

MINUTES

REGULAR MEETING OF CITY COUNCIL

2000 05 01

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

ABSENT: Councillor M. Pascuzzi

OFFICIALS: J. Fratesi, D. Irving, M. Brechin, D. McConnell, L. Bottos, W. Lamming, B. Freiburger, B. Wierzbicki, B. Strapp, K. Fisher

1. **ADOPTION OF MINUTES**

Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that the Minutes of the Regular Council Meeting of 2000 04 17 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 2000 04 14 in the amount of \$1,844,056.28 be passed and paid. CARRIED.

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

3. Moved by Councillor D. Jones
Seconded by Councillor B. Irwin
Resolved that the accounts of 2000 04 21 in the amount of \$925,353.97 and payrolls properly certified be passed and paid and the payrolls of the periods 2000 04 02 to 2000 04 15 in amounts of Hourly \$1,185,403.67 and Salaried \$228,874.23 as certified and paid be confirmed. CARRIED.

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

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.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Wayne Pickard, Community Council Chair and Margaret Nicholson of the Ladies of the Royal Purple were in attendance concerning Proclamation – Hearing and Speech and Hearing Awareness Month.
 - (b) Joanne Cain, Co-Chair, Carnation Campaign; and Jake Thomas, Coordinator, Team MS, were in attendance concerning Proclamation – Multiple Sclerosis Month.
 - (c) Amy Colizza and Becky Fawcett were in attendance concerning Proclamation – Sexual Assault Awareness Month.
 - (d) Darrell Collar, Recruiting Sergeant, Salvation Army, Campaign Director, National Red Shield Appeal, and Malcolm Smith were in attendance concerning Proclamation – Salvation Army Red Shield Month.
 - (e) Richard Ciotti, President, Chamber of Commerce, was in attendance concerning Proclamation – Customer Service Week.
 - (f) Maureen Irvine, President, Fibromyalgia Association of Sault Ste. Marie and Algoma District, was in attendance concerning Proclamation – International Fibromyalgia Awareness Day.
 - (g) Gwen Iburg and Barbara Engel were in attendance concerning Proclamation – Nursing Week.
4. (h) Mexican Amigas Group from Mount St. Joseph College was in attendance to share their experience of 3rd World life and Proclamation – Catholic Education Week.

- (i) Jim Egan, representing Sault Traffic and Road Safety Committee, was in attendance concerning Proclamation – Road Safety Challenge Week.
- (j) James Klyke representing employees of the Northern Treatment Centre was in attendance concerning 5.(h).
- (k) Allan Dovigi was in attendance concerning Agenda item 6.(6)(a).
- (l) Gord Action and Malcolm McLeod were in attendance concerning Agenda item 6.(6)(b) and (c).

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 2000 05 01 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from the City of Nepean (concerning petitioning the Province of Ontario to give municipalities the authority to regulate pesticide use on private property); and the City of Guelph (concerning smoke free bingo halls and bowling alleys); was received by Council.
- (b) Correspondence from St. Mary's College requesting permission for a temporary street closing on Tancred Street from Wellington Street East to London Street on June 7, 2000 from 12:00 noon to 6:00 p.m. was accepted by Council. The relevant street closing by-law 2000-112 is listed under Item 10 of the Minutes.
- (c) Correspondence from the Queenstown Association concerning requests for street closings on Queen Street and extended store hours was accepted by Council. The relevant street closings by-law 2000-117 is listed under Item 10 of the Minutes.

