

## **MINUTES**

### **REGULAR MEETING OF CITY COUNCIL**

**2004 02 23**

**5:00 P.M.**

### **COUNCIL CHAMBERS**

**PRESENT:** Councillors J. Caicco, P. Mick, D. Celetti, J. Collins, T. Sheehan, S. Butland, B. Hayes (Acting Mayor), F. Manzo, N. DelBianco

**OFFICIALS:** J. Fratesi, D. Irving, N. Kenny, J. Elliott, G. Mason, B. Freiburger, M. Brechin, D. McConnell, L. Whalen, B. Strapp, J. Luszka, D. Overboe, J. Sniezek, S. McLellan

**ABSENT:** Mayor J. Rowsell, Councillors L. Turco, J. Curran, D. Amaroso

1. **ADOPTION OF MINUTES**

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the Minutes of the Regular Council Meeting of 2004 02 09 be approved. CARRIED.

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

3. **PASSING OF ACCOUNTS**

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the accounts of 2004 02 06 in the amount of \$6,890,459.73 and payrolls properly certified be passed and paid and the payrolls of the periods 2004 01 18 to 2004 01 31 in amounts of Hourly \$1,415,982.04 and Salaried \$312,469.58 as certified and paid be confirmed. CARRIED.

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

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the accounts of 2004 02 13 in the amount of \$1,284,951.19 be passed and paid. CARRIED.

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

Councillor D. Amaroso declared a pecuniary interest – spouse member of United Steelworkers of America.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Lori Filice, Chairperson, Sault Ste. Marie Council of Easter Seals and Catrina Bailey and Jordan Bird-Thompson, two ambassadors were in attendance concerning Proclamation – Easter Seals Month.
- (b) Gisele Beausoleil, representative of Women in Crisis was in attendance concerning Proclamation – March 8<sup>th</sup> as International Women's Day.
- (c) Ashley Wiseman, Coordinator, Shadows of the Mind Film Festival was in attendance to update Council on the highlights of the upcoming Film Festival.
- (d) Carl Isenburg, Vice President Customer Relations; Darryl Bender, Account Manager Municipal Relations; Bill Webb, Manager Property Inspections; Mary Dawson-Cole, Manager Customer Service Sault Ste. Marie and Sudbury Region; and Joanne West, Municipal Relations representative, Municipal Property Assessment Corporation (MPAC) were in attendance in response to a Council resolution dated 2004 01 12 requesting that a presentation be made by MPAC officials on Provincial operations with reference to Northern Ontario and specifically Sault Ste. Marie and the apparent deficiencies in the present assessment system.

Moved by Councillor F. Manzo

Seconded by Councillor N. DelBianco

Resolved that the presentation of MPAC and the request for a public meeting on assessment issues BE REFERRED to the Tax Division for appropriate followup and report back to City Council. CARRIED.

- (e) Richard Walker was in attendance concerning agenda item 5.(dd).
- (f) J. Stach was in attendance concerning agenda item 6.(6)(a).
- (g) Suzanne Marshall and Rick Talvite, TSH were in attendance concerning agenda item 6.(6)(b).
- (h) Linda Whalen and Ernie Gulyas were in attendance concerning agenda items 5.(u) and 6.(8)(a).

## **PART ONE – CONSENT AGENDA**

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

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that all the items listed under date 2004 02 23 - Part One - Consent Agenda, [save and except 5.(ff) – withdrawn at the request of staff] be approved as recommended. CARRIED.

- (a) The letter from David Oraziotti, M.P.P. Sault Ste. Marie concerning proposed implementation of lockage fees at the Sault Ste. Marie Historic Canal Site operated by Parks Canada was received by Council.
- (b) Correspondence from the City of Sarnia (concerning the current assessment system and a review of MPAC); Loyalist Township (concerning Community reinvestment fund); the Township of Ramara (concerning retention of public ownership of Ontario power generation); the Town of North Perth (concerning funding universal water metering programs for small municipalities) was received by Council.
- (c) The news release from AMO advising of the appointment of Councillor Steve Butland to the Waste Diversion Organization (WDO) Board of Directors was received by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that City Council offer its congratulations to Councillor Steve Butland on his appointment by AMO to the Waste Diversion Organization (WHO) Board of Directors. CARRIED.

