

MINUTES

REGULAR MEETING OF CITY COUNCIL

1999 10 04

5:00 P.M.

COUNCIL CHAMBERS

PRESENT: Mayor S. Butland, Councillors R. Niro, M. Borowicz, J. Curran, D. Jones, D. Oraziotti, P. Vaudry, C. Swift, D. Amaroso, D. Brandt, B. Irwin, S. Lepore, M. Pascuzzi

OFFICIALS: J. Fratesi, D. Irving, L. Bottos, R. Avery, W. Freiburger, M. Brechin, N. Kenny, B. Davies, L. McCoy

1. **ADOPTION OF MINUTES**

Moved by Councillor R. Niro

Seconded by Councillor M. Borowicz

Resolved that the Minutes of the Regular Council Meeting of 1999 09 27 be approved. CARRIED

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

3. **PASSING OF ACCOUNTS**

Moved by Councillor S. Lepore

Seconded by Councillor D. Brandt

Resolved that the accounts of 1999 09 24 in the amount of \$9,374,665.17 and payrolls properly certified be passed and paid and the payrolls of the periods 1999 09 05 to 1999 09 18 in amounts of Hourly \$1,184,999.47 and Salaried \$497,515.35 as certified and paid be confirmed. CARRIED

Councillor D. Amaroso declared a pecuniary interest – spouse employed by Algoma Steel Inc.

Councillor P. Vaudry declared a pecuniary interest – employed by Algoma Steel Inc.

Councillor R. Niro declared a pecuniary interest – employed by Work Wear Corporation of Canada.

4.

DELEGATIONS/PROCLAMATIONS

- (a) Don Kaupp, Fire Prevention Officer, was in attendance concerning Proclamation – Fire Prevention Week.
- (b) Lynda Crockford, VON Algoma Hospice, was in attendance concerning Proclamation – Hospice Awareness Week.
- (c) Police Chief Bob Davies, Fire Chief Lynn McCoy and Ian MacKenzie, Sault Star, were in attendance concerning the Emergency Planning Guide being distributed throughout the City.
- (d) Ken Hartmann on behalf of Pim Hill area residents was in attendance concerning agenda item 5.(a).
- (e) David Shier, COPS Marketing was in attendance concerning agenda item 6.(5)(a).
- (f) Donald Robb, Executive Director Teen Centre, was in attendance concerning agenda item 6.(1)(a).
- (g) Jim Fitzpatrick, resident of 66 Lake Street, was in attendance concerning agenda item 5.(i).

PART ONE - CONSENT AGENDA

5.

COMMUNICATIONS AND ROUTINE REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

Moved by Councillor R. Niro

Seconded by Councillor M. Borowicz

Resolved that all the items listed under date 1999 10 04 - Part One - Consent Agenda and amendment to 5.(c) be approved as recommended, save and except 5.(a); 5.(b); 5.(i). CARRIED

- (a) A letter from the resident of 274 Pim Street concerning safety issues in the Pim Hill area was received by Council as information.

Moved by Councillor J. Curran

Seconded by Councillor B. Irwin

Resolved that City Council refer the letter of Ken Hartmann (on behalf of Pim Hill area residents) concerning safety issues in the Pim Hill area to the Algoma District School Board, Public Works and Transportation Department, and Police Services for review and report back to City Council. CARRIED

- (b) A report and draft by-law from Janet Allen, Public Health Nurse, on behalf of the Smoking Bylaw Review Committee, concerning amendments to City By-Law 83-30 (as amended) regulating smoking in public areas was received by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor D. Jones

Whereas there have been a number of meetings involving all parties concerned with draft amendments to By-law 83-30 and

Whereas new information has come to light concerning this matter requiring further meetings of the parties

Now Therefore Be It Resolved That item 5.(b) Draft Amendments to City By-law 83-30 regulating smoking in public areas BE DEFERRED to a future Council Meeting. CARRIED

Recorded Vote

For: Councillors R. Niro, M. Borowicz, J. Curran, D. Jones, D. Oraziotti, P. Vaudry, D. Amaroso, D. Brandt, B. Irwin

Against: Mayor S. Butland, Councillors C. Swift, S. Lepore, M. Pascuzzi

Moved by Councillor S. Lepore

Seconded by Councillor D. Brandt

Resolved that City Council accept the report of the Smoking Bylaw Review Committee dated 1999 09 23 concerning draft amendments to City By-law 83-30 regulating smoking in public areas and further that the City Solicitor be directed to present By-law 83-30 as amended at the October 18, 1999 Council Meeting for approval. OFFICIALLY READ – NOT DEALT WITH

(c) Staff Travel Requests

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

Moved by Councillor C. Swift

Seconded by Councillor D. Brandt

Be It Resolved that agenda item 5.(c) item #1 BE AMENDED by including the names of the other three members of the Firefighters Challenge Team. CARRIED

Moved by Councillor R. Niro
Seconded by Councillor M. Borowicz
Resolved that the staff travel requests contained in the report of the Chief Administrative Officer dated 1999 10 04 be approved, AS AMENDED.
CARRIED

(d) **Quotation for Lease of Fire Chief's Car**

The report of the Manager of Purchasing was accepted by Council.

