

MINUTES

REGULAR MEETING OF CITY COUNCIL

2004 05 31

5:00 P.M.

COUNCIL CHAMBERS

PRESENT: Acting Mayor P. Mick, Councillors J. Caicco, L. Turco, J. Curran, D. Celetti, J. Collins, T. Sheehan, S. Butland, B. Hayes, F. Manzo, N. DelBianco, D. Amaroso

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

ABSENT: Mayor J. Rowswell

1. **ADOPTION OF MINUTES**

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the Minutes of the Regular Council Meeting of 2004 05 10 and the Budget Meeting of 2004 05 11 be approved. CARRIED.

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

3. **PASSING OF ACCOUNTS**

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the accounts of 2004 05 07 in the amount of \$1,300,392.35 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 Inn.

3. Moved by Councillor D. Amaroso
Seconded by Councillor J. Curran
Resolved that the accounts of 2004 05 14 in the amount of \$1,561,877.96 and payrolls properly certified be passed and paid and the payrolls of the periods 2004 04 25 to 204 05 08 in amounts of Hourly \$1,458,308.02 and Salaried \$1,012,093.43 as certified and paid be confirmed. CARRIED.

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

Moved by Councillor D. Amaroso
Seconded by Councillor J. Curran
Resolved that the accounts of 2004 05 21 in the amount of \$683,963.61 be passed and paid. CARRIED.

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

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Kevin Lamour, President, Advocis – Financial Advisors Association of Canada was in attendance concerning Proclamation – Financial Planning Week.
- (b) Dave Roberts, President – Sunshine Dream for Kids was in attendance concerning Proclamation – Sunshine Walk for Children's Dreams.
- (c) Jim Paddon and Susan Chuipka on behalf of St. Vincent de Paul Society were in attendance concerning an update of the Society's activities.
- (d) John Haasen, Project Manager, Earth Tech Canada Inc. was in attendance concerning agenda item 6.(3)(a).
- (e) Frank Sarlo and Fausto DiTommaso were in attendance concerning agenda item 6.(6)(a).
- (f) Mario and Frank Naccarato were in attendance concerning agenda item 6.(6)(b).
- (g) Drew Boldirev was in attendance concerning agenda item 6.(6)(c).
- (h) Representatives of the Professional Firefighters Association were in attendance to request a meeting with the Chief Administrative Officer, Commissioner of Human Resources, City Solicitor and Councillors T. Sheehan and D. Amaroso to discuss a firefighter personnel matter.

PART ONE – CONSENT AGENDA

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

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that all the items listed under date 2004 05 31 - Part One - Consent Agenda be approved as recommended.

- (a) The request from Sault Rotary North for a street closing on lower Lake Street in conjunction with the Dragon Boat Festival being held on June 12 at Bellevue Park Top Sail Island was accepted by Council. The relevant By-law 2004-105 is listed under Item 10 of the Minutes.
- (b) The request from Echoes of the World for a street closing on Canal Drive and St. Mary's River Drive to Clergue Park in conjunction with the Echoes of the World Drum Festival being held on June 19 was accepted by Council. The relevant By-law 2004-111 is listed under item 10 of the Minutes.
- (c) Correspondence from the Town of Thessalon (concerning the student enrolment granting system in Northern Ontario schools); the Federation of Northern Ontario Municipalities (concerning the Softwood Lumber Dispute); the Corporation of Loyalist Township (concerning financial relief to small municipalities facing increased costs for water and sewer services); the Corporation of the Township of Alfred and Plantagenet (concerning MPAC preliminary list of municipal electors) was received by Council.
- (d) The letter from the Great Tugboat Race organizers requesting that City Council waive the dockage fees at Roberta Bondar marina for Race participants and waive the 10% concession sales to the City during the weekend of the Race was received by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the letter dated 2004 05 25 from the Great Tugboat Race organizers requesting that Council waive the dockage fees at Roberta Bondar Marina for Race participants and also waive the 10% concession sales to the City during the weekend of the Race (July 1st – 4th) be referred to the Commissioner of Community Services for review and report back to City Council. CARRIED.

- (e) Requests for Special Occasion Permits for events at municipal facilities were accepted by Council.

5. (e) Moved by Councillor D. Celetti
Seconded by Councillor J. Curran
Resolved that the following request for permission to hold Special Occasion Permits for events at municipal facilities on the stated dates and times be endorsed by City Council:
Sault Symphony Association:
Musifest XI – Bratwurst, Beer & Beethoven – Roberta Bondar Pavilion
June 13, 2004 - 12 Noon – 9:00 P.M.

