

MINUTES

REGULAR MEETING OF CITY COUNCIL

2002 10 07

5:00 P.M.

COUNCIL CHAMBERS

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

ABSENT: Councillor D. Jones

OFFICIALS: J. Fratesi, D. Irving, N. Kenny, B. Freiburger, M. Brechin, P. McAuley, D. McConnell, M. Murray, C. Adam, D. Overboe, R. Batenchuk, B. Strapp, J. Febbraro, N. Apostle

1. **ADOPTION OF MINUTES**

Moved by Councillor N. DelBianco

Seconded by Councillor B. Hayes

Resolved that the Minutes of the Regular Council Meeting of 2002 09 23 be approved. CARRIED.

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

3. **PASSING OF ACCOUNTS**

Moved by Councillor N. DelBianco

Seconded by Councillor B. Hayes

Resolved that the accounts of 2002 09 20 in the amount of \$2,301,588.59 and payrolls properly certified be passed and paid and the payrolls of the periods 2002 09 01 to 2002 09 14 in amounts of Hourly \$1,394,174.98 and Salaried \$308,639.60 as certified and paid be confirmed. CARRIED,

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

Mayor John Rowswell declared a pecuniary interest - China Steel and R. F. Contracting are clients of Engineering firm.

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

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

Moved by Councillor F. Manzo

Seconded by Councillor B. Hayes

Resolved that the accounts of 2002 09 27 in the amount of \$836,968.25 be passed and paid. CARRIED.

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

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

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

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

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Mike Quinn, Director of Sales and Marketing, Best Western Great Northern was in attendance concerning Proclamation - Random Act of Kindness Day.
- (b) Ron Batenchuk and John Perry, Senior Vice President, National Quality Institute were in attendance concerning an update on Continuous Quality Improvement and a presentation to David Overboe, Commissioner of Social Services Department.
- (c) Members of the Community Medical Manpower Recruitment Committee (Peter Vaudry, Chair; Dr. Tim Best, Algoma West Academy of Medicine; and Jackie Thoms, Northeastern Ontario Medical Education Corporation) were in attendance concerning agenda item 6.(8)(a).
- (d) Brian Curran, President and C.E.O., PUC Inc. and Terry Greco were in attendance concerning agenda item 6.(8)(b).
- (e) Frank Bitonti was in attendance concerning agenda item 6.(6)(a).
- (f) David Oliver was in attendance concerning agenda item 6.(6)(b).

4. (g) Gerry Taylor, President and C.E.O., Innovation Centre was in attendance concerning agenda item 6.(8)(c).
- (h) Richard Walker, KPMG and Bruce Strapp, President and C.E.O., Economic Development Corporation was in attendance concerning agenda item 6.(8)(e).

PART ONE - CONSENT AGENDA

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

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that all the items listed under date 2002 10 07 - Part One - Consent Agenda (save and except 5.(o) removed from agenda at staff's request) be approved as recommended. CARRIED.

- (a) The letter from the CAO, F. J. Davey Home concerning the F. J. Davey Home Redevelopment Project was received by Council.
- (b) The letter from the Canadian Federation of Independent Business dated 2002 09 19 to Mayor Rowswell was received by Council.
- (c) Correspondence from the Federation of Canadian Municipalities (concerning a resolution to the Government of Canada to develop and implement a comprehensive Clean Air Action Plan); the County of Brant (concerning a request to the Ministry of Environment to develop a comprehensive full-time post secondary training curriculum for operators of water treatment facilities); the Township of West Grey (concerning Aggregate Resources Act - licensing requirements) was received by Council.
- (d) The News Release from the Ministry of Municipal Affairs and Housing concerning amendments to the Municipal Elections Act was received by Council.
- (e) Correspondence concerning the Canada-Ontario Infrastructure Program was received by Council.
- (f) **Staff Travel Requests**
The report of the Chief Administrative Officer was accepted by Council.

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that the staff travel requests contained in the report of the Chief Administrative Officer dated 2002 10 07 be approved as requested. CARRIED.

5. (g) **Board/Committee Appointments**

Moved by Councillor N. DelBianco

Seconded by Councillor B. Hayes

Resolved that citizens John Fedorchuk, Christina Forest, Larry Knapp, Craig Kohler, Sylvia Mosher, Tracey Roetman, Todd Walton, Ann Marie McPhee, Franco Pastore, Joan Desjardins (District Manager Easter Seal Society), John Policicchio (CEO Community Living Algoma) and Councillor Lou Turco, and the Planning Director (or designate) and Commissioner of Social Services (or designate) be appointed to the Ontarians With Disabilities Accessibility Advisory Committee for the period October 7, 2002 to December 31, 2003. CARRIED.