Moved by Councillor S. Lepore
Seconded by Councillor D. Brandt
Resolved that the report of the Manager of Purchasing, dated 1999 09 28 be endorsed and the quotation for the Lease of our Fire Chief's Car, be awarded as recommended. CARRIED

(e) **Tender for Screened Street Sand**

The report of the Manager of Purchasing was accepted by Council.

Moved by Councillor S. Lepore
Seconded by Councillor M. Borowicz
Resolved that the report of the Manager of Purchasing, dated 1999 09 29 be endorsed and that the tender for Screened Street Sand as required by the Public Works and Transportation Department, be awarded as recommended.
CARRIED

(f) **Civic No. 165 Greenfield Drive**

The report of the Building Inspector was accepted by Council.

Moved by Councillor R. Niro
Seconded by Councillor D. Brandt
Resolved that the report of the Building Inspector dated 1999 09 24 concerning Civic No. 165 Greenfield Drive be accepted and the recommendation that the Corporation hire the forces necessary to cut the grass, clear away the scrap metal & debris and remove or demolish the accessory building at Civic No. 165 Greenfield Drive adding the costs of this action to the taxes of the subject property, be approved. CARRIED

(g) **Lease Renewal – Algoma Health Unit**

The report of the City Solicitor was accepted by Council. The relevant by-law 99-192 is listed under Item 10 of the Minutes.

(h) **Lease Agreement – Quality Inn – Portion of Firehall Parking Lot – Bay St.**

The report of the City Solicitor was accepted by Council. The relevant by-law 99-190 is listed under Item 10 of the Minutes.

(i) **Parking – Lake Street – South of Queen Street – West Side**

The report of the Commissioner of Public Works and Transportation was received by Council. The relevant by-law 99-193 is listed under Item 10 of the Minutes.

Moved by Councillor J. Curran

Seconded by Councillor B. Irwin

Whereas parking lower Lake Street is just part of the overall Bellevue Park strategy

And whereas the Department of Public Works and Transportation is considering other traffic and parking concerns in the area

Therefore Be It Resolved that the issue of a parking ban on lower Lake Street BE DEFERRED until the complete issue of traffic and parking in the Bellevue Park area is considered by the Department of Public Works and Transportation and report back to Council. CARRIED

(j) **Parking Ban – Northern Avenue between Willow and Pine Streets**

The report of the Commissioner of Public Works and Transportation in response to a Council resolution dated 1999 08 30 was accepted by Council. The relevant by-law 99-193 is listed under Item 10 of the Minutes.

(k) **Celebrating 2000 – Municipal Millennium Celebrations**

The report of the Co-Chairs, Millennium Celebrations Committee was accepted by Council.

Moved by Councillor R. Niro

Seconded by Councillor M. Borowicz

Resolved that the report of the Millennium Celebrations Committee dated 1999 10 04 concerning Municipal Millennium Celebrations be accepted and the recommendation to approve the events/projects detailed in the report be approved; and

Further that City Council authorize proceeding with application for Provincial and Federal funding for these events/projects. CARRIED

PART TWO - REGULAR AGENDA

6. **REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**

6. (1) **ADMINISTRATIVE**

(a) **Teen Centre Request for Tax Relief**

The report of the Commissioner of Finance & Treasurer was received by Council as information.

Moved by Councillor P. Vaudry

Seconded by Councillor D. Orazietti
Whereas the Sault Ste. Marie Teen Centre has a membership of over 350 teens and is open to all teens in the community;
And whereas in its 2 years of existence its services have added to the enhancement of life for teens in the Sault;
And Whereas these services should continue to be provided;
And Whereas the Teen Centre is facing economic hardship while providing services of a valuable nature to the community;
And Whereas Section 113 of the Municipal Act allows the Municipality to make grants to organizations which provide services of a valuable nature to the community;
And Whereas the taxes for 1999 are in excess of \$15,000.00 and will be increased in 2000 due to the Teen Centre being taxed at a commercial rate;
Therefore Be It Resolved that under Section 113 of the Municipal Act the Council of the City of Sault Ste. Marie make a grant to the Teen Centre in the amount of the 1999 taxes;
And Further Be It Resolved that staff (and Councillors Vaudry and Orazietti) be requested to meet with the Teen Centre Board of Directors to consider their request to extend the Grant to also cover the 2000 taxation year. CARRIED

6. (5) **LEGAL**

(a) **Request from COPS Marketing Group of Locate Large Mobile Sign Advertising Lakeshore Kiwanis Lottery**

The report of the City Solicitor was accepted by Council.

