

MINUTES

REGULAR MEETING OF CITY COUNCIL

2000 10 16

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. Lamming, B. Freiburger, D. McConnell, D. Overboe, N. Apostle, M. Kukoraitis, J. Snizek, J. Dolcetti

1. **ADOPTION OF MINUTES**

Moved by Councillor R. Niro

Seconded by Councillor M. Borowicz

Resolved that the Minutes of the Regular Council Meeting of 2000 09 25 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 2000 09 22 in the amount of \$779,692.30 and payrolls properly certified be passed and paid and the payrolls of the periods 2000 09 03 to 2000 09 16 in amounts of Hourly \$1,292,835.52 and Salaried \$278,637.84 as certified and paid be confirmed. CARRIED.

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

Moved by Councillor S. Lepore

Seconded by Councillor D. Brandt

Resolved that the accounts of 2000 09 29 in the amount of \$1,407,526.38 be passed and paid. CARRIED.

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

Moved by Councillor S. Lepore

Seconded by Councillor D. Brandt

Resolved that the accounts of 2000 10 06 in the amount of \$14,364,696.34 and payrolls properly certified be passed and paid and the payrolls of the periods 2000 09 17 to 2000 09 30 in amounts of Hourly \$1,272,738.18 and Salaried \$262,085.62 as certified and paid be confirmed. CARRIED.

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.

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.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Michael Marinovich, President, and Gary Dumanski, Vice President, Chamber of Commerce were in attendance concerning Proclamation - Chamber of Commerce Week.
- (b) Kristen Breckenridge, representative of Children's Aid Society was in attendance concerning Proclamation - Canadian Foster Family Week.
- (c) Proclamation - Week of the Child
- (d) Bill Malpass and Jim McAuley were in attendance concerning Agenda item 5.(f).
- (e) Angel Lemay was in attendance concerning Agenda item 5.(l).
- (f) Bob Carricato, Chair, Planning Advisory Committee was in attendance concerning Agenda item 6.(6)(b).
- (g) David Ellis was in attendance concerning Agenda item 6.(6)(c).

PART ONE - CONSENT AGENDA

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

Moved by Councillor S. Lepore

Seconded by Councillor M. Borowicz

Resolved that all the items listed under date 2000 10 16 - Part One - Consent Agenda, save and except 5.(f) and 5.(x) be approved as recommended. CARRIED.

- (a) Correspondence from the Ministry of Municipal Affairs and Housing concerning implementation of a Municipal Performance Measurement Program was received by Council.
- (b) Correspondence from the Town of Goderich (concerning an Environment Canada recommendation concerning road salt designation), the Town of Charlton (concerning petitioning the Ministry of Environment to provide 100% funding to Northern Ontario for the cost of water testing) was received by Council.

(c) **Council Travel**

Moved by Councillor S. Lepore

Seconded by Councillor D. Brandt

Resolved that Mayor Steve Butland be authorized to travel to Sudbury to attend the Northern Ontario Business Awards on October 17th. CARRIED.

(d) **Staff Travel Requests**

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

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 2000 10 26 be approved as requested. CARRIED.

(e) **Millennium Fountain**

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

Moved by Councillor R. Niro

Seconded by Councillor D. Brandt

Resolved that the report of the Manager of Purchasing, dated 2000 10 04 be endorsed and that the proposal to supply and deliver a Floating Water Fountain, be awarded as recommended. CARRIED.

5. (f) **Soo Greyhounds' Request to Renegotiate a New Contract**

The report of the Manager, Community Centres was accepted by Council. The relevant by-law 2000-243 is listed under item 10 of the Minutes.

Moved by Councillor D. Oraziotti

Seconded by Councillor P. Vaudry

Be it resolved that item 5.(f) BE DEFERRED to allow for further information to be provided by staff. DEFEATED.

