

MINUTES

REGULAR MEETING OF CITY COUNCIL

2002 12 02

5:00 P.M.

COUNCIL CHAMBERS

PRESENT: Mayor J. Rowswell, Councillors P. Vaudry, J. Caicco, P. Mick, L. Turco, J. Curran, B. Hayes, F. Manzo, N. DelBianco, D. Oraziotti, B. Irwin, D. Amaroso

OFFICIALS: J. Fratesi, D. Irving, L. Bottos, P. McAuley, B. Freiburger, D. Elliott, D. McConnell, B. Strapp, N. Apostle

ABSENT: Councillor D. Jones

1. **ADOPTION OF MINUTES**

Moved by Councillor P. Vaudry

Seconded by Councillor D. Oraziotti

Resolved that the Minutes of the Regular Council Meeting of 2002 11 18 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 15 in the amount of \$3,240,828.46 and payrolls properly certified be passed and paid and the payrolls of the periods 2002 10 27 to 2002 11 09 in amounts of Hourly \$1,393,103.24 and Salaried \$339,555.31 as certified and paid be confirmed. CARRIED.

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

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

3. Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the accounts of 2002 11 22 in the amount of \$964,212.36 be passed and paid. CARRIED.

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

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

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Peggy Houghton was in attendance concerning the Proclamation - Community Christmas for Children.
- (b) Gisele Beausoleil, representative of the Organizing Committee for the Montreal Massacre Memorial was in attendance concerning the Proclamation - Canada's National Day of Remembrance and Action on Violence Against Women.
- (c) Ian McMillan, Director of Tourism, Tourism Sault Ste. Marie and Bill Durnford were in attendance concerning a report on the summer/fall tourism season in Sault Ste. Marie.
- (d) John Febbraro, Industrial Marketing Coordinator, Sault Ste. Marie Economic Development Corporation, Doug Clute, Geri Nori, Frank Sarlo and Vince Mancinelli were in attendance to update Council on the recent Investment Mission to Italy.

Moved by Councillor P. Vaudry

Seconded by Councillor J. Caicco

Whereas Geri Nori and Frank Sarlo took the initiative to lead an Investment Mission to Italy; and

Whereas Council is very appreciative of their efforts to help Sault Ste. Marie grow and prosper;

Therefore be it resolved that Council express appreciation and thanks to them for their efforts and supports in principle the 13 recommendations contained in the report presented to Council including sponsorship of two delegates at \$10,000.00 per person to attend a Canadian Trade Mission to Italy in April, 2003. CARRIED.

- (e) R. D. Linklater, 642 Red Pine Drive resident, was in attendance concerning agenda item 5.(u).
- (f) Susan Kostanowicz was in attendance concerning agenda item 6.(1)(a).

4. (g) Frank Sarlo was in attendance concerning agenda item 6.(6)(a).
- (h) Dave Stapleford on behalf of Maddisons Restaurant was 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. Vaudry

Seconded by Councillor D. Oraziatti

Resolved that all the items listed under date 2002 12 02 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from Ontario Winter Carnival Bon Soo requesting permission for temporary street closings on various streets in conjunction with the 40th Annual Ontario Winter Carnival Bon Soo was accepted by Council. The relevant by-law 2002-233 is listed under item 10 of the Minutes.
- (b) The letter from the Minister for International Trade in response to a Council resolution dated July 8, 2002 concerning the softwood lumber dispute was received by Council.
- (c) Correspondence from the Township of MacDonald, Meredith and Aberdeen Additional (concerning funding for Northern Ontario municipalities to send employees to Provincial training sessions); the City of Windsor (concerning Union Gas retroactive rate increase) was received by Council.

Moved by Councillor P. Mick

Seconded by Councillor D. Amaroso

Resolved that the Council of the City of Sault Ste. Marie supports and endorses the resolution of the Township of MacDonald, Meredith and Aberdeen Additional dated October 15, 2002 (Motion #02-442) concerning petitioning the Government of Ontario to provide funding for Northern Ontario municipalities to send employees to Provincial training sessions. CARRIED.

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the Council of the City of Sault Ste. Marie supports and endorses the resolution of the City of Windsor dated October 7, 2002 concerning requesting that the Chairperson of the Ontario Energy Board withdraw the approval granted to Union Gas Limited recently for retroactive rate increase to its customers amounting to \$40.00 per month for 3 months. CARRIED.

