

MINUTES

REGULAR MEETING OF CITY COUNCIL

2005 02 21

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

OFFICIALS: J. Fratesi, D. Irving, L. Bottos, P. McAuley, N. Apostle, B. Freiburger, J. Dolcetti, D. McConnell, L. McCoy

ABSENT: Councillor D. Amaroso

1. **ADOPTION OF MINUTES**

Moved by Councillor J. Curran

Seconded by Councillor D. Celetti

Resolved that the Minutes of the Regular Council Meeting of 2005 02 07 be approved. CARRIED.

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

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Norma Martellini, Community Services Coordinator, Red Cross and another Red Cross representative were in attendance concerning Proclamation – Red Cross Month.
- (b) Vinnie Greco, Member and Vice-President of the Learning Disability Association Board was in attendance concerning Proclamation – Learning Disabilities Awareness Month.
- (c) Sandra Randa, Co-Chair 2008 STOH Organizing Committee was in attendance concerning a request to Council to support a bid proposal to host the 2008 Scott Tournament of Hearts Canadian Women's Curling Championships in Sault Ste. Marie.

4. (c) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that Sault Ste. Marie City Council supports and endorses the 2008 STOH Organizing Committee's bid proposal to host the Scott Tournament of Hearts Canadian Women's Curling Championship in Sault Ste. Marie in February 2008. CARRIED.
- (d) John Michael Williams, Ambassador, City of Coquitlam, B.C. Youth Ambassador Program was in attendance to bring greetings on behalf of Mayor Jon Kingsbury.
- (e) A representative of the Seniors Health Advisory Committee was in attendance concerning agenda item 5.(c).
- (f) Norm Jaehrling, Economic Development Corporation and representatives of Enquest Power Corporation were in attendance concerning agenda item 5.(u).
- (g) Roy Bertolo and Kathy Lemieux were in attendance concerning agenda item 5.(w).
- (h) Hugh MacDonald and Ted Wall, Municipal Heritage Committee were in attendance concerning agenda item 5.(aa).
- (i) Peter Bortolussi, Holly Turmaine and Fausto DiTommaso were in attendance concerning agenda item 6.(6)(a).
- (j) John Febbraro, Director of Industrial Marketing EDC; Hans VanPooten, Vice-President, Marshall Macklin Monahan; Doug Clute, Clute and Associates; Lou Derrer, Lucidia Studios; Don Mitchell, President, Chamber of Commerce; Phil Becker, Joint International Bridge Authority; Katherine MacRae, Chair Multi-Modal Transportation Committee; and Bill Therriault, Destiny Sault Ste. Marie were in attendance concerning agenda item 6.(8)(a).

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 21 - Part One - Consent Agenda [save and except 5.(c) Officially Read not Dealt With; 5.(v) Deferred to March 7; and 5.(w) Deferred to March 7] be approved as recommended. CARRIED.

5. (a) Correspondence from AMO and OGRA was received by Council.
- (b) The Outstanding Council Resolutions list dated February 7, 2005 was received by Council.
- (c) The letter from the Chair Seniors Health Advisory Committee concerning snow removal was received by Council.

Moved by Councillor F. Manzo

Seconded by Councillor D. Celetti

Whereas the Seniors Health Advisory Committee has sent a letter to the Mayor and City Councillors dated February 8, 2005 concerning the method of snowplowing and scraping down to the pavement and leaving large amounts of ice and snow at the end of their driveways; and

Whereas this makes driveways unavailable for service workers such as home makers coming into the driveways of isolated seniors (copy of letter enclosed); and

Whereas some seniors cannot afford the Red Cross Maintenance Fees to have large ice and snow removed from the end of their driveways; and

Whereas this Seniors Health Advisory Committee represents approximately 19,000 seniors in the District of Algoma; and

Whereas there are many handicapped people who are in the same situation as the seniors; and

Whereas an e-mail dated January 24, 2005 states the same problem with snow, etc. (copy of e-mail enclosed);

Therefore be it resolved that Council request the Public Works and Transportation Department to discontinue the present practice of snow plowing and scraping three (3) or four (4) times a month or more and depositing ice and heavy wet snow on driveways where it gets frozen and very hard to shovel and snow blowers cannot remove; and

Further be it resolved that Council request that this practice be reverted back to the old practice of cutting down the streets only once a month and follow with a payloader to clean out the driveways. OFFICIALLY READ NOT DEALT WITH.