Recorded Vote

For: Councillors D. Jones, D. Oraziotti, P. Vaudry, D. Brandt, S. Lepore, M. Pascuzzi

Against: Mayor S. Butland, Councillors R. Niro, M. Borowicz, J. Curran, C. Swift, D. Amaroso, B. Irwin

Absent: Nil

(g) **Cultural Policy Implementation - John Rhodes Community Centre Project**

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

Moved by Councillor S. Lepore

Seconded by Councillor M. Borowicz

Resolved that the report of the Manager of Community Centres dated 2000 10 16 concerning Cultural Policy Implementation (item 3.3i) - John Rhodes Community Centre be accepted and the three recommendations contained therein, be approved. CARRIED.

(h) **Marquee Sign - John Rhodes Community Centre Project**

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

Moved by Councillor S. Lepore

Seconded by Councillor D. Brandt

Resolved that the report of the Manager of Community Centres dated 2000 10 16 concerning Marquee Sign - John Rhodes Community Centre be accepted and the recommendation that Council approve the location, design and purchase of a marquee sign at an estimated cost of \$15,000. - \$20,000. with funds from the John Rhodes Community Centre expansion project, be approved. CARRIED.

(i) **Transfer of Provincial Interest in Marinas**

The report of the Supervisor of Project Development was accepted by Council.

5. (i) Moved by Councillor R. Niro
Seconded by Councillor M. Borowicz

Resolved that the report of the Supervisor of Project Development under date 2000 10 16 concerning the Transfer of Provincial Interest in Marinas be accepted and the recommendation contained therein be endorsed. CARRIED.

(j) **Bellevue Marina Launch Ramp Upgrade**

The report of the Supervisor of Project Development was accepted by Council.

Moved by Councillor R. Niro

Seconded by Councillor D. Brandt

Resolved that the report of the Supervisor of Project Development under date 2000 10 16 concerning the Bellevue Marina Launch Ramp Upgrade be accepted as information. CARRIED.

(k) **Friendship Games Legacy Report**

The report of the Recreation Assistant was accepted by Council.

Moved by Councillor S. Lepore

Seconded by Councillor M. Borowicz

Resolved that the report of the Recreation Assistant under date 2000 10 16 concerning the Friendship Games Legacy Committee Report be accepted as information, and further that the City of Sault Ste. Marie acknowledge and thank the Friendship Games for their many contributions to the Community. CARRIED.

(l) **Municipal Gaming Public Awareness Policy**

The report of the Director Ontario Works - Social Services was accepted by Council.

Moved by Councillor S. Lepore

Seconded by Councillor D. Brandt

Resolved that the report of the Director Ontario Works - Social Services under date 2000 10 16 concerning Municipal Gaming Public Awareness Policy be accepted, and the recommendations contained therein be endorsed. CARRIED.

(m) **Closing of John Street from Cathcart Street to Queen Street - October 17, 2000 to November 30, 2000**

The report of the Environmental/Construction Engineer was accepted by Council. The relevant by-law 2000-245 is listed under item 10 of the Minutes.

(n) **OHRP Loan No. 5761-001-251**

The report of the Supervisor - Building Inspections was accepted by Council.

5. (n) Moved by Councillor R. Niro
Seconded by Councillor M. Borowicz
Resolved that the report of the Supervisor - Building Inspections dated 2000 09 30 concerning OHRP Loan No. 5761-001-251 be accepted and the recommendation that the monthly payments for this loan be postponed for an indefinite period of time and that the same be submitted to the Minister of Housing for his approval, be approved. CARRIED.
- (o) **Reconstruction of Lake Street - McNabb Street to Paladin Avenue**
The report of the Environmental/Construction Engineer was accepted by Council.
- Moved by Councillor R. Niro
Seconded by Councillor D. Brandt
Resolved that the report of the Environmental/Construction Engineer dated 2000 10 16 concerning Reconstruction of Lake Street - McNabb to Paladin be accepted as information. CARRIED.
- (p) **Renewal of Lease Agreement - Bellevue Marine Park**
The report of the City Solicitor was accepted by Council. The relevant by-law 2000-239 is listed under item 10 of the Minutes.
- (q) **Proposed Purchase of 374 Fifth Line East - Carol and Keith Printess**
The report of the City Solicitor was accepted by Council. The relevant by-law 2000-234 is listed under item 10 of the Minutes.
- (r) **Lane Closing Application - Sault Ste. Marie Park Subdivision**
The report of the City Solicitor was accepted by Council. The relevant by-laws 2000-232 and 2000-233 are listed under item 10 of the Minutes.
- (s) **Provincial Offences Act Transfer**
The report of the Assistant City Solicitor was accepted by Council.
- Moved by Councillor S. Lepore
Seconded by Councillor M. Borowicz
Resolved that the report of the Assistant City Solicitor dated 2000 10 16 concerning Provincial Offences Act Transfer be accepted and the recommendation that Council approve the report and draft submission to the Province be approved. CARRIED.
- (t) **Proposal Call for City's Insurance Program**
The report of the City Solicitor was accepted by Council.

