

## **MINUTES**

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

**1999 06 14**

**4:30 P.M.**

### **COUNCIL CHAMBERS**

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

**OFFICIALS:** J. Fratesi, D. Irving, L. Bottos, R. Avery, D. Bourn, B. Freiburger, D. McConnell, M. Brechin

1. **ADOPTION OF MINUTES**

Moved by Councillor D. Orazietti

Seconded by Councillor P. Vaudry

Resolved that the Minutes of the Regular Council Meeting of 1999 05 31 be approved. CARRIED.

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

3. **PASSING OF ACCOUNTS**

Moved by Councillor D. Orazietti

Seconded by Councillor P. Vaudry

Resolved that the accounts of 1999 05 28 in the amount of \$1,603,433.42 be passed and paid. CARRIED.

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

Councillor D. Amaroso declared a pecuniary interest - employed by Ontario March of Dimes.

Moved by Councillor D. Orazietti

Seconded by Councillor P. Vaudry

Resolved that the accounts of 1999 06 04 in the amount of \$6,540,272.65 and payrolls properly certified be passed and paid and the payrolls of the periods 1999 05 16 to 1999 05 29 in amounts of Hourly \$1,162,317.53 and Salaried \$212,247.21 as certified and paid be confirmed. CARRIED.

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

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Darlene Parr was in attendance and addressed Council concerning Proclamation - Sunshine Foundation Walk for Children's Dreams Day.
- (b) Germaine Elliott, Ontario Metis Association was in attendance and addressed Council concerning Proclamation - National Aboriginal Day.
- (c) Eileen Forestell, Strategic Planning Coordinator was in attendance and updated Council concerning Building An Extraordinary Community Initiative.
- (d) Don Watson, President, Sault Ste. Marie Economic Development Corporation was in attendance and addressed Council concerning A Report from the Sault Ste. Marie Economic Development Corporation 1993 - 1998.
- (e) Kathy Yukich was in attendance and addressed Council concerning Agenda Item 5.(e).
- (f) John Micucci was in attendance and addressed Council concerning Agenda Item 5.(k).
- (g) Stanley Kment was in attendance and addressed Council concerning Agenda Item 6.(6)(a).
- (h) Terry Esposti was in attendance and addressed Council concerning Agenda Item 6.(6)(b).

**PART ONE - CONSENT AGENDA**

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

Moved by Councillor C. Swift

Seconded by Councillor P. Vaudry

Resolved that all the items listed under date 1999 06 14- Part One - Consent Agenda be approved, save and except Agenda Items 5.(d), 5.(e), and 5.(k) as recommended. CARRIED.

5. (a) The correspondence from the Township of Tyendinaga (concerning refillable beverage containers deposit/refund system), the Town of Bosanquet (concerning extending waterlines into rural areas), the City of Stoney Creek (concerning regulations in landfill sites) and the Township of The Archipelago (concerning regulating houseboats) was received by Council as information.
- (b) The correspondence concerning a request for permission to hold a Special Occasion Permit event at an outdoor municipal facility was accepted by Council.

Moved by Councillor D. Oraziotti

Seconded by Councillor P. Vaudry

Resolved that the following request to hold a Special Occasion permit event at a municipal facility on the stated date and time be endorsed by Council:

1. Bondar Pavilion

Rotary Club of Sault Ste. Marie

June 24, 1999

5:00 p.m. - 7:00 p.m.

CARRIED.

- (c) The correspondence requesting permission for temporary street closings for (1) ROTARYFEST on Foster Drive and Spring Street; and (2) 24 Hour Relay on Ontario Street; and (3) Rotary Community Day Parade on Queen Street/ Simpson Street was accepted by Council. The relevant by-law 99-123 is listed under Item 10 of the Minutes.
- (d) The letter from the Chair, Sault Ste. Marie LACAC concerning a request for municipal funding of up to \$25,000 to hire an archaeologist to determine areas of archaeological potential in Sault Ste. Marie was received by Council as information.
- (e) The letter from the Chair, Historic Sites Board concerning a request for municipal funding of up to \$5,000 for an Official Opening of the Ermatinger/Clergue Heritage Site was received by Council as information.

Moved by Councillor B. Irwin

Seconded by Councillor D. Brandt

Resolved that Council provide funding of up to \$5,000 for an Official Opening of the Ermatinger/Clergue Heritage Site. DEFEATED.

Moved by Councillor B. Irwin

Seconded by Councillor D. Brandt

Resolved that the request of the Historic Sites Board for special funding be referred to the Council's special meeting on the budget surplus. CARRIED.

5. (f) The letter from the Chair, Parks and Recreation Advisory Committee concerning local swimmer Jennifer Fratesi was received by Council as information.

