

AGENDA

REGULAR MEETING OF CITY COUNCIL

2007 09 10

4:30 P.M.

COUNCIL CHAMBERS

1. ADOPTION OF MINUTES

Mover - Councillor B. Hayes
Seconder - Councillor L. Tridico

Resolved that the Minutes of the Regular Council Meeting of 2007 08 27 be approved.

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

3. APPROVE AGENDA AS PRESENTED

Mover - Councillor B. Hayes
Seconder - Councillor L. Turco

Resolved that the Agenda for the 2007 09 10 City Council Meeting as presented be approved.

4. DELEGATIONS/PROCLAMATIONS

- (a) Bill Durnford, 2007 Campaign Cabinet Chair; Gary Vipond, Executive Director; and Maureen Dodd, Resource Development Manager, United Way of Sault Ste. Marie will be in attendance concerning Proclamation 2007 - United Way Campaign.
- (b) Robin Kerr, Executive Director, Victim Crisis Assistance and Referral Service will be in attendance concerning Proclamation - Victim Services Day.
- (c) Marilyn MacBeth, Campaign Assistant, Kidney Foundation Sault Unit and Patty Jo Duggan, Organ Recipient will be in attendance concerning Proclamation - Be a Lifesaver Walk Day.
- (d) Lou St. Jules, Oncology Program Coordinator will be in attendance concerning Proclamation - Elks and Royal Purple Oncology Van Program Week.

4. (e) Udo Rauk, CAO Downtown Association will be in attendance concerning Proclamation - Walk of Fame Day.
- (f) Walter Wallace, President, Royal Canadian Legion Branch 25 will be in attendance concerning Proclamation - Veterans Appreciation Day.
- (g) Donna Mansfield, Chairperson for Women for Social Justice will be in attendance concerning Proclamation - Take Back The Night.
- (h) Joel Lafrance, Sault Ste. Marie Canal Site Manager will be in attendance concerning the operation and maintenance of the Sault Ste. Marie Canal (Locks) Parks Canada site.

PART ONE – CONSENT AGENDA

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

Mover - Councillor P. Mick
Seconder - Councillor L. Tridico

Resolved that all the items listed under date 2007 09 10 - Part One - Consent Agenda be approved as recommended.

- (a) Correspondence from AMO is attached for the information of Council.
- (b) The Outstanding Council Resolutions List dated 2007 08 27 is attached for the information of Council.
- (c) Correspondence from the Township of Tyendinaga (concerning land claim negotiations); the City of Guelph (concerning provincial transportation standards developed under the Accessibility for Ontarians With Disabilities) is attached for the information of Council.

(d) Staff Travel Requests

A report of the Chief Administrative Officer is attached for the consideration of Council.

Mover - Councillor P. Mick
Seconder - Councillor L. Turco

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2007 09 10 be approved as requested.

5. (e) **Council Travel**

Mover - Councillor B. Hayes
Seconder - Councillor L. Tridico

Resolved that Councillor Lou Turco be authorized to travel to a FONOM Board Meeting and Northern Summit being held in Timmins, Ontario (4 days in October) at no cost to the City.

(f) **Council Travel Budget**

A memo from Mayor John Rowswell is attached for the consideration of Council. Note: This item was tabled at the 2007 08 27 Council Meeting.

Mover - Councillor B. Hayes
Seconder - Councillor L. Turco

Resolved that the request from Mayor John Rowswell in a memo dated 2007 08 24 for authorization from Council that the 2007 International Travel Budget allocation for members of Council in the amount of \$7,000.00 be transferred to the Mayor's 2007 Travel Budget to cover expenses incurred for his international travel to China in April 2007 be approved.

(g) **Property Tax Appeals**

A report of the City Tax Collector is attached for the consideration of Council.

Mover - Councillor P. Mick
Seconder - Councillor L. Tridico

Resolved that pursuant to Section 357 of the Municipal Act, 2001, the adjustments for tax accounts outlined on the City Tax Collector's report of 2007 09 10 be approved and the tax records be amended accordingly.

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

A report of the City Tax Collector is attached for the consideration of Council.

Mover - Councillor P. Mick
Seconder - 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 City Tax Collector's report of 2007 09 10 be approved and the tax records be amended accordingly.

(i) **254-258 Queen Street East Readvertise for Public Tax Sale**

A report of the City Tax Collector is attached for the consideration of Council.

Mover - Councillor B. Hayes
Seconder - Councillor L. Tridico

Resolved that the report of the City Tax Collector dated 2007 09 10 concerning 254-258 Queen Street East to Readvertise for Public Tax Sale be approved.

