

## **MINUTES**

### **REGULAR MEETING OF CITY COUNCIL**

**2006 03 06**

**5:00 P.M.**

### **COUNCIL CHAMBERS**

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

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

1. **ADOPTION OF MINUTES**

Moved by Councillor B. Hayes

Seconded by Councillor N. DelBianco

Resolved that the Minutes of the Regular Council Meeting of 2006 02 20 be approved. CARRIED.

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

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Joshua McBride, Recipient of the Ontario Spirit Tsunami Award was in attendance concerning Proclamation - Red Cross Month.
- (b) Cecilia Fernendez, representative of Unity and Diversity Sault Ste. Marie was in attendance concerning Proclamation - International Day for Elimination of Racial Discrimination.
- (c) Bonnie Baranski, representing International Women's Day Organizing Committee was in attendance concerning Proclamation - International Women's Day.
- (d) Richard Folz was in attendance concerning Agenda item 5.(r).
- (e) Duane Buchanan, Searchmont Ski Association; Dan Missere, Inside Resort Manager; and Ian McMillan, Tourism Sault Ste. Marie were in attendance with a Searchmont Ski Hill update.

4. (f) Udo Rauk, C.A.O., and Candy Mitchell, Downtown Association; and Jonathan Hack, Senior Associate, IBI Group were in attendance concerning Economic Feasibility and Downtown Improvement Study Phase I.

### **PART ONE – CONSENT AGENDA**

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

Moved by Councillor B. Hayes

Seconded by Councillor L. Turco

Resolved that all the items listed under date 2006 03 06 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from AMO and OGRA, the letter from the Ministry of Municipal Affairs and Housing concerning An Act to Revise the OMERS 2006 and the News Release from the Ministry of Municipal Affairs and Housing were received by Council.

Councillor L. Turco declared a pecuniary interest - spouse employed by Police Services.

- (b) The letter from the Commissioner of Emergency Management, Ministry of Community Safety and Correctional Services thanking Council, staff and the community for assisting the evacuees from the Kashechewan First Nation was received by Council.

- (c) Correspondence from the City of Kawartha Lakes (concerning Provincial relief, source water protection and Municipal Property Assessment Corporation) was received by Council.

(d) **Council Travel**

Moved by Councillor P. Mick

Seconded by Councillor N. DelBianco

Resolved that Mayor John Rowswell be authorized to attend a Great Lakes and St. Lawrence Cities Initiative Preliminary Meeting being held in Toronto (one day in April) at an estimated cost of \$1,500.00 to the City; and

Further resolved that Mayor John Rowswell be authorized to attend the Great Lakes and St. Lawrence Cities Initiative Annual Conference being held in Parry Sound (three days in June) at an estimated cost of \$1,800.00 to the City. CARRIED.

5. (d) Moved by Councillor P. Mick  
Seconded by Councillor N. DelBianco  
Resolved that Councillor Lou Turco be authorized to travel to a Federation of Northern Ontario Municipalities (FONOM) Board of Directors Meeting being held in North Bay (two days in March) at no cost to the City; and  
Further resolved that Councillor Lou Turco be authorized to travel to a Northern Ontario School of Medicine (NOSM) Meeting being held in Sudbury (two days in March) at an estimated cost of \$450.00 to the City. CARRIED.
- (e) **Staff Travel Requests**  
The report of the Chief Administrative Officer was accepted by Council.
- Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2006 03 06 be approved as requested. CARRIED.
- (f) **Tender for Pest Control Services**  
The report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor B. Hayes  
Seconded by Councillor N. DelBianco  
Resolved that the report of the Manager of Purchasing dated 2006 03 06 be endorsed and that the tender for Pest Control Services, required by various Departments, be awarded as recommended. CARRIED.
- (g) **Vacant Unit Tax Rebate Program - Commercial and Industrial Properties**  
The report of the Acting City Tax Collector was accepted by Council.
- Moved by Councillor B. Hayes  
Seconded by Councillor L. Turco  
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 Acting City Tax Collector's report of 2006 03 06 be approved and the tax records be amended accordingly. CARRIED.
- (h) **Property Tax Appeals**  
The report of the Acting City Tax Collector was accepted by Council.
- Moved by Councillor P. Mick  
Seconded by Councillor N. DelBianco  
Resolved that pursuant to Section 357 of the Municipal Act, 2001, the adjustments for tax accounts outlined on the Acting City Tax Collector's report of 2006 03 06 be approved and the tax records be amended accordingly. CARRIED.

5. (i) **2005 Honoraria and Expenses - Mayor & Council and Board & Commission Members**

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

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the report of the Commissioner of Finance and Treasurer dated 2006 03 06 concerning 2005 Honoraria and Expenses (Mayor, Council, Board and Commission Members) be accepted as information. CARRIED.

