

## **MINUTES**

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

**2004 02 09**

**5:00 P.M.**

### **COUNCIL CHAMBERS**

**PRESENT:** Mayor J. Rowswell, Councillors J. Caicco, P. Mick, 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, N. Apostle, B. Freiburger, M. Brechin, D. McConnell, L. McCoy, R. Davies

1. **ADOPTION OF MINUTES**

Moved by Councillor J. Curran

Seconded by Councillor D. Amaroso

Resolved that the Minutes of the Regular Council Meeting of 2004 01 26 be approved. CARRIED.

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

3. **PASSING OF ACCOUNTS**

Moved by Councillor J. Curran

Seconded by Councillor D. Celetti

Resolved that the accounts of 2004 01 23 in the amount of \$1,372,979.46 and payrolls properly certified be passed and paid and the payrolls of the periods 2004 01 04 to 2004 01 17 in amounts of Hourly \$1,402,305.15 and Salaried \$312,209.02 as certified and paid be confirmed. CARRIED.

Councillor Lou Turco declared a pecuniary interest – spouse employed by Police Services.

Councillor Debbie Amaroso declared a pecuniary interest – spouse employed by Algoma Steel Inc.

3. Moved by Councillor J. Curran  
Seconded by Councillor T. Sheehan  
Resolved that the accounts of 2004 01 30 in the amount of \$1,638,285.37 be passed and paid. CARRIED.

Councillor Lou Turco declared a pecuniary interest – spouse employed by Police Services.

Councillor David Celetti declared a pecuniary interest – employed by Algoma Central Railway.

Councillor Debbie Amaroso declared a pecuniary interest – employed by Ontario March of Dimes.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Howie Smith and Dawn Secord were in attendance to receive the Good Samaritan Certificate of Appreciation from Mayor Rowswell.
- (b) Mary Ellen Szadkowski, President, Christy's Light Foundation was in attendance concerning Proclamation - Eating Disorder Awareness Week in Sault Ste. Marie.
- (c) Connie Manitouwabi and Mehran Mogharrabi, on behalf of Unity and Diversity group were in attendance concerning the "Debwewin Project".
- (d) Don Mitchell, President, Sault Ste. Marie Chamber of Commerce was in attendance to report on the results of the Survey "Open for Business".
- (e) Andre Riopel was in attendance concerning agenda item 5.(o).
- (f) Bruce Caughill and Dr. Tim Myers were in attendance concerning agenda item 6.(4)(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. Amaroso  
Resolved that all the items listed under date 2004 02 09 – Part One – Consent Agenda [save and except 5.(v) – deferred for further report] be approved as recommended. CARRIED.

5. (a) The letter from the Community Services Coordinator, Sault Ste. Marie Canadian Red Cross concerning the Home Maintenance/Home Safety Program of the Canadian Red Cross was received by Council.

Moved by Councillor S. Butland

Seconded by Councillor J. Caicco

Whereas Council should encourage seniors to remain in their homes whenever possible; and

Whereas the Canadian Red Cross provides a unique subsidized snow removal service to eligible seniors; and

Whereas the demand for such service has created a waiting list; and

Whereas the budget has been reduced since 1999 by over 70%; and

Whereas this service is a cost effective measure for the Ministry of Health;

Be it resolved that this Council request that the Ministry restore its 1999 funding through a city-province partnership funding agreement, subject to budget approval. CARRIED.

- (b) The letter from the Director General FEDNOR dated 2004 01 23 concerning a recent meeting between Mayor Rowswell and Minister of State Comuzzi was received by Council.

- (c) The letter from the County of Oxford (concerning OSTAR funding) was received by Council.

- (d) The letter from a resident of Brechin, Ontario concerning the Current Value Assessment process and a request for Council support of a motion calling for a new Ontario Assessment process was received by Council.