5. (d) An information bulletin from the Joint International Bridge Authority Board concerning public hearings on the matter of one-way toll collection at the Sault Ste. Marie International Bridge was received by Council.
- (e) Correspondence from Mayor Rowswell and Curt Bishop, Union President, Northern Treatment Centre to the Minister of Public Safety and Security concerning the Young Offender Phase II facility in Sault Ste. Marie was received by Council.
- (f) Correspondence from the Ministry of Public Safety and Security concerning the new Emergency Management Act was received by Council.
- (g) Correspondence from the President, AMO thanking Council for a recent Council resolution concerning the Northern Economy and Timber Industry was received by Council.
- (h) The letter from the Mayor, City of Peterborough thanking the City for its recent financial contribution to the Peterborough Flood Relief Campaign was received by Council.

(i) **Council Travel**

Moved by Councillor P. Vaudry

Seconded by Councillor D. Orazietti

Resolved that Mayor John Rowswell be authorized to travel to Toronto to an EDS Meeting on December 4, 2002 at an estimated cost of \$1,000.00. CARRIED.

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that Councillor Lou Turco be authorized to travel to Toronto for an AMO Board of Directors Meeting on December 12 and 13, 2002 at an estimated cost of \$300.00. CARRIED.

(j) **Staff Travel Requests**

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

Moved by Councillor F. Manzo

Seconded by Councillor D. Orazietti

Resolved that the travel requests contained in the report of the Chief Administrative Officer dated 2002 12 02 be approved as requested. CARRIED.

(k) **Tender for Playground Equipment**

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

5. (k) Moved by Councillor P. Vaudry
Seconded by Councillor J. Caicco
Resolved that the report of the Manager of Purchasing, dated December 2, 2002 be endorsed and that the tender for the supply and delivery of Playground Equipment, required by the Parks Division of the Public Works and Transportation Department be awarded as recommended. CARRIED.
- (l) **Tender for Oils, Greases and Gear Lubricants**
The report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor P. Vaudry
Seconded by Councillor D. Oraziotti
Resolved that the report of the Manager of Purchasing, dated December 2, 2002 be endorsed and that the tender for the supply and delivery of Oils, Greases and Gear Lubricants, required by the various City Departments and cooperatively, PUC Services Inc., be awarded as recommended. CARRIED.
- (m) **Agreement With the Soo Junior Greyhounds Hockey Club Inc.**
The report of the Commissioner of Community Services was accepted by Council. The relevant by-law 2002-241 is listed under item 10 of the Minutes.
- (n) **Engineering Agreement - McGregor Avenue Reconstruction**
The report of the Director of Engineering Design and Buildings was accepted by Council. The relevant by-law 2002-229 is listed under item 10 of the Minutes.
- (o) **Stud Boy World Cup Snowcross Race**
The report of the Fire Chief was accepted by Council. The relevant by-law 2002-236 is listed under item 10 of the Minutes.
- (p) **Proposed Sale of Property to Wendy's Restaurant**
The report of the City Solicitor was accepted by Council. The relevant by-law 2002-207 is listed under item 10 of the Minutes.
- (q) **Authorization to Proceed With Disposal of Balance of the Gateway Property**
The report of the City Solicitor was accepted by Council. The relevant by-law 2002-237 is listed under item 10 of the Minutes.
- (r) **Application to Amend Portable Signs By-law - Front Yard Setback - 253 Trunk Road - Mike Camirand**
The report of the Planning Division was accepted by Council.

5. (r) Moved by Councillor P. Vaudry
Seconded by Councillor J. Caicco
Resolved that the report of the Planning Division dated 2002 12 02 concerning Application to Amend Portable Signs By-law - Mike Camirand be accepted and the recommendation that City Council approve the variances requested be endorsed. CARRIED.
- (s) **Application No. B.3.1.12 - A Request to Amend By-law 76-185 - Erection of Signs Within the Municipality - Bushplane Museum**
The report of the Planning Division was accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor D. Oraziotti
Resolved that the report of the Planning Division dated 2002 12 02 concerning Application No. B.3.1.12 - A Request to Amend By-law 76-185 - Bushplane Museum be accepted and the recommendation that City Council approve the recommendation allowing the sign to be constructed on a solid masonry base be endorsed. CARRIED.
- (t) **Christmas Tree Collection and Processing**
The report of the Deputy Commissioner of Public Works and Transportation was accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2002 11 26 concerning Christmas Tree Collection and Processing be accepted and the recommendation that the City discontinue the collection of Christmas trees and that Clean North take over the processing of Christmas trees for the City of Sault Ste. Marie be approved. CARRIED.
- (u) **Red Pine Drive**
The report of the Commissioner of Public Works and Transportation was accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor P. Vaudry
Resolved that the report of the Commissioner of Public Works and Transportation dated 2002 11 29 concerning the Snowplowing of Red Pine Drive be accepted as information. CARRIED.
- Moved by Councillor F. Manzo
Seconded by Councillor P. Vaudry
Whereas the residents of Red Pine Drive have obtained three quotations from reputable contractors regarding snow plowing of Red Pine Drive under contract for the winter of 2002 - 2003; and