5. (t) Moved by Councillor S. Lepore
Seconded by Councillor D. Brandt
Resolved that the report of the City Solicitor dated 2000 10 16 concerning Proposal Call for City's Insurance Program be accepted as information.
CARRIED.
- (u) **P.U.C. Inc. - Size of Board of Directors**
The report of the City Solicitor was accepted by Council.
- Moved by Councillor S. Lepore
Seconded by Councillor D. Brandt
Whereas the Articles of Incorporation of P.U.C. Inc. provide that the number of Directors of the Corporation is a minimum of one and a maximum of ten;
Resolved by the Corporation of the City of Sault Ste. Marie as the sole shareholder of P.U.C. Inc. that application be made to amend the Articles of Incorporation to increase the maximum number of Directors to eleven.
CARRIED.
- (v) **Amendment to the Signs Section (10) of By-law 76-185 - File No. B.3.1.8**
Permanent Signs - Daewoo Dealership
The report of the Planning Director was accepted by Council.
- Moved by Councillor R. Niro
Seconded by Councillor M. Borowicz
Resolved that the report of the Planning Division under date 2000 10 16 concerning the Amendment to the Signs Section of By-law 76-185 be accepted and the Planning Director's recommendation to approve the request for an exemption to Subsection 10.5.10 of the by-law, be endorsed. (Daewoo Dealership) CARRIED.
- (w) **Air Transportation Hub Progress Report**
The report of the Manager of Long Range Planning was accepted by Council.
- Moved by Councillor R. Niro
Seconded by Councillor D. Brandt
Resolved that the report of the Planning Division under date 2000 10 16 concerning Air Transportation Hub Progress Report be accepted as information.
CARRIED.
- (x) **Strategic Plan - Tree Planting**
The report of the Commissioner of Public Works and Transportation was accepted by Council.

5. (x) Moved by Councillor S. Lepore
Seconded by Councillor M. Borowicz
Resolved that the report of the Commissioner of Public Works and Transportation dated 2000 10 04 concerning the Strategic Plan - Objective 1A - "Review the level of tree planting across the City" be accepted and the recommendation to include an increase in the tree planting budget (from \$18,005. to \$37,505.) as a supplementary item for consideration in the 2001 budget, be approved. CARRIED.

Moved by Councillor C. Swift
Seconded by Councillor D. Amaroso

Be it resolved that appropriate staff be requested to consider the following suggestions for increasing the incidence of tree planting within the community, and report back to this Council with their findings and recommendations;

Pass a by-law (under authority of the Provincial Trees Act) that would require the planting of a tree as a condition of rezoning, or in the least, a replacement tree for each one removed;

Develop a system that would supply an opportunity for individuals to have City employees plant a commemorative tree for a loved one, on a cost-recovery basis. CARRIED.

- (y) **Strategic Plan - Project the Future Needs and Ensure the Adequacy of Lands for Cemetery Purposes**

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

Moved by Councillor S. Lepore
Seconded by Councillor D. Brandt

Resolved that the report of the Commissioner of Public Works and Transportation dated 2000 10 04 concerning the Strategic Plan - Objective - "to project the future needs and ensure the adequacy of lands for cemetery purposes" be accepted as information. CARRIED.