- (d) The letter from the 2003 Christmas Cheer convenor thanking those involved for the success of the 2003 Christmas Cheer Program was received by Council.
- (e) Letters from Mayor Rowswell to Carmen Provenzano, M.P. and the Honourable Joseph Comuzzi, Minister of State (Federal Economic Development Initiative for Northern Ontario) concerning Sault Ste. Marie Initiatives were received by Council.
- (f) The letter from Councillor Steve Butland to Members of City Council concerning the Chamber of Commerce recent survey “Open for Business” was received by Council.

5. (g) **Staff Travel Requests**  
The report of the Chief Administrative Officer was accepted by Council.
- Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that the staff travel requests contained in the report of the Chief Administrative Officer dated 2004 02 23 be approved as requested. CARRIED.
- (h) **Property Tax Appeals**  
The report of the City Tax Collector was accepted by Council.
- Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that pursuant to Section 357 of the Municipal Act, 2001, the adjustments for tax accounts outlined on the City Tax Collector's report of 2004 02 23 be approved and the tax records be amended accordingly. CARRIED.
- (i) **2003 Tax Apportionments**  
The report of the City Tax Collector was accepted by Council.
- Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that pursuant to Section 356 of the Municipal Act that the apportionment for the tax account(s) outlined on the attached list, certified by the City Tax Collector, be approved to amend the Collector's Roll in accordance with the report. CARRIED.
- (j) **Vacant Unit Tax Rebate Program – Commercial and Industrial Properties**  
The report of the City Tax Collector was accepted by Council.
- Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that pursuant to Section 364 of the Municipal Act, 2001, the adjustments, under the vacant unit tax rebate program, for tax accounts outlined on the City Tax Collector's reports of 2004 02 23 be approved and the tax records be amended accordingly. CARRIED.
- (k) **RFP – HVAC Control System Retrofit – Ontario Works Building**  
The report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that the report of the Manager of Purchasing dated 2004 02 23 be endorsed and that the proposal for the HVAC Control System Retrofit at the Ontario Works Building, required by the Building Services Division, Engineering and Planning Department be awarded as recommended. CARRIED.

5. (l) **Firefighters' Protective Turnout Clothing**  
The report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that the report of the Manager of Purchasing dated February 23, 2004 be endorsed and that the quotation for the supply and delivery of Firefighters' Protective Turnout Clothing, required by Fire Services, be awarded as recommended. CARRIED.
- (m) **Tender for Recycling Bags**  
The report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that the report of the Manager of Purchasing dated February 23, 2004 be endorsed and that the tender for the supply and delivery of Recycling Bags, required by the Public Works and Transportation Department, be awarded as recommended. CARRIED.
- (n) **User Fees – By-law 2004-21**  
The report of the Manager of Budgets and Revenue was accepted by Council.  
The relevant By-law 2004-21 is listed under item 10 of the Minutes.
- Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that the report of the Manager of Budgets and Revenue concerning User Fees – By-law 2004-21 be accepted and the recommendation that the User Fee adjustments listed in the report be included in the 2004 budget be approved. CARRIED.
- (o) **Renewal of Agreement – The City and the Safe Communities Partnership**  
The report of the Commissioner of Human Resources was accepted by Council.  
The relevant By-law 2004-39 is listed under item 10 of the Minutes.
- (p) **Community Plan on Homelessness Update**  
The report of the Community Coordinator, Social Services Department was accepted by Council.

5. (p) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that the report entitled Our Community Plan to Prevent and Ameliorate Homelessness in the City of Sault Ste. Marie Updated February 2004 and the report of the Community Coordinator dated 2004 02 23 be accepted and the recommendations that City Council endorse the Plan update and give approval to proceed to the next steps to access \$417,350.00 in federal government funding (National Homelessness Initiative-Supporting Communities Partnership Initiative Phase II) be approved. CARRIED.

