

MINUTES

REGULAR MEETING OF CITY COUNCIL

2005 06 27

4:30 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, D. McConnell, B. Strapp, J. Dolcetti, N. Apostle, P. McAuley, D. Elliott, J. Luszka, B. Freiburger

1. **ADOPTION OF MINUTES**

Moved by Councillor J. Collins

Seconded by Councillor S. Butland

Resolved that the Minutes of the Regular Council Meeting of 2005 06 13 be approved. CARRIED.

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

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Roger and Jean Dowding were in attendance to receive Governor General Certificates of Commendation.
- (b) Robin Kerr, Executive Director, Algoma Victim Crisis Assistance and Referral Service (VCAR) was in attendance with an update of the program's services.
- (c) Mike Marinovich, Dr. Jong You and Bill Therriault, representatives of the Destiny Sault Ste. Marie Steering Committee were in attendance concerning agenda item 6.(8)(a).
- (d) Bruce Strapp, C.E.O., Economic Development Corporation was in attendance with an update on Searchmont Resort negotiations.

PART ONE – CONSENT AGENDA

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

Moved by Councillor J. Collins

Seconded by Councillor J. Caicco

Resolved that all the items listed under date 2005 06 27 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from AMO was received by Council.
- (b) Letters from the Township of Terrace Bay, the City of Timmins, Township of Hornepayne, Town of Hearst, Municipality of Callander, Municipality of West Nipissing and the Town of Blind River in support of establishment of a multi-modal transportation hub in Sault Ste. Marie were received by Council.
- (c) The letter requesting permission for a private property liquor license extension was accepted by Council.

Moved by Councillor J. Collins

Seconded by Councillor S. Butland

Resolved that City Council has no objection to the proposed extended licensed area as detailed in the written request for a liquor license extension on private property for an outdoor event on the following stated dates and times:

Sault College of Applied Arts and Technology - Orientation Activities

September 6 to 19, 2005 - 12:00 noon to 12:00 midnight. CARRIED.

- (d) News Releases from the Ministry of Consumer and Business Services and the Ministry of Municipal Affairs and Housing were received by Council.
- (e) Correspondence from the Township of St. Clair (concerning a province-wide and Canada-wide medical records data base); Town of Cobalt (concerning MOE enforcement of regulations regarding water treatment facilities) was received by Council.
- (f) The request for a temporary street closing on Queen Street in conjunction with the 2005 Sault Buskerfest being held August 5, 6 and 7, 2005 was accepted by Council. The relevant By-law 2005-116 is listed under item 10 of the Minutes.

5. (g) **Council AMO Nomination**

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that Councillor Lou Turco be nominated by the City of Sault Ste. Marie to the Association of Municipalities of Ontario (AMO) Board of Directors - Large Urban Caucus representative - 1 year term (2005 - 2006). CARRIED.

(h) **Staff Travel Requests**

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

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Resolved that the Staff Travel Requests contained in the reports of the Chief Administrative Officer dated 2005 06 27 be approved as requested. CARRIED.

(i) **Tender for Elm Tree Injection Program**

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

Moved by Councillor J. Collins

Seconded by Councillor J. Caicco

Resolved that the report of the Manager of Purchasing dated 2005 06 27 be endorsed and that the tender to provide Elm Tree Injections, required by the Park Division of the Public Works and Transportation Department be awarded as recommended. CARRIED.

(j) **Tender for Exterior Wall Panel Repairs - Civic Centre**

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

Moved by Councillor J. Collins

Seconded by Councillor S. Butland

Whereas the 2005 Capital from Current Budget approved \$50,000.00 for the repair of Exterior Wall Panels from the Facilities Maintenance Reserve;

Therefore be it resolved that the report of the Manager of Purchasing dated 2005 06 27 be endorsed and that the tender for Exterior Wall Panel Repairs and Caulking - Option #2 East Wall, required by Building Services, Engineering and Planning Department, be awarded as recommended and the additional funding of \$28,000.00 plus consulting fees be funded from the Facilities Maintenance Reserve. CARRIED.