Moved by Councillor D. Orazietti

Seconded by Councillor P. Vaudry

Resolved that City Council offer its sincere congratulations to Jennifer Fratesi on her success in attaining national record status at the Canadian Youth Swimming Championships held recently in Victoria, British Columbia and further that City Council convey to Ms. Fratesi good luck and best wishes in future competitions. CARRIED.

- (g) **2000 Ontario Winter Games - Grant Agreement Province of Ontario**

The report of the Manager of Recreation and Culture was accepted by Council. The relevant by-law 99-120 is listed under Item 10 of the Minutes.

- (h) **Tender for Culvert Pipe**

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

Moved by Councillor C. Swift

Seconded by Councillor P. Vaudry

Resolved that the report of the Manager of Purchasing, dated 1999 06 08, be endorsed and that the Tender to supply and deliver Culvert Pipe, be awarded as recommended. CARRIED.

- (i) **Tax Appeals - Section 442**

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

Moved by Councillor C. Swift

Seconded by Councillor P. Vaudry

Resolved that pursuant to Section 442 of the Municipal Act, R.S.O. 1990, the adjustments for tax accounts outlined on the City Tax Collector's report of 1999 06 07 be approved and the tax records be amended accordingly. CARRIED.

- (j) **Staff Travel Requests**

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

Moved by Councillor D. Orazietti

Seconded by Councillor P. Vaudry

Resolved that the staff travel requests contained in the report of the Chief Administrative Officer dated 1999 06 14 be approved. CARRIED.

- (k) **Waterfront Problems on River Road**

The report of the Director of Engineering Design and Buildings was received by Council.

5. (k) NOTICE OF MOTION

Moved by Councillor D. Orazietti

Seconded by Councillor C. Swift

Whereas the hardpoint in the area of the Tarentorus II pumping station has contributed to problems associated with stagnant water, such as, algae growth, odour, and sedimentation;

And Whereas protecting the shoreline of the St. Mary's River represents both a practice of sound environmental management, as well as an improved quality of life for residents in our community.

Now Therefore Be It Resolved that the hardpoint be removed and that project costs be provided for through the sewer surcharge reserve account.

Moved by Councillor D. Orazietti

Seconded by Councillor P. Vaudry

Resolved that the report of the Director of Engineering Design and Buildings dated 1999 05 19 concerning Waterfront Problems on River Road be accepted and the recommendation to place the project on the Outstanding Miscellaneous Construction Projects List for consideration on an annual basis, be approved. OFFICIALLY READ NOT DEALT WITH.

(l) **Fort Creek Highland Subdivision - North Street Reconstruction**

The report of the Design and Construction Support Engineer was accepted by Council.

Moved by Councillor C. Swift

Seconded by Councillor P. Vaudry

Resolved that the report of the Design and Construction Support Engineer dated 1999 05 27 concerning Fort Creek Highland Subdivision - North Street Reconstruction be accepted and the recommendation that the developer be given permission to undertake the North Street Reconstruction in 1999 and that the developer be reimbursed the amount of \$107,000 upon substantial completion of the work, be approved. CARRIED.

(m) **Road Closure - North Street Sanitary Sewer**

The report of the Design and Construction Support Engineer was accepted by Council. The relevant by-law 99-116 is listed under Item 10 of the Minutes.

(n) **Sault Ste. Marie Transportation Study Public Open House**

The report of the Director of Engineering Design and Buildings was accepted by Council.

5. (n) Moved by Councillor C. Swift  
Seconded by Councillor P. Vaudry  
Resolved that the report of the Director of Engineering Design and Buildings dated 1999 06 07 concerning Sault Ste. Marie Transportation Study - Public Open House be accepted as information. CARRIED.
- (o) **Reconstruction of Great Northern Road between Third Line and Fourth Line**  
The report of the Director of Engineering Design and Buildings was accepted by Council.
- Moved by Councillor D. Orazietti  
Seconded by Councillor P. Vaudry  
Resolved that the report of the Director of Engineering Design and Buildings dated 1999 06 03 concerning Reconstruction of Great Northern Road between Third Line and Fourth Line be accepted and further that the three recommendations contained in the report, be approved. CARRIED.
- (p) **Point Des Chenes Campground**  
The report of the Commissioner of Public Works and Transportation was accepted by Council.
- Moved by Councillor D. Orazietti  
Seconded by Councillor P. Vaudry  
Resolved that the report of the Commissioner of Public Works and Transportation dated 1999 06 08 concerning the Point Des Chenes Campground be accepted as information. CARRIED.
- (q) **Cremator Repairs**  
The report of the Commissioner of Public Works and Transportation was accepted by Council.
- Moved by Councillor C. Swift  
Seconded by Councillor P. Vaudry  
Resolved that the report of the Commissioner of Public Works and Transportation dated 1999 06 03 concerning Cremator Repairs be accepted and the recommendation to undertake the necessary repairs at a cost of \$8,498 US with funds from the Cemetery Reserve Account, be approved. CARRIED.
- (r) **National Transportation Taxes**  
The report of the Commissioner of Finance and Treasurer was accepted by Council.