(j) **Interest Rate on Outstanding Taxes**

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

Moved by Councillor B. Hayes

Seconded by Councillor N. DelBianco

Resolved that the report of the Commissioner of Finance and Treasurer dated 2006 03 06 concerning Interest Rate on Outstanding Taxes be accepted and the recommendation that the interest and penalty rate be maintained at 1 ¼% per month on unpaid taxes be approved. DEFEATED.

**Recorded Vote**

For: Councillors J. Curran, J. Collins, T. Sheehan, B. Hayes, N. DelBianco, D. Amaroso

Against: Mayor J. Rowswell, Councillors J. Caicco, P. Mick, L. Turco, D. Celetti, S. Butland, F. Manzo

Absent: Nil

Moved by Councillor J. Caicco

Seconded by Councillor S. Butland

Resolved that the interest and penalty charge for late, unpaid taxes be set at 1% per month (12% per year) and that a review of the consequences of this action be taken after one year and that a further report be provided to Council for its consideration at that time. CARRIED.

5. (j) Recorded Vote

For: Mayor J. Rowswell, Councillors J. Caicco, P. Mick, L. Turco, J. Curran, S. Butland, D. Amaroso

Against: Councillors D. Celetti, J. Collins, T. Sheehan, B. Hayes, F. Manzo, N. DelBianco

Absent: Nil

(k) External Defibrillators - Supplementary Budgetary Request

The report of the Commissioner of Human Resources and the Minutes of a Defibrillator Meeting held February 22, 2006 were accepted by Council.

Moved by Councillor B. Hayes

Seconded by Councillor L. Turco

Resolved that the report of the Commissioner of Human Resources dated 2006 01 23 concerning External Defibrillators Supplementary Budgetary Request be accepted and the recommendation that Council approve the immediate installation of defibrillator units at Memorial Gardens, John Rhodes, McMeeken Centre, Civic Centre, Seniors Drop-In Centre and Seniors Steelton Centre at an estimated cost of \$35,000.00 with funds to come from the OMERS Premium Reduction Reserve be approved. CARRIED.

Councillor L. Turco declared a pecuniary interest - spouse employed by Police Services.

(l) Firefighter Interest Arbitration Award 2004 and 2005

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

Moved by Councillor P. Mick

Seconded by Councillor N. DelBianco

Resolved that the report of the Commissioner of Human Resources dated 2006 03 06 concerning Firefighter Interest Arbitration Award 2004 and 2005 be accepted as information. CARRIED.

(m) Ermatinger-Clergue National Historic Site - Ermatinger Old Stone House Interpretation/Restoration Project Update

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

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the report of the Manager of Recreation and Culture dated 2006 03 06 concerning Ermatinger Clergue National Historic Site - Ermatinger Old Stone House Interpretation/Restoration Project Update be accepted as information. CARRIED.

5. (n) **Engineering Services - Supervisory Control and Data Acquisition System (SCADA)**

The report of the Director of Engineering Services was accepted by Council. The relevant By-law 2006-37 is listed under Item 10 of the Minutes.

(o) **Licence of Occupation - Major Contracting (Algoma) Limited**

The report of the City Solicitor was accepted by Council. The relevant By-law 2006-49 is listed under Item 10 of the Minutes.

(p) **Lease With Enquest for a Portion of the Fifth Line Municipal Landfill Site**

The report of the City Solicitor was accepted by Council. The relevant By-law 2006-48 is listed under Item 10 of the Minutes.

(q) **Department of Fisheries and Oceans Employment**

The report of the Planning Division was accepted by Council.

Moved by Councillor B. Hayes

Seconded by Councillor N. DelBianco

Resolved that the report of the Planning Division dated 2006 03 06 concerning the Department of Fisheries and Oceans Employment be accepted and the Planning Director's recommendation that City Council request Tony Martin, M.P. to arrange a meeting with the Honourable Loyola Hearn, the new Minister of Fisheries and Oceans to discuss a reconsideration of the decision to relocate our local DFO employees and to review the future plans for DFO operations in Sault Ste. Marie be endorsed. CARRIED.

(r) **Free Parking for Veterans**

The report of the Assistant Manager of Transit/Parking was accepted by Council.

Moved by Councillor B. Hayes

Seconded by Councillor L. Turco

Resolved that the report of the Assistant Manager of Transit/Parking dated 2006 03 06 concerning Free Parking for Veterans be accepted and the recommendation that for a one-year period, two hours of free parking at meters be given to veterans whose vehicles display a veteran licence plate be approved and further that the appropriate by-law be prepared. CARRIED.

5. (r) 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

- (s) The letter from the City Manager, Sault Ste. Marie Michigan (concerning the International Bridge Bus) was received by Council.