(Note: Ruled as a reconsideration – Mover/Seconder must follow procedural by-law.)

- (d) The letter from the Prime Minister in response to a Council resolution dated August 30, 2004 concerning Canadian Olympic athletes was received by Council.
- (e) Correspondence from the City of Timmins (concerning petitioning the Province to reduce hydro electric rates); County of Frontenac (concerning petitioning the Minister of Labour to exempt paramedics from section 20 of the Employment Standards Act); Town of Midland (concerning Veterans Licence Plate Program); Municipality of Kincardine (concerning funding for conservation authorities); City of Kingston (concerning petitioning the Province of Ontario for an increase in

5. (e) the CRF allocation for social housing to match the actual costs of social housing); City of Brantford (concerning SCPI funding for Homelessness prevention programs) was received by Council.
- (f) Correspondence and a resolution from the City of Timmins concerning the Building Code Statute Law Amendment Act, 2002 (Bill 124) was received by Council.
- (g) Correspondence from Mayor Rowswell concerning the Winter Cities Conference recently held in Prince George, British Columbia was received by Council.
- (h) Correspondence from the Minister of Industry, the Minister of State – Infrastructure and the Minister of Transport concerning the proposed development of a container terminal at the Port of Prince Rupert, B.C. and Sault Ste. Marie as a multimodal transportation hub was received by Council.

(i) **Staff Travel Requests**

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

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the staff travel requests contained in the report of the Chief Administrative Officer dated 2005 02 21 be approved as requested. CARRIED.

(j) **Property Tax Appeals**

The report of the City Tax Collector was accepted by Council.

Moved by Councillor J. Curran

Seconded by Councillor D. Celetti

Resolved that pursuant to Section 357 of the Municipal Act, 2001, the adjustment for the tax account outlined on the City Tax Collector's report of 2004 02 21 be approved and the tax record be amended accordingly. CARRIED.

Mayor J. Rowswell declared a pecuniary interest – Algoma Steel Inc. is a client of engineering firm.

(k) **Renewal of Employee Assistance Program (E.A.P.) Contract With Group Health Centre**

The report of the Commissioner of Human Resources was accepted by Council. The relevant By-law 2005-32 is listed under item 10 of the Minutes.

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

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

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the report of the Assistant Manager Recreation and Culture dated 2005 02 21 concerning Request for Financial Assistance for National/International Sports Competitions be accepted and the recommendation to provide a \$200.00 grant each to Shara Young (Canadian National 8-Ball Championships) and Shannon Hazelton (Speedo Eastern Canadian Swimming Championships) be approved. CARRIED.

(m) **Four-Season Non-Motorized Multi-Use Trail System**

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

Moved by Councillor J. Curran

Seconded by Councillor D. Celetti

Resolved that the report of the Assistant Manager Recreation and Culture on behalf of the Parks and Recreation Advisory Committee dated 2005 02 21 concerning Four-Season Non-Motorized Multi-Use Trail System be accepted as information. CARRIED.

(n) **Sault Ste. Marie Sports and Entertainment Centre – Sports Culture Tourism Partnership (SCTP) Agreement**

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

Moved by Councillor T. Sheehan

Seconded by Councillor B. Hayes

Resolved that the report of the Commissioner of Community Services dated 2005 02 21 concerning Sault Ste. Marie Sports and Entertainment Centre – Sports Culture Tourism Partnership (SCTP) Agreement be accepted as information. CARRIED.

