

**MINUTES**  
**REGULAR MEETING OF CITY COUNCIL**  
**2004 11 01**  
**5:00 P.M.**  
**COUNCIL CHAMBERS**

**NOTE:** DEPARTMENTAL REPORTS WERE PRESENTED BY THE CLERK'S DEPARTMENT (DONNA IRVING CITY CLERK; MALCOLM WHITE DEPUTY CITY CLERK & MANAGER OF QUALITY IMPROVEMENT, CHRIS BELSITO, CORPORATE AFFAIRS OFFICER); FINANCE DEPARTMENT (BILL FREIBURGER, COMMISSIONER OF FINANCE & TREASURER, SCOTT MCLELLAN MANAGER OF BUDGETS & REVENUE, SHELLEY SCHELL MANAGER OF FINANCE & AUDITS, ENRICO PINO MANAGER OF ACCOUNTING, FRANK COCCIMIGLIO MANAGER INFORMATION SYSTEMS, IAIN LITTLE MANAGER OF PURCHASING, GARRY MASON CITY TAX COLLECTOR); HUMAN RESOURCES DEPARTMENT (JOHN LUSZKA COMMISSIONER HUMAN RESOURCES, PETER NIRO MANAGER OF HUMAN RESOURCES, ROY DEWAR MANAGER HEALTH & SAFETY, DELLA-MARIE ILEY DISABILITY CASE MANAGER); LEGAL DEPARTMENT (LORIE BOTTOS CITY SOLICITOR, NUALA KENNY ASSISTANT CITY SOLICITOR, DENIS DESROSIERS COURT LIAISON SUPERVISOR) FROM 4:30 P.M. – 5:00 P.M. FOR THE INFORMATION OF COUNCIL.

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

**ABSENT:** Councillor B. Hayes

**OFFICIALS:** J. Fratesi, D. Irving, L. Bottos, P McAuley, N. Apostle, B. Freiburger, J. Dolcetti, D. McConnell, J. Luzska, B. Strapp, N. Kenny

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 10 18 be approved. CARRIED.

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

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Frank Vanlith, representative of Baha'u'llah was in attendance concerning Proclamation – Unity in Diversity Week.

- (b) Tyler Pistor, Vice President, Programming, Sault College Native Student Council was in attendance concerning Proclamation – College Week.
- 4. (c) Candy Mitchell, Chair Downtown Association was in attendance concerning Agenda item 5.(m).
- (d) Scott Reid and other representatives of the Charities and Not-For-Profit Funding Review Committee were in attendance concerning Agenda items 5.(o) and 6.(8)(a).
- (e) Elisa Brandts, PBK Architects and Franco Pastore, Ellis Pastore Oswin Consultants Inc. were in attendance to update Council on the new Sault Ste. Marie Multi-Use Event Centre - Agenda item 6.(2)(a).
- (f) Eric Mosker on behalf of Canadian Tire Store, Don Mitchell on behalf of Chamber of Commerce and Aldo Fabbro were in attendance concerning Store Closings on Boxing Day - Agenda item 5.(t), 7.(b) and By-law 2004-196.
- (g) Colleen Arvisais Petzold was in attendance concerning Agenda item 5.(u).

### **PART ONE – CONSENT AGENDA**

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

Moved by Councillor D. Amaroso

Seconded by Councillor T. Sheehan

Resolved that all the items listed under date 2004 11 01 – Part One – Consent Agenda be approved as recommended.

- (a) Correspondence from the Ontario Lottery and Gaming Corporation advising that the quarterly payment of the 5% allocation from July 1 to September 30 from the Sault Ste. Marie Charity Casino is \$464,417.00 was received by Council.
- (b) Correspondence from Councillor Terry Sheehan and the Canadian Academy of Recording Arts and Sciences concerning the city's recent proposal for the Canadian Music Hall of Fame was received by Council.
- (c) Correspondence from the Minister of Citizenship and Immigration concerning the proposed Accessibility for Ontarians With Disabilities Act 2004 was received by Council.
- (d) Correspondence from the Federal Revenue Minister concerning proposed federal job cuts was received by Council.