- (z) **Celebrating 2000 Municipal Millennium Projects Update**

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 Co-Chairs, Millennium Celebrations Committee dated 2000 10 16 concerning Municipal Millennium Projects Update be accepted as information. CARRIED.

5. (aa) **Millennium Celebration - Proposed Fountain Project**

The report of the Director of Financial Services was accepted by Council.

Moved by Councillor S. Lepore

Seconded by Councillor D. Brandt

Resolved that the report of the Director of Financial Services dated 2000 10 16 concerning Millennium Celebration - Proposed Fountain Project be accepted and the recommendation that the balance of \$20,000. in required funding for the project be provided from the A. B. McLean Site Improvement Reserve account, be approved. CARRIED.

(bb) **Contract 2000-13E - Wellington Street Sanitary Sewer Reconstruction**

The report of the Environmental/Construction Engineer was accepted by Council. The relevant by-laws 2000-192 and 2000-244 are listed under item 10 of the Minutes.

Councillor S. Lepore declared a pecuniary interest - property owner in affected area.

PART TWO - REGULAR AGENDA

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

6. (6) **PLANNING**

(a) **Application No. A-28-00-Z.OP - 705952 Ontario Limited - 24 Second Line West - Request to Rezone Property from Commercial to Parks and Recreation to Obtain a Lower Assessed Market Value and Reduce Municipal Taxes**

The report of the Planning Director was received by Council.

Moved by Councillor R. Niro

Seconded by Councillor D. Brandt

Resolved that the report of the Planning Division under date 2000 09 25 concerning Application No. A-28-00-Z.OP - 705952 Ontario Ltd., be accepted and the recommendation that City Council deny the application, be endorsed. OFFICIALLY READ NOT DEALT WITH. WITHDRAWN AT THE REQUEST OF THE APPLICANT.

Councillor M. Borowicz declared a pecuniary interest - daughter employed by Sarlo O'Neill.

6. (6)

(b) **Official Plan 5 Year Review**

The report of the Planning Advisory Committee was accepted by Council.

Moved by Councillor S. Lepore

Seconded by Councillor M. Borowicz

Resolved that the report of the Planning Advisory Committee under date 2000 10 16 concerning the Official Plan 5 Year Review be accepted and the Planning Director's recommendation that the Planning Advisory Committee be requested to proceed with implementing recommendations #1, 2, 3, 8 and 9, be endorsed. CARRIED.

(c) **Clergue Park Master Plan**

The report of the Planning Director was accepted by Council.

Moved by Councillor S. Lepore

Seconded by Councillor D. Brandt

Resolved that the report of the Planning Division under date 2000 10 16 concerning the Clergue Park Master Plan be accepted and that City Council approve the Clergue Park Master Plan and authorize staff to initiate opportunities to obtain government funding assistance towards implementation of the Master Plan, be endorsed. CARRIED.

7.

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

(a) Moved by Councillor B. Irwin

Seconded by Councillor P. Vaudry

Whereas vandalism damage to the St. Mary's River Marine Centre is estimated to exceed \$10,000.,

Be it resolved that the City of Sault Ste. Marie contribute to the purchase of replacement materials to an upset limit of \$5,000. CARRIED.

(b) Moved by Councillor R. Niro

Seconded by Councillor M. Borowicz

Whereas for several years following his retirement from City Council, Jack Cameletti has served as a member on the Northern Ontario Heritage Board; and Whereas Mr. Cameletti's term on the Board has now expired;

Be it resolved that City Council expresses its sincere appreciation to Mr. Cameletti for his great assistance and dedication to Sault Ste. Marie and area through his years serving on the Northern Ontario Heritage Board. 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 R. Niro

Seconded by Councillor M. Borowicz

Resolved that all the by-laws listed under item 10 of the Agenda under date 2000 10 16, be approved.

(a) Moved by Councillor R. Niro

Seconded by Councillor M. Borowicz

Resolved that By-law 2000-192 being a by-law to permit the temporary closing of Wellington Street West from St. George's Avenue to John Street to permit the sanitary sewer reconstruction be read three times and passed in Open Council this 16th day of October, 2000. CARRIED.