(o) **Amendment to By-law 2003-7 – Anti-Smoking By-law**

The report of the Assistant City Solicitor was accepted by Council. The relevant By-law 2005-33 is listed under item 10 of the Minutes.

(p) **Modern Communication Tools as Alternatives to Board Committee Meetings**

The report of the City Solicitor was accepted by Council.

5. (p) Moved by Councillor J. Curran
Seconded by Councillor B. Hayes
Resolved that the report of the City Solicitor dated 2005 02 21 concerning Modern Communication Tools as Alternatives to Board Committee Meetings be accepted as information. CARRIED.

- (q) **Garden River First Nation Fire Protection Issue**
The report of the City Solicitor was accepted by Council.

Moved by Councillor T. Sheehan
Seconded by Councillor B. Hayes
Resolved that the report of the City Solicitor dated 2005 02 21 concerning Garden River First Nation Fire Protection Issue be accepted as information. CARRIED.

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 this Council reverses the position of the City from 1992 regarding this claim for unpaid fire protection and removes its opposition to the Garden River First Nations qualifying for participation in the Algoma District Mutual Aid Plan. CARRIED.

Recorded Vote

For: Mayor J. Rowswell, Councillors J. Caicco, L. Turco, D. Celetti, J. Collins, S. Butland, B. Hayes, F. Manzo, N. DelBianco

Against: Councillors P. Mick, J. Curran, T. Sheehan

Absent: Councillor D. Amaroso

- (r) **City Sale to 430425 Ontario Inc. Carrying on Business as R. F. Contracting 495 Industrial Park Crescent (at Third Line)**
The report of the City Solicitor was accepted by Council. The relevant By-law 2005-23 is listed under item 10 of the Minutes.

Mayor J. Rowswell declared a pecuniary interest – R. F. Contracting is a client of engineering firm.

5. (s) **City Acquisition of Tombari Family Holdings for the Transportation Corridor (Wellington Street West at Hudson Street)**

The report of the City Solicitor was accepted by Council. The relevant By-laws 2005-28, 2005-29 and 2005-30 are listed under item 10 of the Minutes.

(t) **Transportation Corridor – 591 Northland Road**

The report of the City Solicitor was accepted by Council. The relevant By-law 2005-34 is listed under item 10 of the Minutes.

(u) **Lease With Enquest for Five Months for Use of a Bay at the Fifth Line Landfill**

The reports of the City Solicitor and C.E.O., Economic Development Corporation were accepted by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the report of the City Solicitor dated 2005 02 21 be accepted and the recommendation that the Corporation of the City of Sault Ste. Marie agrees to lease to Enquest Power Corporation Inc. certain premises identified in the draft lease attached to the City Solicitor's report and in accordance with the terms set out in the draft lease, be approved. CARRIED.

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

Against: Nil

Absent: Councillor D. Amaroso

(v) **Proposed Amendment to Section 2.4 of Part VI and Schedule "D" of the City of Sault Ste. Marie Official Plan – Transportation**

The report of the Planning Division was received by Council.

Moved by Councillor J. Collins

Seconded by Councillor L. Turco

Resolved that agenda item 5.(v) Proposed Amendment of City of Sault Ste. Marie Official Plan – Transportation BE DEFERRED to the March 7, 2005 Council Meeting when all members of Council will be present. CARRIED.

5. (v) Moved by Councillor J. Curran
Seconded by Councillor B. Hayes
Resolved that the report of the Planning Division dated 2005 02 21 concerning a Proposed Amendment to Section 2.4 of Part VI and Schedule "D" of the City of Sault Ste. Marie Official Plan – Transportation be accepted and the Planning Director's recommendation that City Council authorize public notice of Official Plan Amendment No. 81 concerning the amended text to Section 2.4 of Part VI, and the amended Transportation Schedule (Schedule "D") of the City of Sault Ste. Marie Official Plan be endorsed. OFFICIALLY READ NOT DEALT WITH.