(k) **Echoes of the World Drum Festival - Request for Financial Assistance**

The report of the Manager of Finance and Audits was accepted by Council.

5. (k) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the report of the Manager of Finance and Audits dated 2005 06 27 concerning Echoes of the World Drum Festival - Request for Financial Assistance be accepted and the recommendation that the City provide in-kind services at an estimated cost of \$200.00 for the Echoes of the World Drum Festival held June 17 to 19, 2005 at Clergue Park be approved. CARRIED.

(l) **Gas Tax Agreement**

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

Moved by Councillor F. Manzo
Seconded by Councillor S. Butland

Resolved that the report of the Commissioner of Finance and Treasurer dated 2005 06 27 concerning Gas Tax Agreement be accepted as information. CARRIED.

(m) **Provincial/Federal SHIP Funding Agreement for the Truck Route**

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

Moved by Councillor J. Collins
Seconded by Councillor J. Caicco

Resolved that the report of the Commissioner of Finance and Treasurer dated 2005 06 27 concerning Provincial/Federal SHIP Funding Agreement for the Truck Route be accepted and the recommendation that Council request the Province of Ontario and Government of Canada to expedite the SHIP agreement with the City for the Sault Ste. Marie Truck Route, be approved. CARRIED.

(n) **United Steelworkers of America - Local 2251 (Transit Mechanics) - Contract Ratification 2005-2008**

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

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

Resolved that the report of the Commissioner of Human Resources dated 2005 06 27 concerning United Steelworkers of America - Local 2251 (Transit Mechanics) be accepted; and further that the Memorandum of Settlement between the United Steelworkers of America - Local 2251 (Transit Mechanics) and the City of Sault Ste. Marie be approved for ratification by City Council and that the appropriate by-law be presented at a future Council Meeting. CARRIED.

5. (o) **2007 NeORA Conference**

The report of the Assistant Manager Recreation and Culture was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the report of the Assistant Manager Recreation and Culture dated 2005 06 27 concerning 2007 NeORA Conference be accepted and the recommendation that Council endorse the bid submission for Sault Ste. Marie to host the 2007 Northeastern Ontario Recreation Association Annual Conference and costs associated to attend the bid meeting in Timmins on September 21st be approved. CARRIED.

(p) **2005 Communities in Bloom - National Edition**

The report of the Assistant Manager Recreation and Culture was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Resolved that the report of the Assistant Manager Recreation and Culture dated 2005 06 27 concerning 2005 Communities in Bloom - National Edition be accepted as information. CARRIED.

(q) **V. E. Greco and Peter G. Manzo Outdoor Pools**

The report of the Manager Community Centres and Marine Facilities was accepted by Council.

Moved by Councillor J. Collins

Seconded by Councillor J. Caicco

Resolved that the report of the Manager Community Centres and Marine Facilities dated 2005 06 27 concerning V. E. Greco and Peter G. Manzo Outdoor Pools be accepted and the recommendation that Council approve the continued operation of the Pools at the current level of service be approved. CARRIED.

(r) **Request for Financial Assistance for National/International Sports Competitions**

The report of the Assistant Manager Recreation and Culture was accepted by Council.

5. (r) Moved by Councillor J. Collins
Seconded by Councillor S. Butland
Resolved that the report of the Assistant Manager Recreation and Culture dated 2005 06 27 concerning Request for Financial Assistance for National/International Sports Competitions be accepted and the recommendation to provide a \$200.00 grant each to Korrie Young, Darcie Smith and John Reid (2005 Canadian Sport Karate Championships) be approved. CARRIED.
- (s) **Northern Avenue Sanitary Sewage Pumping Station Diversion - Contract 2005-4E**
The report of the Manager of Construction and Environmental Engineering was accepted by Council. The relevant By-law 2005-113 is listed under item 10 of the Minutes.
- (t) **Contract 2005-5E - Miscellaneous Asphalt Repaving**
The report of the Manager of Construction and Environmental Engineering was accepted by Council. The relevant By-law 2005-73 is listed under item 10 of the Minutes.
- (u) **Additional Road Reconstruction Projects - Gas Tax Agreement**
The report of the Manager of Construction and Environmental Engineering was accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the report of the Manager of Construction and Environmental Engineering dated 2005 06 27 concerning Additional Road Reconstruction Projects - Gas Tax Agreement be accepted as information. CARRIED.
- (v) **Contract 2005-1E - Reconstruction of Second Line From Farwell Terrace to Korah Road**
The report of the Manager of Construction and Environmental Engineering was accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor S. Butland
Resolved that the report of the Manager of Construction and Environmental Engineering dated 2005 06 27 concerning Contract 2005-1E - Reconstruction of Second Line From Farwell Terrace to Korah Road be accepted and further that the recommended Option #3 (to apply the recently announced gas tax revenue to complete the project in 2005) and the recommendation that the contractor be authorized to proceed and that the additional funds come from the gas tax revenue be approved. CARRIED.

