

MINUTES

REGULAR MEETING OF CITY COUNCIL

2002 12 16

5:00 P.M.

COUNCIL CHAMBERS

PRESENT: Mayor J. Rowswell, Councillors D. Jones, J. Caicco, P. Mick, L. Turco, J. Curran, B. Hayes, F. Manzo, D. Orazietti, B. Irwin, D. Amaroso

OFFICIALS: J. Fratesi, D. Irving, N. Kenny, P. McAuley, N. Apostle, B. Freiburger, D. McConnell, M. Brechin, T. Hernden, D. Elliott, J. Sniezek

ABSENT: Councillors P. Vaudry, N. DelBianco

1. **ADOPTION OF MINUTES**

Moved by Councillor F. Manzo

Seconded by Councillor D. Orazietti

Resolved that the Minutes of the Regular Council Meeting of 2002 12 02 be approved. CARRIED.

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

3. **PASSING OF ACCOUNTS**

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the accounts of 2002 11 29 in the amount of \$2,366,698.03 and payrolls properly certified be passed and paid and the payrolls of the periods 2002 11 10 to 2002 11 23 in amounts of Hourly \$1,409,951.83 and Salaried \$552,138.77 as certified and paid be confirmed. CARRIED.

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

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

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

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the accounts of 2002 12 06 in the amount of \$1,119,524.05 be passed and paid. CARRIED.

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

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

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 F. Manzo

Seconded by Councillor J. Caicco

Resolved that the Chief Administrative Officer be and hereby is authorized to approve, and the Commissioner of Finance and Treasurer to make the Accounts Payable and Payroll payments during the periods from December 17, 2002 to January 13, 2003. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Michael O'Neill on behalf of the Sault Youth Sports Association was in attendance concerning agenda item 5.(a).
- (b) Don Laidlaw was in attendance concerning agenda item 6.(6)(a).
- (c) Jim McAuley was in attendance concerning agenda item 6.(6)(b).
- (d) Geoff Munro was in attendance concerning agenda item 6.(6)(d).
- (e) Mike Barker, Chair, Economic Development Corporation was in attendance concerning agenda item 6.(8)(a).

PART ONE - CONSENT AGENDA

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

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that all the items listed under date 2002 12 16 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from the Sault Youth Sports Association concerning a request for municipal financial support for the Association was received by Council.

Moved by Councillor F. Manzo

Seconded by Councillor D. Amaroso

Resolved that the request of Michael O'Neill dated December 4, 2002 on behalf of the Sault Youth Sports Association be referred to the 2003 Budget discussions for consideration. CARRIED.

- (b) Correspondence from Carmen Provenzano, M.P. Sault Ste. Marie concerning the Domtar announcement of the closure of its Sault Ste. Marie hardwood operations was received by Council.
- (c) The letter from the General Manager, International Bridge Administration concerning an announcement that the Bridge Bus operation will discontinue on or about April 1, 2003 was received by Council.
- (d) The letter from AMO requesting a municipal financial contribution of \$2,000.00 toward the "Bill 210 Fund" was received by Council.
- (e) The letter from Mayor Rowswell to the Premier of Ontario concerning public sector jobs in Sault Ste. Marie was received by Council.
- (f) Correspondence from the County of Essex (concerning federal tax incentives for corporations and individuals who invest in Opportunity Bonds and by providing capital to the Ontario Municipal Economic Infrastructure Financing Authority); the Town of Tecumseh (concerning petitioning the province to enact legislation prohibiting smoking in all public places and workplaces in the Province of Ontario); the City of Kingston (concerning privatization and deregulation of electricity market); and the City of Pickering (concerning the Emerald Ash Borer insect infestation of ash trees in Essex County Ontario and southeast Michigan) was received by Council.
- (g) **Property Tax Appeals**
The report of the City Tax Collector was accepted by Council.

