

MINUTES

REGULAR MEETING OF CITY COUNCIL

2005 02 07

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, J. Dolcetti, K. Streich-Poser, D. Pauze, D. Elliott, L. McCoy

1. **ADOPTION OF MINUTES**

Moved by Councillor J. Curran

Seconded by Councillor D. Amaroso

Resolved that the Minutes of the Regular Council Meeting of 2005 01 24 be approved. CARRIED.

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

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Susan Kniahnicki and Donna Boston-McLean on behalf of Safe Communities Partnership were in attendance concerning their upcoming Raffle Event.
- (b) Christian Provenzano was in attendance concerning agenda item 5.(t).
- (c) Kathy Lemieux, Lemieux Composting; and Roy Bertolo, Brandes Aggregate Ltd. were 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 J. Curran

Seconded by Councillor D. Celetti

Resolved that all the items listed under date 2005 02 07 - Part One - Consent Agenda [save and except 5.(u) – Removed from agenda at staff's request] be approved as recommended. CARRIED.

- (a) The letter dated January 18, 2005 from the Chairperson, Name the Pool Committee requesting that Council name the pool at the John Rhodes Community Centre the "Dr. Hui Lee Memorial Pool" was received by Council.

Moved by Councillor J. Caicco

Seconded by Councillor J. Curran

Whereas Dr. Hui Lee was a renowned internal medicine clinician, scientist and educator, as well as a national swimmer and coach of the Sault Masters Polar Bears Swim Club, until his untimely death in 2004; and

Whereas there is a groundswell of support in the Sault community and beyond to honour and remember Dr. Lee; and

Whereas representatives of the Sault Masters Polar Bear Swim Club Name the Pool Committee met recently with members and friends of the John Rhodes family; and

Whereas a consensus was reached to have an appropriate plaque erected within the pool area to honour Dr. Lee, without renaming the facility;

Now therefore be it resolved that appropriate City Staff work with the Sault Masters Polar Bear Swim Club towards the preparation and installation in the pool of a suitable memorial plaque to commemorate Dr. Lee's life and achievements and further that all efforts be made to have this completed in time for unveiling at the Ontario Provincial Masters Swim Championships which will be held in Sault Ste. Marie starting April 1, 2005. CARRIED.

Moved by Councillor J. Curran

Seconded by Councillor D. Amaroso

Resolved that the report of the Name the Pool Committee – Sault Masters Polar Bear Swim Team dated January 2005 in which a request is made to name the pool at the John Rhodes Community Centre the "Dr. Hui Lee Memorial Pool" BE REFERRED to the Parks and Recreation Advisory Committee for review and report back with a recommendation to Council. (Mover and Second removed names from resolution) OFFICIALLY READ NOT DEALT WITH.

- (b) Correspondence from AMO and FONOM was received by Council.

5. (c) Correspondence from the Township of St. Clair (concerning requesting the Province allow physicians from outside the U.S. and Canada to enroll in the Practice Assessment Program); the Township of Opasatika (concerning the closure of the Excel Sawmill); the Town of Halton Hills (concerning petitioning the Minister of Environment to implement a system of deposit returns for all metal glass and plastic beverage containers); Village of Casselman (concerning the province of Ontario becoming a smoke-free province); the Municipality of Brockton (concerning the red meat industry in Canada) was received by Council.
- (d) The letter from the M.P.P. Oshawa concerning the Ministry of Natural Resources strategy for the conservation of wolves in Ontario was received by Council.
- (e) The letter from Councillor S. Butland concerning the status of our proposed new hospital and transcript of comments made by the Minister of Health in Sault Ste. Marie on January 31, 2005 were received by Council.
- (f) The letter from the Canadian Blood Services concerning the closure of its Sudbury laboratory and consolidating the operation to its new Ottawa facility was received by Council.

(g) **Council Travel**

Moved by Councillor T. Sheehan

Seconded by Councillor P. Mick

Resolved that Mayor John Rowswell be authorized to attend the 2005 Winter Cities Association Conference being held in Prince George, British Columbia (4 days in February) at an estimated cost of \$2,500.00 to the City. CARRIED.

Letters from the City of Prince George and the Northwest Corridor Development Corporation were received by Council.

(h) **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 2005 02 07 be approved as requested. CARRIED.