(q) **Sault Ste. Marie Hockey Hall of Fame Inductees – 2003**

The report of the Commissioner Community Services was accepted by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the report of the Commissioner Community Services dated 2004 02 23 concerning Sault Ste. Marie Hockey Hall of Fame Inductees 2003 be accepted and the recommendation that Bobby Smith and Nick Dellapenta be inducted into the Sault Ste. Marie Hockey Hall of Fame for 2003 be approved. CARRIED.

(r) **Requests for Financial Assistance for National/International Sports Competitions**

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

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the report of the Assistant Manager, Recreation and Culture dated 2004 02 23 concerning Requests for Financial Assistance for National/International Sports Competitions be accepted and the recommendation to provide three \$200.00 grants to Lori Clemente (Canadian National 8-Ball Billiard Championships); Shannon Hazelton (Speedo Eastern Canadian Swimming Championships); and Jeff Park (Under 19 World Underwater Hockey Championships) be approved. CARRIED.

(s) **Five-Year Capital Construction Program**

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

5. (s) Moved by Councillor N. DelBianco  
Seconded by Councillor D. Celetti  
Resolved that the report of the Director of Engineering Design and Buildings dated 2004 02 23 concerning Five-Year Capital Construction Program be accepted and the recommendation that the reconstruction of Bruce Street between Salisbury Avenue and Pim Street proceed this year at an estimated cost of \$1.685M be approved. CARRIED.

- (t) **Civic No. 748 Wellington Street East – Residential Standards Order**  
The report of the Building Inspector was accepted by Council.

Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that the report of the Building Inspector dated February 23, 2004 concerning Civic No. 748 Wellington Street East be accepted and the recommendation that the Corporation hire the forces necessary to repair the chimney and recover the associated costs by adding them to the taxes of the subject property be approved. CARRIED.

- (u) **Agreement Between the City and the Township of Prince Concerning the Sault Ste. Marie Region Conservation Authority**  
The report of the City Solicitor and the letter from the Chairman, Sault Ste. Marie Region Conservation Authority were accepted by Council. The relevant By-law 2004-41 is listed under item 10 of the Minutes.

Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Whereas the City Solicitor in a report dated 2004 02 23 recommends that the composition of the Sault Ste. Marie Region Conservation Authority Board be increased from 4 members to 5 (composition to include 4 Sault Ste. Marie members and one Prince Township member); and  
Whereas there are currently 3 Sault Ste. Marie members on the Board;  
Now therefore be it resolved that City Council approve appointing a 4<sup>th</sup> member to the Sault Ste. Marie Region Conservation Authority Board and that the new Board member be either a Member of Sault Ste. Marie City Council or a Council designate; and  
Further resolved that failing Council appointing one of its own members for the 2004 term, the appointee is the Manager Long Range Planning, Joe Sniezek; and further that Councillor N. DelBianco be appointed to the Conservation Authority for 2004. CARRIED.

- (v) **One-Third of City Council and Local Board Remuneration as Incidental to the Discharge of Duties**  
The report of the Assistant City Solicitor was accepted by Council.

