

MINUTES
REGULAR MEETING OF CITY COUNCIL
1999 01 25
5:00 P.M.
COUNCIL CHAMBERS

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

OFFICIALS: J. Fratesi, D. Irving, L. Bottos, G. Mason, B. Freiburger, M. Brechin, D. Bourn, D. McConnell, B. Wierzbicki

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 01 11 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 M. Pascuzzi

Resolved that the accounts of 1998 12 31 #II in the amount of \$1,785,109.30 be passed and paid. CARRIED.

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

Moved by Councillor D. Orazietti

Seconded by Councillor M. Pascuzzi

Resolved that the accounts of 1999 01 15 in the amount of \$2,850,258.05 and payrolls properly certified be passed and paid and the payrolls of the periods 1998 12 27 to 1999 01 09 in amounts of Hourly \$1,131,424.51 and Salaried \$288,450.80 as certified and paid be confirmed. CARRIED.

3. Councillor R. Niro declared a pecuniary interest - employed by Workwear Corporation of Canada.
Councillor D. Amaroso declared a pecuniary interest - employed by Ontario March of Dimes.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Mary Deschene, President, Bon Soo Board of Directors was in attendance and addressed Council concerning the Proclamation - Ontario Winter Carnival Bon Soo Time.
- (b) Eric Barton, President, Sault Ste. Marie Chapter, Heart and Stroke Foundation was in attendance and addressed Council concerning the Proclamation - Heart and Stroke Month.
- (c) Linda Watts and Dr. Spadafore on behalf of the Algoma District Radiation Task Force were in attendance and addressed Council concerning Agenda Item 5.(a).

Moved by Councillor P. Vaudry

Seconded by Councillor M. Pascuzzi

Whereas a Radiation Therapy Task Force of the Algoma District Advisory Committee Cancer Care Ontario Region - North East is proposing that a satellite radiation treatment facility be established in Sault Ste. Marie; and

Whereas the current system of centralized radiation therapy facilities has a negative impact on the care of Algoma District cancer patients; and

Whereas the financial and emotional burdens of travel, accommodations and loss of social support systems during treatment affects the quality of care; and

Whereas a satellite radiation treatment facility reflects the goals of Cancer Care Ontario to provide for improved access to coordinated care closer to home and is an initiative supported by the Sault Area Hospitals and Group Health Centre; and
Whereas the transfer of image and other patient data over secure data lines is now possible ;

Therefore Be It Resolved that the Council of the City of Sault Ste. Marie encourages the Minister of Health for the Province of Ontario to establish a dual energy linear accelerator, purchased and owned by Cancer Care Ontario (CCO) and the Northern Eastern Ontario Regional Cancer Centre (NEORCC) be installed in Sault Ste. Marie with operational support and assistance from the North Eastern Ontario Regional Cancer Centre; and

Further Be It Resolved that the citizens of the City of Sault Ste. Marie and the District of Algoma, who will benefit directly by such installation be encouraged to sign petitions which will be circulated in our communities showing strong support for this request. CARRIED.

4. (d) Debbie Burmaster on behalf of the Soup Kitchen Community Centre was in attendance and addressed Council concerning Agenda Item 5.(b).

Moved by Councillor D. Orazietti

Seconded by Councillor P. Vaudry

Resolved that the request of the Soup Kitchen Community Centre to lease a City owned parcel of land located at the corner of Cathcart and West Streets to the Centre for \$1.00 per year for a Community Garden be referred to the City Solicitor for review and report back to Council. CARRIED.

- (e) Doug McChesney, Chair, Cultural Advisory Board was in attendance and addressed Council concerning Agenda Item 5.(c).

Moved by Councillor P. Vaudry

Seconded by Councillor B. Irwin

Resolved that the report of the Chair, Cultural Advisory Board dated 1999 01 18 be accepted and the recommendation to approve the application of Section 3.3(i) of the Cultural Policy for the John Rhodes Centre/Queen Elizabeth Pool project be referred to the Manager, Community Centres / Chair, Arena and Pool Committee for review and report back to City Council. CARRIED.