(i) **Firefighters' Protective Turnout Clothing**

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

5. (i) Moved by Councillor J. Curran
Seconded by Councillor D. Celetti
Resolved that the report of the Manager of Purchasing dated 2005 02 07 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.
- (j) **Greenbelt Charities Association – Bingo Prize Board Request**
The report of the City Tax Collector was accepted by Council.
- Moved by Councillor T. Sheehan
Seconded by Councillor D. Amaroso
Resolved that the report of the City Tax Collector dated 2004 02 07 concerning Greenbelt Charities Association request with respect to prize boards be approved. CARRIED.
- (k) **Community Plan on Homelessness – Supporting Communities Partnership Initiative (SCPI)**
The report of the Community Coordinator Social Services was accepted by Council.
- Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that the report of the Community Coordinator Social Services dated 2005 02 07 concerning Community Plan on Homelessness Supporting Communities Partnership Initiative (SCPI) be accepted as information. CARRIED.
- (l) **Civil Marriage Ceremonies**
The report of the City Clerk was accepted by Council.
- Moved by Councillor J. Curran
Seconded by Councillor D. Amaroso
Resolved that the report of the City Clerk dated 2005 02 07 concerning Civil Marriage Ceremonies be accepted and the recommendation that the City Clerk be requested to monitor the demand locally during 2005 and report back to Council with the results in one year be approved. CARRIED.
- (m) **Environmental Protection Agency (EPA) Blending Discharges at Municipal Treatment Plants**
The report of the Commissioner of Engineering and Planning was accepted by Council.

5. (m) Moved by Councillor J. Curran
Seconded by Councillor D. Celetti
Resolved that the report of the Commissioner of Engineering and Planning dated 2005 02 07 concerning Environmental Protection Agency (EPA) Blending Discharges at Municipal Treatment Plants be accepted as information.
CARRIED.

(n) **InfraGuide – Best Practices**

The report of the Design and Subdivision Engineer was accepted by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor D. Amaroso

Whereas the City of Sault Ste. Marie is responsible for the maintenance, rehabilitation and reconstruction of hundreds of kilometers of water, storm, wastewater and road system infrastructure; and

Whereas the National Guide to Sustainable Municipal Infrastructure (InfraGuide) gathers and documents best practices that reflect proven approaches to build sustainable infrastructure to Canadians in those areas; and

Whereas the Federation of Canadian Municipalities has partnered with the National Research Council of Canada to develop InfraGuide with support from Government of Canada; and

Whereas application of such best practices will assist communities across Canada to get the maximum return on every dollar invested in infrastructure – while being mindful of the social and environmental implications of their decisions; and

Whereas the City of Sault Ste. Marie strives to be a leader in ensuring the quality of life of its citizens through appropriate short and long-term sustainable infrastructure investment decisions;

Therefore be it resolved that the City of Sault Ste. Marie is committed to the adoption and use of the appropriate best practices developed by InfraGuide; and

Be it further resolved that the City of Sault Ste. Marie requests that the Ontario Good Roads Association and the Federation of Canadian Municipalities share this motion with their members and the Federal and Provincial Governments to encourage ongoing commitment and support for InfraGuide. CARRIED.

(o) **Ontario Municipal Board Appeal by Martin Fiser and 154866 Ontario Inc. to Permit an Adult Entertainment Parlour at 119 Gore Street**

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

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the report of the Assistant City Solicitor dated 2005 02 07 concerning OMB Appeal by Martin Fiser and 154866 Ontario Inc. to Permit an Adult Entertainment Parlour at 119 Gore Street be accepted as information.
CARRIED.

5. (p) **Renewal of Lease for the Operation of the Pro Shop – John Rhodes Community Centre**

The report of the City Solicitor was accepted by Council. The relevant By-law 2005-16 is listed under item 10 of the Minutes.

(q) **Renewal of Lease – Sault Ste. Marie Gymnastic Club**

The report of the City Solicitor was accepted by Council. The relevant By-law 2005-18 is listed under item 10 of the Minutes.

(r) **Renewal of Lease for the Operation of Brody's Sports Bar and Grill at the John Rhodes Community Centre**

The report of the City Solicitor was accepted by Council. The relevant By-law 2005-17 is listed under item 10 of the Minutes.

(s) **City Renewal of the Continuous Safety Services Agreement with the Electrical Safety Authority**

The report of the City Solicitor was accepted by Council. The relevant By-law 2005-15 is listed under item 10 of the Minutes.

(t) **Habitat for Humanity Request for Donation of Land**

The report of the City Solicitor was accepted by Council.