Councillor S. Lepore declared a pecuniary interest - property owner in affected area.

(b) Moved by Councillor R. Niro

Seconded by Councillor M. Borowicz

Resolved that By-law 2000-232 being a by-law to assume for public use and establish as a public lane a lane in the Sault Ste. Marie Park Subdivision, Plan 7602, be read three times and passed in Open Council this 16th day of October, 2000. CARRIED.

(c) Moved by Councillor R. Niro

Seconded by Councillor M. Borowicz

Resolved that By-law 2000-233 being a by-law to stop up, close and authorize the conveyance of a lane in the Sault Ste. Marie Park Subdivision, Plan 7602, be read a first and second time this 16th day of October, 2000. CARRIED.

(d) Moved by Councillor R. Niro

Seconded by Councillor M. Borowicz

Resolved that By-law 2000-234 being a by-law to authorize the acquisition of 374 Fifth Line East for the purpose of providing additional buffering of the landfill site, be read three times and passed in Open Council this 16th day of October, 2000. CARRIED.

10. (e) Moved by Councillor R. Niro
Seconded by Councillor M. Borowicz
Resolved that By-law 2000-239 being a by-law to authorize the renewal of the Bellevue Marine Park lease agreement between the City and Her Majesty the Queen as represented by the Minister of Fisheries and Oceans for the term commencing January 1, 2000 and terminating December 31, 2001 be read three times and passed in Open Council this 16th day of October, 2000. CARRIED.
- (f) Moved by Councillor R. Niro
Seconded by Councillor M. Borowicz
Resolved that By-law 2000-241 being a by-law to amend Sault Ste. Marie Zoning By-law 4500 and 4501 concerning lands located at 1245 Great Northern Road and further be it resolved that By-law 2000-242 being a by-law to designate 1245 Great Northern Road as an area of site plan control be read three times and passed in Open Council this 16th day of October, 2000. (Setchell Gardens) CARRIED.
- (g) Moved by Councillor R. Niro
Seconded by Councillor M. Borowicz
Resolved that By-law 2000-243 being a by-law to authorize an agreement with the Soo Greyhounds Inc. for a period of five years through to the 2005-2006 hockey seasons be read three times and passed in Open Council this 16th day of October, 2000. CARRIED.
- (h) Moved by Councillor R. Niro
Seconded by Councillor M. Borowicz
Resolved that By-law 2000-244 being a by-law to authorize an agreement (Contract 2000-13E) with Towland-Hewitson Construction Limited for the sanitary sewer reconstruction on Wellington Street West - St. George's Avenue to John Street be read three times and passed in Open Council this 16th day of October, 2000. CARRIED.
- Councillor S. Lepore declared a pecuniary interest - property owner in affected area.
- (i) Moved by Councillor R. Niro
Seconded by Councillor M. Borowicz
Resolved that By-law 2000-245 being a by-law to permit the temporary closing of John Street from Cathcart Street to Queen Street to permit a sanitary sewer repair be read three times and passed in Open Council this 16th day of October, 2000. CARRIED.

10. (j) Moved by Councillor R. Niro
Seconded by Councillor M. Borowicz
Resolved that By-law 2000-246 being a by-law to authorize an agreement with the City and Her Majesty the Queen in Right of Canada to support the project entitled Heritage Millennium Project be read three times and passed in Open Council this 16th day of October, 2000. CARRIED.

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

- (a) Moved by Councillor S. Lepore
Seconded by Councillor M. Borowicz
Resolved that this Council shall now go into Caucus to discuss two labour relations and two legal (solicitor-client privilege) matters. CARRIED.

12. **ADJOURNMENT**

Moved by Councillor S. Lepore
Seconded by Councillor D. Brandt
Resolved that this Council shall now adjourn. CARRIED.

"STEPHEN E. BUTLAND"
MAYOR

"DONNA P. IRVING"
CLERK