

MINUTES

REGULAR MEETING OF CITY COUNCIL

2001 03 19

5:00 P.M.

COUNCIL CHAMBERS

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

ABSENT: Councillor D. Brandt

OFFICIALS: J. Fratesi, D. Irving, R. Avery, N. Apostle, B. Freiburger, M. Murray, M. Brechin, J. Luszka, B. Strapp, D. McConnell, L. Bottos, B. Wierzbicki

1. **ADOPTION OF MINUTES**

Moved by Councillor P. Mick

Seconded by Councillor N. DelBianco

Resolved that the Minutes of the Regular Council Meeting of 2001 02 26 be approved. CARRIED.

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

3. **PASSING OF ACCOUNTS**

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the accounts of 2001 02 23 in the amount of \$353,551.51 and payrolls properly certified be passed and paid and the payrolls of the periods 2001 02 04 to 2001 02 17 in amounts of Hourly \$1,243,810.97 and Salaried \$268,442.68 as certified and paid be confirmed. CARRIED.

Councillor B. Irwin declared a pecuniary interest - employed by Sault Area Hospitals.

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the accounts of 2001 03 02 in the amount of \$1,423,041.18 be passed and paid. CARRIED.

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.

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the accounts of 2001 03 09 in the amount of \$1,190,482.54 and payrolls properly certified be passed and paid and the payrolls of the periods 2001 02 18 to 2001 03 03 in amounts of Hourly \$1,293,362.28 and Salaried \$268,306.72 as certified and paid be confirmed. CARRIED.

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

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Benjamin Smith, Events Committee, Kiwanis Community Theatre Centre was in attendance concerning St. Petersburg Ballet Theatre being held in Sault Ste. Marie on March 26.
- (b) Brian Curran and Terry Greco of PUC Inc. and Richard Walker of KPMG were in attendance (to answer questions only) concerning agenda item 5.(j).
- (c) Connie Lento was in attendance concerning agenda item 6.(6)(a).
- (d) Bob Gordon, Norman West, Bob Defazio, Bill Vanboerdonk and John Dick were in attendance concerning agenda item 6.(6)(b).

PART ONE - CONSENT AGENDA

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

Moved by Councillor P. Mick

Seconded by Councillor N. DelBianco

Resolved that all the items listed under date 2001 03 19 - Part One - Consent Agenda, save and except 5.(x) be approved as recommended. CARRIED.

- (a) Correspondence from the Cathedral Parish of St. Luke concerning construction and operation of a Columbarium at the Cathedral was received by Council.

5. (a) Moved by Councillor P. Mick
Seconded by Councillor L. Turco
Resolved that the letter from the Dean and Rector, Cathedral Parish of St. Luke and the Chair, Columbarium Development Committee dated 2001 03 12 concerning municipal support for the construction and operation of a private Columbarium at the Cathedral be referred to appropriate staff for review and report back to City Council. CARRIED.
- (b) Correspondence from the President, Sault Cycling Club concerning a Cycling Link Project was received by Council.
- Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that the letter from the President, Sault Cycling Club dated 2001 03 08 concerning municipal support for the Club's Cycling Link Project be referred to appropriate staff for review and report back to City Council. CARRIED.
- (c) Correspondence concerning the 2001 BIA Conference being held in Toronto March 25 - 27, 2001 was received by Council.
- (d) The letter from the resident of 702 Second Line West, Apt. 6 concerning bus service to Hiawatha Park was received by Council.
- Moved by Councillor P. Mick
Seconded by Councillor L. Turco
Resolved that the letter from the resident of 702 Second Line West, Apt. 6 concerning extending the current city bus route to include Hiawatha Park as a destination be referred to the Commissioner of Public Works and Transportation for review and report back to City Council. CARRIED.
- (e) Correspondence from the Town of Iroquois Falls (concerning a request to join the Monteith Citizens Coalition – re closure of Monteith Correctional Centre in Iroquois Falls); and the City of Owen Sound (concerning petitioning the provincial government to continue to be responsible for court security and prisoner transportation or that municipalities be reimbursed for the cost of carrying out these responsibilities); and the Town of Mono (concerning abandoned wells); and City of Timmins (concerning petitioning the provincial government to not extend the boundaries of the Northern Ontario Heritage Fund to include the Bruce Peninsula); and the Algoma District Homes Board of Management (concerning rescinding its resolution requesting that the Ministry of Health approve transfer of 34 beds from Algoma Manor to the F. J. Davey Home) was received by Council.
- (f) The letter from the Transit Manager to the Chief Administrative Officer was received by Council.