5. (c) Moved by Councillor D. Amaroso
Seconded by Councillor J. Curran
Resolved that the request from the Queenstown Association merchants for extended store hours to midnight on Friday, July 21, 2000 for the annual summer Midnight Magic, be approved. CARRIED.
- (d) 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. Amaroso
Seconded by Councillor B. Irwin
Resolved that the following request to hold a Special Occasion permit event at a municipal facility on the stated dates and times be endorsed by City Council:
Strathclair Sports Complex:
Sault Slo Pitch Association
June 2 to 4 – 8:00 a.m. to 7:00 p.m.
July 7 to 9 – 8:00 a.m. to 7:00 p.m. CARRIED.
- (e) The letter from Mayor Butland concerning Financing of Hospital Restructuring was received by Council.
- (f) Correspondence from Councillor Irwin concerning Irish Trade Mission was received by Council.
- (g) Correspondence from Bill Sroka concerning amendments to the Smoking By-law relating to the Sault Ste. Marie Soup Kitchen was received by Council.
- (h) Correspondence from the Minister of Correctional Services in response to two recent Council resolutions concerning the Northern Treatment Centre and provincial correctional facilities was accepted by Council.
- Moved by Councillor J. Curran
Seconded by Councillor D. Jones
Whereas City Council passed a resolution at its regular meeting of 2000 02 21 supporting “provincial correctional facilities run by and for the Ontario government, staffed with professional public correctional workers and fully accountable to the government and citizens of Ontario”;
And whereas the same resolution contains wording to the effect that Council “opposes private ownership and operation of such facilities”;
And whereas City Council is anxious to ensure that there is no confusion regarding its position which could affect a number of facilities in our community;
Now Therefore Be It Resolved that the Council resolution of 2000 02 21 be reconsidered and rescinded and that the following be substituted on this matter:
Whereas professional, effective and efficient service delivery is imperative in the running of correctional services across Ontario;

5. (h) And whereas the Ontario Government has announced its intention to seek public-private partnerships in a number of areas of correctional service delivery; Therefore Be It Resolved that the Minister of Correctional Services be asked to ensure that appropriately high standards of service delivery and safety are established for the future delivery of Ontario's correctional services; And that the Minister ensure any and all service delivery options are evaluated in accordance with these standards to ensure effective, safe and efficient delivery of correctional services in Ontario. WITHDRAWN BY MOVER/SECONDER.

Councillor S. Lepore declared a pecuniary interest – relative employed at Sault Jail.

Moved by Councillor D. Brandt

Seconded by Councillor B. Irwin

Whereas City Council passed a resolution at its regular meeting of 2000 02 21 supporting provincial correctional facilities run by and for the Ontario government staffed with professional public correctional workers and fully accountable to the government and citizens of Ontario;

Now therefore be it resolved that the Council resolution of 2000 02 21 be reconsidered and rescinded. WITHDRAWN BY MOVER.

Councillor S. Lepore declared a pecuniary interest – relative employed by Sault Jail.

- (i) The letter requesting permission for a private property liquor licence extension was accepted by Council.

Moved by Councillor D. Jones

Seconded by Councillor J. Curran

Resolved that the following request for a liquor licence extension on private property for an outdoor event on the stated date and times be endorsed by City Council.

Algoma University College - June 10, 2000 – 3:00 p.m. to 6:00 p.m. CARRIED.

- (j) **Tender for Transit Operators and Inspectors Uniforms**

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 2000 04 25, be endorsed and that the tender for the supply and delivery of Transit Operators and Inspectors Uniforms, required by our Transit Division, be awarded as recommended. CARRIED.

5. (k) **Tender for One (1) Full Size Heavy Duty Cargo Van**

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

Moved by Councillor D. Jones

Seconded by Councillor B. Irwin

Resolved that the report of the Manager of Purchasing dated 2000 04 25, be endorsed and that the tender for the supply and delivery of One (1) Full Size Heavy Duty Cargo Van, required by our Engineering Department, be awarded as recommended. CARRIED.

(l) **Quotation for One (1) Mid Size 4 Door Sedan**

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

Moved by Councillor D. Jones

Seconded by Councillor J. Curran

Resolved that the report of the Manager of Purchasing dated 2000 04 25, be endorsed and that the quotation for the supply of One (1) Mid Size 4 Door Sedan, required by our Engineering Department, be awarded as recommended. CARRIED.

(m) **Tax Appeals – Section 442**

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

Moved by Councillor D. Jones

Seconded by Councillor B. Irwin

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 reports of 2000 05 01 be approved and the tax records be amended accordingly. CARRIED.