5. (g) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that pursuant to Section 441 and 442 of the Municipal Act, R.S.O. 1990, the adjustments for tax accounts outlined on the City Tax Collector's report of 2002 12 16 be approved and the tax records be amended accordingly. CARRIED.
- (h) **Tender for One (1) 30' Low Floor Passenger Transit Bus**
The report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor D. Oraziotti
Resolved that the report of the Manager of Purchasing dated December 16, 2002 be endorsed and that the tender for the supply and delivery of one (1) 30' Low Floor Passenger Transit Bus, required by the Transit Division of the Public Works and Transportation Department be awarded as recommended. CARRIED.
- (i) **Borrowing By-laws for 2003**
The report of the Commissioner of Finance and Treasurer was accepted by Council. The relevant by-laws 2002-244 and 2002-245 are listed under item 10 of the Minutes.
- (j) **Assessment Notices for the 2003 Taxation Year**
The report of the Commissioner of Finance and Treasurer was accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the report of the Commissioner of Finance and Treasurer dated 2002 12 16 concerning Assessment Notices for the 2003 Taxation Year be accepted as information. CARRIED.
- (k) **User Fee Adjustments - By-law 2002-242**
The report of the Finance Department was accepted by Council. The relevant by-law 2002-242 is listed under item 10 of the Minutes.
- (l) **CUPE Local 67 Day Care Division - Memorandum of Settlement 2002 - 2005 Collective Agreement**
The report of the Commissioner of Human Resources was accepted by Council.

5. (l) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the report of the Commissioner of Human Resources dated 2002 12 16 concerning Collective Bargaining - Memorandum of Settlement be accepted and further that the Memorandum of Settlement between CUPE Local 67 - Day Care Division and the City of Sault Ste. Marie be approved for ratification by City Council and that the appropriate by-law be presented at a future Council Meeting. CARRIED.
- (m) **Consulting Engineering Services for the Design of Upgrades to the East End Water Pollution Control Plant**
The report of the Manager of Construction and Environmental Engineering was accepted by Council.

Moved by Councillor F. Manzo
Seconded by Councillor D. Oraziotti
Resolved that the report of the Manager of Construction and Environmental Engineering dated 2002 12 16 concerning Consulting Engineering Services for the Design of Upgrades to the East End Water Pollution Control Plant be accepted and the recommendation to engage the team of Earthtech, STEM and Totten Sims Hubicki for the engineering design and construction administration services of this project be approved. CARRIED.
- (n) **Regional Hazmat Response Team**
The report of the Fire Chief was accepted by Council.

Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the report of the Fire Chief dated 2002 12 16 concerning Regional Hazmat Response Team be accepted and the recommendation that Council approve proceeding with formal discussions with the Office of the Fire Marshal to develop a Memorandum of Understanding regarding Fire Services' participation as a Regional Hazmat Response Team be endorsed. CARRIED.
- (o) **445 Albert Street West - Transfer to Huron-Superior Catholic District School Board**
The report of the City Solicitor was accepted by Council.

Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the report of the City Solicitor dated 2002 12 16 be accepted and that the City of Sault Ste. Marie be authorized to reimburse the Huron Superior Catholic District School Board \$5,000.00 regarding part of Lot 15 on the south side of Murray Street now known as 445 Albert Street West. CARRIED.

5. (o) Councillor D. Orazietti declared a pecuniary interest - spouse employed by Huron Superior Catholic District School Board.

Councillor L. Turco declared a pecuniary interest - spouse is a trustee on Huron Superior Catholic District School Board.

- (p) **Agreement With the Canadian Copyright Licensing Agency to Allow the City to Make Hard Copies of Published Works**

The report of the City Solicitor was accepted by Council. The relevant by-law 2002-243 is listed under item 10 of the Minutes.

- (q) **Consulting Firm Selection - New Comprehensive Zoning By-law**

The report of the Planning Division was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the report of the Planning Division dated 2002 12 16 concerning Consulting Firm Selection - New Comprehensive Zoning By-law be accepted and the recommendation that the firm of Sorensen Gravely Lowes Planning Associates Inc. be engaged to provide consulting services as an advisor to City staff at an estimated cost of \$30,000.00 including GST be endorsed. CARRIED.

- (r) **Traffic Concerns at the Intersection of Rossmore Road and Farwell Terrace**

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

Moved by Councillor F. Manzo

Seconded by Councillor D. Orazietti

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2002 12 10 concerning Traffic Concerns at the Intersection of Rossmore Road and Farwell Terrace be accepted and the recommendation that Police Services be contacted by Public Works and Transportation Department to request additional traffic enforcement at this intersection be approved. CARRIED.

