

MINUTES

REGULAR MEETING OF CITY COUNCIL

2005 11 14

5:00 P.M.

COUNCIL CHAMBERS

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

ABSENT: Councillors L. Turco, B. Hayes

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

1. **ADOPTION OF MINUTES**

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the Minutes of the Regular Council Meeting of 2005 10 17 and the Special Meetings of 2005 10 24 and 2005 11 03 be approved. CARRIED.

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

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Dree Pauze and Theresa Sharp, Co-Chairs, Homelessness Coalition were in attendance concerning Proclamation - Homelessness Awareness Week.
- (b) Darrell Maahs, President of the Sault Trailblazers Snowmobile Club was in attendance concerning Proclamation - Get Ready for Snowmobiling Week.
- (c) Jeff Arbus, President Congregation Beth Jacob was in attendance concerning Proclamation - 60th Anniversary of the Synagogue of the Congregation of Beth Jacob.
- (d) Ken Wallenius, Chairman Sault Area Hospital Board; Jerome Quenneville, President and C.E.O., Sault Area Hospital; Brady Irwin, Vice-President Public Affairs, Sault Area Hospital; Philip Virene, Chair Hospital Planning Committee; and Harry Koskenoja, New Hospital Project Leader were in attendance with an update on the new hospital project.

4. (e) Peter Vaudry and Mary Jane Yorke, Sault Ste. Marie Physician Recruitment Committee were in attendance with an update of activities.
- (f) Debbie Amaroso, Chair 2005 United Way Campaign was in attendance to make a presentation on behalf of the United Way.
- (g) Bruce Strapp, C.E.O., Sault Ste. Marie Economic Development Corporation and Jennifer Dimma, General Manager, Sault Ste. Marie Enterprise Centre were in attendance concerning agenda item 5.(a).
- (h) Ed Dawson, resident of 604 Red Pine Drive was in attendance concerning agenda item 5.(b).
- (i) John Bain on behalf of St. Mary's River Marine Heritage Centre was in attendance concerning agenda item 6.(2)(a).
- (j) Ted Wall, Municipal Heritage Committee was in attendance concerning agenda item 5.(uu).
- (k) Gerald Maich was in attendance concerning agenda item 6.(6)(a).
- (l) Bob Paciocco was in attendance concerning agenda items 6.(6)(c) and (d).

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 2005 11 14 - Part One - Consent Agenda [save and except 5.(ff) - Tabled] be approved as recommended.
CARRIED.

- (a) Correspondence concerning the Enterprise Centre Bridges to Better Business 2005 event being held November 23, 2005 was received by Council.
- (b) The letter from the resident of 604 Red Pine Drive on behalf of the residents of Red Pine Drive concerning municipal snow plowing and the costs to reconstruct Red Pine Drive was received by Council.

5. (b) Moved by Councillor D. Celetti
Seconded by Councillor D. Amaroso
Resolved that the request from the residents of Red Pine Drive in a letter dated October 28, 2005 concerning a request that Council (1) approve payment of the costs of a private contractor to snow plow Red Pine Drive and (2) authorize staff to meet with the residents to determine the costs to construct Red Pine Drive to local standards with the intent of deeding the road to the municipality BE REFERRED to the Commissioner of Public Works and Transportation for review and report back to Council. CARRIED.
- (c) Correspondence from AMO and FONOM was received by Council.
- (d) Correspondence from the Township of Terrace Bay (concerning influenza pandemics); the MP Dauphin-Swan River-Marquett (concerning private members bill called the heritage hunting and fishing protection Act); the Township of Coleman (concerning the forestry industry); the Town of Tecumseh (concerning Canadian Passports); the Township of Chisholm (concerning reinstating the spring bear hunt); the Township of Macdonald, Meredith and Aberdeen Additional (concerning the Alternate Financing and Procurement strategy for funding the new hospital); and the City of Niagara Falls (concerning the Wholesale Gas Sector) was received by Council.
- (e) The letters from Ombudsman Ontario and David Oraziotti, M.P.P. Sault Ste. Marie in response to a Council resolution dated October 17, 2005 were received by Council.
- (f) The letter from the residents of 12 Meadow Lane concerning the accessible playground equipment at Bellevue Park was received by Council.
- (g) The letter from the Coordinator Soup Kitchen Community Centre concerning the park and flower beds was received by Council.
- (h) The letter from the President Canadian Union of Postal Workers concerning proposed post office and plant closures was received by Council.
- (i) The request for a temporary street closing on Queen Street and Simpson Street in conjunction with the 2005 Rotary Santa Claus Parade being held November 19, 2005 was accepted by Council. The relevant By-law 2005-181 is listed under item 10 of the Minutes.
- (j) The letter from the Premier of Ontario thanking Council and the community for its help in supporting the evacuees from Kashechewan First Nation Reserve was received by Council.