5. (g) **Northern Ontario Transpolar Air Cargo Initiative**

The report of Mayor Rowswell was accepted by Council.

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the report of Mayor John Rowswell dated 2001 03 19 concerning Northern Ontario Transpolar Air Cargo Initiative be accepted as information, and further that City Council support proceeding to have discussions with North Bay to co-partner on this initiative and authorization for Mayor Rowswell and Joe Snizek, Long Range Planner to travel as necessary (funding of \$5,000. maximum to be added to 2001 Municipal levy) for this initiative, be approved. CARRIED.

(h) **Council Travel**

Moved by Councillor P. Mick

Seconded by Councillor N. DelBianco

Resolved that Mayor John Rowswell be authorized to travel to the 2001 BIA Conference being held in Toronto March 25 - 27, 2001. CARRIED.

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that Councillors Austin, Mick and Vaudry be authorized to attend the 2001 Association of Municipalities of Ontario Annual Conference from August 19 to 22, 2001 in Toronto, Ontario. CARRIED.

(i) **Staff Travel Requests**

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

Moved by Councillor P. Mick

Seconded by Councillor N. DelBianco

Resolved that the staff travel requests contained in the report of the Chief Administrative Officer dated 2001 03 19 be approved as requested. CARRIED.

(j) **Capital Structure of PUC Inc.**

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

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the report of the Commissioner of Finance and Treasurer dated 2001 03 19 concerning Capital Structure of PUC Inc. be accepted and the recommendation that the City approve the capital structure of PUC Inc. and its subsidiaries as proposed, be approved. CARRIED.

5. (k) **Police OMERS Type 3 Surplus**

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

Moved by Councillor P. Mick

Seconded by Councillor N. DelBianco

Resolved that the report of the Chief Administrative Officer dated 2001 03 19 concerning Police OMERS Type 3 Surplus be accepted and the recommendations contained therein be approved, and further that the Legal Department prepare the appropriate agreement with the Sault Ste. Marie Police Association for distribution of the fund as detailed in the report of the Director of Financial Services dated 2001 02 23. CARRIED.

(l) **Proposal for the Design and Construction of the Municipal Mausoleum Phase IX**

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

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the report of the Manager of Purchasing, dated March 19, 2001 be endorsed and that the proposal to Design and Construct Phase IX of the Municipal Mausoleum be awarded as recommended. CARRIED.

(m) **Tender for Traffic Marking Paint**

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

Moved by Councillor P. Mick

Seconded by Councillor N. DelBianco

Resolved that the report of the Manager of Purchasing, dated March 19, 2001 be endorsed and that the tender for the supply and delivery of Traffic Marking Paint as required by the Public Works and Transportation Department for the 2001 season, be awarded as recommended. CARRIED.

(n) **Employee Assistance Program Contract**

The report of the Manager of Purchasing was accepted by Council. The relevant by-law 2001-53 is listed under item 10 of the Minutes.

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the report of the Manager of Purchasing, dated March 19, 2001 be endorsed and that the proposal for the provision of E.A.P. Services be awarded as recommended. CARRIED.

