

## **MINUTES**

### **REGULAR MEETING OF CITY COUNCIL**

**1999 11 15**

**5:00 P.M.**

### **COUNCIL CHAMBERS**

**PRESENT:** Mayor S. Butland, Councillors R. Niro, M. Borowicz, J. Curran, D. Jones, D. Orazietti, P. Vaudry, D. Amaroso, D. Brandt, B. Irwin, S. Lepore

**OFFICIALS:** J. Fratesi, M. White, L. Bottos, R. Avery, N. Apostle, G. Mason, B. Freiburger, W. Lamming, D. McConnell, M. Brechin

1. **ADOPTION OF MINUTES**

Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that the Minutes of the Regular Council Meeting of 1999 11 01 be approved. CARRIED.

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

3. **PASSING OF ACCOUNTS**

Moved by Councillor D. Jones

Seconded by Councillor B. Irwin

Resolved that the accounts of 1999 10 29 in the amount of \$2,689,924.10 be passed and paid. CARRIED.

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

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

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

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

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

Moved by Councillor B. Irwin  
Seconded by Councillor J. Curran

Resolved that the accounts of 1999 11 05 in the amount of \$2,370,436.22 and payrolls properly certified be passed and paid and the payrolls of the periods 1999 10 17 to 1999 10 30 in amounts of Hourly \$1,198,880.30 and Salaried \$226,354.27 as certified and paid be confirmed. CARRIED.

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

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

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

4.

#### **DELEGATIONS/PROCLAMATIONS**

- (a) Geri Roberts, Chair, National Child Day Committee was in attendance and addressed Council concerning the Proclamation – National Child Day.
- (b) Paul Burke, Relay 2000 representative; and Gayle Phillips, Chair, Relay 2000 Committee, were in attendance and addressed Council concerning the Proclamation – Trans Canada Trail – Relay 2000.
- (c) Bruce Strapp, Executive Director, Economic Development Corporation, was in attendance and addressed Council concerning the Ontario Global Traders Awards.
- (d) Dave Shier, COPS Marketing Group, was in attendance and addressed Council concerning Agenda item 6.(5)(a) – Mobile Sign Request.
- (e) Frank Provenzano was in attendance and addressed Council concerning Agenda item 6.(6)(a).

## **PART ONE - CONSENT AGENDA**

5.

### **COMMUNICATIONS AND ROUTINE REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**

Moved by Councillor D. Jones

Seconded by Councillor J. Curran

Resolved that all the items listed under date 1999 11 15 - Part One - Consent Agenda, save and except Agenda items 5.(e) and 5.(j), be approved as recommended. CARRIED.

- (a) Correspondence from the City of Peterborough (concerning Bell Canada pricing for phone lines installed in Municipal Operations Control Centres for emergency plans); the Town of Hanover (concerning shortage of family physicians); the City of Toronto (concerning Air Quality: Canada Wide Standards for Particulate Matter and Ground Level Ozone); and the M.P.P. for Algoma-Manitoulin (concerning Northern Health Travel Grant Program) was received by Council as information.

- (b) **Tender for Refuse Collection – Korah & Tarentorus**

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

Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that the report of the Manager of Purchasing, dated 1999 11 08 be endorsed and that the tender to provide Refuse Collection Service in the former Korah and Tarentorus Township areas of the City, for the next five years, be awarded as recommended. CARRIED.

- (c) **Tenders for Automotive Supplies and Tire Services**

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

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the report of the Manager of Purchasing, dated 1999 11 04 be endorsed and that the tenders for the supply of Automotive Supplies and Tire Services as required by the various City Departments and cooperatively the Public Utilities Commission for the year 2000, be awarded as recommended. CARRIED.

- (d) **1999 Tax Billing – Commercial, Industrial and Multi Residential Tax Classes**

The report of the City Tax Collector was received by Council.

Moved by Councillor D. Jones  
Seconded by Councillor B. Irwin  
Resolved that the report of the City Tax Collector dated November 9, 1999 concerning 1999 tax billing be received as information. CARRIED.

(e) **Break Open (Nevada) Tickets**

The report of the City Tax Collector in response to a Council resolution dated 1999 09 27 was accepted by Council.