5. (k) The letter from the Minister of Public Infrastructure Renewal dated October 31, 2005 concerning the new Sault Ste. Marie Hospital Project was received by Council.

(l) **Staff Travel Requests**

The 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 2005 11 14 be approved as requested. CARRIED.

(m) **Council Travel**

Moved by Councillor D. Amaroso

Seconded by Councillor T. Sheehan

Resolved that Councillor Lou Turco be authorized to travel to a Federation of Northern Ontario Municipalities (FONOM) Meeting being held in Port Elgin, Ontario (two days in November) at no cost to the City. CARRIED.

(n) **Tenders for Automotive Supplies and Tire Services**

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

Moved by Councillor D. Amaroso

Seconded by Councillor T. Sheehan

Resolved that the report of the Manager of Purchasing dated 2005 11 14 be endorsed and that the tenders for the supply of Automotive Supplies and Tire Services, required by the various City Departments and cooperatively Public Utilities Inc., be awarded as recommended. CARRIED.

(o) **Tender for Petroleum Products**

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

Moved by Councillor D. Amaroso

Seconded by Councillor T. Sheehan

Resolved that the report of the Manager of Purchasing dated 2005 11 14 be endorsed and that the tender for the supply and delivery of Petroleum Products, required by the various City Departments and cooperatively Public Utilities Inc., be awarded as recommended. CARRIED.

(p) **Public Input Session for the 2006 Budget - November 24th**

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

5. (p) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that the report of the Commissioner of Finance and Treasurer dated 2005 11 14 concerning Public Input Session for the 2006 Budget be accepted as information. CARRIED.

(q) **O.M.E.R.S. Plan Status and Impacts of Bill 206**

The report of the Manager of Budgets and Revenue was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor T. Sheehan

Whereas the provincial Standing Committee on General Government is currently debating Bill 206, An Act to revise the Ontario Municipal Employees Retirement System Act; and

Whereas the OMERS pension fund is currently equal to approximately 8% of Ontario's annual GDP; and

Whereas the OMERS pension fund serves approximately 900 employers and 355,000 diverse employee groups including: current and former employees of municipal governments; school boards; libraries; police and fire departments; children's aid societies; and electricity distribution companies; and

Whereas Ontario's municipalities and their employees depend on the prudent management of the \$36 Billion plan and to ensure that employees and employers are paying for benefits they can afford; and

Whereas OMERS employer and employee members are facing an increase in OMERS contributions in 2006 of approximately 9% as a result of a significant deficit in the OMERS fund; and

Whereas the Bill includes significant, potentially costly and unnecessary changes to the governance structure of OMERS including a Sponsors Corporation structured to be governed by arbitration; and

Whereas the Bill would permit the creation of expensive supplementary plans to provide optional enhanced benefits that will impose new collective bargaining obligations on municipalities, the operating costs of which cannot yet be fully assessed; and