5. (j) **Proposed Debenture Issue for the Steelback Centre**
A report of the Commissioner of Finance and Treasurer is attached for the consideration of Council.
- Mover - Councillor B. Hayes
Seconder - Councillor L. Turco
- Resolved that the report of the Commissioner of Finance and Treasurer dated 2007 09 10 concerning Proposed Debenture Issue for the Steelback Centre be accepted and the recommendation that the City's fiscal agents be authorized to proceed with the debenture sale of \$11.22 million for the Steelback Centre be approved.
- (k) **Accessibility Plan 2007 Second Quarter Implementation Status Report April to June 2007**
A report of the Policy and Implementation Manager, Social Services is attached for the consideration of Council.
- Mover - Councillor P. Mick
Seconder - Councillor L. Tridico
- Resolved that the report of the Policy and Implementation Manager, Social Services dated 2007 09 10 concerning Accessibility Plan 2007 - Second Quarter Implementation Status Report (April to June 2007) be accepted as information.
- (l) **Smoking in Entranceways**
A report of the Assistant City Solicitor is attached for the consideration of Council. This is in response to a Council resolution dated 2007 04 30. The relevant By-law 2007-154 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.
- (m) **Tabled Resolution From August 27th Asking the Engineering Department to Review and Report Back to Council on a Letter Which Proposes the Extension of Willow Avenue**
A report of the City Solicitor is attached for the consideration of Council. See agenda item 7.(a).
- Mover - Councillor P. Mick
Seconder - Councillor L. Turco
- Resolved that the report of the City Solicitor dated 2007 09 10 concerning Tabled Resolution From August 27th Asking the Engineering Department to Review and Report Back to Council on a Letter Which Proposes the Extension of Willow Avenue be accepted as information.

5. (n) **School Loading and Unloading Zones**
A report of the Commissioner of Public Works and Transportation is attached for the consideration of Council. This is in response to a Council resolution dated 2007 02 26.

Mover - Councillor B. Hayes
Seconder - Councillor L. Tridico

Resolved that the report of the Commissioner of Public Works and Transportation dated 2007 09 10 concerning School Loading and Unloading Zones be accepted as information and the recommendation that staff from both school boards, Laidlaw Transportation, Police Services and Public Works and Transportation continue to monitor the various school zones, continue to communicate with each other, and to meet as required to ensure school zones traffic issues are addressed as they arise be approved.

- (o) **Eastern Avenue**
A report of the Commissioner of Public Works and Transportation is attached for the consideration of Council. This is in response to a Council resolution dated 2007 07 23.

Mover - Councillor B. Hayes
Seconder - Councillor L. Turco

Resolved that the report of the Commissioner of Public Works and Transportation dated 2007 09 10 concerning Eastern Avenue be accepted and the recommendation that when the various sections of Eastern Avenue are surface treated in the future that the City continue to use the standard 7.0 metres width for this type of local road be approved.

PART TWO – REGULAR AGENDA

6. **REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**
6. (1) **ADMINISTRATIVE**
- (a) **Corporate Strategic Plan**
A report of the Deputy City Clerk and Manager of Quality Improvement is attached for the consideration of Council.

6. (1) (a) Mover - Councillor P. Mick
Seconder - Councillor L. Tridico
Resolved that the report of the Deputy City Clerk and Manager of Quality Improvement dated 2007 09 10 concerning Corporate Strategic Plan be accepted and the recommendation that Council agree to proceed with the development of the corporate strategic plan as originally outlined; and Further that a Special Committee of the Whole Council Meeting be held on Monday, September 17, 2007 commencing at 4:30 p.m. in the Russ Ramsay Board Room for the purpose of developing the Corporate Strategic Plan be approved.

6. (6) **PLANNING**

- (a) **Application No. A-17-07-Z - Chris Bazinet, Waste Management of Canada Corporation - 120 Industrial Court "A" - Request to Facilitate the Development of a Waste Transfer and Recycling Facility to be Located at the Rear of the Property**

A report of the Planning Division is attached for the consideration of Council.

Mover - Councillor P. Mick
Seconder - Councillor L. Turco

Resolved that the report of the Planning Division dated 2007 09 10 concerning Application No. A-17-07-Z - Chris Bazinet, Waste Management of Canada Corporation be accepted and the Planning Director's recommendation that City Council approve the rezoning of the subject property from M2, Medium Industrial Zone, to M2 with a Special Exception to permit a waste transfer and recycling facility, subject to the following:

1. That no outside storage of waste materials is permitted.
2. That the storage of waste materials is not permitted.
3. That for the proposed 15.26m x 18.29m building only, the rear yard setback be reduced to 1.5 meters, and the easterly side yard setback be reduced to 3.5 meters be endorsed.

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

- (a) The following resolution was tabled at the 2007 08 27 Council Meeting.

Mover - Councillor F. Manzo
Seconder - Councillor L. Tridico

Resolved that the letter from the resident of 431 Old Garden River Road dated 2007 08 27 concerning access through the MTO property from Willow Avenue BE REFERRED to Engineering Department staff for review and report back to Council.