(n) **Staff Travel Requests**

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

Moved by Councillor D. Jones

Seconded by Councillor J. Curran

Resolved that the staff travel requests contained in the report of the Chief Administrative Officer dated 2000 05 01 be approved as presented. CARRIED.

(o) **Council Travel**

Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that Mayor Steve Butland be authorized to travel to Gary, Indiana on May 16 – 20, 2000 to co-host the International Great Lakes St. Lawrence Mayors' Conference. CARRIED.

5. (o) Moved by Councillor D. Jones
Seconded by Councillor J. Curran

Resolved that Councillor C. Swift be authorized to travel to Thunder Bay, Ontario, May 4 – 6, 2000 to attend the Northern Ontario Municipal Association Annual Meeting on behalf of the Federation of Northern Ontario Municipalities (F.O.N.O.M.). CARRIED.

(p) **Boys Slowpitch User Fees – Elliott Park**

The report of the Recreation Assistant was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the report of the Recreation Assistant under date 2000 05 01 concerning Boys Slowpitch User Fees be accepted, and the recommendations contained therein be endorsed. CARRIED.

(q) **Engineering Services – North Street Design and Reconstruction**

The report of the Director of Engineering Design & Buildings was accepted by Council. The relevant by-law 2000-104 is listed under Item 10 of the Minutes.

(r) **Contract 2000-9E – Reconstruction of Andrew Street**

The report of the Environmental/Construction Engineer was accepted by Council. The relevant by-laws 2000-113 and 2000-114 are listed under Item 10 of the Minutes.

(s) **Common Boundary Line Agreement – Lafarge Canada Inc.**

The report of the City Solicitor was accepted by Council. The relevant by-law 2000-110 is listed under Item 10 of the Minutes.

(t) **Proposed Sale to Superior Land Management Inc.**

The report of the City Solicitor was accepted by Council. The relevant by-law 2000-115 is listed under Item 10 of the Minutes.

(u) **Amendments to the Signs Section (10) of By-law 76-185 – Miceli's Mini Mart and Galaxy Theatres**

The report of the Planning Director was accepted by Council.

Moved by Councillor D. Jones

Seconded by Councillor B. Irwin

Resolved that the report of the Planning Division under date 2000 05 01 concerning Amendments to the Signs Section of By-law 76-185 – Miceli's Mini Mart and Galaxy Theatres be accepted and the Planning Director's recommendation, be endorsed. CARRIED.

5. (u) Councillor M. Borowicz declared a pecuniary interest – employed by Algoma Central Properties.

(v) **Special Budget Meeting**

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

Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that the report of the Commissioner of Finance and Treasurer dated 2000 05 01 concerning a Special Budget Meeting on May 23, 2000 at 5:00 p.m. be accepted as information. CARRIED.

PART TWO - REGULAR AGENDA

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

6. (5) **LEGAL**

(a) **Proposed Amending By-law Concerning Smoking**

The report of the City Solicitor was received by Council as information. There will be public notice and notice to all interested parties that the matter will be placed on the May 29th Council Meeting agenda for debate and consideration by Council.

6. (6) **PLANNING**

(a) **Application No. A-17-00-Z – Dr. Allan Dovigi – 163, 165 and 167 Elgin Street and 49, 53 and 55 Grace Street – Request to Utilize Property for Dental Offices and Parking Lot**

The report of the Planning Director was accepted by Council.

Moved by Councillor D. Jones

Seconded by Councillor J. Curran

Resolved that the report of the Planning Division under date 2000 05 01 concerning Application No. A-17-00-Z – Dr. Allan Dovigi be accepted and the recommendation that City Council approve the application subject to the 2 conditions contained in the report, be endorsed. CARRIED.

(b) **Application No. A-6-00-Z.OP – Odena Reload Centre Inc. – 2121 Sixth Line – Request to Amend Zoning By-law for Industrial Purposes – Noise Impact Study**

The report of the Planning Director was accepted by Council.