Moved by Councillor D. Jones  
Seconded by Councillor J. Curran  
Resolved that the report of the City Tax Collector dated 1999 11 09 be accepted and further that previous restrictions concerning Break Open (Nevada) Ticket sales be lifted and replaced with the requirement that each seller register with the Alcohol and Gaming Commission of Ontario as a Break Open (Nevada) Ticket Seller and further that this policy be reviewed after a one year trial period. CARRIED.

(f) **Year 2000 Budget – Proposed Timetable**

The report of the Manager of Budgets was received by Council.

Moved by Councillor D. Amaroso  
Seconded by Councillor B. Irwin  
Resolved that the report of the Manager of Budgets dated 1999 11 09 concerning Year 2000 Budget – Proposed Timetable be accepted as information. CARRIED.

(g) **Department Name Change to Finance**

The report of the Commissioner of Finance and Treasurer was accepted by Council.

Moved by Councillor D. Amaroso  
Seconded by Councillor J. Curran  
Resolved that the report of the Commissioner of Finance and Treasurer dated 1999 11 03 concerning a Department Name Change be accepted and the recommendation to change the department name from the "Treasurer's Department" to the "Finance Department" effective January 1, 2000, be approved. CARRIED.

(h) **Council Travel Request**

Moved by Councillor D. Jones

Seconded by Councillor J. Curran

Resolved that Mayor Stephen Butland be authorized to travel to Brantford to attend the official opening of the Brantford Charity Casino on Wednesday, November 17, 1999. CARRIED.

(i) **Staff Travel Requests**

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

Moved by Councillor D. Jones

Seconded by Councillor B. Irwin

Resolved that the travel requests contained in the report of the Chief Administrative Officer dated 1999 11 15 be approved. CARRIED.

(j) **Options for the Future of the Memorial Gardens**

The report of the Manager, Community Centres was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that the report of the Manager, Community Centres dated 1999 11 08 concerning the Options for the Future of the Memorial Gardens be accepted and the recommendations to (1) seek public input, and (2) request a financial viability and affordability report on the options from the Treasurer; and report back to City Council on December 13, 1999, be approved. CARRIED.

(k) **Civic No. 101 Goulais Avenue**

The report of the Building Inspector was accepted by Council.

Moved by Councillor D. Jones

Seconded by Councillor J. Curran

Resolved that the report of the Building Inspector dated 1999 11 08 concerning Civic No. 101 Goulais Avenue be accepted and the recommendation that the Corporation hire the forces necessary to board up the duplex dwelling known as Civic No. 101 Goulais Avenue adding the costs of this action to the taxes of the subject property, be approved. CARRIED.

(l) **Set Fines for Bicycle Charges**

The report of the Solicitor was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that the report of the Solicitor dated 1999 11 15 concerning Set Fines for Bicycle Charges be accepted and the recommendation to authorize the Legal Department to request approval from the Attorney General for ticketing bicycle offences at a set fine of \$45.00, be approved. CARRIED.

(m) **Streamlining Existing By-Laws**

The report of the Solicitor was accepted by Council. The relevant by-law 99-212 is listed under Item 10 of the Minutes.

(n) **Consolidation of By-Laws Regulating Cemetery Operation**

The report of the City Solicitor was accepted by Council. The relevant by-law 99-208 is listed under Item 10 of the Minutes.

(o) **Cemetery Roof Replacement**

The report of the Commissioner of Public Works and Transportation was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the report of the Commissioner of Public Works and Transportation dated 1999 11 08 concerning Cemetery Roof Replacement be accepted and the recommendation to replace the roof at an estimated cost of \$60,000. with funds from the Cemetery Reserve Account, be approved. CARRIED.

(p) **Contract 99-11E – Fort Creek Box Culvert/John Street Inlet**

The report of the Environmental/Construction Engineer was accepted by Council. The relevant by-law 99-213 is listed under Item 10 of the Minutes.

## **PART TWO - REGULAR AGENDA**

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

6. (5) **LEGAL AND LEGISLATIVE**

(a) **Request from COPS Marketing Group to Locate Large Mobile Sign Advertising Lakeshore Kiwanis House Lottery on One of Two City Owned Sites**

The report of the City Solicitor was received by Council.