(o) **Tender for Trees and Shrubs**

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

5. (o) Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that the report of the Manager of Purchasing, dated March 19, 2001 be endorsed and that the tender for the supply and delivery of Trees and Shrubs, required by Public Works and Transportation Department for use in the Cemeteries and Boulevard Replacement Program, be awarded as recommended. CARRIED.
- (p) **Tender for Transit Operators' and Inspectors' Uniforms**
The report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor P. Mick
Seconded by Councillor L. Turco
Resolved that the report of the Manager of Purchasing dated 2001 03 19 be endorsed and that the tender for the supply and delivery of Transit Operators' and Inspectors' Uniform Clothing required by the Transit Division be awarded as recommended. CARRIED.
- (q) **Public Sector Salary Disclosure Act**
The report of the Commissioner of Finance and Treasurer was accepted by Council.
- Moved by Councillor P. Mick
Seconded by Councillor L. Turco
Resolved that the report of the Commissioner of Finance and Treasurer dated 2001 03 19 concerning Public Sector Disclosure Act be accepted as information. CARRIED.
- (r) **Ontario SuperBuild Sports, Culture and Tourism Partnerships (SCTP) Application for the Sault Ste. Marie Memorial Gardens**
The report of the Manager Community Centres was accepted by Council.
- Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that the report of the Manager Community Centres dated 2001 03 19 concerning the application to Ontario SuperBuild (SCTP) for the Memorial Gardens be referred to the Arena Study Review Committee for review and report back to City Council at its March 26, 2001 meeting. CARRIED.
- (s) **Reconstruction of Dacey Road - Chambers Avenue to St. Mary's River - Local Improvement By-law 2001-15**
The report of the Environmental/Construction Engineer was accepted by Council.

5. (s) Moved by Councillor P. Mick
Seconded by Councillor L. Turco
Resolved that the report of the Environmental/Construction Engineer dated 2001 03 19 concerning Reconstruction of Dacey Road - Chambers Avenue to St. Mary's River (Local Improvement By-law 2001-15) be accepted as information. CARRIED.
- (t) **Reconstruction of King Street - Bruce Street to Elgin Street - Local Improvement By-law 2001-16**
The report of the Environmental/Construction Engineer was accepted by Council.

Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that the report of the Environmental/Construction Engineer dated 2001 03 19 concerning Reconstruction of King Street - Bruce to Elgin Streets (Local Improvement By-law 2001-16) be accepted and the recommendation that the construction of King Street proceed in 2002 under Section 8 of the Local Improvement Act and further that funds set aside in 2001 for the reconstruction of King Street be used to offset the cost of reconstruction of Lake Street, be approved. CARRIED.
- (u) **OHRP Loan #5761-001-153**
The report of the Supervisor of Building Inspections was accepted by Council.

Moved by Councillor P. Mick
Seconded by Councillor L. Turco
Resolved that the report of the Supervisor of Building Inspections dated March 1, 2001 be accepted and the recommendation that the outstanding balance of OHRP Loan 5761-001-153 in the amount of \$2,288.72 be forgiven along with the accumulated interest of March, April and May of 2001. CARRIED.
- (v) **Lane Closing Application - Farwell Subdivision**
The report of the City Solicitor was accepted by Council. The relevant by-laws 2001-50 and 2001-51 are listed under item 10 of the Minutes.
- (w) **Pointe des Chenes Campground (Trailer Park)**
The report of the Commissioner of Public Works and Transportation was accepted by Council.

Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that the report of the Commissioner of Public Works and Transportation dated 2001 03 01 concerning the Pointe Des Chenes Campground (Trailer Park) be accepted as information. CARRIED.

5. (x) **Winter Cities Conference 2002 - Aomori City, Japan**

The report of the President and C.E.O., Economic Development Corporation was received by Council.

Moved by Councillor P. Vaudry

Seconded by Councillor D. Jones

Resolved that resolution 5.(x) (Winter Cities Conference 2002) BE DEFERRED to the March 26th Council Meeting until the International Relations Committee of Council reviews the total travel arrangements for all such activities. CARRIED.