- (s) **Strathclair Park**

The report of the Chairperson, Parks and Recreation Advisory Committee was accepted by Council.

Moved by Councillor F. Manzo

Seconded by - Councillor J. Caicco

Resolved that the report of the Chairperson, Parks and Recreation Advisory Committee dated 2002 12 16 concerning Strathclair Park - Projected Future Property Demands be accepted as information. CARRIED.

5. (t) **City Council Organizational Structure Review Committee**
The report of the Chair, Organizational Review Committee was accepted by Council.
- Moved by Councillor L. Turco
Seconded by Councillor B. Irwin
Resolved that the report of the City Council Organizational Structure Review Committee dated 2002 12 16 be accepted and the recommendations contained therein be approved. CARRIED.
- (u) **Bill 210 - Electricity Sector Restructuring**
The report of the President and C.E.O., PUC Inc. was accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor D. Oraziatti
Resolved that the report of the President and C.E.O., PUC Inc. dated 2002 12 06 concerning Bill 210 - Electricity Sector Restructuring be accepted as information. CARRIED.

PART TWO - REGULAR AGENDA

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

6. (6) **PLANNING**

- (a) **Application No. A-30-02-OP - The Estate of Robert F. McQueen - 630-660 Fourth Line West - Request to Sever The Property Creating One New Residential Lot**
The report of the Planning Division was accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the report of the Planning Division dated 2002 12 16 concerning Application No. 30-02-OP - Estate of Robert F. McQueen 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-33-02-Z - James R. McAuley - 167 Gore Street - Request to Add a Pool Hall/Arcade as an Additional Permitted Use**
The report of the Planning Division was accepted by Council.

6. (6)

(b) Moved by Councillor F. Manzo
Seconded by Councillor D. Orazietti

Resolved that the report of the Planning Division dated 2002 12 16 concerning Application No. A-33-02-Z - James R. McAuley be accepted and the recommendation that City Council approve the application be endorsed. CARRIED.

(c) **Government Employment Growth and Retention in Sault Ste. Marie**

The report of the Planning Division was received by Council.

Moved by Councillor B. Irwin
Seconded by Councillor J. Caicco

Resolved that City Council authorize the development of a comprehensive strategy for Council's consideration to increase Provincial and Federal Government employment in Sault Ste. Marie and that the sum of \$200,000.00 be set aside for the implementation of such strategy over the next three years; and Further be it resolved that the terms of reference for such strategy be brought back to Council for final approval and to the local Federal and Provincial Members for comment before any funds are expended. CARRIED.

Recorded Vote

For: Mayor J. Rowsell, Councillors D. Jones, J. Caicco, P. Mick, L. Turco, J. Curran, B. Hayes, F. Manzo, D. Orazietti, B. Irwin, D. Amaroso

Against: Nil

Absent: Councillors P. Vaudry, N. DelBianco

Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco

Resolved that the report of the Planning Division dated 2002 12 16 concerning Government Employment Growth and Retention in Sault Ste. Marie be accepted and the recommendation that City Council authorize staff to call for proposals for a marketing campaign to increase Provincial and Federal government employment in Sault Ste. Marie at an estimated cost of \$200,000.00 over three years with funding to come from the Economic Development Fund be endorsed. WITHDRAWN BY COUNCIL/MOVER AND SECONDER REMOVED NAMES FROM RESOLUTION.

(d) **Science Works! - Concept and Feasibility Study**

The report of the Planning Division was accepted by Council.

6. (6)
(d) Moved by - Councillor F. Manzo
Seconded by - Councillor D. Oraziatti
Resolved that the report of the Planning Division dated 2002 12 16 concerning Science Works! - Concept and Feasibility Study be accepted and the recommendation that City Council authorize staff to apply for Federal and Provincial funding; and
Further that up to \$12,500.00 be made available to assist with study costs with funding to come from the City's Economic Development Fund be endorsed.
CARRIED.