(h) **Tender for Lease of Fire Chief's Car**

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

Moved by Councillor N. DelBianco

Seconded by Councillor P. Mick

Resolved that the report of the Manager of Purchasing dated October 7, 2002 be endorsed and that the tender for the Lease of One (1) Mid-Size 4-Door Sedan Car, required by Sault Ste. Marie Fire Services, be awarded as recommended. CARRIED.

(i) **Increase to Community Services Department - Part Time Wage Rates, Increase to School Crossing Guard (PWT) Wage Rates and Non-Union Summer Students (Civic Centre, Fire Services, Recreation and Culture, Marinas, Community Centres, Transit, Social Housing)**

The report of the Commissioner of Human Resources was accepted by Council.

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that the report of the Commissioner of Human Resources dated 2002 10 07 concerning Part Time Wage Rate Increases for Community Services Department, School Crossing Guards (PWT) and Non Union Summer Students (Civic Centre, Fire Services, Recreation and Culture, Marinas, Community Centres, Transit, Social Housing) be accepted and the recommendations contained therein be approved. CARRIED.

(j) **Ermatinger-Clergue National Historic Site Summer Kitchen Roof**

The report of the Manager Recreation and Culture was accepted by Council.

Moved by Councillor N. DelBianco

Seconded by Councillor P. Mick

Resolved that the report of the Manager Recreation and Culture dated 2002 10 07 concerning the replacement of the Summer Kitchen roof at Ermatinger-Clergue National Historic Site be accepted as information. CARRIED.

5. (k) **City of Sault Ste. Marie Truck Route Class Environmental Assessment and Transportation Planning Study - Update**

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

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that the report of the Director of Engineering Design and Buildings dated 2002 10 07 concerning City of Sault Ste. Marie Truck Route Class Environmental Assessment and Transportation Planning Study be accepted as information. CARRIED.

(l) **Consulting Engineering Firms for 2003 Capital Construction Program**

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

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that the report of the Director of Engineering Design and Buildings dated 2002 10 07 concerning Consulting Engineering Firms for 2003 Capital Construction Program be accepted and the recommendations contained therein be approved. CARRIED.

(m) **Ontario Municipal Board Hearing - Odena Reload Centre Inc.**

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

Moved by Councillor N. DelBianco

Seconded by Councillor B. Hayes

Resolved that the report of the Assistant City Solicitor dated 2002 10 07 concerning OMB Hearing Odena Reload Centre Inc. (Site Plan Agreement Endorsed by OMB) be accepted as information. CARRIED.

(n) **Parking Offences at the Civic Centre and Other Municipal Lots**

The report of the Assistant City Solicitor was accepted by Council. The relevant by-law 2002-209 is listed under item 10 of the Minutes.

(o) **Proposed Sale of Property to Wendy's Restaurant**

The report of the City Solicitor was received by Council. Note: Officially read not dealt with - removed from agenda at staff's request.

(p) **Conveyances Involving Algoma Steel Inc. - Algoma Central Railway and the City to Facilitate the Construction of a Rail Spur Line**

The report of the City Solicitor was accepted by Council. The relevant by-law 2002-208 is listed under item 10 of the Minutes.

5. (p) Councillor D. Amaroso declared a pecuniary interest - spouse employed by Algoma Steel Inc.

Councillor P. Vaudry declared a pecuniary interest - employed by Algoma Steel Inc.

- (q) **By-law 2002-210 - Agreement With Municipal Property Assessment Corporation**

The report of the City Solicitor was accepted by Council. The relevant by-law 2002-210 is listed under item 10 of the Minutes.

- (r) **Local Architectural Conservation Advisory Committee Bylaw**

The report of the Chairperson, Local Architectural Conservation Advisory Committee was accepted by Council. The relevant by-law 2002-206 is listed under item 10 of the Minutes.

PART TWO - REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (1) ADMINISTRATIVE

- (a) **Out-of-Province Travel Policies**

Reports of the Manager of Internal Audit were accepted by Council.