Whereas the Province has a responsibility to study the potential impact of the changes it is proposing and to share the results with employers and employee groups; and

Whereas AMO and others have urged the government to consider the potential implications of Bill 206 and to ensure the proposed policy changes protect the interests of employers, employees and taxpayers; and

Whereas the Government is moving in haste with a Bill, which in its current form raises significant technical, public policy and economic issues;

Therefore be it resolved that Sault Ste. Marie City Council does not support Bill 206, and requests that the Government of Ontario reconsider the advisability of proceeding with Bill 206 in its current form; and

5. (q) Further be it resolved that David Oraziotti, Sault Ste. Marie M.P.P.; the Honourable John Gerretsen, Minister of Municipal Affairs and Housing; the Honourable Dalton McGuinty, Premier of Ontario; and the Association of Municipalities of Ontario be advised that this Council does not support proposed changes to the OMERS pension fund contained in Bill 206. CARRIED.

(r) **Financial Report - September 30, 2005 (Nine Month Report)**

The report of the Manager of Budgets and Revenue was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor T. Sheehan

Resolved that the report of the Manager of Budgets and Revenue concerning Financial Report - September 30, 2005 (Nine Month Report) be accepted as information. CARRIED.

(s) **Vacant Unit Tax Rebate Program - Commercial and Industrial Properties**

The report of the Assessment and Collections Supervisor was accepted by Council.

Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that pursuant to Section 364 of the Municipal Act, 2001, the adjustments, under the vacant unit tax rebate program, for tax accounts outlined on the City Tax Collector's report of 2005 11 14 be approved and the tax records be amended accordingly. CARRIED.

(t) **Tax Sale Extension Agreement - 257 Trunk Road - Roll Number - 010-013-027-01**

The report of the Assessment and Collections Supervisor was accepted by Council. The relevant By-law 2005-189 is listed under item 10 of the Minutes.

(u) **Agreement With the Ministry of Transportation for the Authorized Requestor Agreement in Order to Access Information Pertaining to Driver, Vehicle and Motor Carrier Records for the Municipal Parking Tag Program**

The report of the Manager, IT Division was accepted by Council. The relevant By-law 2005-190 is listed under item 10 of the Minutes.

(v) **Roof Repairs - Senior Citizens Drop-In Centre and Steelton Seniors Centre**

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

Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that the report of the Commissioner Community Services dated 2005 11 14 concerning Roof Repairs - Senior Citizens Drop-In Centre and Steelton Seniors Centre be accepted as information. CARRIED.

5. (w) **Strathclair Park Accessibility**
The report of the Commissioner Community Services was accepted by Council.
- Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that the report of the Commissioner Community Services dated 2005 11 14 concerning Strathclair Park Accessibility be accepted as information. CARRIED.
- (x) **Sault Female Hockey Association**
The report of the Commissioner Community Services was accepted by Council.
- Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that the report of the Commissioner Community Services on behalf of the Parks and Recreation Advisory Committee dated 2005 11 14 concerning Sault Female Hockey Association be accepted as information. CARRIED.
- (y) **Sault Ste. Marie Sports and Entertainment Centre - Naming Rights**
The report of the Commissioner Community Services was accepted by Council.
The relevant By-law 2005-182 is listed under item 10 of the Minutes.
- (z) **Sault Ste. Marie Sports and Entertainment Centre - Fund Development Officer**
The report of the Commissioner Community Services was accepted by Council.
- Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that the report of the Commissioner Community Services on behalf of the Sports and Entertainment Centre Steering Committee dated 2005 11 14 concerning Sault Ste. Marie Sports and Entertainment Centre - Fund Development Officer be accepted and the recommendation that Council extend the Officer's contract for six months be approved. CARRIED.
- Recorded Vote**
- For: Mayor J. Rowswell, Councillors J. Caicco, P. Mick, D. Celetti, J. Collins, T. Sheehan, S. Butland, N. DelBianco, D. Amaroso
- Against: Councillor F. Manzo
- Absent: Councillors L. Turco, J. Curran, B. Hayes
- (aa) **Sault Ste. Marie Sports and Entertainment Centre - Staffing Requirements**
The report of the Commissioner Community Services was accepted by Council.