- (e) **Council Travel**

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that Mayor John Rowswell be authorized to travel to Sudbury for a Northern Ontario Mayors Coalition Meeting and the Official Opening of Hon. Rick Bartolucci, Minister of Northern Development and Mines' Sudbury Office on February 12, 2004 at an estimated cost of \$700.00. CARRIED.

- (f) **Staff Travel Requests**

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

Moved by Councillor J. Curran

Seconded by Councillor D. Amaroso

Resolved that the staff travel requests contained in the report of the Chief Administrative Officer dated 2004 02 09 be approved as requested. CARRIED.

5. (g) **Notice of a Special Council Meeting**

Moved by Councillor J. Curran

Seconded by Councillor D. Celetti

Resolved that City Council give Notice of a Special Council Meeting to be held on Saturday, February 28, 2004 at Algoma's Water Tower Inn C-nergy Room commencing at 8:30 a.m. – Purpose is to conduct a general workshop and forum to discuss a variety of City Council matters, issues and opportunities. CARRIED.

(h) **Speech From Throne**

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

Moved by Councillor T. Sheehan

Seconded by Councillor D. Amaroso

Resolved that the report of the Chief Administrative Officer dated 2004 02 03 concerning Speech From Throne be accepted as information. CARRIED.

(i) **RFP – Crematorium Emissions Testing**

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 09 be endorsed and that the proposal for Crematorium Emissions Testing, required by the Cemeteries Division, Public Works and Transportation Department, be awarded as recommended. CARRIED.

(j) **Tender for Removal of Used Tires – Municipal Landfill Site**

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

Moved by Councillor J. Curran

Seconded by Councillor D. Amaroso

Resolved that the report of the Manager of Purchasing dated February 9, 2004 be endorsed and that the tender for the Removal of Used Tires from the Municipal Landfill Site, required by the Public Works and Transportation Department, be awarded as recommended. CARRIED.

(k) **Tender for Processing and Off-Site Removal of Wood Waste - Municipal Landfill Site**

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

5. (k) Moved by Councillor J. Curran  
Seconded by Councillor D. Celetti  
Resolved that the report of the Manager of Purchasing dated 2004 02 09 be endorsed and that the tender for Processing and Off-Site Removal of Wood Waste from the Municipal Landfill Site, required by the Public Works and Transportation Department, be awarded as recommended. CARRIED.

(l) **Revenue Strategy at the Sault Ste. Marie Canal National Historic Site**

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

Moved by Councillor T. Sheehan

Seconded by Councillor D. Amaroso

Resolved that the report of the Commissioner Community Services dated 2004 02 09 concerning Revenue Strategy at the Sault Ste. Marie Canal National Historic Site be accepted as information. CARRIED.

(m) **Sault Canal Fees**

The report of the Director and Chairman of Tourism Sault Ste. Marie was received by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the report of Tourism Sault Ste. Marie dated January 2004 concerning Sault Canal Fees be accepted as information. CARRIED.

Moved by Councillor N. DelBianco

Seconded by Councillor D. Amaroso

Whereas the Parks Canada Agency has submitted a proposal for a Revenue Strategy at the Sault Ste. Marie Canal; and

Whereas this proposal would have adverse consequences for the City of Sault Ste. Marie and surrounding area; and

Whereas the Sault Ste. Marie Chamber of Commerce, Tourism Sault Ste. Marie and the Sault Ste. Marie, Michigan Chamber of Commerce unequivocally oppose the implementation of parking and lockage fees as a part of the Revenue Strategy for the Sault Ste. Marie Canal;

Now therefore be it resolved that Sault Ste. Marie City Council NOT SUPPORT Parks Canada Agency's Revenue Strategy to implement fees on parking and lockage; and

Therefore be it resolved that the Sault Canal Parks Canada Agency be made aware of Tourism Sault Ste. Marie's solutions and suggestions to help alleviate their financial challenges, and suggest that Parks Canada Agency work in conjunction with Tourism Sault Ste. Marie to implement some or all of their revenue generating ideas before any implementation of parking and lockage fees is imposed. CARRIED.