6. (6)

(b) Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that the report of the Planning Division under date 2000 05 01 concerning Application No. A-6-00-Z.OP – Odena Reload Centre Inc. – Noise Impact Study be accepted as information. CARRIED.

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

(c) **Application No. A-6-00-Z.OP – Odena Reload Centre Inc. – 2121 Sixth Line – Request to Amend Zoning By-law for Industrial Purposes**

The report of the Planning Director was accepted by Council.

Moved by Councillor D. Brandt

Seconded by Councillor M. Borowicz

Whereas City staff had requested the developers address the noise impact on 2100 Sixth Line and whether this property should be considered a receptor for any noise impact study; and,

Whereas this issue has apparently been addressed but, prior to this Council Meeting, it has not been provided; and

Whereas there has been a request by interested parties to conduct their own professional noise impact study by Hatch and Associates; whom have already been retained but have not completed their work;

Therefore be it resolved that agenda item 6.(6)(c) BE DEFERRED until May 29th to allow for the aforementioned noise impact study to be completed and submitted to City staff by May 19th. DEFEATED.

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

Recorded Vote

For: Councillors M. Borowicz, C. Swift, D. Amaroso, D. Brandt

Against: Mayor S. Butland, Councillors R. Niro, J. Curran, D. Oraziatti, P. Vaudry, B. Irwin, S. Lepore

Absent: Councillor M. Pascuzzi

6. (6)
(c)

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the report of the Planning Division under date 2000 04 03 concerning Application No. A-6-00-Z.OP – Odena Reload Centre Inc. be accepted and the recommendation that Council approve the application subject to the 4 conditions contained on pages 7, 8 and 9 of the report, be endorsed. CARRIED.

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

Recorded Vote

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

Against: Councillors M. Borowicz, C. Swift, D. Brandt

Absent: Councillor M. Pascuzzi

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

- (a) **Economic Development Fund Requests – 1) North American Business Gateway Corporation; and 2) SSM Museum: Ontario TimeShip 2000 Promotion**

The report of the President and CEO, Economic Development Corporation, was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that the report of the President and CEO, Economic Development Corporation dated 2000 04 05 be accepted and the recommendations concerning support for Economic Development Fund applications for (1) North American Business Gateway Corporation (approved in principle on 1999 12 13); and (2) SSM Museum: Ontario TimeShip 2000 Promotion, be approved. CARRIED.

7.

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

- (a) Moved by Councillor C. Swift
Seconded by Councillor P. Vaudry
Be it resolved that the attached resolution regarding "Hospital Restructuring Funding", that will be dealt with at the Annual General Meeting of F.O.N.O.M., be supported by this Council; and
Further, that we commit our support for, and our participation in, the Task Force concept contained in the resolution. CARRIED.
- (b) Moved by Councillor J. Curran
Seconded by Councillor C. Swift
Whereas there has been a parking levy assessed against businesses in the downtown area for many years;
Whereas the Economic Development Corporation has recently been granted parking places in the downtown area to attract business;
Whereas some parking places have been allocated to at least one business free of charge;
And whereas the new arrangement alters the status quo as it relates to parking downtown;
Therefore Be It Resolved that a committee be struck to study the impact and possible new arrangements and report back expeditiously to Council. That committee should consist of, but not necessarily be limited to, the following:
- Two City Councillors (J. Curran, B. Irwin);
 - One member of the Economic Development Corporation;
 - Two members of the Queenstown Association Board of Directors;
 - One member of the Parking Division of the Community Services Department;
 - One member of the City Solicitor's Department;
 - One member of the Chamber of Commerce;
 - One member of the Finance Department. CARRIED.
- (c) Moved by Councillor D. Amaroso
Seconded by Councillor C. Swift
Resolved that City Council supports and endorses the resolution of the Algoma Board of Health passed at its March 15, 2000 Meeting – "That the Board of Health for the Algoma Health Unit calls on the Federal Government to establish a national program for Disease Prevention and Health Promotion, establish national standards and provide funding to Provinces for all new and expanded programs and services meeting such standards"; and
Further that a copy of this resolution be forwarded to the federal Minister of Health, Carmen Provenzano, MP, and the Chair, Algoma Board of Health. CARRIED.