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

(a) **Briefing Note to Sault Ste. Marie City Council re Domtar Mill Closure**

A report of the President and C.E.O., Sault Ste. Marie Economic Development Corporation was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Whereas Domtar has recently announced the closure of its mill in Sault Ste. Marie; and

Whereas the wood supply for this mill has provided continuous important contributions to the economy of this city for over 50 years; and

Whereas Sault Ste. Marie is endeavoring to attract new, value-added forest products businesses through the implementation of its Industrial Marketing Strategy - in partnership with provincial and federal agencies; and

Whereas a secure wood supply will provide a crucial and unique incentive to potential investors;

Be it resolved that the Minister of Natural Resources be urged to support the efforts of Sault Ste. Marie to strengthen its economy by using his authority to direct that the wood supply formerly used by the Domtar mill be made available only to forest resource processing facilities located in Sault Ste. Marie;

Be it also resolved that City Council acknowledges that the hardwood harvesting operations now in progress should not be interrupted while a new user for the wood supply is located and commences operations in Sault Ste. Marie.
CARRIED.

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

(a) Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Whereas Fort Creek Conservation Area's lighting has not worked for several years; and

Whereas Fort Creek Conservation Area is used by several residents for various activities;

7. (a) Therefore be it resolved that the Conservation Authority be asked to repair Fort Creek Conservation lighting if it fits within budget guidelines or report back to Council on costs for Council's consideration. 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 F. Manzo

Seconded by Councillor D. Oraziotti

Resolved that all the by-laws listed under item 10 of the Agenda under date 2002 12 16 be approved. CARRIED.

- (a) Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that By-law 2002-238 being a by-law to amend Sault Ste. Marie Zoning By-laws 4500 and 4501 concerning lands located at 604 Shannon Road be read three times and passed in Open Council this 16th day of December, 2002. (Trans-Provincial Freight). CARRIED.

- (b) Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that By-law 2002-239 being a by-law to amend Sault Ste. Marie Zoning By-laws 4500 regarding the lands located at 604 Shannon Road be read three times and passed in Open Council this 16th day of December, 2002. (Trans-Provincial Freight). CARRIED.

- (c) Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that By-law 2002-242 being a by-law to establish user fees and service charges be read three times and passed in Open Council this 16th day of December, 2002. CARRIED.

- (d) Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that By-law 2002-243 being a by-law to authorize an agreement between the City and The Canadian Copyright Licensing Agency be read three times and passed in Open Council this 16th day of December, 2002. CARRIED.

10. (e) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2002-244 being a by-law to authorize the borrowing of \$10,000,000. to meet current expenditures until taxes are collected be read three times and passed in Open Council this 16th day of December, 2002. CARRIED.
- (f) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2002-245 being a by-law to authorize the borrowing of \$10,000,000. to finance capital expenditures for short and long term purposes be read three times and passed in Open Council this 16th day of December, 2002. CARRIED.
- (g) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2002-247 being a by-law to authorize an agreement between the City and KRI (Grimsby) Inc. for cost sharing of a viability report with respect to the Gateway site be read three times and passed in Open Council this 16th day of December, 2002. CARRIED.
- (h) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2002-248 being a by-law to appoint Municipal Law Enforcement Officers to enforce the by-law on various properties and to amend Schedule "A" to By-law 90-305 be read three times and passed in Open Council this 16th day of December, 2002. CARRIED.
- (i) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2002-249 being a by-law to authorize an agreement between the City and the United Transportation Union (Local 104) for the term commencing February 1, 2002 to January 31, 2005 be read three times and passed in Open Council this 16th day of December, 2002. CARRIED.
- (j) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2002-250 being a by-law to establish as a street and assume for public use a portion of the Gore Street road allowance be read three times and passed in Open Council this 16th day of December, 2002. CARRIED.
- (k) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that By-law 2002-251 being a by-law to stop up, close and authorize the conveyance of a portion of the Gore Street road allowance be read a first and second time in Open Council this 16th day of December, 2002. CARRIED.

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

- (a) Moved by Councillor F. Manzo
Seconded by Councillor D. Orazietti
Resolved that this Council shall now go into Caucus to discuss one item
containing personal information about identifiable individuals. CARRIED.

12. **ADJOURNMENT**

Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that this Council shall now adjourn. CARRIED.

"JOHN ROWSWELL"
MAYOR

"DONNA P. IRVING"
CLERK