5. (e) Correspondence from the State of Michigan Department of Transportation to Mayor Rowswell concerning Sault Ste. Marie – Michigan's Northern Gateway and the importance of the Sault Ste. Marie border to Michigan and Ontario economies was received by Council.
- (f) Correspondence from the City of Timmins (concerning Map Staking in Ontario and Timmins and District Hospital Functions as a Regional Hospital); City of Sarnia (concerning Great Lakes Water Diversion/Implementation Agreement for Annex 2001 and Reciprocal Aid Agreements) was received by Council.

Moved by Councillor D. Celetti

Seconded by Councillor J. Curran

Resolved that Sault Ste. Marie City Council supports the position of the City of Timmins (Timmins resolution No. 04-340) in its strong opposition to the Province of Ontario changing staking of mining claims by introducing map staking as opposed to the current ground staking of mining claims in the Province of Ontario; and

Further that a copy of this resolution be forwarded to the Premier of Ontario, the Minister of Northern Development and Mines, the Minister of Natural Resources, David Oraziotti, M.P.P. Sault Ste. Marie and the City of Timmins. CARRIED.

Moved by Councillor D. Celetti

Seconded by Councillor J. Curran

Resolved that Sault Ste. Marie City Council supports the position of the City of Timmins (Timmins resolution No. 04-347) in its request to the Ontario Government to designate Timmins and District Hospital as a Regional Referral Hospital facility and that funding levels be adjusted accordingly; and

Further that a copy of this resolution be forwarded to the Minister of Health and Long Term Care, David Oraziotti, M.P.P. Sault Ste. Marie and the City of Timmins. CARRIED.

Moved by Councillor D. Celetti

Seconded by Councillor J. Curran

Resolved that Sault Ste. Marie City Council supports the position of the City of Sarnia (Sarnia resolution dated 2004 10 04) in its request to the Prime Minister of Canada and the Premier of Ontario to advocate that diversion of Great Lakes Waters should not be allowed under the Agreement for Annex 2001; and

That the Agreement for Annex 2001 should be toughened on the ability to divert any water from the Great Lakes; and

That the present formula which allows the American states to overrule the Provinces of Ontario and Quebec not be accepted and that a consensus would be needed by all the parties before any water could be diverted; and

Further that a copy of this resolution be forwarded to the Prime Minister of Canada, the Premier of Ontario, Tony Martin, M.P. Sault Ste. Marie, David Oraziotti, M.P.P. Sault Ste. Marie and the City of Sarnia. CARRIED.

5. (g) The letter from the Missanabie Cree First Nation concerning a Public Works and Transportation employee who works on Queen Street was received by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor T. Sheehan

Whereas Public Works and Transportation employee Tony Diluzio has worked for the City of Sault Ste. Marie for over 25 years, 14 of them in the Downtown Area; and

Whereas Tony not only ensures that the Downtown Area is kept neat and tidy at all times but goes above and beyond his expected duties by extending himself as an ambassador of the City to all who visit and work in the Downtown Area; and

Whereas many members of the community have come to know Tony and often express their gratitude for Tony's friendly and helpful ways;

Now therefore be It resolved that City Council express its sincerest appreciation to Public Works and Transportation employee Tony Diluzio. CARRIED.

- (h) The letter from the General Manager Clergue Forest Management Inc. concerning Ontario Parks 10-year review of the Management Plan for Lake Superior Provincial Park and access to wood harvest areas east of the Park was received by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor D. Amaroso

Whereas Ontario Parks is in the process of undertaking a 10-year review of the Management Plan for Lake Superior Provincial Park which was approved in 1995; and

Whereas one of the aspects of the review is the continuing use of the Sand River and Frater Roads for forestry purposes; and

Whereas the current Management Plan provides for the use of these two roads; and

Whereas Clergue Forest Management Inc. of Sault Ste. Marie is responsible for wood supply to numerous mills in the Algoma and Wawa district and has stated that the use of the Sand River and Frater Roads for forestry purposes is very important;

Now therefore be it resolved that the Council of the City of Sault Ste. Marie fully supports and endorses the position taken by Clergue Forest Management Inc. concerning access to wood harvest areas east of Lake Superior Provincial Park and further that a copy of this resolution be forwarded to the General Manager Clergue Forest, Mike Brown, M.P.P. Algoma and David Oraziatti, M.P.P. Sault Ste. Marie. CARRIED.

