

MINUTES

REGULAR MEETING OF CITY COUNCIL

2001 07 23

4:30 P.M.

COUNCIL CHAMBERS

PRESENT: Mayor J. Rowswell, Councillors D. Brandt, D. Jones, J. Caicco, T. Ryma, L. Turco, D. Amaroso, B. Irwin, D. Oraziotti, T. Austin, N. DelBianco, P. Mick

OFFICIALS: J. Fratesi, D. Irving, N. Kenny, P. McAuley, M. Brechin, J. Elliott, M. Kukoraitis, B. Wierzbicki

ABSENT: Councillor P. Vaudry

1. **ADOPTION OF MINUTES**

Moved by Councillor D. Amaroso

Seconded by Councillor T. Austin

Resolved that the Minutes of the Regular Council Meeting of 2001 07 09 and Special Council Meeting of 2001 07 16 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 T. Austin

Resolved that the accounts of 2001 07 06 in the amounts of \$14,691,072.38 be passed and paid. CARRIED.

Councillor L. Turco declared a pecuniary interest - spouse employed by Police Services.

Councillor D. Oraziotti declared a pecuniary interest - employed by Algoma District School Board.

Councillor T. Ryma declared a pecuniary interest - employed by CTV Television Inc.

Mayor J. Rowswell declared a pecuniary interest - R. F. Contracting is client of Engineering firm.

3. 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 P. Mick declared a pecuniary interest - daughter employed by Algoma District School Board.

Moved by Councillor D. Jones

Seconded by Councillor T. Austin

Resolved that the accounts of 2001 07 13 in the amount of \$1,592,406.46 and payrolls properly certified and paid and the payrolls of the periods 2001 06 24 to 2001 07 07 in amounts of Hourly \$1,396,356.06 and Salaried \$279,435.58 as certified and paid be confirmed. CARRIED.

Councillor L. Turco declared a pecuniary interest - spouse employed by Police Services.

Mayor J. Rowswell declared a pecuniary interest - China Steel Inc. is a client of Engineering firm.

Councillor N. DelBianco declared a pecuniary interest - employed by Holiday Inns of Canada.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Constable Fred Brown was in attendance concerning Proclamation - Special Olympics Week.
- (b) 2001-2002 Chamber of Commerce Executive (Gary Dumanski, Ben Pascuzzi and Robert Henry) were in attendance for their annual Swearing-In Ceremony by Mayor Rowswell.
- (c) Joe Fruchter was in attendance concerning agenda item 5.(p).
- (d) Bob Paciocco was in attendance concerning agenda item 6.(6)(a) and 6.(6)(b).
- (e) Bernadette Disano was in attendance concerning agenda item 6.(6)(b).
- (f) Frank Provenzano 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 J. Caicco

Seconded by Councillor T. Austin

Resolved that all the items listed under date 2001 07 23 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from the Municipality of West Perth (requesting financial assistance for legal costs associated with an OMB appeal of its recent by-law on water quality); the City of Stratford (concerning urging the Government of Ontario to take action to protect deep groundwater aquifers); was received by Council.
- (b) Correspondence concerning special events at municipal facilities was accepted by Council.

Moved by Councillor D. Oraziotti

Seconded by Councillor T. Austin

Resolved that the following requests to hold Special Occasion Permit events at municipal facilities on the stated dates and times be endorsed by Council:

- (1) Roberta Bondar Pavilion
Holiday Inn - wedding reception
August 23, 2001 - 5:00 p.m. - 1:00 a.m.
- (2) Brody's Sports Bar & Grill
Sault Storm Football
August 4, 2001 - 8:00 p.m. - 11:00 p.m.
August 11, 2001 - 6:00 p.m. - 11:00 p.m. CARRIED.
- (c) Correspondence from the City Centre Merchants Association concerning support for a multi-purpose sports complex was received by Council.
- (d) **Staff Travel Requests**
A report of the Chief Administrative Officer was accepted by Council.

Moved by Councillor J. Caicco

Seconded by Councillor T. Austin

Resolved that the staff travel requests contained in the report of the Chief Administrative Officer dated 2001 07 23 be approved as presented. CARRIED.

- (e) **Outstanding Council Resolutions List**
The list was received by Council.

- (f) **2001 Council Honoraria Review Committee**
A report of the City Clerk was accepted by Council.

