

**NEPEAN COUNCIL
MINUTES
THURSDAY, FEBRUARY 10, 2000
BEN FRANKLIN PLACE, 101 CENTREPOINTE DRIVE, NEPEAN**

The meeting commenced at 8:00 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 016-2000

Moved by Councillor Farnworth
Seconded by Councillor Chiarelli

BE IT RESOLVED THAT the minutes of the special meeting of January 12, 2000, the Open House of January 12, 2000, and the regular meeting of January 20, 2000, be approved as written.

- Carried -

03 Financial Services - To approve Report No. 001-2000, being an Information Report on the Bonding of City Employees.

The following report was submitted by Mr. Lloyd Russell, Executive-Director, City Treasurer, Finance Department, for Council's information:

SUBJECT:

Bonding - City Employees

LOCATION:

N/A

Item No. 03 cont'd:

RECOMMENDATION:

For the information of Council:

- a) that all employees of the City, Council, Members of all Boards, Commissions and Committees appointed by and under the jurisdiction of Council are bonded for dishonesty insurance through the Frank Cowan Company Limited Casualty Policy Number CP98287 and the Guarantee Company of North America Policy Number 98-3401 which provides total limits of Five (5) Million Dollars per claim;
- b) that this bond is held for safe-keeping with the Risk Management Section of Financial Services.

REPORT:

Section 92 of the Municipal Act, Revised Statutes of Ontario 1990, Chapter M.45 as amended, requires that Council confirm once a year that all employees, boards and commissions are bonded for dishonesty in the performance of their duties, and to advise where these bonds are deposited for safe-keeping.

FINANCIAL IMPLICATIONS:

The annual cost of the bond is funded from the Insurance and Risk Management program budget 1.0921.4840.0.0.0.0.

PUBLIC NOTIFICATION/CONSULTATION:

Regular notification process: A local Community newspaper, all Community Associations, AccessNepean section of the public libraries, City voice mail boxes, City of Nepean website (www.city.nepean.on.ca) and news media.

ATTACHMENTS:

N/A

- 04 Financial Services Resolution - To approve By-law No. 014-2000 to levy certain interim rates, taxes and charges on assessment for the year 2000.**

MOTION NUMBER 017-2000

Moved by Councillor Sullivan
Seconded by Councillor Chiarelli

WHEREAS the General Policy and Administration Committee at their meeting of February 10, 2000 approved Financial Services Report No. 002-2000 recommending the issuance of an interim tax bill;

BE IT RESOLVED THAT By-law No. 014-2000, being a by-law to levy certain interim rates, taxes and charges on assessment 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 -

05 Financial Services Resolution - To approve the Recreational Grants Program Policy.

MOTION NUMBER 018-2000

Moved by Councillor Rywak
Seconded by Councillor Farnworth

WHEREAS the General Policy and Administration Committee at its meeting on February 10, 2000 recommended the adoption of the Recreational Grants Program Policy, as outlined in the Financial Services Report No. 003-2000;

BE IT RESOLVED THAT the Recreational Grants Program Policy be approved.

- Carried -

06 Development Services Resolution - To declare lands described as Block A, Plan 4M-210, Parts 1 and 2, Plan 4R-15365, Melville Drive, as surplus to the needs of the municipality.

MOTION NUMBER 019-2000

Moved by Councillor Harder
Seconded by Councillor Rywak

WHEREAS in compliance with Bill 163, the Municipal Act requires that all municipal properties be declared surplus prior to their disposal certain property is declared surplus being Block A, Plan 4M-210, Parts 1 and 2, Plan 4R-15365, on Melville Drive;

BE IT RESOLVED THAT the Council of The Corporation of the City of Nepean hereby consider Report No. P021-2000 and declare the property in question as being surplus to the needs of the municipality.

- Carried -

07 Development Services Resolution - To declare lands described as part of the former cul-de-sac on Meridian Place as surplus to the needs of the municipality.

MOTION NUMBER 020-2000

Moved by Councillor Chiarelli
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, part of the former cul-de-sac on Meridian Place;

Item No. 07 cont'd:

BE IT RESOLVED THAT the Council of the Corporation of the City of Nepean hereby consider Report No. 164-99 and declare the property in question as being surplus to the needs of the City of Nepean.