- (w) **2005 Enhanced Leaf and Yard Waste Program – Review of Options**
The report of the Deputy Commissioner of Public Works and Transportation was received by Council.

Moved by Councillor J. Caicco
Seconded by Councillor N. DelBianco
Whereas Council has deferred its decision on the award of a contract for the compost processing of leaf and yard waste collected by City crews during the 2005 season; and
Whereas Council has requested further information to assist in its decision;
Therefore be it resolved that a further request be made for proposals by Lemieux Composting and Brandes Construction for a multi-year contract to be compared to a cost for City crews to provide this service on a long-term basis.
CARRIED.

Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Whereas information on 5.(w) was unavailable to the public until February 18, 2005; and
Whereas one of the concerned proposers was unable to access all of the background in 1 (one) business day;
Therefore Council should DEFER this for 2 weeks allowing informed input.
CARRIED.

Moved by Councillor T. Sheehan
Seconded by Councillor B. Hayes
Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2005 02 21 concerning 2005 Enhanced Leaf and Yard Waste Program – Review of Options be accepted and the recommendation that Council approve the Program for 2005 and that City forces carry out both the collection and processing of the leaf and yard waste, and further that the funds for the collection (\$120,000.00) come from the Refuse Collection budget and the funds for the processing (\$105,000.00) come from the Tipping Reserve Account be approved. OFFICIALLY READ NOT DEALT WITH.

5. (x) **Pilot Project – Free Transit Passes for Events at the Memorial Gardens**

The report of the Transit Manager was accepted by Council.

Moved by Councillor J. Curran

Seconded by Councillor B. Hayes

Resolved that the report of the Transit Manager dated 2005 02 21 concerning Pilot Project – Free Transit Passes for Events at Memorial Gardens be accepted and the recommendation that Council approve free transit passes on event days at the Memorial Gardens for those who possess an entrance ticket to the event, effective for the duration of the construction phase of the new Sault Ste. Marie Sports and Entertainment Centre, and further resolved that all in-bound and out-bound public transit be free from 9:45 a.m. to 1:15 p.m. on Remembrance Day November 11th be approved. CARRIED.

(y) **Tender and Purchase of One Forty-Foot Low Floor Bus**

The report of the Transit Manager was accepted by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the report of the Transit Manager dated 2005 02 21 concerning a Tender and Purchase of One Forty-Foot Low Floor Bus be accepted and the recommendation contained therein be approved. CARRIED.

(z) **Lions Club – Pointe des Chenes Campground**

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

Moved by Councillor J. Curran

Seconded by Councillor D. Celetti

Resolved that the report of the Commissioner of Public Works and Transportation dated 2005 02 21 concerning the Lions Club – Pointe des Chenes Campground be accepted as information. CARRIED.

(aa) **Proposed Sault Ste. Marie Property Tax Rebate Program for ‘Eligible’ Heritage Properties**

The report of the Municipal Heritage Committee was accepted by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the report of the Municipal Heritage Committee dated 2005 02 21 concerning Proposed Sault Ste. Marie Property Tax Rebate Program for Eligible Heritage Properties be accepted and the request that implementation of the Rebate Program at an estimated cost of \$62,000.00 annually BE REFERRED as a supplementary item to the 2005 Budget Deliberations, be approved. CARRIED.

5. (bb) **Proposed Centre for Alien Invasive Species Management – Business Case**
The report of the Planning Division was accepted by Council. The relevant By-law 2005-38 is listed under item 10 of the Minutes.
- Moved by Councillor J. Curran
Seconded by Councillor D. Celetti
Resolved that the report of the Planning Division dated 2005 02 21 concerning the Proposed Centre for Alien Invasive Species Management – Business Case be accepted and the Planning Director's recommendation that City Council authorize an agreement with Greenley and Associates to undertake and complete the Business Case for the Proposed Alien Invasive Species Management Centre at a cost not to exceed \$45,000.00 including expenses be endorsed. CARRIED.
- (cc) The News Release from the Ministry of Northern Development and Mines concerning the Ontario Government's new Northern Development Councils was received by Council.
- (dd) **Ontario Municipal Board Appeal – Adult Entertainment Parlour – 119 Gore Street**
The report of the Assistant City Solicitor was accepted by Council.
- Moved by Councillor J. Curran
Seconded by Councillor D. Celetti
Resolved that the report of the Assistant City Solicitor dated 2005 02 21 concerning Ontario Municipal Board Appeal – Adult Entertainment Parlour – 119 Gore Street be accepted as information. CARRIED.