5. (r) Moved by Councillor C. Swift  
Seconded by Councillor P. Vaudry  
Resolved that the report of the Commissioner of Finance and Treasurer dated 1999 06 08 concerning National Transportation Taxes be accepted as information. CARRIED.

Councillor D. Jones declared a pecuniary interest - employed by National Transportation.

- (s) **Contract 99-5E - Milling and Asphalt Resurfacing**  
The report of the Environmental/Construction Engineer was accepted by Council.  
The relevant by-law 99-122 is listed under Item 10 of the Minutes.

## **PART TWO - REGULAR AGENDA**

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

#### **6. (6) PLANNING**

- (a) **Application No. A-11-99-Z - Stanley Kment**  
**120 Andrew Street - legalize existing triplex**  
The report of the Planning Division was accepted by Council.

Moved by Councillor C. Swift  
Seconded by Councillor P. Vaudry  
Resolved that the report of the Planning Division under date 1999 06 01 concerning Application No. A-11-99-Z - Stanley J. Kment be accepted and the Planning Director's recommendation (to deny the application), be endorsed. CARRIED.

- (b) **Application No. A-18-99-Z.T - Lento Masonry Limited**  
**1177 and 1183 Great Northern Road - cabinet making to continue on**  
**front portion of property and open and closed storage on rear of property**  
The report of the Planning Division was accepted by Council.

Moved by Councillor D. Oraziotti  
Seconded by Councillor P. Vaudry  
Resolved that the report of the Planning Division under date 1999 06 02 concerning Application No. A-18-99-Z.T - Lento Masonry Limited be accepted and the recommendation that City Council approve the application subject to the 2 conditions contained in the report, be endorsed. CARRIED.

6. (6)  
(c) **Application No. A-19-99-Z - 834575 Ontario Inc. c.o.b. Greenbelt Bingo  
115 Northern Avenue - commercial uses and bingo hall**

The report of the Planning Division was received by Council.

Moved by Councillor D. Brandt

Seconded by Councillor R. Niro

Resolved that Application No. A-19-99-Z - 834575 Ontario Inc. c.o.b. Greenbelt Bingo BE DEFERRED (at the request of the solicitor for the applicant) to the June 28, 1999 Council Meeting. CARRIED.

Moved by Councillor D. Oraziotti

Seconded by Councillor P. Vaudry

Resolved that the report of the Planning Division under date 1999 06 07 concerning Application No. A-19-99-Z - 834575 Ontario Inc. c.o.b. Greenbelt Bingo be accepted and the recommendation that City Council deny the application be endorsed. OFFICIALLY READ NOT DEALT WITH.

- (d) **Application No. 9-99-D.C. - John Trunzo - 153 Sunnyside Beach Road**

The report of the Planning Division was accepted by Council.

Moved by Councillor C. Swift

Seconded by Councillor P. Vaudry

Resolved that the report of the Planning Division under date 1999 06 07 concerning Application No. 9-99-D.C. - John Trunzo be accepted and the Planning Director's recommendation, be endorsed. CARRIED.

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

- (a) Moved by Councillor M. Borowicz  
Seconded by Councillor J. Curran  
Resolved that Agenda Item 7.(a) - resolution concerning by-law 99-100 - 5 hour meeting length BE DEFERRED to the July 12, 1999 Council Meeting (Councillor M. Pascuzzi absent). CARRIED.

Moved by Councillor B. Irwin

Seconded by Councillor M. Pascuzzi

Be It Resolved that all regular meetings of City Council will not exceed five hours in length, including breaks, but excluding Caucus meetings.

At the five hour mark, the City Clerk will call for a resolution to suspend by-law 99-100, dealing with City Council's Rules of Procedure, to allow for continued debate. Support of this resolution must be unanimous for it to pass. OFFICIALLY READ NOT DEALT WITH.



