

MINUTES

REGULAR MEETING OF CITY COUNCIL

2003 05 12

5:00 P.M.

COUNCIL CHAMBERS

PRESENT: Acting Mayor D. Oraziotti, Councillors D. Jones, P. Vaudry, J. Caicco, P. Mick, L. Turco, J. Curran, B. Hayes, N. DelBianco, B. Irwin, D. Amaroso

OFFICIALS J. Fratesi, D. Irving, N. Kenny, P. McAuley, N. Apostle, B. Freiburger, D. McConnell, M. Kukoraitis, B. Strapp

ABSENT: Mayor J. Rowswell, Councillor F. Manzo

1. **ADOPTION OF MINUTES**

Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that the Minutes of the Budget Meeting of 2003 04 23 and the Regular Council Meeting of 2003 04 28 be approved. CARRIED.

2. **QUESTIONS AND INFORMATION ARISING OUT OF MINUTES AND NOT OTHERWISE ON AGENDA**

3. **PASSING OF ACCOUNTS**

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the accounts of 2003 04 25 in the amount of \$577,583.35 be passed and paid. CARRIED.

Councillor L. Turco declared a pecuniary interest – spouse employed by Police Service.

Moved by Councillor D. Amaroso

Seconded by Councillor D. Jones

Resolved that the accounts of 2003 05 02 in the amount of \$1,678,877.20 and payrolls properly certified be passed and paid and the payrolls of the periods 2003 04 13 to 2003 04 26 in amounts of Hourly \$1,457,758.57 and Salaried \$399,000.90 as certified and paid be confirmed. CARRIED.

Councillor L. Turco declared a pecuniary interest – spouse employed by Police Service.

Councillor P. Mick declared a pecuniary interest – daughter employed by Algoma District School Board.

Councillor J. Curran declared a pecuniary interest – spouse employed by Algoma District School Board.

Councillor D. Oraziotti declared a pecuniary interest – employed by Algoma District School Board.

Councillor B. Irwin declared a pecuniary interest – employed by Sault Area Hospital.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Margaret Nicholson, representative of Elks and Royal Purple was in attendance concerning Proclamation – Hearing Awareness Month.
- (b) Bill O'Donnell and Dr. Allan Northan were in attendance concerning agenda item 5.(f).
- (c) D. Urso was in attendance concerning agenda items 6.(6)(a) and 6.(6)(b).

PART ONE – CONSENT AGENDA

5. **COMMUNICATIONS AND ROUTINE REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**

Moved by Councillor D. Jones

Seconded by Councillor B. Irwin

Resolved that all the items listed under date 2003 05 12 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from the Greater Toronto Airports Authority in response to a recent letter from Mayor Rowswell concerning Air Cargo Opportunities for the Province of Ontario was received by Council.
- (b) The letter from the Minister of Finance concerning subsidized loans for capital infrastructure such as water works, sewage facilities, roads and bridges, public transit and waste management was received by Council.

5. (c) Correspondence from the General Manager, Joint International Bridge Authority to Mayor Rowsell concerning financing the operation of the bridge bus including a bus rider petition was received by Council.
- (d) The media advisory from the Group Health Centre advising that a third medical oncologist has joined the Algoma Regional Cancer Program on May 1st was received by Council.
- (e) The letter from the Sault Ste. Marie Airport Development Corporation requesting an exemption to the Noise By-law for a snow machine drag racing event on grass at the airport fairgrounds on July 26th and 27th was accepted by Council. The relevant By-law 2003-107 is listed under item 10 of the Minutes.
- (f) Correspondence from the Program Manager, Algoma Health Unit concerning the Health Unit's West Nile Virus Campaign 2003 was received by Council.

Moved by Councillor B. Irwin

Seconded by Councillor P. Vaudry

Whereas public concern about the spread of West Nile virus is increasing;

Be it resolved that appropriate staff work with the Algoma Health Unit to prepare a report on the creation of a municipal bylaw prohibiting standing water, as well as any other short-term measures that would help limit the spread of the disease. CARRIED.

- (g) Correspondence from Union Gas concerning an upcoming change in rates for residential customers effective May 1, 2003 was received by Council.
- (h) Correspondence from Indian and Northern Affairs Canada concerning National Aboriginal Day this June 21st was received by Council.
- (i) Letters requesting permission to hold special occasion permit events at municipal facilities on the stated dates and times was accepted by Council.

Moved by Councillor D. Jones

Seconded by Councillor B. Irwin

Resolved that the following requests to hold Special Occasion permit events at municipal facilities on the stated dates and times be endorsed by City Council:

1. Sinclair Yards:

Soo Minor Baseball Association

August 1 and 2, 2003 – 11:00 a.m. to 9:00 p.m.