5. (v) Recorded Vote

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

Against: Mayor J. Rowsell, Councillor F. Manzo

Absent: Nil

(w) **Contract Between the City and Bondfield Construction Company Limited for the Sault Ste. Marie Sports and Entertainment Centre - By-law 2005-114**

The report of the City Solicitor was accepted by Council. The relevant By-law 2005-114 is listed under item 10 of the Minutes.

(x) **Agenda Committee Composition and Placing of Items on the Agenda by Members of Council**

The report of the City Solicitor was accepted by Council.

Moved by Councillor J. Collins

Seconded by Councillor J. Caicco

Resolved that the report of the City Solicitor dated 2005 06 27 concerning Agenda Committee Composition and Placing of Items on the Agenda by Members of Council be accepted as information. CARRIED.

(y) **Council Resolution of June 13th Regarding Film Productions Being Staged in Sault Ste. Marie**

The report of the City Solicitor was accepted by Council.

Moved by Councillor J. Collins

Seconded by Councillor S. Butland

Resolved that the report of the City Solicitor dated 2005 06 27 concerning Council Resolution of June 13th Regarding Film Productions Being Staged in Sault Ste. Marie be accepted as information. CARRIED.

(z) **Community Development Award**

The report of the Planning Division was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the report of the Planning Division dated 2005 06 27 concerning the Community Development Award be accepted and the Planning Director's recommendation that City Council award the 2005 Community Development Award to Horizon Capital Group, for the preservation and reuse of the former residence and law offices on the corner of Albert Street East and East Street be endorsed. CARRIED.

5. (aa) **Hub Trail Concept and Design Study**

The report of the Planning Division was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Resolved that the report of the Planning Division dated 2005 06 27 concerning the Hub Trail Concept and Design Study be accepted and the Planning Director's recommendation that City Council authorize an agreement with Marshall Macklin Monaghan to undertake and complete the Hub Trail Concept and Design Study at a total cost not to exceed \$45,000.00 be endorsed. CARRIED.

(bb) **Transit Terminal - Queen Street East at Dennis Street - Washroom Improvements**

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

Moved by Councillor J. Collins

Seconded by Councillor J. Caicco

Resolved that the report of the Commissioner of Public Works and Transportation dated 2005 06 27 concerning Transit Terminal - Queen Street East at Dennis Street - Washroom Improvements be accepted and the recommendation that the Transit Terminal Washroom improvements be added to the overall cost of the Transit Terminal Project at an estimated cost of \$10,000.00 and further that the project be funded as follows:

\$10,000.00 washroom improvements to come from the Transit Garage Reserve
\$138,522.00 for the Parking Lot construction to come from the Parking Reserve Fund

\$148,522.00 Total be approved. CARRIED.

(cc) Correspondence to Mayor J. Rowsell concerning Lowestoft 60th Anniversary was received by Council.

(dd) Correspondence concerning a request for permission to hold a Special Occasion permit event at an outdoor municipal facility was accepted by Council.

Mover Councillor F. Manzo

Seconder Councillor S. Butland

Resolved that the following request to hold a Special Occasion permit event at a municipal facility on the stated date and times be endorsed by City Council:

Roberta Bondar Pavilion

Front Row Events/Smack Daddy's Concert - Matthew Good

Friday, July 15, 2005 - 7:00 to 11:00 p.m. CARRIED.