**PART TWO – REGULAR AGENDA**

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

6. (5) **LEGAL**

(a) **Revised Travel By-law 2006-36**

The reports of the City Solicitor were accepted by Council. The relevant By-law 2006-36 is listed under Item 10 of the Minutes.

6. (6) **PLANNING**

(a) **Urban Settlement Area Expansion**

The reports of the Planning Division were received by Council.

Mover - Councillor P. Mick

Seconder - Councillor N. DelBianco

Resolved that the report of the Planning Division dated 2006 03 06 concerning the Urban Settlement Area Expansion Second Report be accepted and the Planning Director's recommendation that City Council authorize an agreement with Hemson Consultants Ltd. to undertake and complete the necessary population, employment and housing demand projections required by the Provincial Ministry of Municipal Affairs and Housing at an estimated cost of \$9,900.00 be endorsed. CARRIED.

6. (6)  
(a)

Moved by Councillor P. Mick  
Seconded by Councillor N. DelBianco

Resolved that the report of the Planning Division dated 2006 03 06 concerning the Urban Settlement Area Expansion be accepted and the Planning Director's recommendation that City Council accept this report as information and that staff provide a further report at the April 10<sup>th</sup> Council Meeting be endorsed. OFFICIALLY READ NOT DEALT WITH. WITHDRAWN AT STAFF'S REQUEST.

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

- (a)

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

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 payloador to clean out the driveways. DEFEATED.

**Recorded Vote**

For: Councillors D. Celetti, T. Sheehan, F. Manzo

Against: Mayor J. Rowswell, Councillors J. Caicco, P. Mick, L. Turco, J. Curran, J. Collins, S. Butland, B. Hayes, N. DelBianco, D. Amaroso

Absent: Nil



7. (b) Moved by Councillor F. Manzo  
Seconded by Councillor D. Celetti  
Whereas the 2006 Winter Olympics in Turin Italy are now over; and  
Whereas Canada has won third place with 7 Gold, 10 Silver and 7 Bronze for a total of 24 Medals; and  
Whereas the Winter Olympics are now slated for 2010 in Vancouver and Whistler, British Columbia; and  
Whereas Vancouver and all of Canada are the victors for hosting the 2010 Winter Olympics; and  
Whereas Mayor Sam Sullivan has worked hard with his Canada Olympic Committee to obtain the 2010 Winter Olympics;  
Now Therefore Be It Resolved that City Council of the Corporation of the City of Sault Ste. Marie Ontario congratulates all the winners of Gold, Silver and Bronze Medals representing Canada in Turin Italy; and  
Further Be It Resolved that Sault Ste. Marie City Council congratulates Mayor Sam Sullivan and his Canada Olympic Committee on their success in being awarded the 2010 Winter Olympics in the City of Vancouver and Whistler British Columbia, who will represent Canada in 2010. Congratulations to all concerned. CARRIED.
- (c) Moved by Councillor F. Manzo  
Seconded by Councillor D. Celetti  
Whereas Brigitte Acton has made a great attempt and successful efforts at her first time Olympics in Turin Italy; and  
Whereas Brigitte has represented Sault Ste. Marie, Ontario and put us on the map and also has brought recognition to Sault Ste. Marie and to Canada;  
Now therefore be it resolved that Sault Ste. Marie City Council congratulates Brigitte on her great results in alpine skiing at the 2006 Winter Olympics; and  
Further that City Council encourages Brigitte to continue all her efforts towards the 2010 Winter Olympics in Vancouver and Whistler, British Columbia. Again Congratulations! CARRIED.
- (d) Moved by Councillor F. Manzo  
Seconded by Councillor D. Celetti  
Whereas Marty Turco, Paul DiPietro and John Porco are all from Sault Ste. Marie and each were team hockey players at the 2006 Winter Olympics in Turin Italy on Team Canada, Team Switzerland and Team Italy;  
Resolved that Sault Ste. Marie City Council congratulates Marty Turco, Paul DiPietro and John Porco for their successes with their respective Hockey Teams at the 2006 Winter Olympic Games and for representing their native city of Sault Ste. Marie. CARRIED.