5. (aa) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that the report of the Commissioner Community Services on behalf of the Sports and Entertainment Centre Steering Committee dated 2005 11 14 concerning Sault Ste. Marie Sports and Entertainment Centre - Staffing Requirements be accepted and the recommendation that Council authorize the hiring of 3 positions for the new Centre:
1. Marketing and Events position
2. Food and Beverage Coordinator
3. Maintenance Coordinator; and
Further that the Marketing and Events position be filled immediately be approved. CARRIED.

Recorded Vote

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

Against: Councillor F. Manzo

Absent: Councillors, L. Turco, J. Curran, B. Hayes

- (bb) **Sault Ste. Marie Sports and Entertainment Centre - Luxury Suites - Phase II and III**

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

Moved by Councillor D. Amaroso

Seconded by Councillor T. Sheehan

Resolved that the report of the Commissioner Community Services on behalf of the Sports and Entertainment Centre Steering Committee dated 2005 11 14 concerning Sault Ste. Marie Sports and Entertainment Centre - Luxury Suites - Phase II and III be accepted and the recommendation that Council approve NOT to proceed with the construction of Phase II and III suites at this time be endorsed. CARRIED.

Recorded Vote

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

Against: Councillor F. Manzo

Absent: Councillors L. Turco, J. Curran, B. Hayes

5. (cc) **City of Sault Ste. Marie Alcohol Risk Management Policy - Community Services and Public Works and Transportation Department**
The report of the Manager of Recreation and Culture was accepted by Council.
The relevant By-law 2005-184 is listed under item 10 of the Minutes.
- (dd) **Sault Ste. Marie Municipal Heritage Committee Designated Property Grant Program and Tax Rebate Program for Eligible Heritage Properties**
The report of the Manager of Recreation and Culture was accepted by Council.
- Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that the report of the Manager of Recreation and Culture dated 2005 11 14 concerning Sault Ste. Marie Municipal Heritage Committee Designated Property Grant Program and Tax Rebate Program for Eligible Heritage Properties be accepted as information. CARRIED.
- (ee) **Update on Various Engineering Projects**
The report of the Manager of Construction and Environmental Engineering was accepted by Council.
- Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that the report of the Manager of Construction and Environmental Engineering dated 2005 11 14 concerning Update on Various Engineering Projects be accepted as information. CARRIED.
- (ff) **Engineering Services for the Environmental Assessment for Long Term Solid Waste Disposal**
The report of the Manager of Construction and Environmental Engineering was received by Council.
- Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that the report of the Manager of Construction and Environmental Engineering dated 2005 11 14 concerning Engineering Services for the Environmental Assessment for Long Term Solid Waste Disposal be accepted and the recommendation that Council authorize a Request for Proposals to be issued to qualified consultants to conduct the Environmental Assessment for long-term solid waste disposal be approved. TABLED (for further staff report).
- (gg) **Engineering Services for the 2006 Capital Construction Program**
The report of the Manager of Construction and Environmental Engineering was accepted by Council.

5. (gg) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that the report of the Manager of Construction and Environmental Engineering dated 2005 11 14 concerning Engineering Services for the 2006 Capital Construction Program be accepted and further that the recommended consultant selection for project assignments as detailed in the report be approved. CARRIED.

(hh) **New Street Name**

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

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

Resolved that the report of the Design and Subdivision Engineer dated 2005 11 14 concerning New Street Name be accepted and the recommendation that the access road into Wishart Park be named Wishart Park Road be approved. CARRIED.