5. (u) Further that the lowest quote as advised by the Commissioner of Public Works and Transportation is Donald Vanderwater with a quote of \$3,500.00 for the season;
Therefore be it resolved that City Council requests and recommends that the Commissioner of Public Works and Transportation include this contract in the 2002 - 2003 Winter Snow Removal Budget; and
Further be it resolved that the Red Pine residents monitor the workmanship of the snow plowing contract; and
Further that a request be made of the residents to meet with City staff prior to the 2004 snowplowing season concerning the development of Red Pine Drive as a municipal roadway. CARRIED.
- Moved by Councillor P. Vaudry
Seconded by Councillor D. Oraziatti
Resolved that the report of the Commissioner of Public Works and Transportation dated 2002 11 18 concerning Red Pine Drive be accepted and the recommendation that the Pointe Aux Pins Syndicate be requested to dedicate the Red Pine Drive right-of-way to the City, and further that they petition through the Local Improvement Act to have the road upgraded to municipal standards be approved. OFFICIALLY READ NOT DEALT WITH. WITHDRAWN (MOVER REMOVED NAME FROM RESOLUTION)
- (v) The letter from Mayor Rowswell to the Minister of Finance concerning Quality of Property Assessment - Municipal Property Assessment Corporation Restructuring was received by Council.
- (w) The news release from Mayor Rowswell and from Domtar Inc. concerning its hardwood operation in Sault Ste. Marie was received by Council.

PART TWO - REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (1) ADMINISTRATIVE

(a) Teen Centre - Interim Loan and Disposal of Contaminated Soil

The reports of the Director of Financial Services and Commissioner of Public Works and Transportation were accepted by Council.

Moved by Councillor P. Vaudry

Seconded by Councillor J. Caicco

Resolved that the report of the Commissioner of Public Works and Transportation dated 2002 11 26 concerning Disposal of Contaminated Soil - Teen Centre be accepted as information. CARRIED.

6. (1)
(a)

Moved by Councillor N. DelBianco

Seconded by Councillor D. Orazietti

Whereas the Teen Centre is a charitable organization serving thousands of teens from across the City and District; and

Whereas the Teen Centre programs range from "After School Programs" to drug awareness, life skills training and leadership and entrepreneurial skills, all geared to teens;

Therefore be it resolved that the City waive the tipping fees on the contaminated soil only. CARRIED.

Moved by Councillor P. Vaudry

Seconded by Councillor D. Orazietti

Resolved that the report of the Director of Financial Services dated 2002 12 02 concerning Teen Centre - Request for Interim Loan be accepted and the recommendation that Council deny the request for a \$20,000.00 interim loan to the Centre be approved. CARRIED.

Recorded Vote

For: Councillors P. Vaudry, J. Caicco, P. Mick, L. Turco, N. DelBianco, D. Orazietti, B. Irwin, D. Amaroso

Against: Mayor J. Rowswell, Councillors J. Curran, B. Hayes, F. Manzo

Absent: Councillor D. Jones

Moved by Councillor B. Hayes

Seconded by Councillor F. Manzo

Whereas teens are a vital part of our community; and

Whereas the Teen Centre is a charitable organization serving thousands of teens across the district; and

Whereas the Teen Centre programs range from "After School Programs" to drug awareness, life skills training and leadership and entrepreneurial skills, all geared to teens;

Therefore be it resolved that City Council approve a grant of \$20,000.00 to assist the Teen Centre in its current situation with funds from the 2002 Unallocated Fund. DEFEATED.

Recorded Vote

For: Mayor J. Rowswell, Councillors J. Curran, B. Hayes, F. Manzo

Against: Councillors P. Vaudry, J. Caicco, P. Mick, L. Turco, N. DelBianco, D. Orazietti, B. Irwin, D. Amaroso

Absent: Councillor D. Jones

6. (1)

(b) **Corporate Communication Officer Functions**

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

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the report of the Chief Administrative Officer dated 2002 12 02 concerning Corporate Communication Officer Functions be accepted and the 9 recommendations contained on page 4 of the report be approved. CARRIED.