Let It Ride Motorcycle Rally:
Roberta Bondar Pavillion
June 25th & 26th, 2004 - 4:00 P.M. – 1:00 A.M.

Brendan Fyfe – Front Row Events
Concert – Finger Eleven
Roberta Bondar Pavillion
July 6th, 2004 - 7:00 P.M. – 11:00 P.M.

Sault Steelers Football / Brody's Bar & Grill
Northern Conference Football Games
June 12th, July 3rd, 10th, 31st, 2004
August 7th, 14th, 21st, 2004 - 6:30 P.M. – 10:30 P.M. CARRIED.

(f) **Council Travel**

Moved by Councillor D. Amaroso
Seconded by Councillor J. Curran
Resolved that Mayor John Rowsell be authorized to travel to Sudbury for a Northern Mayors Meeting with the Minister of Northern Development & Mines and also to attend the 2004 Contact North Technology Address on June 10, 2004 at an estimated cost of \$420.00. CARRIED.

Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that Councillor Lou Turco be authorized to attend an Association of Municipalities of Ontario (AMO) Board Meeting being held in Oakville, June 17 and 18, 2004 at an estimated cost of \$1,200.00; and
Further resolved that Councillor Lou Turco be authorized to attend a Federation of Northern Ontario Municipalities (FONOM) Board Meeting being held in Killarney, July 16 and 17, 2004 at no cost to the City. CARRIED.

(g) **Staff Travel Requests**

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

5. (g) Moved by Councillor D. Amaroso
Seconded by Councillor J. Curran
Resolved that the staff travel requests contained in the report of the Chief Administrative Officer dated 2004 05 31 be approved as requested. CARRIED.

(h) **Proposal for Pulverizing Existing Road Surfaces**

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

Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan

Resolved that the report of the Manager of Purchasing, dated May 31, 2004 be endorsed and that the proposal to Pulverize Existing Surface Treated Roads in various locations within the City, required by the Public Works & Transportation Department, be accepted as recommended. CARRIED.

(i) **2004 Provincial Budget**

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

Moved by Councillor D. Celetti
Seconded by Councillor J. Curran

Resolved that the report of the Commissioner of Finance and Treasurer dated 2004 05 31 concerning 2004 Provincial Budget be accepted as information. CARRIED.

(j) **Accreditation Process of City Coat of Arms by the Canadian Heraldic Authority/Registration with the Intellectual Properties Office, Industry Canada**

The report of the Corporate Affairs Officer was accepted by Council.

Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan

Resolved that the report of the Corporate Affairs Officer dated 2004 05 31 concerning Accreditation Process for City Coat of Arms by Canadian Heraldic Authority/Registration with the Intellectual Properties Office Industry Canada, be accepted as information. CARRIED.

(k) **Proposed Amendment to June / July 2004 Council Meeting Schedule**

The report of the City Clerk was accepted by Council.

Moved by Councillor D. Amaroso
Seconded by Councillor J. Curran

Resolved that the report of the City Clerk dated 2004 05 31 concerning Proposed Amendment to the June / July 2004 Council Meeting Schedule be accepted and the recommendation to cancel the June 28th meeting, schedule a July 5th meeting and cancel the July 12th meeting, be approved. CARRIED.

5. (l) **Firefighter Interest Arbitration Award - 2002 & 2003 Collective Agreement**
The report of the Commissioner of Human Resources was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor T. Sheehan

Resolved that the report of the Commissioner of Human Resources dated 2004 05 31 concerning Firefighter Interest Arbitration Award 2002 & 2003 Collective Agreement be accepted as information. CARRIED.

- (m) **Civic No. 206 Cathcart Street**

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

Moved by Councillor D. Celetti

Seconded by Councillor J. Curran

Resolved that the report of the Director of Engineering Design & Buildings dated May 31, 2004 concerning Civic No. 206 Cathcart Street be accepted and the recommendation that the Corporation hire the forces necessary to board up any windows and/or openings that are not secure, adding the costs of this action to the taxes of the subject property, be approved. CARRIED.

- (n) **Civic No. 471 Douglas Street**

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

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the report of the Director of Engineering Design & Buildings dated May 31, 2004 concerning Civic No. 471 Douglas Street be accepted and the recommendation that the Corporation hire the forces necessary to remove the derelict vehicle, discarded stove, building materials and debris, and cut overgrown grass when the owner fails to do so each growing season, or whenever required in the future, adding the costs of this action to the taxes of the subject property, be approved. CARRIED.