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that City Council supports Mayor John Rowswell's participation and promotion of Sault Ste. Marie including a presentation as requested by the Deputy Mayor of Aomori City, Japan at the upcoming Winter Cities Conference 2002 - Aomori City, Japan. OFFICIALLY READ NOT DEALT WITH.

(y) **Revised Credit Rating for the City of Sault Ste. Marie "A-" Stable**

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

Mover Councillor P. Mick

Seconder Councillor N. DelBianco

Resolved that the report of the Commissioner of Finance and Treasurer under date 2001 03 19 concerning Revised Credit Rating for the City of Sault Ste. Marie "A-" Stable be accepted as information. CARRIED.

(z) **Ontario Municipal Board Hearings**

The report of the City Solicitor was accepted by Council.

Mover Councillor P. Mick

Seconder Councillor L. Turco

Resolved that the report of the City Solicitor under date 2001 03 19 concerning Ontario Municipal Board Hearings be accepted as information. CARRIED.

(aa) **Odena - Ontario Municipal Board Hearings**

The report of the City Solicitor was accepted by Council.

Mover Councillor P. Mick

Seconder Councillor N. DelBianco

Resolved that the report of the City Solicitor under date 2001 03 19 concerning Odena - Ontario Municipal Board Hearing be accepted as information. CARRIED.

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

PART TWO - REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (6) PLANNING

(a) Application No. A-7-01-Z - Pat Lento - 1177 and 1183 Great Northern Road - Request for Amendment to Zoning By-law for Special Exception to Permit a Car Wash in Addition to Uses Permitted by the Existing Zoning

The report of the Planning Director was accepted by Council.

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the report of the Planning Division under date 2001 03 19 concerning Application No. A-7-01-Z - Pat Lento be accepted and the recommendation that City Council approve the application subject to the 3 conditions contained in the report, be endorsed. CARRIED.

(b) Industrial Land Use Study

The report of the Planning Director was accepted by Council.

Moved by Councillor T. Austin

Seconded by Councillor P. Mick

Resolved that the report of the Planning Division dated 2001 03 19 concerning the Industrial Land Study BE AMENDED by deleting from Area 1(A) Cecil Marshall's property from the recommended areas identified in the Study. DEFEATED.

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.

Recorded Vote

For: Councillors T. Ryma, T. Austin, P. Mick

Against: Mayor J. Rowswell, Councillors D. Jones, J. Caicco, L. Turco, B. Irwin, D. Oraziatti, N. DelBianco

Absent: Councillor D. Brandt

6. (6)
(b)

Moved by Councillor L. Turco
Seconded by Councillor N. DelBianco

Resolved that the report of the Planning Division under date 2001 03 19 concerning the Industrial Land Study be accepted and the recommendation that City Council approve the recommendations contained in this report, and authorize their implementation including application to FedNor for assistance with the cost of completing the engineering and design work for Area 1b, Area 3 and Area 8b, be endorsed. CARRIED.

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.

Recorded Vote

For: Mayor J. Rowswell, Councillors D. Jones, J. Caicco, T. Ryma, L. Turco, B. Irwin, D. Oraziotti, N. DelBianco

Against: Councillors T. Austin, P. Mick

Absent: Councillor D. Brandt

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

- (a) Moved by Councillor T. Ryma
Seconded by Councillor N. DelBianco

Whereas the previous Council had obtained a commitment from the Sault Area Hospitals for two representatives on their Board;

Resolved that this Council now requests from the Sault Area Hospitals a timeline and process for appointing representatives to their Board of Directors. CARRIED.

Councillor B. Irwin declared a pecuniary interest - employed by Sault Area Hospitals.

- (b) Moved by Councillor P. Vaudry
Seconded by Councillor T. Austin

Whereas there have been many concerns expressed by the residents of Wallace Terrace about the speed of traffic, both automobile and transport along Wallace Terrace from the Underpass westerly to Allen Side Road;

7. (b) Therefore be it resolved that the Police Service and the Department of Public Works and Transportation be requested to study the speed of traffic along this street and make recommendations to Council as appropriate. CARRIED.