6. (6) **PLANNING**

(a) **Application No. A-32-02-Z - Trans-Provincial Freight Carriers Limited and Transpro Investments Limited - 604 Shannon Road - Request in Order to Expand the Existing Use on Area "A" into Area "B" and to Remove the Fencing Requirement**

The report of the Planning Division was accepted by Council.

Moved by Councillor P. Vaudry

Seconded by Councillor D. Oraziotti

Resolved that the report of the Planning Division dated 2002 12 02 concerning Application No. A-32-02-Z - Trans-Provincial Freight Carriers Limited be accepted and the recommendation that City Council approve the application subject to the 3 conditions contained in the report be endorsed. CARRIED.

(b) **Application No. 17-02-D.C. - (Riocan Inc.) - Development Control Agreement Amendment - Pine Plaza Exterior Patio and Recreational Amendment - 691 Pine Street**

The report of the Planning Division was received by Council.

Moved by Councillor F. Manzo

Seconded by Councillor L. Turco

Resolved that Application No. 17-02-D.C. (Riocan Inc.) - 691 Pine Street BE DEFERRED in order that Planning Staff can provide notice to adjoining neighbours of this application for a site plan amendment. CARRIED.

Moved by Councillor P. Vaudry

Seconded by Councillor J. Caicco

Resolved that the report of the Planning Division dated 2002 12 02 concerning Application No. 17-02-D.C. (Riocan Inc.) be accepted and the recommendation that City Council deny the request to amend the existing Development Agreement be endorsed. OFFICIALLY READ NOT DEALT WITH.

7.

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

- (a) Moved by Councillor P. Vaudry
Seconded by Councillor D. Amaroso
Be it resolved that City staff and in particular Don McConnell, Planning Director, be acknowledged and thanked for all of the hard work and great effort that has thus far gone into the Gateway Development Project and the serious negotiations currently underway with Kittling Ridge Winery and Suites, the City of Sault Ste. Marie and Northern Ontario Heritage Fund Corporation. CARRIED.
- (b) Moved by Councillor P. Vaudry
Seconded by Councillor D. Amaroso
Whereas Domtar has announced recently that it will close in early 2003 its Sault Ste. Marie hardwood mill, putting approximately 130 of its 180 workers out of work; and
Whereas Sault Ste. Marie, at the same time as it works hard to create new jobs, must fight equally as hard to retain existing jobs which are so important to our economic future; and
Whereas the Union representing workers at Domtar has asked the company to consider offering the entire operation for sale as a going concern as opposed to shutting the mill down and selling off the equipment; and
Whereas the Federal and Provincial Governments have a significant obligation to assist Canadian companies which are the victims of either market conditions or restrictions and other barriers which have been created as a result of international, national or provincial policies;
Now therefore be it resolved that City Council of the Corporation of the City of Sault Ste. Marie formally requests Domtar officials to seriously consider the request of their employees to attempt to sell on the open market, the hardwood operations plant in Sault Ste. Marie, with a commitment to keep it open for a reasonable period of time.
This would determine if serious interest exists and if the senior levels of government are prepared to get involved to facilitate any sale to interested parties, including possibly the employees. (Copies of this resolution to be forwarded to Prime Minister Jean Chretien, Premier Ernie Eves, MP Carmen Provenzano, MP Brent St. Denis, MPP Tony Martin and MPP Mike Brown.) CARRIED.
- (c) Moved by Councillor F. Manzo
Seconded by Councillor P. Mick
Whereas a News Release dated November 29, 2002 regarding Domtar's announcement mentions a reduction of the workforce from 180 to 50 employees; and
Whereas this may cause some difficulties in Domtar's hardwood mill; and
Whereas this will create more unemployment for the City of Sault Ste. Marie; and

7. (c) Whereas City Council on behalf of Domtar requests the Federal and Provincial Government for support on this matter for any possibilities of assisting Domtar to maintain the workforce at their current status of 180 employees; and
Further be it resolved that this resolution be forwarded to Carmen Provenzano, MP and Tony Martin, MPP for their immediate action and support to Domtar. CARRIED.