(ii) **Civic No. 113 Forest Avenue**

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

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

Resolved that the report of the Director of Engineering Design and Buildings dated 2005 11 14 concerning Civic No. 113 Forest Avenue be accepted and the recommendation that the Corporation hire the forces necessary to remove the debris, garbage, discarded metal hoppers, multitude of construction materials and other miscellaneous items strewn throughout the property, adding the costs of this action to the taxes of the subject property be approved. CARRIED.

(jj) **Civic No. 144 Chestnut Street**

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

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

Resolved that the report of the Director of Engineering Design and Buildings dated 2005 11 14 concerning Dave Bumbaco - 144 Chestnut Street be accepted and the recommendation that should Mr. Bumbaco not complete the required remedial work within the time frame stipulated, that the Building Division be given approval to retain the forces necessary to complete all work required to restore the integrity of the building and bring the building into compliance with the Ontario Building Code and further that the cost for such work be affixed to the municipal taxes for this property be approved. CARRIED.

5. (kk) **Enquest Proposal**
The report of the Director of Engineering Design and Buildings was accepted by Council.
- Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that the report of the Director of Engineering Design and Buildings dated 2005 11 14 concerning Enquest Proposal be accepted and the two recommendations contained therein be approved. CARRIED.
- (ll) **Private Member's Bill Proposing Immunity for Elected Members of Municipal Councils and School Boards**
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 2005 11 14 concerning Private Member's Bill Proposing Immunity for Elected Members of Municipal Councils and School Boards be accepted as information. CARRIED.
- (mm) **Prohibition of Skateboarding and Rollerblading at City Bus Terminal - 160 Queen Street East**
The report of the City Solicitor was accepted by Council. The relevant By-law 2005-180 is listed under item 10 of the Minutes.
- (nn) **Amendments to the Urban Service Line in Two Locations**
The report of the Assistant City Solicitor was accepted by Council. The relevant By-law 2005-179 is listed under item 10 of the Minutes.
- (oo) **Tax Rebate Program for Eligible Heritage Properties - By-law 2005-186**
The report of the City Solicitor was accepted by Council. The relevant By-law 2005-186 is listed under item 10 of the Minutes.
- (pp) **Lease With Ontario Realty Corporation for Parking at Roberta Bondar Place During Construction of Sports and Entertainment Centre**
The report of the City Solicitor was accepted by Council. The relevant By-law 2005-192 is listed under item 10 of the Minutes.
- (qq) **Kashechewan Evacuation Funding**
The report of the Assistant City Solicitor was accepted by Council. The relevant By-law 2005-194 is listed under item 10 of the Minutes.
- (rr) **Waterfront Walkway Extension**
The report of the Planning Division was accepted by Council.

5. (rr) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that the report of the Planning Division dated 2005 11 14 concerning the Waterfront Walkway Extension be accepted and the recommendation that Council confirm the acceptance of NOHFC funding in the amount of up to \$800,000.00 for the extension of the City's Waterfront Walkway and further that an additional \$200,000.00 be considered for this project to be taken from any potential year-end budget surplus be approved. CARRIED.
- (ss) **Complaints Concerning School Buses on Garden Avenue**
The report of the Deputy Commissioner of Public Works and Transportation was accepted by Council.
- Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2005 11 14 concerning Complaints Concerning School Buses on Garden Avenue be accepted as information. CARRIED.
- (tt) **Boat Launch - South End of Carpin Beach Road**
The report of the Commissioner of Public Works and Transportation was accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor J. Collins
Resolved that agenda item 5.(tt) on Consent regarding Funding for Carpin Beach Boat Launch BE REFERRED to the 2006 Budget. CARRIED.
- Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that the report of the Commissioner of Public Works and Transportation dated 2005 11 14 concerning Boat Launch at the South End of Carpin Beach Road be accepted as information. CARRIED.
- (uu) **Sault Ste. Marie Municipal Heritage Committee - Designated Property Grant - 10 Kensington Terrace**
The report of the Chairperson, Sault Ste. Marie Municipal Heritage Committee was accepted by Council.