- (o) **Sault Area Hospital Traffic Study**

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

5. (o) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that the report of the Director of Engineering Design & Buildings dated 2004 05 31 concerning Sault Area Hospital Traffic Study be accepted and the recommendation that the consulting firm of Read Voorhees and Associates be retained to carry out a traffic impact study and an internal traffic circulation study related to the proposed relocation of the Sault Area Hospital on property to the southeast of Great Northern Road and Third Line East, be approved. CARRIED.
- (p) **Reconstruction and Upgrading of Pump Stations Operated by Public Works & Transportation**
The report of the Director of Engineering Design & Buildings was accepted by Council.
- Moved by Councillor D. Celetti
Seconded by Councillor J. Curran
Resolved that the report of the Director of Engineering Design & Buildings dated 2004 05 31 concerning Reconstruction and Upgrading of Pump Stations operated by Public Works & Transportation be accepted and the recommendations that (1) Council approve in principle a 5-year program for upgrading and reconstruction of 12 pump stations subject to a yearly funding request; and (2) that Council approve the program for 2004 in the amount of \$400,000 with funds to come from the Sewage Surcharge Account, be approved. CARRIED.
- (q) **Contract 2004 – 8E - Yates Avenue Industrial Park Servicing**
The report of the Manager of Construction & Environmental Engineering was accepted by Council. The relevant By-law 2004-107 is listed under item 10 of the Minutes.
- (r) **Ontario Small Town and Rural (OSTAE) Development Initiative – Addendum to Funding Agreement**
The report of the Manager of Construction & Environmental Engineering was accepted by Council. The relevant By-law 2004-108 is listed under item 10 of the Minutes.
- (s) **Contract 2004-2E – Reconstruction of Pine Street**
The report of the Manager of Construction & Environmental Engineering was accepted by Council. The relevant By-law 2004-112 is listed under Item 10 of the Minutes.

5. (t) **Ontario Municipal Board Hearing into Application by Frank Marrello of 1280 Second Line West to Permit the Storage and Parking of up to Four Commercial Vehicles**
The report of the City Solicitor was accepted by Council.
- Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that the report of the City Solicitor dated 2004 05 31 concerning OMB Hearing into Planning Application by Frank Marrello, 1280 Second Line West to Permit the Storage and Parking of up to Four Commercial Vehicles be accepted as information. CARRIED.
- (u) **Lease of Vacant Land on Sackville Road to S & T Electrical Contractors Limited**
The report of the City Solicitor was accepted by Council. The relevant By-law 2004-110 is listed under Item 10 of the Minutes.
- (v) **No Left Turns Off of Second Line at Farwell Terrace During Construction**
The report of the City Solicitor was accepted by Council. The relevant By-law 2004-100 is listed under Item 10 of the Minutes.
- (w) **By-law 2004-92 – Appointing Jerry Dolcetti As Commissioner of Engineering and Planning**
The report of the City Solicitor was accepted by Council. The relevant By-law 2004-92 is listed under Item 10 of the Minutes.
- (x) **Agreement Between the City and the Board of Management For the Algoma District Homes for the Aged**
The report of the City Solicitor was accepted by Council. The relevant By-law 2004-99 is listed under Item 10 of the Minutes.
- (y) **Minimum Maintenance Standards for Municipal Roads Regulation 239/02 under the Municipal Act, 2001**
The report of the City Solicitor was accepted by Council.
- Moved by Councillor D. Amaroso
Seconded by Councillor J. Curran
Resolved that the report of the City Solicitor dated 2004 05 31 concerning Minimum Maintenance Standards for Municipal Roads Regulation 239/02 under the Municipal Act 2001 be accepted and the recommendation that at least for the time being the standards not be adopted and that staff continue to monitor what other municipalities are doing and how courts end up applying these standards, be approved. CARRIED.

5. (z) **Authorization to Dispose of City Owned Surplus Property on Northern Avenue and Old Garden River Road (Former Ministry of Transportation Site)**

The report of the City Solicitor was accepted by Council.

Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that the report of the City Solicitor dated 2004 05 31 concerning Authorization to Dispose of City Owned Surplus Property on Northern Avenue and Old Garden River Road (former Ministry of Transportation Site) be accepted and the recommendation that Council declare the properties surplus and that the Legal Department be authorized to retain the services of a real estate broker to market the properties and obtain an appraisal, be approved. CARRIED.