PART TWO – REGULAR AGENDA

6. **REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**
6. (1) **ADMINISTRATIVE**
- (a) **Sault Ste. Marie Sports and Entertainment Centre – Parking Solution**
The report of the Chief Administrative Officer was accepted by Council.
- Moved by Councillor P. Mick
Seconded by Councillor L. Turco
Whereas we received 11th hour information on land acquisitions/offers of sale; and
Whereas the public has not been afforded an opportunity for input on plans, specifically moving the Bus Terminal;
Therefore be it resolved that Council defers decisions on recommendations in 6.(1)(a) until these people can have their questions answered. DEFEATED.

6. (1)
(a) Moved by Councillor T. Sheehan
Seconded by Councillor B. Hayes
Resolved that the report of the Chief Administrative Officer dated 2005 02 21 concerning Sault Ste. Marie Sports and Entertainment Centre – Parking Solution be accepted and the 5 recommendations contained therein be approved. CARRIED.

Recorded Vote

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

Against: Mayor J. Rowsell, Councillors D. Celetti, F. Manzo

Absent: Councillor D. Amaroso

- (b) **City Purchase from Topsail Island Developments Limited – 331 Queen Street East**

The report of the City Solicitor was accepted by Council. The relevant By-law 2005-21 is listed under item 10 of the Minutes.

- (c) **City Purchase From Krista Ann Ciotti – 115 Bruce Street**

The report of the City Solicitor was accepted by Council. The relevant By-law 2005-27 is listed under item 10 of the Minutes.

- (d) **City Purchase From Dolinda Albanese – 119 Bruce Street**

The report of the City Solicitor was accepted by Council. The relevant By-law 2005-26 is listed under item 10 of the Minutes.

6. (6) **PLANNING**

- (a) **Application No. A-4-05-Z.OP – 77 Great Northern Road – 2042957 Ontario Limited - Request the Rezoning in Order to Allow Expansion of Building Into Area Currently Zoned Residential With Special Exception Permitting Parking**

The report of the Planning Division was accepted by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the report of the Planning Division dated 2005 02 21 concerning Application No. A-4-05-Z.OP – 2042957 Ontario Limited be accepted and the Planning Director's recommendation that City Council approve the application subject to approval of Amendment No. 88 and the three conditions contained in the report be endorsed. CARRIED.

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

(a) **Multimodal Marketing Initiative**

The report of the Director of Industrial Marketing was accepted by Council.

Moved by Councillor J. Curran

Seconded by Councillor B. Hayes

Resolved that the report of the Director of Industrial Marketing Sault Ste. Marie Economic Development Corporation on behalf of the Multi-Modal Transportation Committee dated 2005 02 15 concerning Multi-Modal Marketing Initiative be accepted and that Council (1) supports and approves the report and the directions set out in the report along with the multi-modal marketing materials, (2) approve IN PRINCIPLE \$100,000 in funding to the Sault Ste. Marie Economic Development Corporation (\$50,000 towards Committee logistical costs to undertake an aggressive lobby and market campaign; and \$50,000 to match 50% of the CISP application for the development of cost/benefit analysis, targeted investment strategy and business cases to support current and potential business opportunities) be approved, subject to full discussion and final approval in the context of consideration of a new Economic Diversification Fund or the 2005 Budget;

And Further that an advance of up to \$20,000 for immediate logistical costs, said amount to be funded from the new Economic Diversification Fund once established, be approved. CARRIED.