5. (uu) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that the report of the Chairperson Sault Ste. Marie Municipal Heritage Committee dated 2005 11 14 concerning Sault Ste. Marie Municipal Heritage Committee - Designated Property Grant - 10 Kensington Terrace be accepted and the recommendation that Council approve transferring the remaining 2005 Designated Property Grant Fund of \$11,430.00 to the 2006 fund; and further that a supplementary request of \$33,570.00 be referred to the 2006 Budget be approved. CARRIED.

PART TWO – REGULAR AGENDA

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

6. (1) **ADMINISTRATIVE**

(a) **Non-Union Staff: External Market Salary Review**

The report of the Commissioner of Human Resources was received by Council.

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

Resolved that the report of the Commissioner of Human Resources dated 2005 11 14 concerning Non-Union Staff - External Market Salary Review be accepted and the recommendation that Watson Wyatt be engaged to conduct an external market salary review at an estimated cost of \$25,000.00 with funds to come from the OMERS premium Reduction Reserve be approved. TABLED TO NOVEMBER 28, 2005.

6. (2) **COMMUNITY SERVICES**

(a) **M. S. Norgoma - Status Report**

The reports of the Commissioner Community Services and the President, St. Mary's River Marine Heritage Centre Board were received by Council.

Moved by Councillor J. Caicco
Seconded by Councillor P. Mick

Resolved that the report of the Commissioner Community Services dated 2005 11 14 concerning M. S. Norgoma Status Report be accepted and the recommendation that Council authorize appropriate staff to meet with the St. Mary's River Marine Heritage Centre Board be approved. CARRIED.

6. (6) **PLANNING**

(a) **Application No. A-25-05-T - 99 Gibb Street - Sam Rainone - Request to Extend Existing Temporary Rezoning**

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 2005 08 29 concerning Application No. A-25-05-T - Sam Rainone be accepted and the Planning Director's recommendation that Council DENY the request for a temporary use zoning to permit an automobile repair garage on the subject property be endorsed. DEFEATED.

Moved by Councillor S. Butland

Seconded by Councillor J. Caicco

Resolved that Application No. A-25-05-T be allowed another three year temporary use permit in order to operate an automobile repair operation. CARRIED.

Moved by Councillor F. Manzo

Seconded by Councillor D. Celetti

Resolved that Sam Rainone Application No. A-25-05-T be grandfathered as Rainone has been in the Township of Tarentorus and Sam Rainone has been at 99 Gibb Street since 1961 and on January 1, 1965 Tarentorus amalgamated with the City and on October 21, 1968 By-law 4500 was passed; Therefore be it resolved that Sam Rainone be grandfathered since 1961 - 1965 - 1968. TABLED.

(b) **Review of the Urban Settlement Area Expansion**

The report of the Planning Division was accepted by Council.

Moved by Councillor D. Amaroso

Seconded by Councillor T. Sheehan

Resolved that the report of the Planning Division dated 2005 11 14 concerning the Review of the Urban Settlement Area Expansion be accepted and the Planning Director's recommendation that City Council accept this report as information and further that City Council direct staff to start the process required to amend the Official Plan by placing a notice in the Sault Star setting out the Public Hearing date for discussion of the proposed amendment to the Urban Settlement Line be endorsed. CARRIED.

6. (6)
(c)

Application No. A-26-05-Z.OP and Draft Subdivision 57T-05-501 - 116 Third Line East - 1187845 Ontario Limited - Request to Amend Official Plan by Redesignating the Subject Property from Rural Area to R-2 (Single Detached Residential) and Draft Approval of an 82-Lot Subdivision

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 dated 2005 11 14 concerning Application No. A-26-05-Z.OP and Draft Subdivision 57T-05-501 be accepted and the Planning Director's recommendation that City Council rezone the subject property from Rural Area to "R-2" (Single Detached Residential) zone in the New Zoning By-law 2005-150 conditional upon the approval of the expansion to the Urban Settlement Area including the subject property, and further, that City Council grant draft subdivision approval to Application No. 57T-05-501 subject to the 12 conditions contained in the report be endorsed. CARRIED.