5. (i) Correspondence from the Parade Marshall requesting permission for a temporary street closing on Queen Street and Simpson Street on 2004 11 20 for the annual Santa Claus Parade was accepted by Council. The relevant By-law 2004-203 is listed under item 10 of the Minutes.

(j) **Council Travel**

Moved by Councillor D. Celetti

Seconded by Councillor J. Curran

Resolved that Councillor Jason Collins be authorized to attend the Eco-North 2004 Conference being held in Thunder Bay November 24 to 27, 2004 at an estimated cost of \$1,500.00; and

Further resolved that Councillor Lou Turco be authorized to attend a Federation of Northern Ontario Municipalities (FONOM) Board Meeting being held in Sudbury November 19 and 20, 2004 at no cost to the City; and

Further resolved that Councillor Lou Turco be authorized to attend an Association of Municipalities of Ontario (AMO) Board of Directors Meeting being held in Toronto November 25 and 26, 2004 at a cost of \$300.00 to the City. CARRIED.

(k) **Staff Travel Requests**

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

Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that the staff travel requests contained in the report of the Chief Administrative Officer dated 2004 11 01 be approved as requested. CARRIED.

(l) **Acting Mayor**

Moved by Councillor D. Celetti

Seconded by Councillor J. Curran

Pursuant to Section 242 of the Municipal Act 2001, Resolved that Councillor Terry Sheehan be appointed Acting Mayor for the period November 11 to 28, 2004. (Mayor Rowsell out of the country on vacation.) CARRIED.

(m) **Downtown Lighting Project**

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

5. (m) Moved by Councillor J. Caicco  
Seconded by Councillor S. Butland  
Whereas City Council recently supported the Downtown Association in hiring a consultant to assist in the facilitation of a new Strategic Plan for the Downtown; and  
Whereas Downtown merchants continue to work together on concepts that will be brought to City Council for approval, some of which will be large while others can be considered immediately because of their low cost, but high impact; and  
Whereas the Downtown Association has identified that changing the white lighting which exists in the trees lining Queen Street will not only result in very significant annual cost savings for electricity, but will also significantly brighten up the Downtown Area, not just during the Christmas shopping season but throughout the whole of the year; and  
Whereas City Council is committed to ensuring that the Downtown of our city is an interesting and vibrant area for both residents and tourists alike;  
Now therefore be it resolved that City Council receives the report of the Chief Administrative Officer dated November 1, 2004 and approves the recommendation contained therein which is supported by the Economic Development Corporation and approves the expenditure of up to \$10,000.00 to be matched by the Downtown Association, for the purchase and installation of new LED lighting for the Downtown Area with the required funds to come from the City's Economic Development Fund. CARRIED.

(n) **Tender for Parking Lot Snow Removal**

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

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

Resolved that the report of the Manager of Purchasing dated 2004 11 01 be endorsed and that the tender for Snow Plowing and Removal from Municipal Parking Lots during the 2004-2005 winter season, required by Parking Division, be awarded as recommended. CARRIED.

(o) **Proposed Lottery Licence Fee Amendment**

The report of the City Tax Collector was accepted by Council. The relevant By-law 2004-198 is listed under item 10 of the Minutes.

(p) **Pool Renovations, Braille in Civic Centre Elevators**

The report of the Municipal Accessibility Coordinator was accepted by Council.