Councillor D. Celetti declared a pecuniary interest – employed by CN Rail.

Recorded Vote

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

Against: Councillors F. Manzo

Absent: Councillor D. Amaroso

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

Moved by Councillor S. Butland

Seconded by Councillor N. DelBianco

Resolved that Council suspend Procedure By-law 99-100 to allow for completion of this evening's Agenda beyond the 5-hour mark. CARRIED.

7. (a) Moved by Councillor B. Hayes
Seconded by Councillor J. Collins
Whereas the Municipal Act has strict guidelines that identify subject matter that may be considered in closed Council; and
Whereas Sault Ste. Marie has caucus meetings on a regular basis and adheres strictly to these established guidelines; and
Whereas caucus meetings are necessary to ensure the integrity and confidentiality of information being discussed so as not to compromise the decision making process; and
Whereas information from caucus meetings appears to be prematurely leaked to the public on what is becoming a regular basis; and
Whereas there is currently no process in place to penalize an individual in the event he or she leaks caucus information;
Therefore be it resolved that City Council request staff to report back to Council on what penalties may be in place in other jurisdictions for individuals who breach the confidentiality of caucus meetings. CARRIED.

- (b) Moved by Councillor S. Butland
Seconded by Councillor J. Caicco
Whereas the Provincial Government has most recently (January 20) adopted a policy that will cease the introduction of any new casinos in Ontario; and
Whereas the Minister Responsible for Economic Development and Trade has instructed the Ontario Lottery and Gaming Corporation to “upgrade existing sites to respond to increasing competition” and to “enhance competitiveness”; and
Whereas a major investment of about \$400,000,000.00 was announced on February 14th for Casino Windsor; and
Whereas the circumstance for Sault Ste. Marie is quite similar to that of Windsor on a smaller scale; and
Whereas both a visit by the Minister and a final Gateway Development Proposal are imminent;
Now therefore be it resolved that Council request of the Minister to ask Ontario Lottery and Gaming Corporation to work cooperatively with the City of Sault Ste. Marie in order to implement the exercise and policy as outlined by the Ministry of Economic Development and Trade. CARRIED.

Councillor B. Hayes declared a pecuniary interest – employed by Ontario Lottery Corporation.

- (c) Moved by Councillor S. Butland
Seconded by Councillor F. Manzo
Whereas many charitable and not-for-profit organizations have come to rely on lotteries, bingos and the sale of Break Open (Nevada) tickets to raise funds across all of Ontario for the enormous amount of good work that they do in our communities; and

7. (c) Whereas the administration and regulation of these activities is determined completely by the Province in licencing regulations as determined by the Ontario Minister of Consumer and Business Services; and
Whereas the Trillium Foundation was established by the Province and is overseen by the Minister of Culture to, amongst other things, assist charitable and not-for-profit organizations who experience hardships in fundraising efforts for various reasons, including possible impacts by charity casinos; and
Whereas it has become increasingly difficult for Sault Ste. Marie charitable and not-for-profit organizations to successfully fundraise causing them to band together in 2004 to seek assistance from the City regarding the significant impacts that various fees, regulations and administrative requirements for licenced lottery events have; and
Whereas City Council, recognizing the immense value that strong charitable and not-for-profit organizations bring to our communities, set up a committee of local stakeholders to review their concerns and to determine ways in which relief might be found for their difficult circumstances; and
Whereas the final report of this Review Committee (including its recommendations) was supported by City Council by resolution dated November 1, 2004 and forwarded to the Minister of Consumer and Business Services and the Minister of Culture for consideration and implementation with appropriate covering correspondence from Mayor Rowsell dated November 9, 2004; and
Whereas the importance of dealing with this matter on an urgent basis had already been stressed in a meeting in Sault Ste. Marie with the Minister of Consumer and Business Services on September 8, 2004; and
Whereas the position taken by the Review Committee and City Council (including recommendations) enjoys the support of many Ontario municipalities as well as organizations such as FONOM (Federation of Northern Ontario Municipalities); and
Whereas, to date, no response has been given to the Mayor, City Council or the Review Committee regarding the correspondence of November 9, 2004 or the accompanying resolution, report and recommendations from either Minister, while during the same time the plight of charitable and not-for-profit organizations continues to be very serious as a result of their inability to effectively fundraise,
Now therefore be It resolved that City Council reiterates its grave concern and its support for the recommendations of the Review Committee contained in the November 1, 2004 report and resolution and further repeats its request to the Minister of Consumer and Business Services and to the Minister of Culture to consider the urgency of the situation and the serious financial plight of charitable and not-for-profit organizations, considering as well the immediate implementation of the recommendations contained in the report, and