5. (ee) The letter from Downtown Association requesting permission for a temporary street closing was accepted by Council. The relevant By-law 2005-119 is listed under item 10 of the Minutes.
- (ff) Correspondence from the Government of Canada and Ontario concerning the launch of Intake Two of the Canada-Ontario's Municipal Rural Infrastructure Fund (COMRIF) was received by Council.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (1) ADMINISTRATIVE

(a) Performance Appraisal - Non-Union Staff

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

Moved by Councillor J. Collins

Seconded by Councillor S. Butland

Resolved that the report of the Commissioner of Human Resources dated 2005 06 27 concerning Performance Appraisal - Non-Union Staff be accepted and the recommendation that Council approve (1) the implementation of the Key Result Areas and Non-Union Appraisal System and (2) engaging Hawn and Associates for the required Performance Appraisal Training and related expenses at an estimated cost of \$12,800.00 with funds from the Human Resources Training Reserve be approved. CARRIED.

(b) Follow-Up to “Council Retreat”

The report of the City Clerk was received by Council.

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the report of the City Clerk dated 2005 06 27 concerning Follow-up to Council Retreat be accepted as information and further resolved that the Media Relations Policy dated June 2005 be approved. (TABLED TO JULY 25, 2005 COUNCIL MEETING) OFFICIALLY READ NOT DEALT WITH.

6. (5) LEGAL

(a) Defining Roles of the Mayor and the Chief Administrative Officer - Item From Council Retreat of 2004 02 28

The report of the City Solicitor was received by Council.

6. (5)
(a) Moved by Councillor F. Manzo
Seconded by Councillor S. Butland
Resolved that the report of the City Solicitor dated 2005 06 27 concerning Defining Roles of the Mayor and the Chief Administrative Officer - Item From Council Retreat of 2004 02 28 be accepted as information. (TABLED TO JULY 25, 2005 COUNCIL MEETING) OFFICIALLY READ NOT DEALT WITH.

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

- (a) **Destiny Sault Ste. Marie Progress Report (May 2005)/Downtown Waterfront Bright Future**
The reports of Destiny Sault Ste. Marie were received by Council.

Moved by Councillor J. Collins
Seconded by Councillor J. Caicco
Resolved that the reports entitled Destiny Sault Ste. Marie Progress Report (May 2005) and the Downtown Waterfront Bright Future be accepted as information. CARRIED.

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

- (a) Moved by Councillor P. Mick
Seconded by Councillor L. Turco
Whereas the City of Sault Ste. Marie hosts many announcements, sod turnings, etc. that involve all three levels of government - Federal, Provincial and Municipal; and
Whereas protocol calls for the participation of a member or designate from each level of government; and
Whereas many local citizens have questioned the disregard of this protocol in recent years; and
Whereas we, as local politicians, should be leading by example, demonstrating the benefits of teamwork, cooperation and ethical behaviour to the youth of our community who will become our future electorate and hopefully even politicians;
Therefore be it resolved that the appropriate officials of all three levels of government attempt to ensure that the offices of all appropriate elected politicians be invited to take part equitably in all such activities and that this invitation or notice is delivered in a timely manner. (cc local constituency offices) CARRIED.

7. (a) Recorded Vote

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

Against: Mayor J. Rowswell, Councillors J. Caicco, J. Curran, D. Celetti, B. Hayes

Absent: Nil

- (b) Moved by Councillor S. Butland
Seconded by Councillor L. Turco
Whereas the deficit in roadway infrastructure is most significant (\$200,000,000.00+); and
Whereas regular budget consideration will never amply address this deficit;
Be it resolved that Council reconfirm its commitment that the Gas Tax Revenue (\$12M over 5 years) be solely dedicated to resurfacing or reconstruction of our roadway system. CARRIED.

Correspondence was received by Council.