- (d) Moved by Councillor B. Irwin
Seconded by Councillor N. DelBianco
Resolved that Mayor John Rowsell be authorized to travel as required (maximum 2 trips) concerning Domtar Inc. recent announcement of its decision to close its hardwood lumber operation in Sault Ste. Marie. 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 P. Vaudry
Seconded by Councillor D. Oraziatti
Resolved that all the by-laws listed under item 10 of the Agenda under date 2002 12 02 be approved. CARRIED.
- (a) Moved by Councillor P. Vaudry
Seconded by Councillor D. Oraziatti
Resolved that By-law 2002-207 being a by-law to convey a piece of property located between Gore and Andrew Streets immediately north of Bay Street to 985907 Ontario Limited (Wendy's) be read three times and passed in Open Council this 2nd day of December, 2002. CARRIED.
- (b) Moved by Councillor P. Vaudry
Seconded by Councillor D. Oraziatti
Resolved that By-law 2002-228 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on Gillies Street from Wallace Terrace to Henrietta Avenue under the initiative plan under Section 12 of the Local Improvement Act be read a first and second time in Open Council this 2nd day of December, 2002. CARRIED.

10. (c) Moved by Councillor P. Vaudry
Seconded by Councillor D. Orazietti
Resolved that By-law 2002-229 being a by-law to authorize an agreement between Totten Sims Hubicki Associates (1997) Limited concerning the reconstruction of McGregor Avenue between Queen Street and Wellington Street be read three times and passed in Open Council this 2nd day of December, 2002. CARRIED.
- (d) Moved by Councillor P. Vaudry
Seconded by Councillor D. Orazietti
Resolved that By-law 2002-230 being a by-law to adopt Amendment No. 57 to the Official Plan be read three times in Open Council this 2nd day of December, 2002. (1372102 Ontario Limited - 310 Dacey Road) CARRIED.
- (e) Moved by Councillor P. Vaudry
Seconded by Councillor D. Orazietti
Resolved that By-law 2002-231 being a by-law to amend Sault Ste. Marie Zoning By-law 4500 and 4501 concerning lands located at 310 Dacey Road and further be it resolved that By-law 2002-232 being a by-law to designate 310 Dacey Road as an area of site plan control be read three times in Open Council this 2nd day of December, 2002. (1372102 Ontario Limited - 310 Dacey Road) CARRIED.
- (f) Moved by Councillor P. Vaudry
Seconded by Councillor D. Orazietti
Resolved that By-law 2002-233 being a by-law to permit the temporary closing of various streets to facilitate various Bon Soo Events be read three times in Open Council this 2nd day of December, 2002. CARRIED.
- (g) Moved by Councillor P. Vaudry
Seconded by Councillor D. Orazietti
Resolved that By-law 2002-234 being a by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various properties and to amend Schedule "A" to By-law 90-305 be read three times in Open Council this 2nd day of December, 2002. CARRIED.
- (h) Moved by Councillor P. Vaudry
Seconded by Councillor D. Orazietti
Resolved that By-law 2002-235 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on North Street from Wellington Street East to Pardee Avenue under the initiative plan under Section 12 of the Local Improvement Act be read a first and second time in Open Council this 2nd day of December, 2002. CARRIED.

10. (i) Moved by Councillor P. Vaudry
Seconded by Councillor D. Orazietti
Resolved that By-law 2002-236 being a by-law to authorize a contract between the City and Canadian Snowcross Racing Association for the provision of emergency medical staff and ambulance for the Stud Boy World Cup Snowcross Race be read three times and passed in Open Council this 2nd day of December, 2002. CARRIED.
- (j) Moved by Councillor P. Vaudry
Seconded by Councillor D. Orazietti
Resolved that By-law 2002-237 being a by-law to declare the property known as the Gateway Site surplus to the City's needs, be read three times in Open Council this 2nd day of December, 2002. CARRIED.
- (k) Moved by Councillor P. Vaudry
Seconded by Councillor D. Orazietti
Resolved that By-law 2002-240 being a by-law to establish as streets and assume for public use various streets within the City, be read three times in Open Council this 2nd day of December, 2002. CARRIED.
- (l) Moved by Councillor P. Vaudry
Seconded by Councillor D. Orazietti
Resolved that By-law 2002-241 being a by-law to authorize an agreement between the City and Soo Thunderbirds Hockey Club Inc. for the use of the John Rhodes Community Centre and the Memorial Gardens for a period of one year concluding August 31, 2003 be read three times in Open Council this 2nd day of December, 2002. CARRIED.

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

12. **ADJOURNMENT**

Moved by Councillor F. Manzo
Seconded by Councillor D. Orazietti
Resolved that this Council shall now adjourn. CARRIED.

"JOHN ROWSWELL"
MAYOR

"DONNA P. IRVING"
CLERK