7. (c) Further be it resolved that City Council extends the reduction in lottery licencing fees charged by the City from 3% to 1% on all lottery events from April 1, 2005 to July 31, 2005, notwithstanding that said licencing fees do not represent full recovery of the administrative costs to process and issue lottery licences in accordance with Provincial regulations and policy. CARRIED.

Attachments:

November 1, 2004 report and recommendations of Review Committee

November 1, 2004 Resolution of City Council supporting recommendations

November 9, 2004 letter from Mayor to Minister of Consumer and Business Services

November 9, 2004 letter from Mayor to Minister of Culture

List of municipalities and organizations supporting Sault Ste. Marie position

Report of Assessment and Collection Supervisor regarding financial impact of extending reduced licencing fees.

Councillor B. Hayes declared a pecuniary interest – employed by Ontario Lottery Corporation.

- (d) Moved by Councillor T. Sheehan
Seconded by Councillor J. Curran
Whereas the City of Sault Ste. Marie has recognized the economic, social and cultural importance of the arts, and entertainment industry, i.e., Movies, Television, Music, Arts, Festivals, and Concerts, etc.; and
Whereas City Council supported the creation of the Canadian Music Hall of Fame Advisory Committee; and
Whereas this committee is comprised of a mosaic of people that have identified a number of potential economic opportunities for Sault Ste. Marie;
Therefore be it resolved that the Canadian Music Hall of Fame Committee be changed to an arts and entertainment economic opportunities committee and that a small steering committee be formed to develop terms of reference for said committee; and further that the terms of reference be reported back to Council at a future date for consideration. CARRIED.

- (e) Notice of Motion

Moved by Councillor S. Butland

Seconded by Councillor J. Caicco

Whereas the Sault Ste. Marie Area Hospitals have shown leadership in the rationalization of services and attempts at balancing budgets and following as best as possible the edicts of the Ministry; and

Whereas the physical footprint of the new facility has been downsized twice within the past three months; and

Whereas there have been repeated assurances that Ministry approval is pending only to be delayed for various reasons; and

Whereas the positive initiatives by the hospitals has not resulted in extra financial assistance to deal with deficits nor seemingly have not advanced the progress of the new facility;

7. (e) Now therefore be it resolved that City Council requests a meeting with the Minister of Health and Long Term Care or in his stead an upper level official with appropriate authority to discuss the status of the new hospital for Sault Ste. Marie; and
Be it further resolved that the V.P. of Communications with the Sault Area Hospitals determine the appropriate attendees to this meeting and that M.P.P. David Oraziatti be requested to facilitate this meeting in a timely fashion.

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 T. Sheehan

Seconded by Councillor B. Hayes

Resolved that all the by-laws listed under Item 10 of the Agenda under date 2005 02 21 be approved. CARRIED.

(a) Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that By-law 2003-66 being a by-law to stop up, close and authorize the conveyance of a portion of a lane in the Cornwall and York Subdivision, Plan 703, be read a third time and passed in Open Council this 21st day of February, 2005 after notice thereof had been published once a week for four consecutive weeks and after Council had met to hear every person who claims that his or her land will be prejudicially affected by the by-law and who had applied to be heard. CARRIED.