Moved by Councillor R. Niro

Seconded by Councillor D. Brandt

Resolved that the report of the City Solicitor dated 1999 10 04 concerning a Request from COPS Marketing Group to Locate Large Mobile Sign Advertising (Lakeshore Kiwanis Lottery) be accepted, and further that City Council deny the request for approval of the locations as requested by COPS Marketing Group Inc. CARRIED

6. (8) **BOARDS AND COMMITTEES**

(a) **Renaming of Queen Elizabeth Pool/John Rhodes Ice Pads**

The report of the Parks and Recreation Advisory Committee was received by Council.

Moved by Councillor D. Oraziotti

Seconded by Councillor D. Jones

Be It Resolved that the Parks and Recreation Committee be authorized to accept applications for the naming or re-naming of any component of the Queen Elizabeth Sports Complex. WITHDRAWN BY THE MOVER

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

NOTICE OF MOTION

Mover Councillor C. Swift

Seconder Councillor D. Brandt

Be It Resolved that if the suggested amendment to our Smoking By-law has not been resolved to the satisfaction of both the Algoma Health Unit and the Restaurant/Bar Association by November 15, 1999, that the City Solicitor be requested to develop a proper question to be put on the ballot in the form of a plebescite for the municipal election of the year 2000.

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 S. Lepore

Seconded by Councillor M. Borowicz

Resolved that all the by-laws listed under item 10 of the Agenda under date 1999 10 04 be approved, save and except By-law 99-193 (item #3 concerning Lake Street – officially read not dealt with) and By-law 99-194 (Recorded Vote).
CARRIED

Moved by Councillor M. Borowicz

Seconded by Councillor R. Niro

Resolved that By-law 99-193 being a by-law to amend Schedule A to Traffic By-law 77-200 be read three times and passed in Open Council this 4th day of October, 1999 (item #3 concerning Lake Street – officially read not dealt with).
CARRIED

Moved by Councillor C. Swift

Seconded by Councillor R. Niro

Resolved that the report of the City Solicitor dated July 12th, 1999 concerning the construction of 359 metres of concrete sidewalk on the north side of Northern Avenue from Willow Avenue to Tadcaster Place under Section 8 of the Local Improvement Act at an estimated cost of \$130,000.00 was approved and

adopted on September 13th, 1999; And further that By-law 99-194 to authorize the undertaking and capital expenditure therefore be read the first, second and third time this 4th day of October, 1999 by a vote of two-thirds of all the members thereof. CARRIED

Recorded Vote

For: Mayor S. Butland, Councillors R. Niro, J. Curran, D. Jones, D. Oraziotti, P. Vaudry, C. Swift, D. Amaroso, B. Irwin, S. Lepore, M. Pascuzzi

Against: Councillors M. Borowicz, D. Brandt

Moved by Councillor M. Borowicz

Seconded by Councillor R. Niro

Resolved that By-law 99-190 being a by-law to authorize an agreement between the City and Itcan (Sault) Holdings Inc. (Quality Inn) to lease a portion of the firehall property on Bay Street for the term of two months commencing September 1st, 1999 and terminating October 31st, 1999 be read three times and passed in open Council this 4th day of October, 1999. CARRIED

Moved by Councillor M. Borowicz

Seconded by Councillor R. Niro

Resolved that By-law 99-192 being a by-law to authorize an agreement between the City and the Algoma Health Unit concerning the leasing of a portion of the sixth floor and first floor of the Civic Centre commencing September 1st, 1999 and terminating December 31st, 2005 be read three times and passed in open Council this 4th day of October, 1999. CARRIED

Moved by Councillor M. Borowicz

Seconded by Councillor R. Niro

Resolved that By-law 99-195 being a by-law to authorize an agreement between the City and the Ministry of the Solicitor General to provide specified services for the Chief Firearms Officer for the Ministry of the Solicitor General be read three times and passed in open Council this 4th day of October, 1999. CARRIED

Moved by Councillor M. Borowicz

Seconded by Councillor R. Niro

Resolved that By-law 99-202 being a by-law to amend Sault Ste. Marie Zoning By-law 4500 and 4501 concerning lands located at 126 and 136 Great Northern Road be read three times and passed in open Council this 4th day of October, 1999 (David Spina). CARRIED

11. **QUESTIONS BY, NEW BUSINESS FROM, OR ADDRESSES BY MEMBERS**

OF COUNCIL CONCERNING MATTERS NOT OTHERWISE ON AGENDA

Moved by Councillor S. Lepore

Seconded by Councillor D. Brandt

Resolved that Council shall go into Caucus to discuss three labour relations, one property acquisition and two legal (Solicitor-Client) matters.

12. **ADDENDUM TO THE AGENDA**

13. **ADJOURNMENT**

Moved by Councillor R. Niro

Seconded by Councillor M. Borowicz

Resolved that this Council shall now adjourn.

"STEPHEN E. BUTLAND"
MAYOR

"DONNA P. IRVING"
CLERK