By-law 092-2000 is a by-law to exempt certain lands from part lot control, described as Parts 1-51 on Registered Plan 4R-15709 and Parts 1-25 on Registered Plan 4R-15734.

BE IT RESOLVED THAT By-law Number 092-2000, be read a first time and a second time and be deemed to have been read a third time and passed.

**2. By-law 093-2000**

WHEREAS Section 50 of the Planning Act, R.S.O. 1990, authorizes a municipality to provide by by-law that part lot control does not apply to land that is within a registered plan or part thereof;

AND WHEREAS By-law 093-2000 is a by-law to exempt certain lands from part lot control, described as Blocks 10-13 inclusive on Registered Plan 4M-1079.

BE IT RESOLVED THAT By-law 093-2000, be read a first time and a second time and deemed to have been read a third time and passed.

**- Carried -**

- 13 Development Services Resolution - To approve By-law No. 094-2000 to lift the Holding provision with respect to rezoning property on Blocks 6 and 10 to 15 inclusive, Plan 4M-1079.**

**MOTION NUMBER 165-2000**

Moved by Councillor Harder  
Seconded by Councillor Sullivan

**1. By-law 094- 2000**

WHEREAS Planning and Development Committee at its meeting on June 13, 2000 held a public meeting pursuant to Section 34 and 36 of the Planning Act, R.S.O. 1990 with respect to the lifting of a Holding provision on by-law 39-81(to rezone from RESIDENTIAL MIXED UNIT ZONE - RMU HOLDING Zone(H) to RESIDENTIAL MIXED UNIT ZONE - RMU Zone on Blocks 6 and Blocks 10 to 15 inclusive, Registered Plan 4M-1079);

**Item No. 13 cont'd:**

BE IT RESOLVED THAT By-law Numbers 094-2000 be read a first time and a second time and be deemed to have been read a third time and passed.

**- Carried -**

**14 Development Services Resolution - To amend the 2000 Capital Budget and award the contract for the rehabilitation of Sanitary and Storm Sewers in the Crestview Subdivision.**

**MOTION NUMBER 166-2000**

Moved by Councillor Farnworth  
 Seconded by Councillor Phillips

WHEREAS the Public Works Committee at its meeting on July 4, 2000 considered Development Services - Engineering Report No. 034-2000 and authorized the Engineering Division to tender the rehabilitation of sanitary sewers in the Crestview subdivision, including storm sewer spot repairs;

AND WHEREAS an amendment to the 2000 Capital Budget was approved by Council at its meeting on July 6, 2000 and subsequently approved by the Ottawa Transition Board to complete the rehabilitation of sanitary sewers in the Crestview subdivision;

AND WHEREAS tenders for the project were received by the City Clerk at 3:00 p.m. on Friday, August 11, 2000 and are summarized as follows:

No.	Contractor	Amount
1.	Dufferin Construction Ltd.	\$1,672,538.00
2.	Taggart Construction Ltd.	\$2,235,394.00

AND WHEREAS the amended 2000 Capital Budget identifies insufficient funds (\$1,600,000.00) to complete the rehabilitation of sanitary sewers in the Crestview subdivision, under Project No. 2.3113.X.4213, funded from the Sewer Works Reserve Fund;

AND WHEREAS the 2000 Capital Budget identifies sufficient funds (\$150,000.00) to complete the storm sewer spot repairs, under Project No. 2.3213.X.4222, funded from Sewer Works Reserve Fund;

**Item No. 14 cont'd:**

AND WHEREAS the anticipated expenditures for the project are as follows:

	<b>Sanitary Sewers (Project No. 2.3113.X.4213)</b>	<b>Storm Sewers (Project No. 2.3213.X.4222)</b>
Construction	\$1,551,153.00	\$121,385.00
Engineering (Consultants)	\$ 155,000.00	\$ 5,000.00
Engineering (In-house)	\$ 80,000.00	\$ 5,000.00
Misc. Costs/GST/Contingency	\$ 138,847.00	\$ 18,615.00
<b>TOTAL</b>	<b>\$1,925,000.00</b>	<b>\$150,000.00</b>

AND WHEREAS the low tender of Dufferin Construction Ltd. in the amount of \$1,672,538.00 has been examined and approved;

BE IT RESOLVED THAT the 2000 Capital Budget be amended to provide an additional \$325,000.00, under Project No. 2.3113.X.4213, for the rehabilitation of sanitary sewers in the Crestview subdivision, funded from the Sewers Works Reserve Fund, subject to Ottawa Transition Board approval;

BE IT FURTHER RESOLVED THAT the tender of Dufferin Construction Ltd. in the amount of \$1,672,538.00 for the project be accepted and the Mayor and Clerk be authorized to sign all documentation on behalf of the City;

BE IT FURTHER RESOLVED THAT Council authorize expenditures to a total upset limit of \$1,925,000.00 for the rehabilitation of sanitary sewers in Crestview subdivision, under Project No. 2.3113.X.4213, and \$150,000.00 for the storm sewer spot repairs, under Project No. 2.3213.X.4222.

**- Carried -**

**15 Administrative Services Resolution - To approve By-law No. 091-2000 to amend the taxi by-law with respect to transfer restrictions.**

**MOTION NUMBER 167-2000**

Moved by Councillor Farnworth  
Seconded by Councillor Phillips

WHEREAS THE Ottawa Transition Board has requested that the City not amend the taxi by-law while the Board's Taxi Task Force is analyzing the taxi industry;

AND WHEREAS it is appropriate to give the Ottawa Transition board a level of comfort concerning this issue:

**Item No. 15 cont'd:**

BE IT RESOLVED THAT By-law 091-2000 be read a first and second time and deemed to have been read a third time and passed;

AND BE IT FURTHER RESOLVED THAT any future amendment to Taxi By-law 25-94 contemplated by the City of Nepean shall be circulated to the Ottawa Transition Board for comment, prior to passage by Nepean Council.

**- Carried -**

**16 Resolution - To approve By-law No. 10(13)2000 confirming the proceedings of Council at its regular meeting held on August 17, 2000.**

**MOTION NUMBER 168-2000**

Moved by Councillor Farnworth  
Seconded by Councillor Phillips

BE IT RESOLVED THAT By-law No. 10(13)2000, being a by-law to confirm the proceedings of Council at its regular meeting held on August 17, 2000, be introduced and read a first and second time and deemed to have been read a third time and passed.

**- Carried -**

There being no further business, the meeting adjourned at 10:05 p.m.

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John LeMaistre, City Clerk

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Mary Pitt, Mayor