5. (m) Recorded Vote

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

Against: Nil

Absent: Nil

(n) **Training Needs Resulting From Bill 124, An Amendment to the Building Code Act**

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

Moved by Councillor J. Curran

Seconded by Councillor D. Amaroso

Resolved that the report of the Director of Engineering Design and Buildings dated 2004 02 09 concerning Training Needs Resulting From Bill 124, An Amendment to the Building Code Act be accepted and further that the estimated \$39,000.00 training cost to certify staff BE REFERRED to the 2004 Budget as a supplementary request item. CARRIED.

(o) **Accommodating Cyclists on Second Line Between People's Road and Korah Road**

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

Moved by Councillor J. Curran

Seconded by Councillor D. Celetti

Resolved that the report of the Director of Engineering Design and Buildings dated 2004 02 09 concerning Accommodating Cyclists on Second Line Between People's Road and Korah Road be accepted and the recommendation that the roadway design width of Second Line between People's Road and Korah Road remain as originally proposed and outlined in the January 15, 2004 STEM Engineering letter be approved. CARRIED.

Moved by Councillor J. Curran

Seconded by Councillor D. Celetti

Whereas City Council approved a report of the Sault Trails Advisory Committee (S.T.A.C.) recommending the continued development and implementation of the planning stage of a Four Season Non-Motorized Multi-Use Trail System at the January 26, 2004 Council Meeting; and

5. (o) Whereas the Sault Cycling Club, with the endorsement of the Sault Trails Advocacy Committee, have developed a proposed parallel cycle path adjacent to the reconstruction project on Second Line between People's Road and Korah Road; and  
Whereas the City of Sault Ste. Marie, endorsed by City Council, is committed to improving identified primary cycle routes during reconstruction projects;  
Now therefore be it resolved that City staff continue to work with S.T.A.C. and the Cycling Club to further develop the proposed parallel link identified by the Sault Cycling Club; and  
Therefore be it resolved that during reconstruction for Second Line and approval of the parallel cycling link, that resources during construction be shared to develop the parallel link, staying within budget approvals if possible; and  
Therefore be it resolved that any surplus from the reconstruction of Second Line be used to develop the non-motorized primary cycle route identified by the Sault Cycling Club and S.T.A.C. CARRIED.
- (p) **Sault Ste. Marie Truck Route Class Environmental Assessment and Transportation Planning Study**  
The report of the Director of Engineering Design and Buildings was accepted by Council.  
  
Moved by Councillor T. Sheehan  
Seconded by Councillor D. Amaroso  
Resolved that the report of the Director of Engineering Design and Buildings dated 2004 02 09 concerning Sault Ste. Marie Truck Route – Class Environmental Assessment and Transportation Planning Study be accepted and the three recommendations contained therein be approved. Note: Recommendation No. 1 BE AMENDED by adding the wording “and/or GST Rebate Program”. CARRIED.
- (q) **Wastewater Treatment Facilities Operations Agreement – Amendment to Include Bellevue Park CSO Tank and John Street Pumping Station**  
The report of the Manager of Construction and Environmental Engineering was accepted by Council. The relevant By-law 2004-28 is listed under item 10 of the Minutes.
- (r) **Early Closing By-law 3832 – Store Hours**  
The report of the City Solicitor was accepted by Council.