5. (p) Moved by Councillor D. Celetti  
Seconded by Councillor J. Curran  
Resolved that the report of the Municipal Accessibility Coordinator dated 2004 10 25 concerning Pool Renovations and Braille in Civic Centre Elevators be accepted and the recommendations to install Braille in the Civic Centre elevators at a cost of \$1,993.34 plus GST (with funds to come from the Corporate Barrier Removal Budget) and authorize competitive bids on the proposed renovations at the John Rhodes Community Centre be approved. CARRIED.
- (q) **New Street Name**  
The report of the Design and Subdivision Engineer was accepted by Council.
- Moved by Councillor D. Celetti  
Seconded by Councillor T. Sheehan  
Resolved that the report of the Design and Subdivision Engineer dated 2004 10 18 concerning New Street Name be accepted and the recommendation that the new street off of Base Line be named Wood Park Court be approved. CARRIED.
- (r) **Link Road From Highway 17 (New) to Trunk Road**  
The report of the Commissioner of Engineering and Planning was accepted by Council.
- Moved by Councillor D. Amaroso  
Seconded by Councillor J. Curran  
Resolved that the report of the Commissioner of Engineering and Planning dated 2004 11 01 concerning Link Road from Highway 17 (New) to Trunk Road be accepted and the recommendation that City Council support the closure of Frontenac Street just west of the easterly City Limit, immediately west of the proposed realignment of Highway 17, and that all costs associated with its construction be the responsibility of MTO, be approved. CARRIED.
- (s) **Ledger (Monster Muffler) – 2643 Great Northern Road – OMB Appeal**  
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 11 01 concerning Ledger (Monster Muffler) – 2643 Great Northern Road – Appeal Application to the Ontario Municipal Board be accepted as information. CARRIED.
- (t) **Boxing Day and Retail Stores Remaining Closed**  
The report of the Assistant City Solicitor was accepted by Council. The relevant By-law 2004-196 is listed under item 10 of the Minutes.

5. (u) **By-law Prohibiting Animal Circuses and Other Animal Displays**

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 11 01 concerning By-law Prohibiting Animal Circuses and Other Animal Displays be accepted as information and the recommendation that Council take no action at this time be approved. CARRIED.

(v) **Public Sector Employment Strategy**

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 11 01 concerning Public Sector Employment Strategy be accepted and the Planning Director's recommendation that City Council authorize a request for proposals to create a Public Sector Employment Strategy at a cost not to exceed \$25,000.00 with funds from the previously approved \$200,000.00 EDF allocation be endorsed. CARRIED.

(w) **Amendment to Sign Section (10) of By-law 76-185 – Superior 7 Advertising Limited – 153 Great Northern Road**

The report of the Planning Division was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the report of the Planning Division dated 2004 11 01 concerning Amendment to Sign Section (10) of By-law 76-185 – Superior 7 Advertising Limited – 153 Great Northern Road be accepted and the Planning Director's recommendation that City Council authorize an exemption to Section 10.6.5 of By-law 76-185 for 153 Great Northern Road with respect to the required 8 foot setback from the Oryme Avenue right-of-way be endorsed. CARRIED.

Mayor J. Rowsell declared a pecuniary interest – Rowsell Engineering is a client of Business Development Bank.

(x) **Proposed Enhanced Leaf and Yard Waste Collection and Composting for 2005**

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



5. (x) Moved by Councillor D. Amaroso  
Seconded by Councillor T. Sheehan  
Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2004 10 14 concerning a Proposed Enhanced Leaf and Yard Waste Collection and Composting for 2005 be accepted as information. CARRIED.
- (y) **Sidewalk Plowing – Ohio Drive**  
The report of the Commissioner of Public Works and Transportation was accepted by Council.
- Moved by Councillor D. Celetti  
Seconded by Councillor J. Curran  
Resolved that the report of the Commissioner of Public Works and Transportation dated 2004 10 14 concerning Sidewalk Plowing on Ohio Drive be accepted and the recommendation that the sidewalk be added to the plow beat starting this winter be approved. CARRIED.

## **PART TWO – REGULAR AGENDA**

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

#### 6. (2) **COMMUNITY SERVICES**

##### (a) **Sault Ste. Marie Multi-Use Event Centre Update – Cost Estimate**

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

Moved by Councillor N. DelBianco  
Seconded by Councillor T. Sheehan

Resolved that the reports of the Commissioner of Community Services on behalf of the Arena Study Committee dated 2004 11 01 concerning Sault Ste. Marie Multi-Use Event Centre Update Cost Estimate and the Commissioner of Finance and Treasurer dated 2004 11 01 concerning Update of the Arena Financing Plan be accepted and the recommendation that Council give approval that the budget for the new Multi-Use Event Centre be increased from \$21.4 Million to \$25 Million with the funds being allocated as detailed in the Commissioner of Finance's report be approved and that Council authorize staff and our consultants to proceed to the next steps in the process for construction of this new facility, including undertaking any required geotechnical studies (soil testing) which may be required for the preparation of engineered drawings. (Any such studies to be assigned in accordance with the City's Purchasing Policy.). CARRIED.