(aa) **Lease Between the City and the Sault Ste. Marie and District Society for the Prevention of Cruelty to Animals (Humane Society) - 962 Second Line East**

The report of the City Solicitor was accepted by Council. The relevant By-law 2004-106 is listed under Item 10 of the Minutes.

(bb) **Derelict Motor Vehicles in Private Driveways**

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

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the report of the Assistant City Solicitor dated 2004 05 31 concerning Derelict Motor Vehicles in Private Driveways, in response to a Council resolution dated 2004 04 26, be accepted as information. CARRIED.

(cc) **Culvert – Civic #286 Laurier Avenue**

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

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the report of the Commissioner of Public Works and Transportation dated 2004 05 19 concerning the Culvert at Civic #286 Laurier Avenue, be accepted as information. CARRIED.

(dd) **Municipal Mausoleum Phase IX**

The report of the Manager of Systems and Training was accepted by Council.

5. (dd) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that the report of the Manager of Systems and Training dated 2004 05 04 concerning the Municipal Mausoleum Phase IX, be accepted, and the recommendation that the Public Works and Transportation Department be authorized to undertake a public proposal call for Mausoleum Expansion be approved. CARRIED.
- (ee) **Surface Treatment Program – 2004**
The report of the Commissioner of Public Works and Transportation was accepted by Council.
- Moved by Councillor D. Amaroso
Seconded by Councillor J. Curran
Resolved that the report of the Commissioner of Public Works and Transportation dated 2004 05 17 concerning the Surface Treatment Program – 2004, be accepted as information. CARRIED.
- (ff) **Smoking By-law and Private Clubs**
The report of the City Solicitor was accepted by Council.
- Moved by Councillor D. Amaroso
Seconded by Councillor J. Curran
Resolved that the report of the City Solicitor dated 2004 05 31 concerning Smoking By-law and Private Clubs be accepted as information. CARRIED.

PART TWO – REGULAR AGENDA

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

6. (3) **ENGINEERING**

(a) **East End Water Pollution Control Plant Tender**

The reports of the Manager of Construction and Environmental Engineering and the Commissioner of Finance and Treasurer were accepted by Council.

Moved by Councillor D. Amaroso
Seconded by Councillor J. Curran
Resolved that the reports of the Manager of Construction and Environmental Engineering / Commissioner of Finance and Treasurer dated 2004 05 31 concerning East End Water Pollution Control Plant Tender/East End Sewage Treatment Plant be accepted as information. CARRIED.

6. (6) **PLANNING**

6. (a) **Application No. A-14-04-Z.OP – 12, 14, 20 and 22 Blake Street – Mor-Pel Limited – Request in Order to Utilize the Subject Property in Conjunction with Lands Fronting on Great Northern Road (Algoma Auto Sales)**

The report of the Planning Division was accepted by Council.

Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that the report of the Planning Division dated 2004 05 10 concerning Application No. A-14-04-Z.OP – Mor-Pel Limited be accepted and the recommendation that City Council approve the request subject to the 5 conditions contained in the report be endorsed. CARRIED.

(b) **Application No. A-16-04-Z – 9 and 25 Sunnyside Beach Road – Mario and Frank Naccarato - Request to Amend Zoning By-law 4500 – One Single Detached Dwelling on Each of the Existing Lots**

The report of the Planning Division was accepted by Council.

Moved by Councillor J. Collins

Seconded by Councillor F. Manzo

Be it resolved that agenda item 6.(6)(b) Planning Application No. A-16-04-Z BE AMENDED by adding a sixth condition to limit the permitted uses to a single detached residence on each of the two existing lots. CARRIED.

Moved by Councillor D. Amaroso

Seconded by Councillor T. Sheehan

Resolved that the report of the Planning Division dated 2004 05 31 concerning Application No. A-16-04-Z – Mario & Frank Naccarato be accepted and the recommendation that City Council approve the request subject to the 5 conditions contained in the report, be endorsed AS AMENDED. CARRIED.

(c) **Application No. A-17-04-Z.OP- Drew Boldirev – Civic No. 1075 McNabb Street – Request to Amend the Official Plan and Zoning By-law – Operate a Restaurant on the Property**

The report of the Planning Division was accepted by Council.

Moved by Councillor D. Celetti

Seconded by Councillor J. Curran

Resolved that the report of the Planning Division under date 2004 05 31 concerning Application No. A-17-04-Z.OP – Drew Boldirev, be accepted and the recommendation that City Council approve the request subject to the 5 conditions contained in the report, be endorsed. CARRIED.