Moved by Councillor B. Irwin

Seconded by Councillor S. Lepore

Be It Resolved that City Council approves the placement of a mobile sign on City property east of Elizabeth Street along Wellington Street; and

Further Be It Resolved that this site be made available for non-profit and charitable purposes only, between November 1, 1999 and April 30, 2000. CARRIED.

6. (6) **PLANNING**

(a) **Application No. A-35-99-Z.OP - A request to amend the Zoning Bylaw – 812 Frontenac Street – James H. See and Rollande See**

The report of the Planning Division was received by Council.

Moved by Councillor B. Irwin

Seconded by Councillor D. Amaroso

Resolved that Application No. A-35-99-Z.OP BE DEFERRED to the 1999 11 29 Council Meeting. CARRIED.

Mover - Councillor D. Jones

Seconder - Councillor B. Irwin

Resolved that the report of the Planning Division under date 1999 11 08 concerning Application No. A-35-99-Z.OP – James H. See and Rollande See be accepted and the recommendation that City Council approve the application subject to the 4 conditions contained in the report, be endorsed. OFFICIALLY READ NOT DEALT WITH.

6. (7) **PUBLIC WORKS AND TRANSPORTATION**

(a) **Parking – Lower Lake Street**

The report of the Commissioner of Public Works and Transportation in response to a Council resolution dated 1999 10 04 was accepted by Council.

Moved by Councillor D. Jones

Seconded by Councillor J. Curran

Resolved that the report of the Commissioner of Public Works and Transportation dated 1999 10 29 concerning Parking – Lower Lake Street be accepted and the recommendations contained therein, be approved. CARRIED.

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

- (a) Moved by Councillor D. Jones  
Seconded by Councillor S. Lepore  
Whereas the review of compensation for the positions of Mayor and Councillors has always been an awkward task for past and present City Councils to undertake and therefore as a result, previous City Councils in 1986 and again in 1992 requested Citizen Committees to do the appropriate review and make any appropriate recommendations, and;  
Whereas the 1992 Citizens Honoraria Review Committee recognized that, while reimbursement for automobile usage merited further consideration as part of Councillors' base honoraria, the "recording and submitting kilometers would impose an accounting nightmare that invites abuse and administrative expense", and;  
Whereas, in follow-up to the 1992 Citizens Committee recommendations, City Council accepted a report dated 1995 04 18 from the City Clerk which included, amongst other things, a recommendation of a flat monthly automobile allowance, and;  
Whereas the Citizens Committee recommendations included clear advice that "the honoraria paid to the Mayor and Councillors should be reviewed every three years, just after municipal elections are held,  
Now Therefore Be It Resolved that consideration of any change(s) to By-law 95-055 dealing with Councillors' car allowances **BE DEFERRED** until after the upcoming municipal election and to be reviewed only at such time as Council, by resolution, may be prepared to do a full review of honoraria as recommended by the Citizens Honoraria Review Committee in 1992. CARRIED.

**Recorded Vote**

For: Councillors R. Niro, M. Borowicz, D. Jones, D. Oraziotti, D. Amaroso, S. Lepore

Against: Mayor S. Butland, Councillors J. Curran, P. Vaudry, D. Brandt, B. Irwin

Absent: Councillors C. Swift, M. Pascuzzi



Mover Councillor J. Curran

Seconded Councillor B. Irwin

Whereas an automobile allowance for City Councillors has been provided since 1995;

And whereas the current provisions call for a monthly payment of \$150.00, plus a cost of living adjustment;

And whereas a fairer system reflects compensation for distance travelled;

Therefore Be It Resolved that an amendment to by-law 95-055 be prepared which would change the automobile allowance provision for City Councillors to reflect the existing mileage policy for City staff (cents/kilometre basis), effective January 1, 2000.

And Further Be It Resolved that the amendment provide that said allowance be capped at \$150.00 monthly. OFFICIALLY READ NOT DEALT WITH.

(b) **Notice of Motion**

Mover Councillor C. Swift

Seconded

Whereas the Canadian Bond Rating Service has provided a copy of their recent report on the financial affairs of the City of Sault Ste. Marie; and

Whereas their opinions regarding the City's approach to such financial management, and their pegging our rating at BBB+, are quite informative and interesting;

Then Be It Resolved that the Treasurer's Department be requested to provide Council with a report containing their reaction to that information provided by the Canadian Bond Rating Service.