(c) **Notice of Motion**

Mover - Councillor D. Brandt

Seconder - Councillor B. Irwin

Whereas Sault Ste. Marie has experienced many Ontario Municipal Board hearings that have taken 8 months or more to be resolved; and

Whereas Ontario Municipal Board hearings have become a significant barrier to some development in our community;

Therefore be it resolved that the City of Sault Ste. Marie formally request the appropriate provincial ministry, as well as any relevant legislative committees, to undertake a review and overhaul of the Ontario Municipal Board to streamline its decision making process.

(d) Mover Councillor T. Austin

Seconder Councillor P. Mick

Be It Resolved that the appropriate staff present three separate scenarios showing what the impact on present City services would be at a tax rate increase of 0%; 1% and 2% on the 2001 Budget and report back to City Council at its first Budget Meeting. TABLED.

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 P. Mick

Seconded by Councillor N. DelBianco

Resolved that all the by-laws listed under item 10 of the Agenda under date 2001 03 19, be approved. CARRIED.

(a) Moved by Councillor P. Mick

Seconded by Councillor N. DelBianco

Resolved that By-law 2001-15 being a by-law to authorize the construction of Class "A" pavement on Dacey Road from Chambers Avenue to St. Mary's River on the initiative plan under Section 12 of the Local Improvement Act, be read a third time and passed in Open Council this 19th day of March, 2001. CARRIED.

10. (b) Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that By-law 2001-17 being a by-law to authorize the construction of Sanitary Sewer and Private Drain Connections and Class "A" pavement on Lake Street from MacDonald Avenue to Trunk Road on the initiative plan under Section 12 of the Local Improvement Act, be read a third time and passed in Open Council this 19th day of March, 2001. CARRIED.
- (c) Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that By-law 2001-18 being a by-law to authorize the construction of Sanitary Sewer, Private Drain Connections and Class "A" pavement on Shafer Avenue from Swartz Street to Second Line under Section 12 of the Local Improvement Act, be read a third time and passed in Open Council this 19th day of March, 2001. CARRIED.
- (d) Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that By-law 2001-47 being a by-law to appoint by-law enforcement officers to enforce the by-laws of the Corporation of the City of Sault Ste. Marie be read a third time and passed in Open Council this 19th day of March, 2001. CARRIED.
- (e) Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that By-law 2001-50 being a by-law to assume for public use and establish as public lanes, lanes in the Farwell Subdivision, Plan 4250, be read three times and passed in Open Council this 19th day of March, 2001. CARRIED.
- (f) Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that By-law 2001-51 being a by-law to stop up, close and authorize the conveyance of lanes in the Farwell Subdivision, Plan 4250 be read a first and second time this 19th day of March, 2001. CARRIED.
- (g) Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that By-law 2001-52 being a by-law to authorize a collective agreement between the City and Local No. 67 - Day Care Group, C.U.P.E. be read three times and passed in Open Council this 19th day of March, 2001. CARRIED.

10. (h) Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that By-law 2001-53 being a by-law to authorize an agreement between the Corporation and the Sault Ste. Marie and District Group Health Association be read three times and passed in Open Council this 19th day of March, 2001. CARRIED.

(i) Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that By-law 2001-54 being a by-law to amend Schedule "A" to By-law 97-163 and to assume Part 4 on Plan 1R-4653 as a public street, be read three times and passed in Open Council this 19th day of March, 2001. CARRIED.

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

(a) Moved by Councillor P. Mick
Seconded by Councillor N. DelBianco
Resolved that this Council shall now go into Caucus to discuss 3 labour relations matters. CARRIED.

12. **ADJOURNMENT**

Moved by Councillor P. Mick
Seconded by Councillor L. Turco
Resolved that this Council shall now adjourn. CARRIED.

**"JOHN ROWSWELL"
MAYOR**

**"DONNA P. IRVING"
CLERK**