5. (f) Moved by Councillor D. Oraziotti
Seconded by Councillor T. Austin
Resolved that the report of the City Clerk dated 2001 07 23 concerning 2001 Council Honoraria Review Committee be accepted as information. CARRIED.
- (g) **Tender for Restoration of Clergue Blockhouse**
A report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor D. Oraziotti
Seconded by- Councillor T. Austin
Resolved that the report of the Manager of Purchasing, dated July 23, 2001 be endorsed and that the tender for the Restoration of Clergue Blockhouse, required by the Community Services Department, be awarded as recommended. CARRIED.
- (h) **Tender for Lifting and Leveling of Sidewalks**
A report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor T. Austin
Resolved that the report of the Manager of Purchasing, dated July 23, 2001 be endorsed and that the tender to perform Lifting and Leveling of Sidewalks on various streets within the City limits, required by the Public Works and Transportation Department, be awarded as recommended. CARRIED.
- (i) **Tender for 7,500 Tonnes Bulk Coarse Highway Salt**
A report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor D. Oraziotti
Seconded by Councillor T. Austin
Resolved that the report of the Manager of Purchasing, dated July 23, 2001 be endorsed and that the tender for the supply and delivery of Bulk Coarse Highway Salt, required by the Public Works and Transportation Department, be awarded as recommended. CARRIED.
- (j) **Tenders for Equipment - Public Works and Transportation Department**
A report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor T. Austin
Resolved that the report of the Manager of Purchasing, dated July 23, 2001 be endorsed and that the tenders for the supply and delivery of various pieces of equipment, required by the Public Works and Transportation Department, be awarded as recommended. CARRIED.
- (k) **Connecting Link Funding for the Milling and Resurfacing of Wellington Street East from East Street to North Street**
A report of the Environmental/Construction Engineer was accepted by Council.
The relevant By-law 2001-137 is listed under item 10 of the Minutes.

5. (l) **Connecting Link Funding from the Reconstruction of Black Road from McNabb Street to One (1) km. South of Second Line**

A report of the Environmental/Construction Engineer was accepted by Council. The relevant By-law 2001-138 is listed under Item 10 of the Minutes.

(m) **Consulting Engineering Firm for Bellevue Park C.S.O. Tank**

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

Moved by Councillor D. Orazietti

Seconded by Councillor T. Austin

Resolved that the report of the Director of Engineering Design and Buildings dated 2001 07 23 concerning Consulting Engineering Firm for Bellevue Park CSO Tank be accepted and the recommendation that STEM Engineering Group Incorporated/Totten Sim Hubicki/Earth Tech Canada Inc. provide engineering design and construction administration services for the CSO tank installation at Bellevue Park, be approved. CARRIED.

Mayor J. Rowswell declared a pecuniary interest - Engineering firm has submitted a proposal for the CSO tank at Bellevue Park.

Recorded Vote

For: Councillors D. Brandt, D. Jones, J. Caicco, T. Ryma, L. Turco, D. Amaroso, B. Irwin, D. Orazietti, T. Austin, N. DelBianco, P. Mick

Against: nil

Absent: Councillor P. Vaudry

(n) **Queen Street Reconstruction - Property at Northeast Corner of Huron and Queen Street**

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

Moved by Councillor J. Caicco

Seconded by Councillor T. Austin

Resolved that the report of the Director of Engineering Design and Buildings dated 2001 07 23 concerning Queen Street Reconstruction - Property at Northeast corner of Huron and Queen Streets be accepted and the three recommendations contained therein, be approved. CARRIED.

(o) **Strand Avenue Safety Concerns**

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

5. (o) Moved by Councillor D. Orazietti
Seconded by Councillor T. Austin
Resolved that the report of the Director of Engineering Design and Buildings dated 2001 07 23 concerning Strand Avenue Safety Concerns be accepted and the recommendation that no roadway reconstruction take place on Strand Avenue between Grand Boulevard and Reid Street, be approved. CARRIED.

(p) **Billboard Signs**

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

Moved by Councillor J. Caicco

Seconded by Councillor T. Austin

Resolved that the report of the Director of Engineering Design and Buildings dated 2001 07 23 concerning illegal billboard signs be accepted and the recommendation that the Corporation hire the forces necessary to remove them and add the costs for each action to the taxes of the respective subject property, be approved. CARRIED.

Councillor B. Irwin declared a pecuniary interest - spouse employed by Algoma University College.

(q) **Municipal Election Signs**

A report of the Assistant City Solicitor was accepted by Council.

Moved by Councillor D. Orazietti

Seconded by Councillor T. Austin

Resolved that the report of the Assistant City Solicitor dated 2001 07 23 concerning Municipal Election Signs be accepted as information. CARRIED.