7.

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

- (a) Moved by Councillor T. Sheehan
Seconded by Councillor J. Curran
Whereas the City of Sault Ste. Marie and other areas of Northern Ontario are heavily reliant on Tourism, Transportation, Manufacturing, Natural Resource, Import and Export sectors of the economy; and
Whereas the people of Northern Ontario consume large amounts of gas in order to reach business and leisure destinations and the price of gas has increased rapidly and become cost prohibitive;
Therefore Be It Resolved that City Council request that the government of Ontario and the Canadian government reduce the price of gas substantially reducing the provincial and federal portion of the "gas tax"; and
Further Be It Resolved that this resolution be forwarded to Sault Ste. Marie's MPP and MP, as well as a copy be sent for support to other municipalities in Ontario, the Federation of Northern Ontario Municipalities and the Association of Municipalities of Ontario. CARRIED.
- (b) Moved by Councillor S. Butland
Seconded by Councillor J. Caicco
Whereas it would appear that the presence of rats and other non-domesticated animals is more prevalent than in previous years;
Be It Resolved that Mr. Rob Hamlyn of Nor West Pest Control attend Council with a presentation to address the above serious concern, the strategy to address this problem and the present parameters of the abatement program and the budget allocated to provide this service to our community. CARRIED.
- (c) Moved by Councillor J. Caicco
Seconded by Councillor S. Butland
Whereas the Canada-United States (U.S.) Accord on our Shared Border sets out initiatives to promote trade, tourism and travel between the two countries; and
Whereas NEXUS is a program where the Canada Customs and Revenue Agency (CCRA); Citizenship and Immigration Canada (CIC); the U.S. Customs Service (USCS); and the U.S. Immigration and Naturalization Service (USINS) are all cooperating to simplify border crossings for pre-approved, low risk travellers; and
Whereas qualified individuals wishing to take advantage of this harmonized crossing on a regular basis can do so upon simple application to the program; and
Whereas the NEXUS program has already been introduced at 11 border crossing locations with plans to add as many as 27 additional locations by the end of 2004; and

7. (c) Whereas having the NEXUS option for crossing will put Sault Ste. Marie on an equal basis with other locations for frequent trans-border travellers and assist in the marketing of the Sault International Bridge as an ideal venue for the easy passage of goods, materials and people;
Now therefore be it resolved that the City Council joins in with the Sault Ste. Marie Chamber of Commerce and requests the appropriate Canadian and U.S. federal authorities to consider the Sault Ste. Marie International Bridge crossing as an appropriate location for the NEXUS program and that copies of this resolution be sent to our federal M.P. and to the Sault Ste. Marie Michigan City Commission for their endorsement and support; and
Further City Council requests the Multi-Modal Transportation Committee to follow up on their behalf. 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 D. Celetti

Seconded by Councillor T. Sheehan

Resolved that all the by-laws listed under item 10 of the Agenda under date 2004 05 31 be approved. CARRIED.

(a) Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that By-law 2003-242 being a by-law to stop up, close and authorize the conveyance of the unopened portion of the Pardee Avenue road allowance be read a third time and passed in Open Council this 31st day of May, 2004 after notice thereof had been published once a week for four weeks and after Council met to hear every person who claims that his or her land will be prejudicially affected by the by-law and who had applied to be heard. CARRIED.

(b) Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that By-law 2004-92 being a by-law to appoint Jerry Dolcetti as Commissioner of Engineering and Planning be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.

NOTE: By-law 2004-92 was passed at the 2004 05 10 Council Meeting on a recorded vote and is recorded in the minutes of that Council Meeting. Mayor John Rowsell declined to sign the by-law. The by-law was then considered at the 2004 05 31 Council Meeting and again passed on a recorded vote (as follows) and was signed by Acting Mayor James Caicco.

10. (b) Recorded Vote

For: Councillors J. Caicco, L. Turco, J. Curran, D. Celetti, J. Collins,
T. Sheehan, S. Butland, B. Hayes, N. DelBianco, D. Amaroso

Against: Councillors F. Manzo, P. Mick

Absent: Mayor J. Rowswell

- (c) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-99 being a by-law to authorize an agreement between the City and the Algoma District Homes for the Aged providing for the distribution of proceeds of the sale of any surplus assets be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.

- (d) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-100 being a by-law to temporarily prohibit left hand turns off of Second Line either eastbound or westbound onto Farwell Terrace be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.

- (e) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-101 being a by-law to provide for the adoption of taxation transition ratios be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.