2. Roberta Bondar Pavilion:

Rough Cut Promotions

August 8 and 9, 2003 – 3:00 p.m. to 12:00 a.m. CARRIED.

5. (j) **Acting Mayor**

Moved by Councillor D. Jones

Seconded by Councillor J. Curran

Pursuant to Section 69 (2) of the Municipal Act, Resolved that Councillor David Oraziotti be appointed Acting Mayor for the period May 11 to May 23, 2003 (Mayor Rowsell out of the country on vacation). CARRIED.

(k) **Staff Travel Requests**

The report of the Chief Administrative Officer was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that the staff travel requests contained in the report of the Chief Administrative Officer dated 2003 05 12 be approved as requested. CARRIED.

(l) **2003 Tax Rate By-laws**

The report of the Commissioner of Finance and Treasurer was accepted by Council. The relevant By-laws 2003-108, 2003-113, 2003-114 and 2003-115 are listed under item 10 of the Minutes.

Moved by Councillor D. Jones

Seconded by Councillor J. Curran

Whereas the Province of Ontario has provided the City of Sault Ste. Marie with a 2003 Community Reinvestment Fund (CRF) allocation; and

Whereas the intended use of the CRF allocation is to mitigate increases in property taxes; and

Whereas the Ministers of Finance and Municipal Affairs and Housing have requested that each municipality declare the planned use of the 2003 CRF allocation;

Therefore be it resolved that the City of Sault Ste. Marie intends to use the 2003 CRF allocation to offset current year operating expenses. CARRIED.

(m) **Echoes of the World 1st Annual International Drum Festival**

The report of the Commissioner of Community Services was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that the report of the Commissioner of Community Services under date 2003 05 12 concerning Echoes of the World 1st Annual International Drum Festival be accepted as information. CARRIED.

(n) **Fish Cleaning Station**

The report of the Supervisor, Community Centres and Marine Facilities was accepted by Council.

5. (n) Moved by Councillor D. Amaroso
Seconded by Councillor J. Curran
Resolved that the report of the Supervisor Community Centres and Marine Facilities under date 2003 05 12 concerning Fish Cleaning Station at Bellevue Marina be accepted and the recommendations contained therein be endorsed.
CARRIED.
- (o) **Contract 2003-2E – Reconstruction of Wallace Terrace – Patrick Street to Farwell Terrace**
The report of the Manager of Construction and Environmental Engineering was accepted by Council. The relevant By-laws 2003-109 and 2003-110 are listed under item 10 of the Minutes.
- (p) **Regulating Metal Roof Installation – January 13th, 2003 Council Resolution**
The report of the Assistant City Solicitor was accepted by Council.
- Moved by Councillor D. Jones
Seconded by Councillor B. Irwin
Resolved that the report of the Assistant City Solicitor dated 2003 05 12 concerning Regulating Metal Roof Installations be accepted as information.
CARRIED.
- (q) **Snowplow Turnaround Easement – 4 Dacey Road**
The report of the City Solicitor was accepted by Council. The relevant By-law 2003-116 is listed under item 10 of the Minutes.
- (r) **Scale of Costs for Properties Sold for Taxes**
The report of the City Solicitor was accepted by Council. The relevant By-law 2003-88 is listed under item 10 of the Minutes.
- (s) **Second Line Widening Project**
The report of the City Solicitor was accepted by Council. The relevant By-law 2003-106 is listed under item 10 of the Minutes.
- (t) **Lane Closing Application – Hudson Bay Subdivision**
The report of the City Solicitor was accepted by Council. The relevant By-laws 2003-118 and 2003-119 are listed under item 10 of the Minutes.
- (u) **Air Cargo Initiative Phase One Implementation**
The report of the Planning Division was accepted by Council.

5. (u) Moved by Councillor J. Curran
Seconded by Councillor D. Jones
Whereas Council passed a resolution during the meeting of April 28, 2003 that
“City Council will authorize no further activity on the transpolar aspect of the air
cargo initiative (Phase Two) until such time that:
a) City Council deems that Phase One of the air cargo initiative has been
substantively implemented; and
b) Phase One implementation demonstrates an opportunity to proceed with
Phase Two”; and
Whereas the Mayor has established a Citizens’ Committee to look at some
aspects of air cargo; and
Whereas there may be some confusion as to the role of this committee in
relation to the Council resolution;
Therefore be it resolved that the report of the Planning Division dated 2003 05
12 concerning Air Cargo Initiative Phase One Implementation be accepted and
that Council confirms that it will be the duty and responsibility of the E.D.C.’s
IMS Committee to see that Phase One, as outlined in the InterVISTAS report, is
substantively implemented, with the Air Cargo Specialist reporting through the
IMS Committee; and
Further be it resolved that it will be the role of the Citizens’ Committee to work in
conjunction with the IMS Committee and the Air Cargo Specialist handling such
matters as promotion and marketing of air cargo initiatives, until such time as
City Council decides if, when and how Phase Two is to be implemented.
CARRIED.