Moved by Councillor D. Brandt

Seconded by Councillor B. Irwin

Resolved that the Legal Department prepare a by-law for Council's review and consideration that regulates municipal election signs limiting the placement of election signs on public/municipal property to the 45 days preceeding Voting Day in any municipal election. CARRIED.

Recorded Vote

For: Mayor J. Rowswell, Councillors D. Brandt, D. Jones, J. Caicco, T. Ryma, L. Turco, D. Amaroso, B. Irwin, D. Orazietti, T. Austin, N. DelBianco, P. Mick

Against: nil

Absent: Councillor P. Vaudry

5. (r) **Lease Agreement between the City and Sault Ste. Marie Parking Division**
A report of the City Solicitor was accepted by Council. The relevant By-law 2001-136 is listed under Item 10 of the Minutes.
- (s) **Proposed Sale of Vacant Land Abutting 124 Byrne Avenue**
A report of the City Solicitor was accepted by Council.
- Moved by Councillor D. Oraziotti
Seconded by Councillor T. Austin
Resolved that the report of the City Solicitor dated 2001 07 23 concerning Proposed Sale of Vacant Land abutting 124 Byrne Avenue be accepted and the recommendation that the property be declared surplus, an appraisal be obtained and then advertised for sale, be approved. CARRIED.
- (t) **Reporting Protocol Agreement - Provincial Offences Act By-law 2001-135**
A report of the Assistant City Solicitor was accepted by Council. The relevant By-law 2001-135 is listed under Item 10 of the Minutes.
- (u) **Sault Ste. Marie Public Library 2000 Annual Report**
A report of the Director of Public Libraries and the 2000 Annual Report were received by Council.
- (v) Correspondence from the Children's Aid Society requesting permission for a temporary street closing for Blucher Street from Wellington to Albert Streets on 2001 08 21 from 2:00 p.m. - 6:00 p.m. for Family Preservation Resource Centre 1st Year Anniversary - Family Fun Day was accepted by Council. The relevant by-law 2001-144 is listed under item 10 of the Minutes.
- (w) **Contract 2001-9E - Reconstruction of Black Road (McNabb Street northerly 1.1 km)**
A report of the Environmental/Construction Engineer was accepted by Council. The relevant by-law 2001-142 is listed under item 10 of the Minutes.
- (x) **Contract 2001-10E - Milling and Asphalt Resurfacing**
A report of the Environmental/Construction Engineer was accepted by Council. The relevant by-law 2001-143 is listed under item 10 of the Minutes.

PART TWO - REGULAR AGENDA

REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

PLANNING

- (a) **Application No. A-16-01-Z & 57T-01-501 - 116 Third Line East - A Request to amend Zoning By-law 4500 and Draft Subdivision Approval - 1187845 Ontario Ltd. - Rezone RA to R6 - To Create Six Residential Lots**
A report of the Planning Director was accepted by Council.

6. (6)
(a) Moved by Councillor J. Caicco
Seconded by Councillor T. Austin
Resolved that the report of the Planning Division under date 2001 07 23 concerning Application No. A-16-01-Z & 57T-01-501 - 1187845 Ontario Ltd., be accepted and the recommendation that City Council approve the application subject to the 7 conditions contained in the report, be endorsed. CARRIED.
- (b) **Application No. A-17-01-Z - Tyan Kan Inc. - 235 West Street
To Rezone from M2S (Industrial) with a Special Exception to M3 (Light Industrial) - Expand Permitted Industrial Uses**
A report of the Planning Director was accepted by Council.
- Moved by Councillor D. Orazietti
Seconded by Councillor T. Austin
Resolved that the report of the Planning Division under date 2001 07 23 concerning Application No. A-17-01-Z - Tyan Kan Inc. be accepted and the recommendation that City Council approve the application subject to the 5 conditions contained in the report, be endorsed. CARRIED.
- Recorded Vote
- For: Mayor J. Rowswell, Councillors D. Brandt, D. Jones, J. Caicco, T. Ryma, L. Turco, D. Amaroso, B. Irwin, D. Orazietti, T. Austin, N. DelBianco, P. Mick
- Against: nil
- Absent: Councillor P. Vaudry
- (c) **Application No. 18-01-Z - Purvis Marine Limited - 874 Queen Street East
Rezone from I (Institutional) to B3 (General Business) - Increase the Use of the Existing Building for Commercial Purposes**
A report of the Planning Director was accepted by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor T. Austin
Resolved that the report of the Planning Division under date 2001 07 23 concerning Application No. A-18-01-Z - Purvis Marine Limited, be accepted and the recommendation that City Council approve the application subject to the 3 conditions contained in the report, be endorsed. CARRIED.
7. **UNFINISHED BUSINESS, NOTICE OF MOTIONS AND RESOLUTIONS
PLACED ON AGENDA BY MEMBERS OF COUNCIL**
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**

CONSIDERATION AND PASSING OF BY-LAWS

Moved by Councillor D. Oraziotti

Seconded by Councillor T. Austin

Resolved that all the by-laws listed under item 10 of the Agenda and Addendum under date 2001 07 23, be approved. CARRIED.