7. (d) Moved by Councillor C. Swift
Seconded by Councillor D. Amaroso
Whereas historically the City has been responsible for the collection and disposal of corrugated cardboard; and
Whereas in the recent past that responsibility has been downloaded to the individual taxpayer, with the City providing various locations for drop-off depots; and
Whereas a number of complaints have been received regarding both the physical location where the containers are situated, and the inherent difficulties in using the containers provided, leads to unkempt sites and disgruntled users;
Then be it resolved that appropriate staff review the present arrangement for cardboard depots, and through public consultation, determine what changes might be made to the system that would engender greater participation in cardboard recycling, and report back to this Council. 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 2000 05 01 be approved. CARRIED.
- (a) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2000-25 being a by-law to authorize the construction of a sanitary sewer and private drain connection on Andrew Street from Queen Street to Cathcart Street under Section 12 of the Local Improvement Act at an estimated cost of \$137,500.00 be read a third time and passed in Open Council this 1st day of May, 2000. CARRIED.
- (b) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2000-82 being a by-law to authorize an agreement between the City and the Northern Ontario Heritage Fund Corporation (NOHFC) to provide funding to evaluate the feasibility of developing a regional sailing school along with the overall development of Clergue Park, be read three times and passed in Open Council this 1st day of May, 2000. CARRIED.

10. (c) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2000-104 being a by-law to authorize an agreement with the City and STEM Engineering Group Incorporated for engineering services concerning North Street between Second Line and Niagara Drive be read three times and passed in Open Council this 1st day of May, 2000. CARRIED.
- (d) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2000-110 being a by-law to authorize a boundary line agreement between Lafarge Canada Inc. concerning its gravel pit at 224 Fifth Line East and the City concerning the landfill site, which would allow Lafarge to excavate gravel from its pit to the common boundary line subject to Ministry of Natural Resources approval, be read three times and passed in Open Council this 1st day of May, 2000. CARRIED.
- (e) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2000-112 being a by-law to permit the temporary closing of Tancred Street for a downtown neighbourhood street party on June 7, 2000 be read three times and passed in Open Council this 1st day of May, 2000. CARRIED.
- (f) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2000-113 being a by-law to authorize an agreement between the City and Ellwood Robinson Limited with respect to Contract 2000-9E for the reconstruction of Andrew Street from Cathcart Street to Queen Street be read three times and passed in Open Council this 1st day of May, 2000. CARRIED.
- (g) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2000-114 being a by-law to authorize the temporary street closing of Andrew Street from Cathcart Street to Queen Street starting May 15th, 2000 to November 10th, 2000 be read three times and passed in Open Council this 1st day of May, 2000. CARRIED.
- (h) Moved by Councillor D. Amaroso
Seconded by Councillor B. Irwin
Resolved that By-law 2000-115 being a by-law to authorize the sale of City property located at the McNabb Street and Shannon Road Extension to Superior Land Management Inc. be read three times and passed in Open Council this 1st day of May, 2000. CARRIED.
10. (i) Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that By-law 2000-116 being a by-law to assume a strip of land in front of 589 Second Line West shown as Part 2 on Plan 1R-3956 as a public road, be read three times and passed in Open Council this 1st day of May, 2000. CARRIED.

(j) Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Resolved that By-law 2000-117 being a by-law to permit the temporary closing of Queen Street for various Queenstown special events be read three times and passed in Open Council this 1st day of May, 2000. CARRIED.

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

Moved by Councillor D. Jones

Seconded by Councillor B. Irwin

Resolved that this Council shall now go into Caucus to discuss 2 labour relations and one property matter (possible acquisition of land for municipal purposes). CARRIED.

12. **ADJOURNMENT**

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that this Council shall now adjourn. CARRIED.

“STEPHEN E. BUTLAND”
MAYOR

“DONNA P. IRVING”
CLERK