Moved by Councillor D. Orazietti

Seconded by Councillor D. Amaroso

Resolved that Agenda Item 5.(c) - Cultural Policy (item 3.3 (i)) be accepted, and the recommendation that the matter be incorporated into the approval system to ensure future projects include a consideration to dedicate resources as stipulated in article 3.3(i), be approved. CARRIED.

- (f) Mark Howson, Chair and Ken Wallenius, General Manager and Secretary, Public Utilities Commission were in attendance and addressed Council concerning Agenda Item 6.(8)(a).
- (g) Ian Thompson and Tom Dodds were 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. Orazietti

Seconded by Councillor M. Pascuzzi

Resolved that all the items listed under date 1999 01 25 - Part One - Consent Agenda save and except 5.(k), be approved as recommended. CARRIED.

5. (a) The report prepared by the Radiation Therapy Task Force concerning Radiation Therapy Proposal was received by Council as information.
- (b) The letter from the Project Coordinators, Soup Kitchen Community Centre concerning the establishment of a community garden was received by Council as information.
- (c) The letter from the Chair, Cultural Advisory Board concerning the City's Cultural Policy (Item 3.3i) and the possible dedication of up to 1% of construction costs of public facilities toward art/cultural activities as part of the building or site was received by Council as information.
- (d) The letter from the Ministry of Community and Social Services concerning DSSAB designation was received by Council as information.
- (e) The letter from the Minister of Citizenship, Culture and Recreation concerning the 2000 Ontario Winter Games was received by Council as information.

(f) **Queen Elizabeth Pool - Possible Conversion for Library**

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

Moved by Councillor D. Orazietti

Seconded by Councillor P. Vaudry

Resolved that the report of the Chief Administrative Officer dated 1999 01 25 regarding the possible conversion of the Queen Elizabeth Pool into the east end library branch location be received as information. CARRIED.

(g) **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 01 25 be approved. CARRIED.

(h) **Bon Soo Carnival Snowmobile Rides**

The report of the Recreation Assistant was accepted by Council.

Moved by Councillor D. Orazietti

Seconded by Councillor M. Pascuzzi

Resolved that the report of the Recreation Assistant under date 1999 01 20 concerning Bon Soo Carnival Snowmobile Rides be accepted and the recommendations contained therein be endorsed. CARRIED.

5. (i) **Proposal to Construct a Sidewalk on the North Side of Northern Avenue from Willow Avenue to Tadcaster Place**

The report of the Environmental/Construction Engineer was accepted by Council.

Moved by Councillor D. Orazietti

Seconded by Councillor M. Pascuzzi

Resolved that the report of the Environmental/Construction Engineer dated 1999 01 18 concerning the proposal to construct a sidewalk on the north side of Northern Avenue from Willow Avenue to Tadcaster Place be accepted, and the recommendation contained therein be approved. CARRIED.

(j) **Purchase from Conservation Authority
Fifth Line Adjacent to Hiawatha Lodge**

The report of the City Solicitor was accepted by Council. The relevant by-law 99-18 is listed under Item 10 of the Minutes.

(k) **Ontario Lottery Corporation - Advance Charity Funding Program**

The report of the Chair, Casino Sub Committee was accepted by Council.

Moved by Councillor D. Orazietti

Seconded by Councillor M. Pascuzzi

Resolved that the report of the Impact on Charities Casino Sub Committee regarding Ontario Lottery Corporation Advance Funding be approved and the roster of recommended funding be forwarded to the Ontario Lottery Corporation for disbursement. CARRIED.

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

Councillor D. Brandt declared a pecuniary interest - employed by Canadian Bushplane Heritage Centre.

Councillor B. Irwin declared a pecuniary interest - employed by Ontario Lottery Corporation.

(l) The correspondence from AMO concerning tax cap options and extending the deadline for municipalities was received by Council as information.