Moved by Councillor J. Curran

Seconded by Councillor D. Amaroso

Resolved that the report of the City Solicitor dated 2005 02 07 concerning Habitat for Humanity Request for Donation of Land be accepted and the recommendation contained therein be approved. CARRIED.

(u) **2005 Enhanced Leaf and Yard Waste Program – Request for Clarification**

The reports of the Deputy Commissioner of Public Works and Transportation were received by Council.

Moved by Councillor J. Curran

Seconded by Councillor D. Celetti

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2005 02 07 concerning February 7, 2005 Update – 2005 Enhanced Leaf and Yard Waste Program be accepted as information. CARRIED.

5. (u) Moved by Councillor T. Sheehan
Seconded by Councillor D. Amaroso
Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2005 02 07 concerning the 2005 Enhanced Leaf Yard Waste Program – Request for Clarification be accepted as information; and Further resolved that the recommendation that Council approve the 2005 Enhanced Leaf and Yard Waste Program and that And-Son be the selected contractor for the processing of the leaf and yard waste (subject to obtaining the proper documentation from Ministry of the Environment); and that City forces carry out the collection portion of the program and that the annual funds for the program come from the Tipping Fee Reserve Account and the City Refuse Collection Budget be approved. (Removed from Agenda at staff's request – Mover removed name from resolution) OFFICIALLY READ NOT DEALT WITH.
- (v) **Update on Implementation of the New Bag/Container Limit**
The report of the Waste Diversion Supervisor of Public Works and Transportation was accepted by Council.
- Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that the report of the Waste Diversion Supervisor of Public Works and Transportation dated 2005 02 07 concerning an Update on Implementation of the New Bag/Container Limit be accepted as information. CARRIED.
- (w) **Snowplowing Procedures**
The report of the Commissioner of Public Works and Transportation was accepted by Council.
- Moved by Councillor J. Curran
Seconded by Councillor D. Amaroso
Resolved that the report of the Commissioner of Public Works and Transportation dated 2005 02 07 concerning Snowplowing Procedures be accepted as information. CARRIED.

PART TWO – REGULAR AGENDA

7. **UNFINISHED BUSINESS, NOTICE OF MOTIONS AND RESOLUTIONS PLACED ON AGENDA BY MEMBERS OF COUNCIL**
- (a) Moved by Councillor N. DelBianco
Seconded by Councillor L. Turco
Whereas the Sault Trails Advocacy Committee represents many trail user groups within our city including the Voyageur Trail Association, Sault Cycling Club, Soo Finnish Ski Club, Accessibility Advisory Committee, Sault Striders and Tourism Sault Ste. Marie; and

7. (a) Whereas the concept is for a multi-use four season non-motorized trail (Hub) that would connect the city's major parks and natural areas in the city; and
Whereas the Sault Trails Advocacy Committee under the approval of City Council has been working under the assumption of a \$100,000.00 budget to develop a standardized trail system in Sault Ste. Marie;
Therefore be it resolved that City Council, during 2005 budget deliberations, strongly consider allocating funds to develop the Hub trail system for all user groups. CARRIED.
- (b) Moved by Councillor J. Caicco
Seconded by Councillor S. Butland
Whereas the Northern Ontario Heritage Fund under the title Prosperity for the North has been revamped under new programs with different eligibility and funding guidelines; and
Whereas Council should be knowledgeable of this program and mindful of its potential as applications for new economic projects are considered;
Therefore be it resolved that Council request that Executive Director Amie DiMatteo (or his appointee) be invited to make a presentation to Council at his earliest convenience. CARRIED.
- (c) Notice of Motion
The following Notice of Motion will be on the February 24, 2005 agenda for Council's consideration.
- Moved by Councillor N. DelBianco
Seconded by Councillor L. Turco
Whereas in 1992, City Council passed a resolution restricting the provision of fire protection services to Garden River First Nations; and
Whereas the Mayor of Sault Ste. Marie has stated that in a fire disaster in Garden River that he would order the Sault Ste. Marie Fire Department to respond to ensure the preservation of life; and
Whereas the Sault Ste. Marie Fire Chief is very uncomfortable with this directive, as it is contrary to the resolution passed by Council in 1992;
Therefore be it resolved that the City of Sault Ste. Marie rescind the aforementioned resolution of 1992, therefore removing any opposition including unresolved financial agreements (dating back 12 years or longer) to allow the Garden River First Nations to apply as a participant in the Algoma District Mutual Aid Plan.
- (d) The report entitled Local/Regional Strategy was received by Council.
- Moved by Councillor T. Sheehan
Seconded by Councillor J. Curran
Whereas the CBC has recently presented "Enhancing Regional Connections: A Local and Regional Strategy" (under separate cover) to the House of Commons Standing Committee on Canadian Heritage; and