7. (e) Moved by Councillor T. Sheehan  
Seconded by Councillor L. Turco  
Whereas the City of Sault Ste. Marie has been working very hard to create and maintain jobs through its Diversification Plan; and  
Whereas City Council has been on record disapproving plans from both private and public sector businesses that downsize jobs in our community; and  
Whereas our community and the surrounding communities in the area have been very clear that they want a strong local news presence;  
Now therefore be it resolved that City Council show its displeasure for the proposed downsizing that is under consideration at the Sault Star; and  
Further that Michael Sifton, Osprey Media Group's President and C.E.O., is requested to stop all plans for job cuts at the Sault Star and that he is asked to make a commitment to keep the Sault Star Local.  
Copy of resolution to: Lou Maulucci, Sault Star Publisher; Municipal Councils in the Sault Star Delivery Area; FONOM and AMO. CARRIED.
- (f) Moved by Councillor S. Butland  
Seconded by Councillor J. Caicco  
Resolved that the Five (5) Area Maintenance Supervisors be requested to indicate to apparent offenders of By-law 69-150 (snow onto street or in a neighbour's property) that they are contravening the by-law and should discontinue this practice immediately. CARRIED.
- (g) Moved by Councillor J. Caicco  
Seconded by Councillor S. Butland  
Resolved that areas immediately adjacent to schools be designated a priority for snow removal after major arterial and thoroughfare routes are completed. CARRIED.
8. **COMMITTEE OF THE WHOLE FOR THE PURPOSE OF SUCH MATTERS AS ARE REFERRED TO IT BY THE COUNCIL BY RESOLUTION**
9. **ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE**
10. **CONSIDERATION AND PASSING OF BY-LAWS**  
  
Moved by Councillor B. Hayes  
Seconded by Councillor N. DelBianco  
Resolved that all the by-laws listed under Item 10 of the Agenda under date 2006 03 06 be approved. CARRIED.

10. (a) Moved by Councillor B. Hayes  
Seconded by Councillor N. DelBianco  
Resolved that By-law 2006-36 being a by-law to authorize payment of membership fees, registration fees and travel expenses incurred by members of Council and officers and employees of the Corporation while traveling on the business of the Corporation be read three times and passed in Open Council this 6<sup>th</sup> day of March, 2006. CARRIED.

Recorded Vote

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

Against: Councillors D. Celetti, F. Manzo

Absent: Nil

- (b) Moved by Councillor B. Hayes  
Seconded by Councillor N. DelBianco  
Resolved that By-law 2006-37 being a by-law to authorize an agreement with the City and Earth Tech Canada Inc. to develop and install a SCADA System for the Municipality's Waste Water Pollution Control Plants and Sewage Pumping Stations be read three times and passed in Open Council this 6<sup>th</sup> day of March, 2006. CARRIED.
- (c) Moved by Councillor B. Hayes  
Seconded by Councillor N. DelBianco  
Resolved that By-law 2006-44 being a by-law to amend the Sault Ste. Marie Streets By-law 69-150 respecting culvert charges and to repeal By-law 2000-231 be read three times and passed in Open Council this 6<sup>th</sup> day of March, 2006. CARRIED.
- (d) Moved by Councillor B. Hayes  
Seconded by Councillor N. DelBianco  
Resolved that By-law 2006-45 being a by-law to amend Committee of Adjustment By-law 2000-165 be read three times and passed in Open Council this 6<sup>th</sup> day of March, 2006. CARRIED.
- (e) Moved by Councillor B. Hayes  
Seconded by Councillor N. DelBianco  
Resolved that By-law 2006-46 being a by-law to amend the City's Sewer Use By-law 4440 be read three times and passed in Open Council this 6<sup>th</sup> day of March, 2006. CARRIED.

10. (f) Moved by Councillor B. Hayes  
Seconded by Councillor N. DelBianco  
Resolved that By-law 2006-48 being a by-law to authorize an agreement between the City and Enquest Power Corporation Inc. to lease a portion of the Municipal Landfill site be read three times and passed in Open Council this 6<sup>th</sup> day of March, 2006. CARRIED.
- (g) Moved by Councillor B. Hayes  
Seconded by Councillor N. DelBianco  
Resolved that By-law 2006-49 being a by-law to authorize a Licence of Occupation between the City and Major Contracting (Algoma) Limited to locate two garbage dumpsters in the open laneway adjacent to 332 Queen Street East be read three times and passed in Open Council this 6<sup>th</sup> day of March, 2006. CARRIED.
- (h) Moved by Councillor B. Hayes  
Seconded by Councillor N. DelBianco  
Resolved that By-law 2006-50 being a by-law to authorize an agreement with the City and Barrier Free in Algoma Association to research and deliver projects related to accessibility be read three times and passed in Open Council this 6<sup>th</sup> day of March, 2006. CARRIED.

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

- (a) Moved by Councillor B. Hayes  
Seconded by Councillor L. Turco  
Resolved that Council shall now go into Caucus to discuss 2 property matters (possible land acquisition and disposition) and one personal matter about identifiable individuals; 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 P. Mick  
Seconded by Councillor N. DelBianco  
Resolved that this Council shall now adjourn. CARRIED.

\_\_\_\_\_  
"John Rowswell"

**MAYOR**

\_\_\_\_\_  
"Donna P. Irving"

**CLERK**