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. Jones

Seconded by Councillor J. Curran

Resolved that all the by-laws listed under 10 of the Agenda under date 1999 11 15, be approved. CARRIED.

(a) Moved by Councillor D. Jones

Seconded by Councillor J. Curran

Resolved that By-law 99-210 being a by-law to authorize an agreement with the City and Totten Sims Hubicki Associates (1997) Ltd. regarding an industrial land study within the City of Sault Ste. Marie be read three times and passed in Open Council this 15<sup>th</sup> day of November, 1999. CARRIED

- (b) Moved by Councillor D. Jones  
Seconded by Councillor J. Curran  
Resolved that By-law 99-208 being a by-law to provide regulations for the operation of all municipal cemeteries, crematoriums and mausoleums for the City of Sault Ste. Marie be read three times and passed in Open Council this 15<sup>th</sup> day of November, 1999. CARRIED.
- (c) Moved by Councillor D. Jones  
Seconded by Councillor J. Curran  
Resolved that By-law 99-212 being a by-law to repeal By-law 3034 and Section 2(4) of By-law 2473 and Section 1(2) of By-law 84-195 be read three times and passed in Open Council this 15<sup>th</sup> day of November, 1999. CARRIED.
- (d) Moved by Councillor D. Jones  
Seconded by Councillor J. Curran  
Resolved that By-law 99-209 being a by-law to establish as streets and assume for public use various parcels of land conveyed to the City, be read three times and passed in Open Council this 15<sup>th</sup> day of November, 1999. CARRIED.
- (e) Moved by Councillor D. Jones  
Seconded by Councillor J. Curran  
Resolved that By-law 99-211 being a by-law to assume a one foot reserve in the Sharon Hill II Subdivision shown as that portion of Block 35 on Plan M391 lying in front of Lot 5 on Registrar's Compiled Plan H-637 be read three times and passed in Open Council this 15<sup>th</sup> day of November, 1999. CARRIED.
- (f) Moved by Councillor D. Jones  
Seconded by Councillor J. Curran  
Resolved that By-law 99-188 being a by-law to amend Sault Ste. Marie Zoning By-law 4500 and 4501 concerning lands located at 475 Airport Road; and Further Be It Resolved that By-law 99-189 being a by-law to designate 475 Airport Road an area of site plan control be read three times and passed in Open Council this 15<sup>th</sup> day of November, 1999. (SSM Airport Development Corporation) CARRIED.
- (g) Moved by Councillor D. Jones  
Seconded by Councillor J. Curran  
Resolved that By-law 99-125 being a by-law to authorize the construction of sanitary sewer, private drain connections and Class "A" pavement on North Street from Second Line to Niagara Drive on the initiative plan under Section 12 of the Local Improvement Act at an estimated cost of \$906,000 be read a third time and passed in Open Council this 15<sup>th</sup> day of November, 1999. CARRIED.

- (h) Moved by Councillor D. Jones  
Seconded by Councillor J. Curran  
Resolved that By-law 99-213 being a by-law to authorize an agreement between the City and Rainone Construction Limited concerning City Contract 99-11E for work to be done at the Fort Creek Box Culvert/John Street inlet be read three times and passed in Open Council this 15<sup>th</sup> day of November, 1999. CARRIED.

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

(a) **Notice of Motion**

Mover Councillor M. Borowicz  
Seconder

Whereas the majority of residents in the Birkshire area are strongly opposed to the "new City Snowmobile Corridor Trail" as presented to City Council on November 30, 1998 and

Whereas the residents totally disagree with the process,

Therefore Be It Resolved that members of City Council support revisiting this matter by placing this issue on our next regularly scheduled Council Meeting in order to allow the residents of Birkshire Place an opportunity to attend our meeting and voice their concerns.

- (b) Moved by Councillor D. Amaroso  
Seconded by Councillor B. Irwin  
Resolved that this Council shall now go into Caucus to discuss two labour relations matters, one legal matter and one property matter. CARRIED.

12. **ADDENDUM TO THE AGENDA**

13. **ADJOURNMENT**

Moved by Councillor D. Amaroso  
Seconded by Councillor B. Irwin  
Resolved that this Council shall now adjourn. CARRIED.

"STEPHEN E. BUTLAND"  
**MAYOR**

"DONNA P. IRVING"  
**CLERK**