(a) Moved by Councillor J. Caicco

Seconded by Councillor T. Austin

Resolved that By-law 2001-95 being a by-law to authorize the construction of sanitary sewer, and private drain connections on Black Road from McNabb Street to 265 metres north of McNabb Street, under Section 12 of the Local Improvement Act, be read three times and passed in Open Council this 23rd day of July, 2001. CARRIED.

(b) Moved by Councillor J. Caicco

Seconded by Councillor T. Austin

Resolved that By-law 2001-135 being a by-law to authorize a reporting protocol agreement for the Provincial Offences Act Court Transfer between the City and the Ministry of the Attorney General be read three times and passed in Open Council this 23rd day of July, 2001. CARRIED.

(c) Moved by Councillor J. Caicco

Seconded by Councillor T. Austin

Resolved that By-law 2001-136 being a by-law to authorize an agreement between the City and the Sault Ste. Marie Parking Division to lease a portion of the Transit Division office and garage located at 111 Huron Street for a period of five years, be read three times and passed in Open Council this 23rd day of July, 2001. CARRIED.

(d) Moved by Councillor J. Caicco

Seconded by Councillor T. Austin

Resolved that By-law 2001-137 being a by-law to authorize an agreement with the City and the Province in order to access the Connecting Link Fund for road reconstruction for Wellington Street East from East Street to North Street, be read three times and passed in Open Council this 23rd day of July, 2001. CARRIED.

(e) Moved by Councillor J. Caicco

Seconded by Councillor T. Austin

Resolved that By-law 2001-138 being a by-law to authorize an agreement with the City and the Province in order to access the Connecting Link Fund for road reconstruction on Black Road from McNabb Street to approximately 1 km. south of Second Line, be read three times and passed in Open Council this 23rd day of July, 2001. CARRIED.

10. (f) Moved by Councillor J. Caicco
Seconded by Councillor T. Austin
Resolved that By-law 2001-139 being a by-law to amend Sault Ste. Marie Zoning By-law 4500 and 4501 concerning 875 Queen Street East (the Purvis Marine Limited application) be read three times and passed in Open Council this 23rd day of July, 2001. CARRIED.
- (g) Moved by Councillor J. Caicco
Seconded by Councillor T. Austin
Resolved that By-law 2001-140 being a by-law to designate 875 Queen Street East as an area of site plan control (the Purvis Marine Limited application) be read three times and passed in Open Council this 23rd day of July, 2001. CARRIED.
- (h) Moved by Councillor J. Caicco
Seconded by Councillor T. Austin
Resolved that By-law 2001-142 being a by-law to authorize an agreement with the City and Towland-Hewitson Construction be read three times and passed in Open Council this 23rd day of July, 2001. CARRIED.
- (i) Moved by Councillor J. Caicco
Seconded by Councillor T. Austin
Resolved that By-law 2001-143 being a by-law to authorize an agreement with the City and Ellwood Robinson Limited be read three times and passed in Open Council this 23rd day of July, 2001. CARRIED.
- (j) Moved by Councillor J. Caicco
Seconded by Councillor T. Austin
Resolved that By-law 2001-144 being a by-law to permit the temporary closing of Blucher Street between Wellington Street East and Albert Street East on August 21st, 2001 from 2:00 p.m. to 6:00 p.m. for the Children's Aid Society of Algoma's family fun day be read three times and passed in Open Council this 23rd day of July, 2001. CARRIED.

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

- (a) Moved by Councillor D. Oraziotti
Seconded by Councillor T. Austin
Resolved that this Council shall now go into Caucus to discuss one labour relations matter and one matter containing personal information about identifiable individuals.

12.

ADJOURNMENT

Moved by Councillor T. Austin

Seconded by Councillor D. Oraziotti

Resolved that this Council shall now adjourn. CARRIED.

"JOHN ROWSWELL"
MAYOR

"DONNA P. IRVING"
CLERK