7. (b) Moved by Councillor P. Vaudry  
Seconded by Councillor D. Orazietti  
Whereas there is a petition (attached) from some residents in the Pointe Louise area concerning restricting sea doo usage in the Pointe Louise Bays area, Be It Resolved that the Legal Department prepare a report back to City Council concerning the procedure for imposing such restrictions. 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. Orazietti  
Seconded by Councillor P. Vaudry  
Resolved that all the by-laws listed under Item 10 of the Agenda dated 1999 06 14 be approved. CARRIED.
- (a) Moved by Councillor P. Vaudry  
Seconded by Councillor C. Swift  
Resolved that by-law 99-76 being a by-law to amend Sault Ste. Marie Zoning By-law 4500 and 4501 concerning 978 Second Line West be read three times and passed in open Council this 14th day of June, 1999. (Frank Filice) CARRIED.
- (b) Moved by Councillor P. Vaudry  
Seconded by Councillor C. Swift  
Resolved that by-law 99-79 being a by-law to adopt Amendment No. 15 to the Official Plan be read three times and passed in open Council this 14th day of June, 1999. (Frank Filice) CARRIED.
- (c) Moved by Councillor P. Vaudry  
Seconded by Councillor C. Swift  
Resolved that by-law 99-103 being a by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various properties and to amend Schedule "A" to By-law 93-165 be read three times and passed in open Council this 14th day of June, 1999. CARRIED.

10. (d) Moved by Councillor P. Vaudry  
Seconded by Councillor C. Swift  
Resolved that the report of The Public Utilities Commission's Chief Engineer dated 1999 03 12 concerning the installation of 300mm watermain and water service laterals on Great Northern Road from the south property line of Civic No. 1025 Great Northern Road to Fourth Line East under Section 12 of the Local Improvement Act at an estimated cost of \$480,000 is hereby approved and adopted and Be It Further Resolved that by-law 99-115 authorizing the construction of watermains and water service laterals on Great Northern Road from the south property line of civic no. 1025 Great Northern Road to Fourth Line East be read the first and second times this 14th day of June, 1999. CARRIED.
- (e) Moved by Councillor P. Vaudry  
Seconded by Councillor C. Swift  
Resolved that by-law 99-116 being a by-law to permit the temporary closing of North Street from Second Line to Niagara Drive for the purpose of reconstructing 150m of sanitary sewer on North Street be read three times and passed in open Council this 14th day of June, 1999. CARRIED.
- (f) Moved by Councillor P. Vaudry  
Seconded by Councillor C. Swift  
Resolved that by-law 99-120 being a by-law to authorize an agreement with the City and Her Majesty the Queen in Right of Ontario as represented by the Minister of Citizenship, Culture and Recreation for the Province of Ontario, Sport and Recreation Branch concerning the 2000 Ontario Winter Games read three times and passed in open Council this 14th day of June, 1999. CARRIED.
- (g) Moved by Councillor P. Vaudry  
Seconded by Councillor C. Swift  
Resolved that by-law 99-121 being a by-law to amend Sault Ste. Marie Zoning By-laws 4500 and 4501 being a by-law to remove the Holding provision imposed on lands at 153 Sunnyside Beach Road be read three times and passed in open Council this 14th day of June, 1999. (John Trunzo) CARRIED.
- (h) Moved by Councillor P. Vaudry  
Seconded by Councillor C. Swift  
Resolved that by-law 99-122 being a by-law to authorize an agreement with Ellwood Robinson Limited for the milling and asphalt resurfacing of McNabb Street from Willow Avenue to Pine Street; McNabb Street from Pine Street to Pentagon Boulevard; Second Line West from Korah Road to Goulais Avenue and Pim Street from Summit Avenue to MacDonald Avenue be read three times and passed in open Council this 14th day of June, 1999. CARRIED.

10. (i) Moved by Councillor P. Vaudry  
Seconded by Councillor C. Swift  
Resolved that by-law 99-123 being a by-law to permit the temporary street closing of various portions of various streets to facilitate the Rotary Club's Annual Community Days and Rotaryfest and further to temporarily close a portion of Ontario Avenue be read three times and passed in open Council this 14th day of June, 1999. CARRIED.

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

- (a) Moved by Councillor D. Orazietti  
Seconded by Councillor S. Lepore  
Be It Resolved that Councillor Swift be authorized to attend a Board of Director's meeting of FONOM in Timmins on July 29 and 30th. CARRIED.
- (b) Moved by Councillor C. Swift  
Seconded by Councillor D. Amaroso  
Be It Resolved that appropriate staff, and/or Algoma Health Unit be requested to convene a public meeting to allow those who may have concerns about the City's use of the product called "AGRIBOND" the opportunity to provide input and suggestions, and report back to City Council. CARRIED.

Moved by Councillor D. Orazietti  
Seconded by Councillor P. Vaudry  
Resolved that this Council shall now go into Caucus to discuss two labour relations matters. CARRIED.

12. **ADJOURNMENT**

Moved by Councillor D. Orazietti  
Seconded by Councillor P. Vaudry  
Resolved that this Council shall now adjourn. CARRIED.

"STEPHEN E. BUTLAND"  
**MAYOR**

"MALCOLM WHITE"  
**DEPUTY CITY CLERK**