Moved by Councillor B. Hayes

Seconded by Councillor P. Vaudry

Resolved that the reports of the Manager of Internal Audit dated 2002 09 23 and 2002 10 07 concerning Out-of-Province Travel Policies BE AMENDED by including approval for limited personal telephone calls as an allowable expense claim. CARRIED.

Moved by Councillor B. Hayes

Seconded by Councillor B. Irwin

Resolved that the reports of the Manager of Internal Audit dated 2002 09 23 and 2002 10 07 concerning Out-of-Province Travel Policies be further AMENDED by including approval for a monetary allowance or the purchase of gifts (subject to reasonable limits) when the traveller is accommodated by friends or relatives instead of incurring the cost of traditional hotel accommodations. CARRIED.

6. (1)

(a) Moved by Councillor D. Amaroso
Seconded by Councillor N. DelBianco

Resolved that the reports of the Manager of Internal Audit dated 2002 09 23 and 2002 10 07 concerning Out-of-Province Travel Policies be further AMENDED by including as a condition of authorization to travel, a requirement that the individual seeking permission to travel, provide to Council as part of the travel request, a clear statement of the objectives of the travel and the benefits that would come to the Corporation as a result thereof. CARRIED.

Moved by Councillor N. DelBianco

Seconded by Councillor P. Mick

Resolved that the reports of the Manager of Internal Audit dated 2002 09 23 and 2002 10 07 concerning Out-of-Province Travel Policies be accepted and the recommendations contained therein be approved AS AMENDED and further that the final and amended version of this policy be brought back for Council's endorsement. CARRIED.

6. (6) **PLANNING**

(a) **Application No. A-27-02-Z.OP - Frank Bitonti - 452 Moss Road - Request to Permit an Additional New Single Family Residential Lot**

The report of the Planning Division was accepted by Council.

Moved by Councillor N. DelBianco

Seconded by Councillor P. Mick

Resolved that the report of the Planning Division dated 2002 10 07 concerning Application No. A-27-02-OP - Frank Bitonti be accepted and the recommendation that City Council approve the application subject to Official Plan Amendment No. 56 be endorsed. CARRIED.

(b) **Application No. A-28-02-Z.OP - David Oliver - 1115 Second Line West - Request to Permit Construction of a New Single Family Home**

The report of the Planning Division was accepted by Council.

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that the report of the Planning Division dated 2002 10 07 concerning Application No. A-28-02-Z - David Oliver be accepted and the recommendation that City Council approve the application subject to the 2 conditions contained in the report be endorsed; and further that the application for this rezoning application be refunded to the applicant. CARRIED.

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

(a) **Progress Report on Physician Recruitment**

The report of the City Physician Recruitment Committee was accepted by Council.

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that the report of the City Physician Recruitment Committee dated October 7, 2002 entitled "A Progress Report on Physician Recruitment" be accepted as information. CARRIED.

(b) **Future Electricity Rate Increases**

The report of the President and C.E.O., PUC Inc. was accepted by Council.

Moved by Councillor N. DelBianco

Seconded by Councillor B. Hayes

Resolved that the report of the President and C.E.O., PUC Inc. concerning Future Electricity Rate Increases be accepted as information. CARRIED.

(c) **Sault Ste. Marie Innovation Centre Progress Report and Funding Request**

The report of the President and C.E.O. Sault Ste. Marie Innovation Centre was accepted by Council.

Moved by Councillor D. Oraziatti

Seconded by Councillor J. Caicco

Whereas City Council has provided strong support for the Sault Ste. Marie Innovation Centre since its inception in 1998; and

Whereas that support has included significant financial contribution towards the operation of the Innovation Centre including \$1 million in start-up funding; and

Whereas the City of Sault Ste. Marie has also entered into a major contract with Innovation Centre for the provision of Geographic Information Systems at a cost of about \$2.25 million; and

Whereas City Council's continuing support has been based on various assumptions including the provision of funding from other sources and the successful procurement of business, as well as a commitment to become self-sustaining in the first few years of operations (all as set out in the Business Plan which was submitted to City Council in early 1999); and

Whereas it appears that there have been significant variances in the financial circumstances of the Innovation Centre from the original Business Plan creating further and unexpected financial pressures on the City for increased levels of contribution; and

Whereas the current request to City Council amounts to a further \$1 million in operational funds over a 3 year period as well as the forgiveness of existing debt to the City of Sault Ste. Marie for the purchase of land on Bruce Street;

6. (8)
(c)

Now therefore be it resolved that the report of Gerry Taylor, President and C.E.O. of the Innovation Centre dated October 1, 2002 and the memo of the Chief Administrative Officer dated 2002 10 04 be accepted as information and that the request for further financial assistance be referred to the Economic Diversification Steering Committee to be considered with other projects currently competing for Municipal, Provincial and Federal funds for economic development and diversification in Sault Ste. Marie; and
Further that the appropriate City Staff be requested to bring back a report to Council with recommendations for the appropriate approach to a third party independent review of the Innovation Centre, its current governance structure and budgetary structure, prior to any further financial commitment from the City.
DEFEATED.