PART TWO - REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (1) ADMINISTRATIVE

(a) Bill 79 Property Tax Capping

The report of the Commissioner of Finance and Treasurer was accepted by Council. The relevant by-law 99-25 is listed under Item 10 of the Minutes.

Moved by Councillor D. Orazietti

Seconded by Councillor P. Vaudry

Resolved that the report of the Commissioner of Finance and Treasurer dated 1999 01 20 concerning Bill 79 Property Tax Capping be accepted and the recommendation to adopt Division B option for the 10-5-5 Capping Tool be approved. CARRIED.

Moved by Councillor D. Orazietti

Seconded by Councillor P. Vaudry

Notwithstanding that City Council has adopted the Division B option 10-5-5 capping tool.

Be It Resolved that City Council agrees with AMO and requests the Province to consider extending the deadline for final approval of a tax cap option to March 31, 1999. CARRIED.

(b) Interim Tax Billing Tax Update

The report of the City Tax Collector was accepted by Council. The relevant by-law 99-22 is listed under Item 10 of the Minutes.

Moved by Councillor D. Orazietti

Seconded by Councillor P. Vaudry

Resolved that the report of the City Tax Collector dated 1999 01 20 concerning Interim Tax Billing be received as information. CARRIED.

6. (2) COMMUNITY SERVICES

(a) New Queen Elizabeth Pool - Construction Alternatives

The report of the Manager of Community Centres / Arena and Pool Committee Chair was accepted by Council.

6. (2)
(a) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that the report of the Manager of Community Centres / Arena and Pool Committee Chair dated 1999 01 19 concerning the new Queen Elizabeth Swimming Pool be accepted and the recommendations contained therein be endorsed. CARRIED.

6. (6) **PLANNING**

(a) **Application No. 19-98-D.C. - ODENA Site
Sixth Line East - Site Plan Agreement**

The reports of the Planning Division were accepted by Council. The relevant by-law 99-15 is listed under Item 10 of the Minutes.

Moved by Councillor D. Orazietti
Seconded by Councillor M. Pascuzzi
Resolved that the reports of the Planning Division under dates 1999 01 07 and 1999 01 22 concerning Application No. 19-98-D.C. - ODENA Site be accepted and the Planning Director's recommendation, be endorsed. CARRIED.

RECORDED VOTE

FOR: Councillors R. Niro, M. Borowicz, J. Curran, D. Jones, D. Orazietti, P. Vaudry, D. Amaroso, B. Irwin, S. Lepore
AGAINST: Acting Mayor C. Swift, Councillors D. Brandt, M. Pascuzzi
ABSENT: Mayor S. Butland

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

(a) **Electric Utility Restructuring under Bill 35**

The report of the General Manager and Secretary - Public Utilities Commission was accepted by Council.

Moved by Councillor D. Brandt
Seconded by Councillor R. Niro
Resolved that Agenda Item 6.(8)(a) - Electric Utility Restructuring under Bill 35 be accepted and further that the recommendation contained in the report BE AMENDED to include forming a steering committee of city staff and PUC staff working together on this matter, and reporting back to City Council on a quarterly basis. CARRIED.

6. (8)
(a) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that the report of the General Manager and Secretary, Public Utilities Commission dated November 12, 1998 concerning Electric Utility Restructuring Under Bill 35 be accepted and further that the Council of the City of Sault Ste. Marie supports in principle the recommendations contained in the report. (AS AMENDED) CARRIED.

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

- (a) Moved by Councillor J. Curran
Seconded by Councillor D. Orazietti
Whereas many projects and initiatives have been and will continue to be approved by City Council; and
Whereas the progress of these projects is important to the municipality;
Therefore Be It Resolved that the City Clerk, working on the requests of City Councillors, will list those projects and initiatives on the agenda on the final meeting of each month, so that senior management can provide updates; and
Be It Further Resolved that the list of outstanding resolutions also be provided monthly, in the agenda package. CARRIED.