Recorded Vote

For: Acting Mayor P. Mick, Councillors J. Caicco, L. Turco, J. Curran, D. Celetti, J. Collins, T. Sheehan, S. Butland, B. Hayes, N. DelBianco, D. Amaroso

Against: Councillor F. Manzo

Absent: Mayor J. Rowswell

- (f) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-102 being a by-law to provide for the adoption of property tax rates for 2004 be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.

10. (f) Recorded Vote

For: Acting Mayor P. Mick, Councillors J. Caicco, L. Turco, J. Curran, D. Celetti, J. Collins, T. Sheehan, S. Butland, B. Hayes, N. DelBianco, D. Amaroso

Against: Councillor F. Manzo

Absent: Mayor J. Rowswell

- (g) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-103 being a by-law to provide for the adoption of Education Taxation Rates as established by the Province of Ontario be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.

Recorded Vote

For: Acting Mayor P. Mick, Councillors J. Caicco, L. Turco, J. Curran, D. Celetti, J. Collins, T. Sheehan, S. Butland, B. Hayes, N. DelBianco, D. Amaroso

Against: Councillor F. Manzo

Absent: Mayor J. Rowswell

- (h) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-104 being a by-law to provide for the adoption of property tax rates for 2004 for both Municipal and Education be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.

Recorded Vote

For: Acting Mayor P. Mick, Councillors J. Caicco, L. Turco, J. Curran, D. Celetti, J. Collins, T. Sheehan, S. Butland, B. Hayes, N. DelBianco, D. Amaroso

Against: Councillor F. Manzo

Absent: Mayor J. Rowswell

- (i) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-105 being a by-law to permit the temporary closing of Lake Street from Queen Street to Bellevue Park on June 12th, 2004 from 8:00 a.m. to 6:00 p.m. be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.
- (j) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-106 being a by-law to authorize an agreement between the City and The Sault Ste. Marie and District Society for the Prevention of Cruelty to Animals (Humane Society) to lease the land at 962 Second Line East be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.
- (k) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-107 being a by-law to authorize an agreement with the City and Rainone Construction for the construction of an extension to the Yates Avenue Industrial Park Servicing be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.
- (l) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-108 being a by-law to authorize an addendum to an agreement between the City and the Minister of Municipal Affairs and Housing to ensure funding is maximized for the design and construction of the East End Treatment Plant upgrade (OSTAR – Ontario Small Town and Rural Development) be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.
- (m) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-109 being a by-law to authorize the execution of a Resolution provided by the Royal Bank of Canada appointing signing officers for the Corporation's bank accounts and a banker for the Corporation's dealings with the bank be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.

Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that any two of the Mayor, the Commissioner of Finance and Treasurer, the Manager of Budgets and Revenue, and the Chief Administrative Officer be and are hereby authorized to sign cheques and other legal documents on behalf of The Corporation of the City of Sault Ste. Marie for any

10. (m) amount including amounts over Five Thousand Dollars (\$5,000.00) and that cheques Five Thousand Dollars (\$5,000.00) and under may be signed by the Mayor and the Commissioner of Finance and Treasurer with a cheque signing machine or other mechanical means, and that the Bank Resolution for signing officers be passed. CARRIED.
- (n) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-110 being a by-law to authorize a lease agreement between the City and S & T Electrical Contractors Limited, for the purpose of maintaining a storage area on City owned property adjacent to 158 Sackville Road for a period of one year and month to month thereafter until terminated be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.
- (o) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-111 being a by-law to permit the temporary closing of Canal Drive and St. Mary's River Drive to Clergue Park to facilitate the International Traditional Drum Festival Parade on June 19th, 2004 from 12:00 p.m. to 1:00 p.m. be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.
- (p) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-112 being a by-law to authorize an agreement with the City and Palmer Construction Group Inc. for the reconstruction of Pine Street from MacDonald Avenue to McNabb Street be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.
- (q) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2004-113 being a by-law to permit the temporary street closing of Pine Street from MacDonald Avenue to McNabb Street commencing June 1, 2004 to October 29, 2004 to facilitate road reconstruction be read three times and passed in Open Council this 31st day of May, 2004. CARRIED.

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

- (a) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that this Council shall now go into Caucus to discuss two property matters (possible land disposition). CARRIED.

12.

ADJOURNMENT

Moved by Councillor D. Amaroso

Seconded by Councillor T. Sheehan

Resolved that this Council shall now adjourn. CARRIED.

MAYOR

DEPUTY CLERK