- Carried -

- 08 Development Services Resolution - To approve By-law Nos. 006-2000 (sale of land Block A, Plan 4M-210, Parts 1 and 2, Plan 4R-15365); 008-2000 (to amend By-law Nos. 39-81 and 73-92 to rezone land southwest corner of Strandherd Drive and Greenbank Road); 009-2000 (to assume land for roadway purposes as a public highway - Creek's End Lane); 011-2000 (to assume land for roadway purposes as a public highway - Ashburn Avenue); 012-2000 (to amend By-law No. 39-81 to lift a Holding Zone provision and permit lands south of Sachs Forest and north of Stoneway Drive to be zoned Residential Mixed Unit Zone - RMU); and 013-2000 (to amend By-law No. 39-81 to permit an Equestrian Supply Store at 19 Slack Road).**

MOTION NUMBER 021-2000

Moved by Councillor Phillips
Seconded by Councillor Rywak

1. By-law 006-2000

WHEREAS Planning and Development Committee at its meeting of February 8, 2000 recommended to Council the sale of City owned land being Block A, Plan 4M-210, Parts 1 and 2, Plan 4R-15365 to Robert Mowat;

AND WHEREAS, Council agrees with the recommendation of the Planning and Development Committee to approve the sale of the property;

2. By-law 008-2000

WHEREAS the Planning and Development Committee at its meeting of February 8, 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 at the southwest corner of Strandherd and Greenbank);

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

3. By-law 009-2000

WHEREAS it is necessary to assume for roadway purposes, establish as a highway and to name certain lands in the Lakeview area of the City of Nepean;

Item No. 08 cont'd:

AND WHEREAS By-law 009-2000 assumes for roadway purposes and establishes as a highway with the name of "Creek's End Lane" the land described as Parts 1, 2 and 3 on Plan 5R-7114;

4. By-law 011-2000

WHEREAS it is necessary to assume for roadway purposes, establish as a highway and to name certain lands in the Parkwood Hills area of the City of Nepean;

AND WHEREAS By-law 011-2000 assumes for roadway purposes and establishes as a highway with the name of "Ashburn Avenue" the land described as Parts 1 and 2 on Plan 4R-15296;

5. By-law 012-2000

WHEREAS the Planning and Development Committee at its meeting of February 8, 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 lift a Holding Zone provision and permit lands located south of Sachs Forest and north of Stoneway Drive to be zoned RESIDENTIAL MIXED UNIT ZONE - RMU);

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

6. By-law 013-2000

WHEREAS the Planning and Development Committee at its meeting of February 8, 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 permit an Equestrian Supply Establishment located at 19 Slack Road);

AND WHEREAS the Planning and Development Committee requires that the rear shed be demolished, and the rear of the BUILDING MAIN be resided as a condition of the City's support;

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

BE IT RESOLVED THAT By-laws 006-2000, 008-2000, 009-2000, 011-2000, 012-2000 and 013-2000 be read a first time and second time and be deemed to have been read a third time and passed.

- Carried -

- 09 Development Services Resolution - To approve Report Nos. P019-2000 (site plan control amendment - Progeny Management Inc. - addition to the south side of Centrepointe Plaza (261 Centrepointe Drive); P020-2000 (site plan control - apparatus/garage addition and detached training facility - Barry Hobin and Associates - Barrhaven Fire Station No. 3, 1075 Greenbank Road); and P023-2000 (request by Mr. Andy Malguzzi for additional compensation related to expenses in changing his street address from Strandherd Drive to Deerfox Drive).**

MOTION NUMBER 022-2000

Moved by Councillor Phillips
Seconded by Councillor Rywak

BE IT RESOLVED THAT the following Development Services Reports which were recommended for approval to Council by Planning and Development Committee at its meeting on February 8, 2000 be approved and that the Mayor and City Clerk be and are hereby authorized to execute required documents relating thereto on behalf of the City:

- 1. Development Services Report No. P019-2000**
Application for site plan control approval by Progeny Management Inc. for a proposed amendment to the existing site plan agreement for Centrepointe Plaza (261 Centrepointe Drive) for a 213.7 m² (2,300 sq. ft.) addition on the south side of the existing plaza.
- 2. Development Services Report No. P020-2000**
Application for site plan control approval by Barry Hobin and Associates on behalf of the City of Nepean to permit the construction of an apparatus/garage addition and detached training facility to the existing Barrhaven Fire Station No. 3 located at 1075 Greenbank Road.
Councillor Phillips dissented
- 3. Development Services Report No. P023-2000**
To not approve a request by Mr. Andy Malguzzi for additional compensation related to expenses in changing his street address from Strandherd Drive to Deerfox Drive.