5. (r) Moved by Councillor T. Sheehan  
Seconded by Councillor D. Celetti  
Resolved that the report of the City Solicitor dated 2004 02 09 concerning Early Closing By-law 3832 Store Hours be accepted and the recommendation that the City Solicitor be requested to prepare a By-law amending By-law 3832 to allow shops to remain open until midnight throughout the year be approved. CARRIED.
- (s) **Snowplow Turnaround – 42 Walters Street – Randolph and Donna Olar**  
The report of the City Solicitor was accepted by Council. The relevant By-law 2004-29 is listed under item 10 of the Minutes.
- (t) **2003: The Year in Review – Emergency Planning Committee**  
The report of the Community Emergency Management Coordinator was accepted by Council.
- Moved by Councillor J. Curran  
Seconded by Councillor D. Amaroso  
Resolved that the report of Sgt. Lee Campbell, Community Emergency Management Coordinator dated 2004 01 16 concerning “2003: The Year in Review” be accepted with thanks by City Council as information. CARRIED.
- Councillor Lou Turco declared a pecuniary interest – spouse employed by Police Services.
- (u) **Community Emergency Preparedness Planning**  
The report of the Police Chief was accepted by Council.
- Moved by Councillor J. Curran  
Seconded by Councillor D. Celetti  
Resolved that the letter dated 2004 01 30 from Police Chief Bob Davies concerning Community Emergency Preparedness Planning and the need for additional resources be received as information and further that the request for \$35,000.00 in additional funding to meet the requirements of the new Emergency Management Act BE REFERRED to the 2004 Budget for further consideration. CARRIED.
- Councillor Lou Turco declared a pecuniary interest – spouse employed by Police Services.
- (v) **Outstanding Council Resolutions – Street Light Petitions in Rural Areas**  
The report of the Vice President, Operations and Engineering, PUC Services Inc. was received by Council.



5. (v) Moved by - Councillor F. Manzo  
Seconded by - Councillor J. Collins  
Resolved that agenda item 5.(v) Outstanding Council Resolutions – Street Light Petitions in Rural Areas BE DEFERRED in order to obtain a cost factor on the 4 streets in the rural areas and a list of all outstanding street lighting requests throughout the city including costs and;  
Further resolved that this deferral request be forwarded to appropriate staff including the Commissioner of Engineering and Planning Mel Brechin and Dominic Parrella, Vice President Operations and Engineering PUC Services Inc. for review and report back to City Council and;  
Further resolved that City staff and PUC staff review the antiquated policy from 1973 regarding street lighting with a goal to make it more compatible and conducive to the rural area residents. CARRIED.

Moved by - Councillor T. Sheehan  
Seconded by - Councillor D. Amaroso  
Resolved that the report of the Vice President, Operations and Engineering, PUC Services Inc. dated 2004 02 04 concerning Outstanding Council Resolutions – Street Lighting Petitions in Rural Areas be accepted as information. OFFICIALLY READ NOT DEALT WITH.

## **PART TWO – REGULAR AGENDA**

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

#### 6. (4) **FIRE**

##### (a) **Development of the Former MTO Site as an Emergency Response Centre**

The report of the Chief of Sault Ste. Marie Fire Services and the Director of Financial Services and the letter from the President, Sault College were accepted by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor B. Hayes

Be it resolved that item 6.(4)(a) – Development of the Former MTO Site as an Emergency Response Centre BE DEFERRED for one year so that Sault College or other potential stakeholders can advance their concept towards a fully developed plan. DEFEATED.

6. (4)  
(a)

Recorded Vote

For: Mayor J. Rowsell, Councillors P. Mick, L. Turco, T. Sheehan, B. Hayes

Against: Councillors J. Caicco, J. Curran, D. Celetti, J. Collins, S. Butland, F. Manzo, N. DelBianco, D. Amaroso

Absent: Nil

Moved by Councillor D. Amaroso

Seconded by Councillor D. Celetti

Resolved that the report of the Chief of Sault Ste. Marie Fire Services and the Director of Financial Services dated 2004 01 12 concerning Development of the Former MTO Site as an Emergency Response Centre be accepted and the five recommendations contained therein be approved. CARRIED.

Recorded Vote

For: Councillors J. Caicco, J. Curran, D. Celetti, J. Collins, S. Butland, F. Manzo, N. DelBianco, D. Amaroso

Against: Mayor J. Rowsell, Councillors P. Mick, L. Turco, T. Sheehan, B. Hayes

Absent: Nil

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Be it resolved that appropriate City staff comment on the advisability and practicality of the Don Nelson concept of a Willow Avenue extension. CARRIED.