5. (v) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that the report of the Assistant City Solicitor dated 2004 02 23 concerning One-Third of City Council and Local Board Remuneration as Incidental to the Discharge of Duties be accepted and the recommendation that City Council take no action and allow the one-third exemption by-law to stand be approved. CARRIED.
- (w) **Insurance Renewal for February 2004 to February 2005**  
The report of the City Solicitor was accepted by Council.
- Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that the report of the City Solicitor dated 2004 02 23 concerning Insurance Renewal for February 2004 to February 2005 be accepted and the recommendation that the City's insurance program for the period February 28, 2004 to February 27, 2005 be placed with Algoma Insurance Brokers be approved. CARRIED.
- (x) **Second Line Widening Project**  
The report of the City Solicitor was accepted by Council. The relevant By-law 2004-40 is listed under item 10 of the Minutes.
- (y) **Extension of Easement Agreement with Great Lakes Power Limited for an Effluent Diffuser and Ancillary Equipment Over Parts 7 and 8, Plan 1R-1509 to the East of Canal Drive**  
The report of the City Solicitor was accepted by Council. The relevant By-law 2004-30 is listed under item 10 of the Minutes.
- Mayor J. Rowsell declared a pecuniary interest – son employed by Great Lakes Power.
- (z) **Lane Closing Application – Plummer “A” Subdivision**  
The report of the City Solicitor was accepted by Council. The relevant By-laws 2004-32 and 2004-33 are listed under item 10 of the Minutes.
- (aa) **Lane Closing Application – Steel Plant Subdivision**  
The report of the City Solicitor was accepted by Council. The relevant By-laws 2004-34 and 2004-35 are listed under item 10 of the Minutes.
- (bb) **Lane Closing Application – Dance Subdivision**  
The report of the City Solicitor was accepted by Council. The relevant By-laws 2004-36 and 2004-37 are listed under item 10 of the Minutes.



5. (cc) **Agreement for the Provision of Police Services Between the City and the Township of Prince**  
The report of the Assistant City Solicitor was accepted by Council. The relevant By-law 2004-22 is listed under item 10 of the Minutes.
- (dd) **KPMG Study Reveals that Sault Ste. Marie is in Top 10 Least-Costly Centres for Business in Eastern Canada**  
The report of the Planning Division was accepted by Council.
- Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that the report of the Planning Division dated 2004 02 23 concerning KPMG Study Reveals that Sault Ste. Marie is in Top 10 Least-Costly Centres for Business in Eastern Canada be accepted as information. CARRIED.
- (ee) **Lions Club – Pointe des Chenes Campground – 2003 Annual Statement**  
The report of the Commissioner of Public Work and Transportation was accepted by Council.
- Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that the report of the Commissioner of Public Works and Transportation dated 2004 02 09 concerning the Lions Club – Pointe des Chenes Campground 2003 Annual Statement be accepted as information. CARRIED.
- (ff) **Sale of 920 McNabb Street – Former Recycling Centre**  
The report of the City Solicitor was received by Council. The relevant By-law 2004-45 is listed under item 10 of the Minutes. OFFICIALLY READ NOT DEALT WITH (Withdrawn at request of staff).

## **PART TWO – REGULAR AGENDA**

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

#### **6. (6) PLANNING**

- (a) **Application No. A-6-04-Z.OP—309 Fifth Line East – J. Stach - Request to Permit as Additional Uses, Product Distribution and Warehousing**  
The reports of the Planning Division were received by Council.

6. (6)  
(a)

Moved by Councillor D. Celetti

Seconded by Councillor P. Mick

Resolved that agenda item 6.(6)(a) Planning Application No. A-6-04-Z – 309 Fifth Line East – J. Stach BE DEFERRED to the March 8, 2004 Council Meeting (Ward 5 Councillor D. Amaroso absent). CARRIED.

Mayor J. Rowswell declared a pecuniary interest – client of engineering firm (R. F. Contracting) is within notification area.

Mover Councillor D. Celetti

Seconded Councillor P. Mick

Resolved that the reports of the Planning Division dated 2004 02 23 concerning Application No. A-6-04-Z.OP – J. Stach be accepted and the recommendation that City Council approve the application subject to the 7 conditions contained in the reports be endorsed. OFFICIALLY READ NOT DEALT WITH.

Mayor J. Rowswell declared a pecuniary interest – client of engineering firm (R. F. Contracting) is within notification area.

(b) **Application No. A-7-04-Z—The Southeast Corner of Base Line and Leigh's Bay Road – The City of Sault Ste. Marie – Request in Order to Allow Vehicle Access From the Subject Property to Base Line**

The report of the Planning Division was accepted by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor N. DelBianco

Resolved that the report of the Planning Division dated 2004 02 23 concerning Application No. A-7-04-Z – Corporation of the City of Sault Ste. Marie be accepted and the recommendation that City Council remove the Special Exception 1033 restricting access onto Base Line be endorsed. CARRIED.