Recorded Vote:

For: Councillors D. Jones, P. Vaudry, J. Caicco, P. Mick, L. Turco, J.
Curran, B. Hayes, N. DelBianco, D. Oraziotti, B Irwin, D.
Amaroso

Against: Nil

Absent: Mayor J. Rowsell, Councillor F. Manzo

(v) **Mausoleum Lift**

The report of the Manager, Cemeteries Division, Public Works and
Transportation Department was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that the report of the Manager of Cemeteries dated 2003 05 01
concerning Mausoleum Lift be accepted and the recommendation that this piece
of equipment be replaced at an estimated cost of \$30,000.00 with funds from
the Cemetery Reserve Account be approved. CARRIED.

5. (w) **Removal of Cardboard Hoppers**

The report of the Manager of Landfill and Refuse was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the report of the Manager of Landfill and Refuse dated 2003 05 01 concerning the Removal of the Cardboard Hoppers Drop-Off Depots be accepted as information. CARRIED.

(x) **Sault Ste. Marie Cultural Advisory Board By-law**

The report of the Chairperson, Cultural Advisory Board was accepted by Council. The relevant By-law 2003-112 is listed under item 10 of the Minutes.

(y) The news release from the office of the Premier announcing the province's first Tax incentive zone encompassing all of Northern Ontario was received by Council.

Moved by Councillor B. Irwin

Seconded by Councillor J. Caicco

Whereas the Government of Ontario has announced the creation of a Northern tax incentive zone; and

Whereas the value of this economic development tool is dependent on strict limits on the number of other zones approved;

Be it resolved that the City of Sault Ste. Marie extends it thanks to the Government of Ontario for this important announcement;

Further be it resolved that the City of Sault Ste. Marie urges the Government of Ontario to strictly limit or defer the approval of additional tax incentive zones until a clear economic benefit to Northern Ontario be derived. Copy to Northern municipalities, Premier's Office, N.M.D.M., Minister of Finance. CARRIED.

(z) The letter from the Minister of Public Safety and Security concerning the City of Sault Ste. Marie Jail and the Young Offenders Unit was received by Council.

(aa) **2003 Capital Construction Program – Consulting Services**

The report of the Commissioner of Engineering and Planning was accepted by Council.

Moved by Councillor D. Jones

Seconded by Councillor B. Irwin

Resolved that the report of the Commissioner of Engineering and Planning dated 2003 05 12 concerning 2003 Capital Construction Program – Consulting Services be accepted and the recommendation that City Council approve Wm. R. Walker Engineering Inc. to carry out the contract administration for Wallace Terrace (Patrick to Farwell) reconstruction project, be approved. CARRIED.

5. (bb) **Tax Bills**
The report of the Commissioner of Finance and Treasurer was accepted by Council.
- Moved by Councillor D. Jones
Seconded by Councillor J. Curran
Resolved that the report of the Commissioner of Finance and Treasurer dated 2003 05 12 concerning Tax Bills be accepted as information. CARRIED.
- (cc) The News Release from FedNor concerning a Trade Strategy for Northern Ontario was received by Council.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (6) PLANNING

(a) **Application No. A-13-03-OP – D. S. Urso Surveying Ltd. – 688 Fifth Line East - Request to Permit Additional Single Family Lots**

The report of the Planning Division was accepted by Council.

Moved by Councillor D. Jones
Seconded by Councillor B. Irwin

Resolved that the report of the Planning Division dated 2003 05 12 concerning Application No. A-13-03-OP – D. S. Urso Surveying Ltd. be accepted and the recommendation that City Council approve the application subject to the 3 conditions contained in the report be endorsed. (688 Fifth Line East) CARRIED.

(b) **Application No. A-14-03-OP – D. S. Urso Surveying Ltd. – 1094 Old Goulais Bay Road - Request to Permit A Single Family Lot**

The report of the Planning Division was accepted by Council.

Moved by Councillor D. Jones
Seconded by Councillor J. Curran

Resolved that the report of the Planning Division dated 2003 05 12 concerning Application No. A-14-03-OP – D. S. Urso Surveying Ltd. – 1094 Old Goulais Bay Road be accepted as information. (Application Withdrawn by Applicant) CARRIED.