- (d) **Application No. A-27-05-Z.OP - 434 Old Garden River Road - Millcreek Heights Subdivision Ltd. - Request to Rezone from Rural Area to R-2 (Single Detached Residential)**

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 2005 11 14 concerning Application No. A-27-05-Z.OP be accepted and the Planning Director's recommendation that City Council approve the rezoning of the subject property from "Rural Area" to "R-2" (Single Detached Residential) zone subject to approval of the area being added to the Urban Settlement Area on Schedule "C" of the Official Plan be endorsed. CARRIED.

- (e) **Consolidated Sign Regulations - By-law 2005-166 - File B.3.1.17**

The report of the Planning Division was accepted by Council. The relevant By-law 2005-166 is listed under item 10 of the Minutes.

Moved by Councillor D. Amaroso

Seconded by Councillor J. Curran

Resolved that the report of the Planning Division dated 2005 11 14 concerning the Consolidated Sign Regulations - By-law 2005-166 - File B.3.1.17 be accepted and the Planning Director's recommendation that City Council rescind By-law 99-51 and Section 10 of By-law 76-185 and approve By-law 2005-166 be endorsed. CARRIED.

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

- (a) Moved by Councillor D. Amaroso
Seconded by Councillor N. DelBianco
Whereas as the new Sault Ste. Marie Sports and Entertainment Centre appears to be progressing very well and appears to be on time and on budget; and
Whereas fundraising efforts also appear to be successful as anticipated earlier in the project; and
Whereas the fate of the Memorial Tower has yet to be determined by City Council, though there appears to be a clear and keen interest by the citizens of Sault Ste. Marie to preserve this important piece of our history, if technically and financially feasible to do so,
Now therefore be it resolved that appropriate staff, in consultation with the City Council Committee which is responsible for this exciting project, be asked to report back to Council on the status of the Memorial Tower, including information on whether this downtown historical icon can be retained as a stand alone structure and at what cost. Further the report should provide information to Council and the public on what efforts are currently underway or planned to raise the funds that will be required to undertake such an important project.
CARRIED.

(b) **Notice of Motion**

Moved by Councillor T. Sheehan
Seconded by Councillor
Whereas there has been a drastic increase in taxes in some cases because of assessment completed by the Municipal Property Assessment Corporation (MPAC); and
Whereas the cost of heating homes has increased significantly due to the price of oil and natural gas; and
Whereas there are a number of senior citizens and people with disabilities in the low income bracket within the community of Sault Ste. Marie;
Therefore be it resolved that City Council request that the Finance Committee review the current policies on taxes and if possible report back to Council in the near future with recommendations for a new Policy for Tax Relief For Low Income Seniors and Low Income People With Disabilities; and
Further that a marketing and implementation plan be created in order to educate and promote such relief so that said citizens can stay in their homes longer.

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 T. Sheehan
Resolved that all the by-laws listed under Item 10 of the Agenda under date 2005 11 14 be approved. CARRIED.