6. (2)  
(a)

Recorded Vote

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

Against: Councillor F. Manzo

Absent: Councillors B. Hayes

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

(a) **Report of the Sault Ste. Marie Charities and Not-For-Profit Funding Review Committee**

The report of the Charities and Not-For-Profit Funding Review Committee was accepted by Council.

Moved by Councillor S. Butland

Seconded by Councillor F. Manzo

Resolved that the report of the Charities and Not-For-Profit Funding Review Committee dated 2004 11 01 be accepted; and

Further resolved that the recommendations contained in the report be approved and that City Council implement a reduction in lottery licensing fees from the current licence fee of 3% of the prize value to a new licence fee of 1% of the prize value on all lottery events occurring from November 2, 2004 until April 1, 2005; and

Further resolved that the revenue reduction be offset by the Unforeseen Expense Budget Account; and

Further resolved that the Minister of Consumer and Business Services and the Minister of Culture be requested to implement the report recommendations as contained in Appendix "A" and Appendix "B" respectively; and

Further that a copy of the report and recommendations be provided to the Alcohol and Gaming Commissioner of Ontario (AGCO), all Ontario municipalities, the Association of Municipal Managers Clerks and Treasurers of Ontario (AMCTO), Association of Municipalities of Ontario (AMO), Federation of Northern Ontario Municipalities (FONOM), Rural Ontario Municipal Association (ROMA) for their endorsement and support. CARRIED.

6. (8)  
(a)

Recorded Vote

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

Against: Nil

Absent: Councillors B. Hayes

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

- (a) Moved by Councillor J. Collins  
Seconded by Councillor T. Sheehan

Be it resolved that the resolution pertaining to a proposed symposium on gambling-related issues previously defeated by Council at its meeting of October 18, 2004 be placed on Council's agenda on November 1, 2004 for reconsideration and that notwithstanding the Procedure By-law, Council authorizes dealing with the said resolution as the next order of business at this Council Meeting. CARRIED.

Moved by Councillor J. Caicco  
Seconded by Councillor S. Butland

Whereas several requests have been made of the Provincial Government by the City of Sault Ste. Marie and other charity casino venues to have the Province increase the municipal share of slot revenues from 5% to 8%; and

Whereas these requests have been made so that the extra 3% can be entirely used to help offset the negative financial impact that charitable organizations and non-profit groups have felt in charity casino venues since the casinos have opened as people redirect their disposable entertainment dollars; and

Whereas the Trillium Foundation originally had been set up by the Province to assist such groups but in fact does not effectively replace the lost revenue caused by the casino openings; and

Whereas instead of increasing the amount of money which is given to the Trillium Foundation commensurate with profits that the Province enjoys from casinos, it has actually reduced such amount, making it even more difficult for charities and non-profit groups to survive; and

Whereas the value to any community of healthy charitable and non-profit organizations cannot be overstated in the good that is done for the community;

7. (a) Now therefore be it resolved that the City of Sault Ste. Marie host a meeting (forum, symposium) on the effects that charity casinos have had on charitable and non-profit organizations in those communities where they operate as well as to determine if and to what extent, the Trillium Foundation has effectively provided assistance to those groups and whether or not increased funding for the Trillium Foundation or increasing the 5% share to 8% for municipalities might deal with the serious state of such organizations in charity casino venues; and  
Further be it resolved that in addition to representation of municipal government and major charities from charity casino communities, the Provincial Minister of Economic Development and Trade, the Honourable Joe Cordiano, and the Minister of Consumer and Business Services, the Honourable Jim Watson, the Minister of Culture and Robert Hann and Associates Ltd., M.P.P.'s of said communities and officials from AGCO be invited to attend. CARRIED.

- (b) The letter from Councillor S. Butland concerning Boxing Day Store Closings was received by Council.