**- Carried -
Councillor Phillips dissented as to Report No. P020-2000**

- 10 Development Services Resolution - To approve a request from the Nepean Housing Corporation to reduce the annual rent charged for office space at 101 Centrepointe Drive, 2nd Floor.**

MOTION NUMBER 023-2000

Moved by Councillor Farnworth
Seconded by Councillor Phillips

WHEREAS Nepean Housing Corporation leases approximately 860 ft. of office space from the City of Nepean, located on the 2nd floor, 101 Centrepointe Drive, for an annual rent of \$13,080,00;

Item No. 10 cont'd:

AND WHEREAS some costs associated with the operations of the housing corporation, including salary increases negotiated between the City of Nepean and the Canadian Union of Public Employees Local 1246, have exceeded the inflationary factor which is used to calculate the annual subsidy increases to Nepean Housing Corporation;

AND WHEREAS the Nepean Housing Corporation will be exploring options for office space at a lower ongoing cost for the future;

AND WHEREAS the Board of Directors of Nepean Housing Corporation has requested a reduction in the rent paid to the City of Nepean of \$6,700.00 in order to achieve a balanced budget;

BE IT RESOLVED THAT the Council of the City of Nepean approve the request from the Nepean Housing Corporation to reduce the annual rent charged by \$6,700.00 to \$6,380.00 effective January 1, 2000 for the balance of the lease term which is December 31, 2001.

- Carried -

11 Community Services Resolution - To authorize the purchase of replacement vehicles and equipment.

MOTION NUMBER 024-2000

Moved by Councillor Rywak

Seconded by Councillor Farnworth

WHEREAS Public Works Committee at its meeting on February 8, 2000, considered Community Services, Public Works Operations Report No. 001-2000 and approved the purchase of replacement vehicles and equipment from the suppliers listed in the report;

AND WHEREAS sufficient funding has been provided in the 2000 Capital Budget to complete these purchases;

BE IT RESOLVED THAT Community Services be authorized to purchase replacement vehicles and equipment at a cost of \$905,115.93 funded from the Parks and Recreation, Public Works and Administration Vehicle and Equipment Reserve Fund (Account No. 3.0.9822.0.0.0.0) and the Fire and Emergency Services Department Vehicles and Equipment Reserve Fund (Account No. 3.0.9821.0.0.0.0).

- Carried -

12 Community Services Resolution - To award the tender for the Barrhaven Fire Station Expansion - Phase 1.

MOTION NUMBER 025-2000

Moved by Councillor Harder
Seconded by Councillor Rywak

WHEREAS THE General Policy and Administration Committee considered Community Services Report No. 02-2000 dated February 10, 2000;

AND WHEREAS the following tenders were received on February 3, 2000;

Mag Eastwood Developments Inc.	\$633,900.00
Skarlan Enterprises Ltd.	\$637,805.00
Frecon Construction Limited	\$682,000.00
Phil-Cor Construction	\$698,900.00
Nicolini Construction Eng. Ltd.	\$728,900.00
Massicotte Bros. Construction Ltd.	\$731,889.00
Con Pro Industries Canada Ltd.	\$743,420.00
Garvey Construction Limited	\$755,000.00
Maple Engineering Construction Canada Ltd.	\$785,955.00
Michanie Construction Inc.	\$790,781.00
G.R. Brune Construction Inc.	\$797,680.00

AND WHEREAS funding for this project is budgeted under Account No. 2.1116.x.8020.0.0.0

BE IT RESOLVED THAT the firm of Mag Eastwood Developments Inc. be awarded the tender for the Barrhaven Fire Station Expansion - Phase 1 in the amount of \$633,900.00.

**- Carried -
Councillor Phillips dissented**

13 Community Services Resolution - To approve the application to the Tree Canada Foundation's Green Streets Canada Competition for the Millennium Tree Program.

MOTION NUMBER 026-2000

Moved by Councillor Rywak
Seconded by Councillor Farnworth

WHEREAS THE General Policy and Administration Committee considered Community Services Department Report No. 03-2000 dated February 10, 2000;

AND WHEREAS the Tree Canada Foundation's Green Streets Canada program provides financial assistance to Canadian municipalities for tree planting programs in urban areas;

Item No. 13 cont'd:

AND WHEREAS Green Streets Canada requires municipal Council to commit to a tree planting program that will enhance the Corporation's existing tree planting program, foster community involvement and enhance public awareness of the benefits of trees;

AND WHEREAS the Community Services Department has detailed an enhanced planting program that, with funding assistance from Green Streets Canada, will see tree planting in Nepean increase by approximately 757 trees;

AND WHEREAS the application for Green Streets Canada requires written consent from the Mayor and Council endorsement;

THEREFORE BE IT RESOLVED THAT Council affirms Nepean's commitment to Green Streets Canada, thereby confirming that municipal funding will be available, if our application to Green Streets Canada is successful, as outlined in our application.