The Outstanding Council Resolutions list was received by Council as information.

- (b) Moved by Councillor D. Amaroso
Seconded by Councillor D. Jones
Whereas there have been numerous complaints from the residents of Second Line West between People's Road and Korah Road about the condition of the roadway and resulting vibration to their homes; and
Whereas an assessment has been completed by the Engineering Department recommending the complete reconstruction of this section of the Second Line, which is classified as a Connecting Link Highway by the Province and therefore subject to 75% subsidy;
Now Therefore Be It Resolved that the Engineering Department provide to City Council a status report regarding the timing, within the City's 5 year roadway plans, as to when the design and reconstruction of this section of roadway may be completed. CARRIED.

7. (c) Moved by Councillor P. Vaudry
Seconded by Councillor M. Pascuzzi
Whereas the Province of Ontario in early 1997 advised the City that the connecting link designation for several city streets totalling 15 km in length would be revoked; and
Whereas concurrently with this announcement the Province forwarded to the City an unconditional grant in the amount of \$2,246,250, said amount based on M.T.O. calculations of the capital cost of repair of the 15 km of roadway for a 5 year period, less the City's contribution; and
Whereas City staff reported to Council on June 2, 1997 that the amount forwarded by the Province represented only about one-half of what was felt to be reasonable given the City's review; and
Whereas approximately \$500,000 of the said amount has already been authorized to be used by City Council on roadway projects, other than those identified on the list of connecting links with such designation revoked; and
Whereas it would seem prudent that the balance of those funds be in fact spent on repairs to these roadways only;
Now Therefore Be It Resolved that the City Engineering Department prepare for Council's approval a program of road improvements prepared on a priority basis and restricted to those roadways transferred by the Province to the City in 1997, with the cost of such program not to exceed the balance remaining in the reserve set up for that purpose. CARRIED.

- (d) Moved by Councillor D. Oraziatti
Seconded by Councillor D. Brandt
Request for report from Economic Development Corporation
Be It Resolved that a report on the status of the rail line, designed to access industrially zoned lands west of Algoma Steel Inc., developed in cooperation with Economic Development Corporation, various levels of governments and Algoma Steel, be provided. If access to this area is not favourable to further heavy industrial development via rail routes, the report should include information pertaining to the feasibility of an alternative rail route to access this area. CARRIED.

Councillor R. Niro declared a pecuniary interest - owner of industrial zoned land in the area.

Councillor P. Vaudry declared a pecuniary interest - employed by ASI.

Councillor D. Amaroso declared a pecuniary interest - spouse employed by ASI.

7. (e) Moved by Councillor D. Orazietti
Seconded by Councillor D. Jones
Request for report

Whereas it has become evident that the City of Sault Ste. Marie has a notable shortage of areas zoned for heavy industrial uses; and

Whereas the present business proponent, SIR, has experienced unreasonably difficult circumstances under which to develop; and

Whereas similar circumstances will likely continue to arise and impede future industrial development within our city, until such time as adequate zoning is made available; and

Whereas providing environmentally safe sites should be the cornerstone of responsible economic development;

Now Therefore Be It Resolved that Planning staff with the support of any other city staff necessary, provide a report which makes available the criteria by which industrial zones are developed; outlines specific locations owned by the city which may with environmental consideration made, be zoned heavy industrial to accommodate the needs of any future developers; and finally review city properties currently zoned industrial to assess their appropriateness. CARRIED.

Councillor R. Niro declared a pecuniary interest - owner of industrial land.

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 M. Pascuzzi

Resolved that all the by-laws listed under Item 10 of the Agenda under date 1999 01 25, save and except by-laws 99-15, 99-20 and 99-21 be approved. CARRIED.

- (a) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that by-law 99-15 being a by-law to authorize a Development Control Agreement with 1187988 Ontario Limited concerning ODENA Industrial Park at Sixth Line East be read three times and passed in open Council this 11th day of January, 1999. CARRIED.