- (a) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that the report of the Public Utilities Commission's Distribution Engineer concerning the installation of 385 metres of 200mm watermain and 19 water service laterals on Fourth Line East from Great Northern Road to the east limit of Civic No. 742 under the requirements of Ontario Regulation 119/03 pursuant to the Municipal Act, 2001 at an estimated cost of \$236,031.86 is hereby approved and adopted and be it further resolved that By-law 2005-162 authorizing the construction of watermains and water service laterals on Fourth Line East from Great Northern Road to the east limit of Civic No. 742 be read a third time and passed in Open Council this 14th day of November 2005. CARRIED.
- (b) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-166 being a by-law to regulate signs within the City of Sault Ste. Marie and to repeal By-law 99-51 and Part 10 (10.1 to Section 10.19) of By-law 76-185 be read three times and passed in Open Council this 14th day of November, 2005. CARRIED.
- (c) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-179 being a by-law to amend the boundaries of the Urban Service Area be read three times and passed in Open Council this 14th day of November, 2005. CARRIED.
- (d) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-180 being a by-law to regulate skateboarding and rollerblading at the City Bus Terminal (160 Queen Street East) be read three times and passed in Open Council this 14th day of November, 2005. CARRIED.
- (e) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-181 being a by-law to permit the temporary street closing of Queen Street and Simpson Street to facilitate the 2005 Rotary Santa Claus Parade be read three times and passed in Open Council this 14th day of November, 2005. CARRIED.

10. (f) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-182 being a by-law to authorize an agreement with the City and Front Row Marketing Services, L.P. to carry out the naming rights sponsorship process for the new Sports and Entertainment Centre be read three times and passed in Open Council this 14th day of November, 2005. CARRIED.

Recorded Vote

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

Against: Councillor F. Manzo

Absent: Councillors L. Turco, J. Curran, B. Hayes

- (g) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-184 being a by-law to revise the Alcohol Risk Management Policy for individuals or groups using the facilities of the Community Services Department be read three times and passed in Open Council this 14th day of November, 2005. CARRIED.
- (h) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-186 being a by-law to provide for tax refunds in respect to eligible heritage property be read three times and passed in Open Council this 14th day of November, 2005. CARRIED.
- (i) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-187 being a by-law to assume for public use and establish as a public lane, a lane in the Lyons "A" Subdivision, be read three times and passed in Open Council this 14th day of November, 2005. CARRIED.
- (j) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-188 being a by-law to stop up, close and authorize the conveyance of a laneway in the Lyons "A" Subdivision be read a first and second time this 14th day of November, 2005. CARRIED.

10. (k) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-189 being a by-law to repeal By-law 2005-127 (a by-law to authorize a Tax Arrears Extension Agreement between the City and Woodbrook Properties Ltd.) be read three times and passed in Open Council this 14th day of November, 2005. CARRIED.
- (l) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-190 being a by-law to authorize an agreement with the City and the Ministry of Transportation for the "Authorized Requestor Agreement" in order to access information pertaining to driver, vehicle and motor carrier records for the Municipal Parking Tag Program be read three times and passed in Open Council this 14th day of November, 2005. CARRIED.
- (m) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-191 being a by-law to authorize a lease agreement between the City and Reg Martin and Sar-Gin Developments Ltd. for facilities at 180 Brock Street be read three times and passed in Open Council this 14th day of November, 2005. CARRIED.
- (n) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-192 being a by-law to authorize an agreement between the City and Ontario Realty Corporation for temporary parking at Roberta Bondar Place for the period of October 2005 to September 2006 during the construction of the sports and entertainment centre be read three times and passed in Open Council this 14th day of November, 2005. CARRIED.
- (o) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-193 being a by-law to assume for public use and establish as public streets various parcels of land conveyed to the City be read three times and passed in Open Council this 14th day of November, 2005. CARRIED.
- (p) Moved by Councillor D. Amaroso
Seconded by Councillor T. Sheehan
Resolved that By-law 2005-194 being a by-law to authorize an agreement with the City and the Minister of Indian Affairs and Northern Development concerning Kashechewan First Nation Evacuation Funding be read three times and passed in Open Council this 14th day of November, 2005. 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 Council shall now go into Caucus to discuss two property matters (possible land acquisition); and
Further be it resolved that should the said Caucus meeting be adjourned, Council may reconvene in Caucus prior to the next meeting of Council to discuss the same matter(s). CARRIED.

12. **ADJOURNMENT**

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

"John Rowswell"

MAYOR

"Donna P. Irving"

CLERK