Moved by Councillor D. Amaroso

Seconded by Councillor B. Irwin

Whereas City Council has provided strong support for the Sault Ste. Marie Innovation Centre since its inception in 1998; and

Whereas the Innovation Centre has a mandate to assist in economic diversification and provide a “catalyst for change”; and

Whereas technological industries of this nature require approximately five years of financial support in order to develop into a self sustaining entity;

Therefore be it resolved that City Council support the Innovation Centre by accepting the two recommendations contained in the Progress Report submitted by Gerry Taylor, President and C.E.O. to be funded through the Economic Diversification Budget. CARRIED.

Recorded Vote

For: Mayor J. Rowswell, Councillors P. Vaudry, J. Caicco, B. Hayes, F. Manzo, P. Mick, N. DelBianco, B. Irwin, D. Amaroso

Against: Councillor T. Ryma, L. Turco, D. Orazietti

Absent: Councillor D. Jones

Recorded Vote

For: Councillors J. Caicco, T. Ryma, L. Turco, D. Orazietti

Against: Mayor J. Rowswell, Councillors P. Vaudry, B. Hayes, F. Manzo, P. Mick, N. DelBianco, B. Irwin, D. Amaroso

Absent: Councillor D. Jones

6. (8)

(d) **Foreign Investment Mission to Italy - November 2002**

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

Moved by Councillor N. DelBianco

Seconded by Councillor B. Hayes

Resolved that the report of the President and C.E.O., Economic Development Corporation dated 2002 10 01 concerning Foreign Investment Mission to Italy - November 2002 be accepted and the two recommendations contained on Page 2 of the report be approved. CARRIED.

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

(e) **Pilot Tax-Incentive Zones - Summary of Proposed Submission**

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

Moved by Councillor N. DelBianco

Seconded by Councillor B. Hayes

Whereas the Ontario Government has requested municipalities to submit Expressions of Interest for Pilot Projects supporting their Better Ways to Support Communities: Tax Incentive Zones under their Ontario SMART Growth: A New Vision; and

Whereas the City of Sault Ste. Marie has identified Tax Incentives as a necessary tool to support the community's economic development and diversification efforts through its Growth Mandate Initiative and the Building an Extraordinary Community; and

Whereas the City of Sault Ste. Marie has been designated by the Province under the Northern Ontario Heritage Fund Corporation's Economic Diversification Fund Program; and

Whereas the City of Sault Ste. Marie and its Growth Mandate Partners are prepared to implement and market Sault Ste. Marie as a Pilot Project for Tax Incentive Zones;

Therefore be it resolved that the City of Sault Ste. Marie fully endorses this community's Expression of Interest to become an Ontario Tax Incentive Zone Pilot Project. CARRIED.

7.

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

- (a) Moved by Councillor D. Orazietti
Seconded by Councillor J. Caicco
Whereas the contract awarded by the City of Sault Ste. Marie for wastewater management is valued at approximately \$1.6 million; and
Whereas the City has currently retained OCWA (Ontario Clean Water Agency) to manage Sault Ste. Marie's wastewater treatment facilities; and
Whereas the PUC Inc. Board of Directors have expressed a strong interest in being able to provide wastewater management services to our City;
Therefore be it resolved that representatives from the PUC, OCWA and City staff make submissions at the November 4, 2002 meeting of Council, with respect to the wastewater contract and operation of Sault Ste. Marie's wastewater treatment facilities. CARRIED.
- (b) Moved by Councillor J. Caicco
Seconded by Councillor D. Orazietti
Whereas the Sault Ste. Marie waterfront boardwalk has proved to be a great success in terms of its usage by both residents and visitors alike; and
Whereas the City's waterfront and boardwalk has been referred to by other communities planning similar redevelopment; and
Whereas one of the complaints often encountered about the City's waterfront walkway is the lack of opportunity during the summer to purchase souvenirs and/or other convenience items; and
Whereas this provides an opportunity for the City's young people to create their own employment while at the same time adding to the amenities available on the waterfront; and
Whereas the City could assist by providing kiosks or other interesting structures to interested young entrepreneurs along the boardwalk to be rented on a cost recovery basis;
Now therefore be it resolved that the Economic Development Corporation and its Enterprise Centre be requested to review this concept and make possible recommendations to City Council which could provide an opportunity for the Summer tourist season 2003 on the City's waterfront boardwalk;
And further that the E.D.C. be requested to obtain the input of both the Downtown and Station Mall Merchants Associations. CARRIED.
- (c) Moved by Councillor P. Vaudry
Seconded by Councillor D. Amaroso
Whereas Canada AM of the CTV Network is celebrating 30 years of broadcasting on the air this year; and
Whereas our community extends congratulations to Canada AM for 30 years of excellent service to the Canadian public; and
Whereas Canada AM will be travelling across Canada from British Columbia to the east coast over the next several weeks,