Moved by Councillor S. Butland

Seconded by Councillor F. Manzo

Resolved that By-law 2004-196 – a by-law to require certain retail business establishments to be closed on Civic Holidays proclaimed by the Mayor BE DEFERRED until 2005 to allow further consideration of the matter of Boxing Day store closings. DEFEATED.

Recorded Vote

For: Mayor J. Rowswell, Councillors D. Celetti, J. Collins, S. Butland, F. Manzo, D. Amaroso

Against: Councillors J. Caicco, P. Mick, L. Turco, J. Curran, T. Sheehan, N. DelBianco

Absent: Councillors B. Hayes

- (c) Moved by Councillor F. Manzo  
Seconded by Councillor D. Celetti  
Whereas in past years the City Works Centre had the grader cut down the hardpack snow and slush off streets across the City, a payloader always followed the grader to remove the ridge of hardpack snow from the driveways before the hardpack snow and slush had frozen; and  
Whereas in recent years this practice has been cut off; and  
Whereas the Works Centre is now using graders to cut the hardpack snow and slush during the night and by morning this ridge of hardpack snow and slush is frozen and constituents cannot remove this ridge of frozen hardpack snow and slush as they cannot shovel it or use their snowblowers; and

7. (c) Whereas there are many senior citizens who cannot even try to remove this ridge of frozen hardpack snow and slush; and  
Whereas this has caused a lot of hardship on constituents and seniors these recent years;  
Now therefore be it resolved that City Council recommend and authorize the Works Centre that when they send the graders out to cut down the streets of hardpack snow and slush thus creating a ridge at everyone's driveway that a payloader or a 4 x 4 truck that has snowplows follow the grader to remove the ridge of hardpack snow and slush before the ridge of snow and slush freezes.  
OFFICIALLY READ NOT DEALT WITH. TABLED TO NOVEMBER 15, 2004.
- (d) Moved by Councillor N. DelBianco  
Seconded by Councillor L. Turco  
Whereas the Sault Trails Advocacy Committee (STAC) promotes alternatives to private motorized transportation; and  
Whereas the city will face a lack of parking in the downtown area during the construction of the Multi-Use Event Centre, which may take between 12 to 18 months; and  
Whereas STAC recognizes that the City is investigating ways to solve this problem and may be contemplating the purchasing of additional property for parking lot developments; and  
Whereas STAC has passed a resolution asking the City to supply free transit passes during events such as, but not limiting to, the Greyhound games at the Memorial Gardens, using the entrance ticket for the day of the game as a transit pass which may alleviate some of their concerns; and  
Whereas STAC realizes that some benefits of this initiative may include positive impacts on parking, reduced vehicular congestion in the area surrounding the Memorial Gardens, lower vehicular pollution and increased awareness of the city's public transit system;  
Therefore be it resolved that the City of Sault Ste. Marie investigate this concept as a pilot project during the construction of the Multi-Use Event Centre and report back to Council with their recommendations. CARRIED.
- (e) Moved by Councillor F. Manzo  
Seconded by Councillor D. Celetti  
Whereas the Arena Study Review Committee is requesting an increase of \$3.5 Million for the new Sault Ste. Marie Multi-Use Event Centre which is now estimated to cost \$25 Million plus from an earlier estimate of \$21.5; and  
Whereas the public has been calling some Councillors pertaining to all the related costs of this new facility, re-establishment of the Gardens parking area and the benefit assessment of the Queen Street merchants for parking deficiencies on the Memorial Gardens Parking Lot and the consulting fees that have taken place and the demolition cost of the Memorial Gardens; and

7. (e) Further that the new Multi-Use Event Centre may have some detrimental effect on the Pee Wee Arena;  
Now therefore be it resolved that City Council request a complete study of all related costs including total estimated costs, as detailed above and report back to Council and provide to the public the complete costing and information of this project. DEFEATED.