- Carried -

14 Community Services Resolution - To approve the Grants to Voluntary Arts Organizations Policy and Guidelines - 2000 Program.

MOTION NUMBER 027-2000

Moved by Councillor Rywak
Seconded by Councillor Farnworth

WHEREAS THE General Policy and Administration Committee considered Community Services Department Report No. 05-2000 February 10, 2000;

BE IT RESOLVED THAT the Grants to Voluntary Arts Organizations Policy and Guidelines - 2000 Program be accepted.

- Carried

15 Administrative Services Resolution - To approve By-law No. 007-2000 to appoint Municipal Law Enforcement Officers as Peace Officers.

MOTION NUMBER 028-2000

Moved by Councillor Harder
Seconded by Councillor Rywak

BE IT RESOLVED THAT By-law 007-2000, being a by-law of the Corporation of the City of Nepean to amend By-law 10-98 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 -

16 Administrative Services Resolution - To approve an increase in the annual remuneration for the Nepean Hydro-Electric Commission.

MOTION NUMBER 029-2000

Moved by Councillor Sullivan
Seconded by Councillor Chiarelli

WHEREAS the Hydro-Electric Commission of the City of Nepean has petitioned the Council of the City of Nepean to increase their annual remuneration by 2.25 percent effective January 1, 2000;

AND WHEREAS the *Public Utilities Act*, Section 44(1), Chapter P.52, R.S.O. 1990 empowers the Council of the Corporation of the City of Nepean to authorize such wage scale adjustments;

AND WHEREAS the General Policy and Administration Committee considered Administrative Services Report No. 006-2000;

BE IT RESOLVED THAT the Nepean Hydro-Electric Commission's remuneration be increased by 2.25 percent effective January 1, 2000.

**- Carried -
Councillors Phillips and Harder dissented**

17 Administrative Services Resolution - To approve By-law No. 015-2000 declaring a vacancy and appointing a Nepean Hydro Commissioner.

This item was withdrawn at the meeting.

18 Resolution - To suspend the rules to consider additional items.

MOTION NUMBER 030-2000

Moved by Councillor Harder
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 items to be placed on the agenda:

Development Services Resolution - To approve By-law No. 016-2000 to exempt certain lands from Part Lot Control described as Parts 1 - 11 on Registered Plan 4R-15414.

Development Services Resolution - To approve By-law No. 017-2000 to approve the purchase of land described as Part of Lots 9 to 12, Concession 2, Rideau Front, from Monarch Homes Ltd.

- Carried -

- 19 Development Services Resolution - To approve By-law No. 016-2000 to exempt certain lands from Part Lot Control described as Parts 1 - 11 on Registered Plan 4R-15414.**

MOTION NUMBER 031-2000

Moved by Councillor Phillips
Seconded by Councillor Rywak

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 plans or parts thereof;

AND WHEREAS By-law 016-2000 is a by-law to exempt certain lands from Part Lot Control described as Parts 1-11 on Registered Plan 4R-15414.

BE IT RESOLVED THAT By-law 016-2000 be read a first time and a second time and be deemed to have been read a third time and passed.

- Carried -

- 20 Development Services Resolution - To approve By-law No. 017-2000 to approve the purchase of land described as Part of Lots 9 to 12, Concession 2, Rideau Front, from Monarch Homes Ltd.**

MOTION NUMBER 032-2000

Moved by Councillor Phillips
Seconded by Councillor Rywak

1. By-law 017-2000

WHEREAS Planning and Development Committee at its meeting of December 2, 1999 recommended to Council the purchase from Monarch Homes Ltd. of lands described as Part of Lots 9 to 12, Concession 2, Rideau Front and further described as Part of Block 11 on Plan 4M-____;

AND WHEREAS Council agrees with the recommendation of Planning and Development Committee to approve the purchase of this land;

BE IT RESOLVED THAT By-law 017-2000 be read a first time and a second time and be deemed to have been read a third time and passed.

- Carried -

21 Resolution - To approve By-law 10(04)2000 confirming the proceedings of Council at its regular meeting held on February 10, 2000.

MOTION NUMBER 033-2000

Moved by Councillor Sullivan
Seconded by Councillor Chiarelli

BE IT RESOLVED THAT By-law No. 10(04)2000, being a by-law to confirm the proceedings of Council at its regular meeting held on February 10, 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 8:04 p.m.

John LeMaistre, City Clerk

Mary Pitt, Mayor