Recorded Vote

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

Against: Nil

Absent: Nil

- (c) Moved by Councillor B. Hayes
Seconded by Councillor J. Collins
Whereas Bellevue Park and the Boardwalk are places of family recreation and leisure; and
Whereas Bellevue Park and the Boardwalk are attractions that are visited frequently by out of town guests to our City; and
Whereas the excrement from Canada Geese is unhealthy and unsightly and takes away the enjoyment of these destinations causing many citizens to avoid going to the park and taking advantage of all it has to offer;
Therefore be it resolved that City Council direct staff to once again review different measures and associated costs that can be taken that will result in a much more appealing environment at Bellevue Park and the Boardwalk. CARRIED.

7. (d) Moved by Councillor T. Sheehan
Seconded by Councillor B. Hayes
Whereas there has been a number of “Smog Days” reported recently in the City of Sault Ste. Marie and in the Province of Ontario; and
Whereas smog and all pollution is dangerous to the health of our citizens, especially children, the elderly and people with health issues; and
Whereas a plan to reduce waste and pollution can have a positive effect on the health and finances of our community;
Therefore be it resolved that City Council request that appropriate City staff report on how the City of Sault Ste. Marie can join David Suzuki’s Nature Challenge and/or the federal government’s One Tonne Challenge and further that they report back to City Council with their findings at a future date for Council’s consideration. CARRIED.

Correspondence was received by Council.

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. Collins
Seconded by Councillor S. Butland
Resolved that all the by-laws listed under Item 10 of the Agenda under date 2005 06 27 be approved. CARRIED.

- (a) Moved by Councillor J. Collins
Seconded by Councillor S. Butland
Resolved that By-law 2004-133 being a by-law to stop up, close and authorize the conveyance of a portion of the Creery Avenir Road allowance be read a third time and passed in Open Council this 27th day of June, 2005. CARRIED.

- (b) Moved by Councillor J. Collins
Seconded by Councillor S. Butland
Resolved that By-law 2005-73 being a by-law to authorize an agreement with Ellwood Robinson Limited for the miscellaneous asphalt repaving on various City streets be read three times and passed in Open Council this 27th day of June, 2005. CARRIED.

10. (c) Moved by Councillor J. Collins
Seconded by Councillor S. Butland
Resolved that By-law 2005-113 being a by-law to permit the temporary closing of Dablon Street from Malabar Drive to Eagle Drive from June 28, 2005 to August 26, 2005 to facilitate the construction of a sanitary sewer diversion for the Northern Avenue Pumping Station be read three times and passed in Open Council this 27th day of June, 2005. CARRIED.
- (d) Moved by Councillor J. Collins
Seconded by Councillor S. Butland
Resolved that By-law 2005-114 being a by-law to authorize the execution of all documents pertaining to a contract between the City and Bondfield Construction Company Limited for the construction of the Sault Ste. Marie Sports and Entertainment Centre be read three times and passed in Open Council this 27th day of June, 2005. CARRIED.
- (e) Moved by Councillor J. Collins
Seconded by Councillor S. Butland
Resolved that By-law 2005-115 being a by-law to appoint by-law enforcement officers to enforce this by-law be read three times and passed in Open Council this 27th day of June, 2005. CARRIED.
- (f) Moved by Councillor J. Collins
Seconded by Councillor S. Butland
Resolved that By-law 2005-116 being a by-law to permit the temporary closing of Queen Street East from East Street to Brock Street on August 5th, 6th and 7th, 2005 be read three times and passed in Open Council this 27th day of June, 2005. CARRIED.
- (g) Moved by Councillor J. Collins
Seconded by Councillor S. Butland
Resolved that By-law 2005-119 being a by-law to permit the temporary closing of Queen Street from East Street to Dennis Street between the hours of 6:00 p.m. and 11:00 p.m. on July 15, 2005 to facilitate the Downtown Association's Annual Summer Event be read three times and passed in Open Council this 27th day of June, 2005. CARRIED.

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

12.

ADJOURNMENT

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Resolved that this Council shall now adjourn. CARRIED.

"John Rowswell"

MAYOR

"Donna P. Irving"

CLERK