(b) Moved by Councillor T. Sheehan

Seconded by Councillor B. Hayes

Resolved that By-law 2005-21 a by-law to authorize the acquisition of 331 Queen Street East from Topsail Island Developments Limited be read three times and passed in Open Council this 21st day of February, 2005. CARRIED.

(c) Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that By-law 2005-23 being a by-law to authorize the sale of 495 Industrial Park Crescent to 430425 Ontario Inc. carrying on business as R. F. Contracting be read three times and passed in Open Council this 21st day of February, 2005. CARRIED.

Mayor J. Rowswell declared a pecuniary interest – R. F. Contracting is a client of engineering firm.

10. (d) Moved by Councillor T. Sheehan
Seconded by Councillor B. Hayes
Resolved that By-law 2005-26 being a by-law to authorize the acquisition of 119 Bruce Street from Dolinda Albanese be read three times and passed in Open Council this 21st day of February, 2005. CARRIED.
- (e) Moved by Councillor T. Sheehan
Seconded by Councillor B. Hayes
Resolved that By-law 2005-27 being a by-law to authorize the purchase of 115 Bruce Street from Krista Ann Ciotti be read three times and passed in Open Council this 21st day of February, 2005. CARRIED.
- (f) Moved by Councillor T. Sheehan
Seconded by Councillor B. Hayes
Resolved that By-law 2005-28 being a by-law to authorize the acquisition of the business at 363 Wellington Street West (known as Quality Cleaners) be read three times and passed in Open Council this 21st day of February, 2005. CARRIED.
- (g) Moved by Councillor T. Sheehan
Seconded by Councillor B. Hayes
Resolved that By-law 2005-29 being a by-law to acquire 363 Wellington Street West and 378 and 384 Hudson Street from Carmel Tombari be read three times and passed in Open Council this 21st day of February, 2005. CARRIED.
- (h) Moved by Councillor T. Sheehan
Seconded by Councillor B. Hayes
Resolved that By-law 2005-30 being a by-law to authorize the acquisition of 367 Wellington Street West from Marcella Tombari be read three times and passed in Open Council this 21st day of February, 2005. CARRIED.
- (i) Moved by Councillor T. Sheehan
Seconded by Councillor D.Celetti
Resolved that By-law 2005-32 being a by-law to authorize an agreement between the City and The Sault Ste. Marie and District Group Health Association for the provision of Employee Assistance Services be read three times and passed in Open Council this 21st day of February, 2005. CARRIED.
- (j) Moved by Councillor T. Sheehan
Seconded by Councillor B. Hayes
Resolved that By-law 2005-33 being a by-law to amend By-law 2003-7 (a by-law to regulate smoking in public places) be read three times and passed in Open Council this 21st day of February, 2005. CARRIED.

10. (k) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that By-law 2005-34 being a by-law to authorize the acquisition of a portion of 591 Northland Road as part of the Transportation Corridor project be read three times and passed in Open Council this 21st day of February, 2005.
CARRIED.
- (l) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that By-law 2005-35 being a by-law to authorize the borrowing of \$25,000,000.00 to finance capital expenditures for short-term purposes be read three times and passed in Open Council this 21st day of February, 2005.
CARRIED.
- (m) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that By-law 2005-36 being a by-law to authorize the borrowing of \$10,000,000.00 to meet current expenditures until taxes are collected be read three times and passed in Open Council this 21st day of February, 2005.
CARRIED.
- (n) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that By-law 2005-38 being a by-law to authorize an agreement between the City and Greenley and Associates Inc. for the preparation of a business plan for a Proposed Centre for Alien Invasive Species Management be read three times and passed in Open Council this 21st day of February, 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 T. Sheehan
Seconded by Councillor D. Celetti
Resolved that this Council shall now adjourn. CARRIED.

"Debbie Amaroso"
ACTING MAYOR

"Donna P. Irving"
CLERK