7. (d) Whereas this strategy identifies many areas where the CBC needs to improve access to public broadcasting of local and regional news, culture and current events; and
Whereas CBC Radio has produced high quality programming and Sault Ste. Marie applauds the CBC recommendation to create a new CBC Radio Bureau in North Bay; and
Whereas there has been a lack of news coverage locally and regionally by CBC TV and City Council is on record as stating its wish to have a CBC TV presence in Sault Ste. Marie and area;
Now therefore be it resolved that City Council requests the Economic Development Corporation and/or appropriate City Staff to immediately review the "Enhancing Regional Connections: A Local and Regional Strategy" and respond to the CBC, the House of Commons Standing Committee on Canadian Heritage and the Minister of Canadian Heritage, articulating the importance of enhancing CBC's programming (including TV) for Sault Ste Marie and Northern Ontario and that copies of this resolution be sent to Sault Ste. Marie's M.P., M.P.P., the Federation of Northern Ontario Municipalities and others in the North identified as appropriate. CARRIED.
- (e) Moved by Councillor D. Amaroso
Seconded by Councillor B. Hayes
Whereas Sault Ste. Marie is aware that a number of its citizens have made major contributions benefiting this community in a variety of areas; and
Whereas it is extremely important to formally recognize these contributions;
Therefore be it resolved that a committee of 3 Councillors (D. Amaroso, J. Curran, B. Hayes), with one staff support (C.S.D.), be struck to develop a Walk of Honour at the John Rhodes Sports Complex and report back to Council. 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 2005 02 07 be approved. CARRIED.

10. (a) Moved by Councillor J. Curran
Seconded by Councillor D. Amaroso
Resolved that By-law 2005-15 being a by-law to authorize an agreement with the City and the Electrical Safety Authority to enter into a Continuous Safety Services Agreement be read three times and passed in Open Council this 7th day of February, 2005. CARRIED.
- (b) Moved by Councillor J. Curran
Seconded by Councillor D. Amaroso
Resolved that By-law 2005-16 being a by-law to authorize an agreement between the City and 882206 Ontario Inc. for the operation of a pro shop at the John Rhodes Community Centre be read three times and passed in Open Council this 7th day of February, 2005. CARRIED.
- (c) Moved by Councillor J. Curran
Seconded by Councillor D. Amaroso
Resolved that By-law 2005-17 being a by-law to authorize an agreement between the City and 1309972 Ontario Limited for the operation of Brody's Sports Bar and Grill at the John Rhodes Community Centre be read three times and passed in Open Council this 7th day of February, 2005. CARRIED.
- (d) Moved by Councillor J. Curran
Seconded by Councillor D. Amaroso
Resolved that By-law 2005-18 being a by-law to authorize an agreement between the City and the Sault Ste. Marie Gymnastic Club for the use of gymnasium facilities at the John Rhodes Community Centre be read three times and passed in Open Council this 7th day of February, 2005. CARRIED.
- (e) Moved by Councillor J. Curran
Seconded by Councillor D. Amaroso
Resolved that By-law 2005-20 being a by-law to amend Sault Ste. Marie Zoning By-law 4500 and 4501 concerning lands located opposite civic no. 1547 Trunk Road be read three times and passed in Open Council this 7th day of February, 2005. (Classic Neon and Signs) CARRIED.
- (f) Moved by Councillor J. Curran
Seconded by Councillor D. Amaroso
Resolved that By-law 2005-21 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 7th day of February, 2005. CARRIED.

10. (g) Moved by Councillor J. Curran
Seconded by Councillor D. Amaroso
Resolved that By-law 2005-22 being a by-law to authorize an agreement with the City and Mid Canada Construction Corporation for the work required at the Varsity Avenue Pumping Station (Contract No. 2004-9E) be read three times and passed in Open Council this 7th day of February, 2005. CARRIED.

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

Moved by Councillor J. Curran
Seconded by Councillor D. Celetti
Resolved that this Council shall now go into Caucus to discuss four property matters (two possible disposition of lands and two possible acquisition of lands). CARRIED.

12. **ADJOURNMENT**

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

"John Rowswell"

MAYOR

"Donna P. Irving"

CLERK