Recorded Vote

For: Councillors D. Celetti, F. Manzo

Against: Mayor J. Rowsell, Councillors J. Caicco, P. Mick, L. Turco, J. Curran, J. Collins, T. Sheehan, S. Butland, N. DelBianco, D. Amaroso

Absent: Councillors B. Hayes

- (f) Moved by Councillor N. DelBianco  
Seconded by Councillor F. Manzo  
Resolved that Council suspend By-law 99-100 dealing with Council's rules of procedure in order that the meeting agenda can continue past the 5-hour limit. 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. Amaroso

Seconded by Councillor J. Curran

Resolved that all the by-laws listed under Item 10 of the Agenda under date 2004 11 01, [save and except 2004-196 (defeated)] be approved. CARRIED.

- (a) Moved by Councillor D. Amaroso  
Seconded by Councillor J. Curran  
Resolved that By-law 2004-194 being a by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various properties and to amend Schedule "A" to By-law 90-305 be read three times and passed in Open Council this 1<sup>st</sup> day of November, 2004. CARRIED.

10. (b) Moved by Councillor D. Amaroso  
Seconded by Councillor J. Curran  
Resolved that By-law 2004-196 being a by-law to require certain retail business establishments to be closed on Civic Holidays proclaimed by the Mayor be read three times and passed in Open Council this 1<sup>st</sup> day of November, 2004.  
DEFEATED.

Recorded Vote

For: Mayor J. Rowswell, Councillors D. Celetti, J. Collins, S. Butland, F. Manzo

Against: Councillors J. Caicco, P. Mick, L. Turco, J. Curran, T. Sheehan, N. DelBianco, D. Amaroso

Absent: Councillors B. Hayes

- (c) Moved by Councillor D. Amaroso  
Seconded by Councillor J. Curran  
Resolved that By-law 2004-197 being a by-law to authorize the execution of a letter of agreement between the City and Her Majesty the Queen in Right of the Province of Ontario as represented by the Minister of Transportation for funding under the Dedicated Gas Tax Funds for Public Transportation Program be read three times and passed in Open Council this 1<sup>st</sup> day of November, 2004.  
CARRIED.

- (d) Moved by Councillor D. Amaroso  
Seconded by Councillor J. Curran  
Resolved that By-law 2004-198 being a by-law to establish the temporary reduction of lottery licence fees for the period commencing November 2, 2004 to April 1, 2005 be read three times and passed in Open Council this 1<sup>st</sup> day of November, 2004. CARRIED.

- (e) Moved by Councillor D. Amaroso  
Seconded by Councillor J. Curran  
Resolved that By-law 2004-200 being a by-law to authorize an agreement between the City and 1188163 Ontario Ltd. o/a Municipal Waste & Recycling Consultants for curbside refuse collection be read three times and passed in Open Council this 1<sup>st</sup> day of November, 2004. CARRIED.

10. (f) Moved by Councillor D. Amaroso  
Seconded by Councillor J. Curran  
Resolved that By-law 2004-201 to authorize an agreement between the City and Sault Ste. Marie Disposal Inc. for multi-residential refuse collection be read three times and passed in Open Council this 1<sup>st</sup> day of November, 2004. CARRIED.
- (g) Moved by Councillor D. Amaroso  
Seconded by Councillor J. Curran  
Resolved that By-law 2004-202 being a by-law to establish as streets and assume for public use various parcels of land conveyed to the City be read three times and passed in Open Council this 1<sup>st</sup> day of November, 2004. CARRIED.
- (h) Moved by Councillor D. Amaroso  
Seconded by Councillor J. Curran  
Resolved that By-law 2004-203 being a by-law to permit the temporary closing of Queen Street East from Simpson Street to Gore Street, Simpson Street from Victoria Avenue to Queen Street East, and Queen Street East from Pine Street to Simpson Street to facilitate the Santa Claus Parade be read three times and passed in Open Council this 1<sup>st</sup> day of November, 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. Amaroso  
Seconded by Councillor T. Sheehan  
Resolved that this Council shall now go into Caucus to discuss one property matter (possible land acquisition). CARRIED.

12. **ADJOURNMENT**

Moved by Councillor D. Celetti  
Seconded by Councillor J. Curran  
Resolved that this Council shall now adjourn. CARRIED.

\_\_\_\_\_  
"Terry Sheehan"  
**ACTING MAYOR**

\_\_\_\_\_  
"Malcolm White"  
**DEPUTY CLERK**