Mayor J. Rowswell declared a pecuniary interest – client of engineering firm (G. P. Flakeboard) is within notification area.

Recorded Vote

For: Councillors J. Caicco, P. Mick, T. Sheehan, S. Butland, N. DelBianco

Against: Councillors D. Celetti, J. Collins, B. Hayes, F. Manzo

Absent: Mayor J. Rowswell, Councillors L. Turco, J. Curran, D. Amaroso

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

(a) **Conservation Authority Maple Syrup Demonstrations**

The report of the Secretary-Manager, Sault Ste. Marie Region Conservation Authority was accepted by Council.

Moved by Councillor N. DelBianco

Seconded by Councillor D. Celetti

Whereas the Sault Ste. Marie Region Conservation Authority has advised that it is struggling to fund and commit the necessary staff resources to operate the annual Maple Syrup Program, which continues to have annual operational losses; and

Whereas the maple syrup making equipment is in need of major repair and replacement of various components and the Authority appears to be subject to tax reclassification and tax increases along with other maple syrup producers; and

Whereas the Conservation Authority has pursued all possible funding sources for the Program without success;

Now therefore be it resolved that the report of the Secretary-Manager, Sault Ste. Marie Region Conservation Authority dated 2004 02 11 concerning Conservation Authority Maple Syrup Demonstrations be accepted and the request to City Council for additional one-time funding in the amount of \$15,295.00 and additional annual funding in the amount of \$3,700.00 NOT be approved; and

Further resolved that the Maple Syrup Program at the Conservation Authority be allowed to cease operations. CARRIED.

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

(a) Moved by Councillor N. DelBianco

Seconded by Councillor F. Manzo

Resolved that the results of the 'Open For Business' survey by the Chamber of Commerce, which were recently presented to Council, be referred to the appropriate staff (Corporate Affairs Officer, PEP Communications Team) for inclusion in the customer feedback systems currently being developed and for any further action that may be deemed necessary. CARRIED.

(b) Moved by Councillor P. Mick

Seconded by Councillor J. Caicco

Whereas Danieli Corus Canada Inc. recently advised its Sault Ste. Marie staff that the company would be consolidating its Canadian operations into the Burlington office; and

Whereas as a result of this decision about 30 well paying jobs will be lost to Sault Ste. Marie's economy at a point in time when it can least afford it; and

7. (b) Whereas Danieli Corus has had a presence in Sault Ste. Marie since 1975 when the firm was founded by William M. Bailey and has provided significant services from Sault Ste. Marie for not only the steelworks company in Sault Ste. Marie, but for industries around the world; and  
Whereas the Burlington office currently is about the same size as the Sault Ste. Marie office with the heaviest concentration of professionals being in the Sault Ste. Marie office;  
Now therefore be it resolved that City Council authorizes the Mayor, the C.A.O. and one Councillor (J. Collins) to meet with Danieli officials to discuss the possibility of the consolidation of their offices to be in Sault Ste. Marie, where there is the higher concentration of engineering and other professional personnel currently located. CARRIED.

Mayor J. Rowsell declared a pecuniary interest – Rowsell and Associates Engineers Ltd. provide similar services.

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 T. Sheehan

Seconded by Councillor D. Celetti

Resolved that all the by-laws listed under Item 10 of the Agenda under date 2004 02 23, save and except 2004-45, be approved. CARRIED.

(a) Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that By-law 2004-21 being a by-law to establish user fees and service charges be read three times and passed in Open Council this 23<sup>rd</sup> day of February, 2004. CARRIED.

(b) Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that By-law 2004-22 being a by-law to authorize an agreement with the City and the Corporation of the Township of Prince to provide police services in the Township of Prince be read three times and passed in Open Council this 23<sup>rd</sup> day of February, 2004. CARRIED.