7. **UNFINISHED BUSINESS, NOTICE OF MOTIONS AND RESOLUTIONS
PLACED ON AGENDA BY MEMBERS OF COUNCIL**

- (a) Mover - Councillor P. Vaudry
Seconded by - Councillor D. Amaroso
Whereas it has been said that very few people stay with one employer during their working careers; and
Whereas very few individuals work as long as 46 years for the same employer; and
Whereas Sandra Grigg has worked for the Corporation of the City of Sault Ste. Marie for 46 years in various positions; and
Whereas Sandra Grigg has announced that she is retiring from the employ of the Corporation even though she has several more years of workplace eligibility;
Now therefore be it resolved that City Council acknowledge Sandra Grigg for the number of years of dedicated service to the City and further that City Council congratulates and offers its best wishes to Sandra for many years of happiness in her retirement. CARRIED.

8. **COMMITTEE OF THE WHOLE FOR THE PURPOSE OF SUCH MATTERS AS
ARE REFERRED TO IT BY THE COUNCIL BY RESOLUTION**

9. **ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE**

10. **CONSIDERATION AND PASSING OF BY-LAWS**

Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that all the by-laws listed under item 10 of the Agenda under date 2003 05 12 be approved. CARRIED.

- (a) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-88 being a by-law to establish a scale of costs pursuant to Section 385 of The Municipal Act, 2001, be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.
- (b) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-104 being a by-law to authorize the sale of 455 Albert Street West to 1531092 Ontario Inc. be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.

10. (c) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-106 being a by-law to authorize the acquisition of portions of civic addresses 128, 132, 168, 184 and 278 Second Line West and 504 Brunswick Avenue be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.
- (d) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-107 being a by-law to amend By-law 80-200 and By-law 4100 dealing with the exemption from noise control by-laws for snow machine drag racing on grass at the Airport Fairgrounds on July 26th and July 27th, 2003 be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.
- (e) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-108 being a by-law to provide for the adoption of taxation transition ratios for the 2003 taxation year be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.
- (f) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-109 being a by-law to authorize an agreement with the City and Palmer Construction Group Inc. for the reconstruction of Wallace Terrace from Patrick Street to Korah Road and Farwell Terrace from Lyon's Avenue to Douglas Street commencing May 13th, 2003 to October 31st, 2003 be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.
- (g) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-110 being a by-law to permit the temporary closing of Wallace Terrace from Patrick Street to Korah Road and Farwell Terrace from Lyon's Avenue to Douglas Street for road reconstruction be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.
- (h) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-111 being a by-law to allow advertising signs at 101 Hudson Street be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.

10. (i) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-112 being a by-law to re-establish a Cultural Advisory Board and Repeal By-law 91-230 be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.
- (j) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-113 being a by-law to provide for the adoption of property tax rates for 2003 be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.
- (k) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-114 being a by-law to provide for the adoption of education taxation rates as established by the Province of Ontario be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.
- (l) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-115 being a by-law to provide for the adoption of property tax rates for 2003 for both municipal and education be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.
- (m) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-116 being a by-law to acquire an easement for a snow plough turnaround over a portion of 4 Dacey Road be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.
- (n) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-117 being a by-law to create the Municipal Heritage Committee (formerly the Local Architectural Conservation Advisory Committee), provide for the appointment of members thereto, establish Terms of Reference and repeal By-law No. 2002-206 be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.
- (o) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-118 being a by-law to assume for public use and establish as public lanes, lanes in the Hudson Bay Subdivision, Plan 4175 be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.

10. (p) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-119 being a by-law to stop up, close and authorize the conveyance of lanes in the Hudson Bay Subdivision, Plan No. 4175, be read the first and second time in Open Council this 12th day of May, 2003. CARRIED.
- (q) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2003-121 being a by-law to authorize an agreement between the City and Chi Makwa Enterprises Inc. for the control of nuisance bears in the City of Sault Ste. Marie be read three times and passed in Open Council this 12th day of May, 2003. CARRIED.

11. **QUESTIONS BY, NEW BUSINESS FROM, OR ADDRESSES BY MEMBERS OF COUNCIL CONCERNING MATTERS NOT OTHERWISE ON AGENDA**

- (a) Moved by Councillor D. Jones
Seconded by Councillor B. Irwin
Resolved that this Council shall now go into Caucus to discuss one legal matter (Solicitor-Client privilege). CARRIED.

12. **ADJOURNMENT**

Moved by Councillor D. Amaroso
Seconded by Councillor J. Curran
Resolved that this Council shall now adjourn. CARRIED.

"JOHN ROWSWELL"

MAYOR

"DONNA P. IRVING"

CLERK