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

- (a) Moved by - Councillor F. Manzo  
Seconded by - Councillor S. Butland  
Whereas on many occasions City staff have put up addendum agendas that City Councillors and Mayor receive just minutes before the regular City Council Meetings; and  
Whereas there are many contentious issues and planning matters on these addendums; and  
Whereas the City Councillors and Mayor do not have enough time to review, study and digest these issues as time is of the essence; and  
Whereas these contentious issues and planning matters cannot be dealt with properly and with fairness;  
Now therefore be it resolved that City Council request that all City staff attempt to avoid all contentious issues and planning matters, not to be put on addendums, but put these contentious issues and planning matters on the next regular agenda, that City Councillors and Mayor will have more time over the weekends to review, study and digest these contentious issues and planning matters with fairness to all. 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 J. Curran  
Seconded by Councillor D. Amaroso  
Resolved that all the by-laws listed under Item 10 of the Agenda under date 2004 02 09 be approved. CARRIED.

- (a) Moved by Councillor J. Curran  
Seconded by Councillor D. Amaroso  
Resolved that By-law 2004-18 being a by-law to amend Sault Ste. Marie Zoning By-law 4501 with respect to lands located on the east side of Park Place Drive be read three times and passed in Open Council this 9<sup>th</sup> day of February, 2004. (Sal Dan Developments) CARRIED.
- (b) Moved by Councillor J. Curran  
Seconded by Councillor D. Amaroso  
Resolved that By-law 2004-24 being a by-law to adopt Amendment No. 75 to the Official Plan be read three times and passed in Open Council this 9<sup>th</sup> day of February, 2004. (Daniel Brochu) CARRIED.

10. (c) Moved by Councillor J. Curran  
Seconded by Councillor D. Amaroso  
Resolved that By-law 2004-25 being a by-law to amend Sault Ste. Marie Zoning By-law 4500 and 4501 concerning lands located at 524 – 540 Allen's Side Road and further be it resolved that By-law 2004-26 being a by-law to designate 524 – 540 Allen's Side Road as an area of site plan control be read three times and passed in Open Council this 9<sup>th</sup> day of February, 2004. (Daniel Brochu) CARRIED.
- (d) Moved by Councillor J. Curran  
Seconded by Councillor D. Amaroso  
Resolved that By-law 2004-27 being a by-law to amend Sault Ste. Marie Zoning By-law 4500 and 4501 concerning lands located at 231 Northern Avenue be read three times and passed in Open Council this 9<sup>th</sup> day of February, 2004. (Steeltown Motors) CARRIED.
- (e) Moved by Councillor J. Curran  
Seconded by Councillor D. Amaroso  
Resolved that By-law 2004-28 being a by-law to replace Schedules A, C and D of the agreement between the City and PUC Services Inc. for the operation and maintenance of the wastewater treatment facilities be read three times and passed in Open Council this 9<sup>th</sup> day of February, 2004. CARRIED.
- (f) Moved by Councillor J. Curran  
Seconded by Councillor D. Amaroso  
Resolved that By-law 2004-29 being a by-law to authorize a lease agreement with Rudolph and Donna Olar for a snow plough turnaround agreement at 42 Walters Street be read three times and passed in Open Council this 9<sup>th</sup> day of February, 2004. CARRIED.

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

- (a) Moved by Councillor J. Curran  
Seconded by Councillor D. Celetti  
Resolved that this Council shall now go into Caucus to discuss 2 personal matters about identifiable individuals; 1 legal matter (solicitor client privilege) and 1 labour relations item. CARRIED.

12.

**ADJOURNMENT**

Moved by Councillor T. Sheehan

Seconded by Councillor D. Amaroso

Resolved that this Council shall now adjourn. CARRIED.

\_\_\_\_\_  
"Bryan Hayes"

**ACTING MAYOR**

\_\_\_\_\_  
"Donna P. Irving"

**CLERK**