10. (c) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that By-law 2004-30 being a by-law to authorize an agreement between the City and Great Lakes Power Limited to extend for a further period of ten years an easement over lands on Canal Drive for the operation, maintenance and repair of an effluent diffuser be read three times and passed in Open Council this 23<sup>rd</sup> day of February, 2004. CARRIED.

Mayor J. Rowsell declared a pecuniary interest – son employed by Great Lakes Power.

- (d) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that By-law 2004-31 being a by-law to amend By-law 3832 by changing the closing hours of shops be read three times and passed in Open Council this 23<sup>rd</sup> day of February, 2004. CARRIED.
- (e) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that By-law 2004-32 being a by-law to assume for public use and establish as a public lane a lane in the Plummer “A” Subdivision be read three times and passed in Open Council this 23<sup>rd</sup> day of February, 2004. CARRIED.
- (f) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that By-law 2004-33 being a by-law to stop up, close and authorize the conveyance of a lane in the Plummer “A” Subdivision be read a first and second time this 23<sup>rd</sup> day of February, 2004. CARRIED.
- (g) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that By-law 2004-34 being a by-law to assume for public use and establish as a public lane a lane in the Steel Plant Subdivision be read three times and passed in Open Council this 23<sup>rd</sup> day of February, 2004. CARRIED.
- (h) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that By-law 2004-35 being a by-law to stop up, close and authorize the conveyance of a lane in the Steel Plant Subdivision be read a first and second time this 23<sup>rd</sup> day of February, 2004. CARRIED.
- (i) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that By-law 2004-36 being a by-law to assume for public use and establish as a public lane a lane in the Dance Subdivision be read three times and passed in Open Council this 23<sup>rd</sup> day of February, 2004. CARRIED.

10. (j) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that By-law 2004-37 being a by-law to stop up, close and authorize the conveyance of a lane in the Dance Subdivision be read a first and second time this 23<sup>rd</sup> day of February, 2004. CARRIED.
- (k) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that By-law 2004-38 being a by-law to adopt Amendment No. 70 to the Official Plan be read three times and passed in Open Council this 23<sup>rd</sup> day of February, 2004. (Arno Beltz) CARRIED.
- (l) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that By-law 2004-39 being a by-law to authorize an agreement between the City and Safe Communities Partnership concerning the conditions of employment of a Safe Communities Partnership Coordinator be read three times and passed in Open Council this 23<sup>rd</sup> day of February, 2004. CARRIED.
- (m) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that By-law 2004-40 being a by-law to authorize the acquisition of a portion of 304 Second Line West from Victor and Karen Vernelli (on behalf of 2003311 Ontario Limited) as part of the Second Line road widening project be read three times and passed in Open Council this 23<sup>rd</sup> day of February, 2004. CARRIED.
- (n) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that By-law 2004-41 being a by-law to authorize an agreement with the City and the Corporation of the Township of Prince to increase the board of the Sault Ste. Marie Region Conservation Authority be read three times and passed in Open Council this 23<sup>rd</sup> day of February, 2004. CARRIED.
- (o) Mover Councillor T. Sheehan  
Seconder Councillor D. Celetti  
Resolved that By-law 2004-45 being a by-law to authorize the sale of 920 McNabb Street being the former Recycling Centre to 1309872 Ontario Inc. be read three times and passed in Open Council this 23<sup>rd</sup> day of February, 2004. OFFICIALLY READ NOT DEALT WITH. WITHDRAWN AT REQUEST OF STAFF.

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

- (a) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that this Council shall now go into Caucus to discuss 2 property (possible disposition and possible acquisition of lands); 4 items concerning personal matters about identifiable individuals) and 1 labour relations item. CARRIED.

12. **ADJOURNMENT**

Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that this Council shall now adjourn. CARRIED.

\_\_\_\_\_  
"JOHN ROWSWELL"

**MAYOR**

\_\_\_\_\_  
"DONNA P. IRVING"

**CLERK**