10. (b) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that by-law 99-20 being a by-law to amend Sault Ste. Marie Zoning By-laws 4500 and 4501 concerning 165 Industrial Court B be read three times and passed in open Council this 25th day of January, 1999. (The Lunch Box)
CARRIED.

Councillor M. Pascuzzi declared a pecuniary interest - client of law firm Sarlo O'Neill.

- (c) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that by-law 99-21 being a by-law to amend Sault Ste. Marie Zoning By-laws 4500 and 4501 concerning 275 Second Line West be read three times and passed in open Council this 25th day of January, 1999. (Saultax Limited)
CARRIED.

Councillor D. Jones declared a pecuniary interest - spouse employed by A & P.

- (d) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that the report of the Commissioner of Engineering and Planning dated 1999 01 15 concerning the construction of storm sewer, concrete sidewalk and Class "A" pavement on Boundary Road from Queen Street East to Bennett Boulevard on the initiative plan under Section 12 of the Local Improvement Act at an estimated cost of \$1,965,040.00 is hereby approved and adopted and Be It Further Resolved that By-law 99-12 authorizing the construction and capital expenditure therefore, be read the first and second times this 25th day of January, 1999. CARRIED.

- (e) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that the report of the Commissioner of Engineering and Planning dated 1999 01 15 concerning the construction of sanitary sewer, private drain connections and Class "A" pavement on Moody Street from Wallace Terrace to Henrietta Street on the initiative plan under Section 12 of the Local Improvement Act at an estimated cost of \$642,000.00 is hereby approved and adopted and Be It Further Resolved that by-law 99-13 authorizing the construction and capital expenditure therefore, be read the first and second times this 25th day of January, 1999. CARRIED.

10. (f) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that by-law 99-17 being a by-law to appoint Charles A. Stolte as Transit Manager be read three times and passed in open Council this 25th day of January, 1999. CARRIED.
- (g) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that by-law 99-18 being a by-law to authorize acquisition of a parcel of vacant land adjacent to the Hiawatha Lodge from the Sault Ste. Marie Region Conservation Authority be read three times and passed in open Council this 25th day of January, 1999. CARRIED.
- (h) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that by-law 99-19 being a by-law to amend Schedule D to Traffic By-law 77-200 be read three times and passed in open Council this 25th day of January, 1999. CARRIED.
- (i) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that by-law 99-22 being a by-law to provide for an interim tax levy for 1999 be read three times and passed in open Council this 25th day of January, 1999. CARRIED.
- (j) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that by-law 99-23 being a by-law to amend Schedule W to Traffic by-law 77-200 be read three times and passed in open Council this 25th day of January, 1999. CARRIED.
- (k) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that by-law 99-24 being a by-law to authorize an agreement with the City and Canadian Micro Software Inc. to use the "MAINTAIN" computer program be read three times and passed in open Council this 25th day of January, 1999. CARRIED.
- (l) Moved by Councillor D. Orazietti
Seconded by Councillor P. Vaudry
Resolved that by-law 99-25 being a by-law to employ the Division "B" Option of Bill 79 for the 10-5-5 property tax cap for the commercial, industrial and multi-residential tax classes be read three times and passed in open Council this 25th day of January, 1999. CARRIED.

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

- (a) Moved by Councillor M. Borowicz
Seconded by Councillor D. Brandt
Whereas concerns have been raised regarding the method of collecting the costs of the water and sewer work previously completed along Old Goulais Bay Road, Fifth Line, Harris Street and Coronation Drive;
Therefore Be It Resolved that the attached letter (from Paul Kelly dated 99/12/01) be forwarded to appropriate staff for their input and report back to Council on their findings. CARRIED.

12. **ADJOURNMENT**

Moved by Councillor D. Orazietti
Seconded by Councillor M. Pascuzzi
Resolved that this Council shall now adjourn. CARRIED.

"STEPHEN BUTLAND"
MAYOR

"DONNA P. IRVING"
CLERK