7. (c) Now therefore be it resolved that the Canada AM caravan be invited to stop in Sault Ste. Marie to meet our citizens and perhaps do a live broadcast from our waterfront facilities. CARRIED.

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

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 N. DelBianco

Seconded by Councillor B. Hayes

Resolved that all the by-laws listed under item 10 of the Agenda under date 2002 10 07 (save and except 2002-207 - removed from agenda at staff's request) be approved. CARRIED.

(a) Moved by Councillor N. DelBianco

Seconded by Councillor B. Hayes

Resolved that By-law 2002-206 being a by-law to re-establish the Local Architectural Conservation Advisory Committee, provide for the appointment of members thereto, establish Terms of Reference and repeal By-law No. 79-336 be read three times and passed in Open Council this 7th day of October, 2002. CARRIED.

(b) Moved by Councillor B. Hayes

Seconded by Councillor N. DelBianco

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 7th day of October, 2002. OFFICIALLY READ NOT DEALT WITH. REMOVED FROM THE AGENDA AT STAFF'S REQUEST.

(c) Moved by Councillor N. DelBianco

Seconded by Councillor B. Hayes

Resolved that By-law 2002-208 being a by-law to authorize the transfer to the Canadian National Railway Properties Inc. those lands being conveyed to the City by Algoma Steel Inc. in order to facilitate the new rail spur be read three times and passed in Open Council this 7th day of October, 2002. CARRIED.

10. (d) Moved by Councillor B. Hayes
Seconded by Councillor N. DelBianco
Resolved that By-law 2002-209 being a by-law to amend the Civic Centre Parking By-law 90-245 be read three times and passed in Open Council this 7th day of October, 2002. CARRIED.
- (e) Moved by Councillor N. DelBianco
Seconded by Councillor B. Hayes
Resolved that By-law 2002-210 being a by-law to authorize an agreement with the City and Municipal Property Assessment Corporation be read three times and passed in Open Council this 7th day of October, 2002. CARRIED.
- (f) Moved by Councillor N. DelBianco
Seconded by Councillor B. Hayes
Resolved that By-law 2002-211 being a by-law to amend Sault Ste. Marie Zoning By-law 4500 concerning lands located at the westerly end of Henry Street be read three times and passed in Open Council this 7th day of October, 2002. (Laura Gardens Subdivision Limited) CARRIED.
- (g) Moved by Councillor N. DelBianco
Seconded by Councillor B. Hayes
Resolved that By-law 2002-212 being a by-law to adopt Amendment No. 55 to the Official Plan be read three times and passed in Open Council this 7th day of October, 2002. (Jyrki Koro) CARRIED.
- (h) Moved by Councillor N. DelBianco
Seconded by Councillor B. Hayes
Resolved that By-law 2002-213 being a by-law to amend Sault Ste. Marie Zoning By-laws 4500 and 4501 concerning lands located at 290 Cathcart Street and further be it resolved that By-law 2002-214 being a by-law to designate 290 Cathcart Street as an area of site plan control be read three times and passed in Open Council this 7th day of October, 2002. (Jyrki Koro) CARRIED.

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

12.

ADJOURNMENT

Moved by Councillor N. DelBianco

Seconded by Councillor P. Mick

Resolved that this Council shall now adjourn. CARRIED.

**“JOHN ROWSWELL ”
MAYOR**

**“DONNA P. IRVING”
CLERK**