7. (b) Mover - Councillor S. Myers
Seconder - Councillor B. Hayes
Whereas in January of this year, a survey was undertaken to determine the equipment needs of City Council members for effective and timely communication with staff, business and constituents; and
Whereas each member of City Council indicated their preferred technology tool for use and to be accessible; and
Whereas most business communications today are via e-mail; and
Whereas \$39,000.00 was approved in the 2007 budget for thirteen members of Council to receive such;
Now therefore be it resolved that staff be directed to proceed with the purchase of computer equipment based upon the need of each member, staying within the approved budget of \$39,000.00.

(c) Mover - Councillor P. Mick
Seconder - Councillor L. Turco
Whereas we, as a Council and also as citizens, are being challenged to reduce our CO² emissions; and
Whereas all levels of government are becoming more involved in environmental awareness; and
Whereas many citizens are inquiring about the City of Sault Ste. Marie's action plan on the environment; and
Whereas many municipalities are touting their environmental initiatives;
Therefore be it resolved that Council asks for an update report from staff on current practices and future plans to reduce municipal CO² emissions.

Note: Background material is attached as well as a resolution dated 2006 01 23.

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**

By-laws before Council for THREE readings which do not require more than a simple majority.

REGULATIONS

(a) 2007-154 A by-law to amend Smoking By-law 2003-7 being a by-law to regulate smoking in public places.

A report from the Assistant City Solicitor is on the agenda.

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

12. **ADDENDUM TO THE AGENDA**

13. **ADJOURNMENT**

Mover - Councillor P. Mick

Seconder - Councillor L. Tridico

Resolved that this Council shall now adjourn.

MAYOR

CLERK

MINUTES

REGULAR MEETING OF CITY COUNCIL

2007 08 27

4:30 P.M.

COUNCIL CHAMBERS

PRESENT: Mayor J. Rowswell, Councillors J. Caicco, L. Turco, B. Hayes, O. Grandinetti, S. Myers, L. Tridico, F. Fata, T. Sheehan, F. Manzo, P. Mick

ABSENT: Councillor D. Celetti (vacation), S. Butland (vacation)

OFFICIALS: J. Fratesi, D. Irving, L. Bottos, N. Apostle, B. Freiburger, P. McAuley, S. Hamilton-Beach, D. McConnell, S. Turco

1. ADOPTION OF MINUTES

Moved by Councillor T. Sheehan

Seconded by Councillor F. Fata

Resolved that the Minutes of the Regular Council Meeting of 2007 08 13 be approved. CARRIED.

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

3. APPROVE AGENDA AS PRESENTED

Moved by Councillor S. Myers

Seconded by Councillor F. Fata

Resolved that the Agenda for the 2007 08 27 City Council Meeting as presented be approved. CARRIED.

4. DELEGATIONS/PROCLAMATIONS

- (a) Jessica Ferlaino, President Algoma University Student Council and Erin Lemke, Shinerama Coordinator were in attendance concerning Proclamation - Shine Day.
- (b) Rosalind Ennis, Affiliate President, Habitat for Humanity Sault Ste. Marie and Area was in attendance concerning Proclamation - Habitat for Humanity Week.

4. (c) John Doan, President Pointe Aux Pins Syndicate was in attendance concerning agenda item 6.(5)(a).
- (d) Andre Riopel, President Sault Cycling Club and Mark Inglis, Marshall Macklin Monahan were in attendance concerning agenda item 6.(6)(b).
- (e) Brady Irwin was 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 T. Sheehan
Seconded by Councillor F. Fata

Resolved that all the items listed under date 2007 08 27 - Part One - Consent Agenda [save and except 5.(m) - TABLED TO SEPTEMBER 10TH COUNCIL MEETING] be approved as recommended. CARRIED.

- (a) The letter from the President, Ontario Winter Carnival Bon Soo requesting financial assistance from the City was received by Council.

Moved by Councillor S. Myers
Seconded by Councillor F. Fata

Resolved that the request of the President, Ontario Winter Carnival Bon Soo Inc. that Council provide financial assistance in the form of rent-free office space in a city facility that could be the new home for the Bon Soo office; and a one-time cash grant in the amount of \$10,000.00 BE REFERRED to Tourism Sault Ste. Marie, the Finance Committee, Conference and Events Policy Development Committee and appropriate staff for review and recommendation back to Council. CARRIED.

- (b) News Releases from the Office of the Premier and David Orazietti, M.P.P. Sault Ste. Marie concerning the provincial government announcement of uploading the full costs of the Ontario Disability Support Program (ODSP) and Ontario Drug Benefits (ODB) for social assistance programs and the Ministry of Agriculture, Food and Rural Affairs concerning Downtown Revitalization Initiative to Foster New Economic Growth were received by Council.
- (c) Correspondence from Ontario 911 Advisory Board (concerning a request for financial assistance) was received by Council.

5. (c) Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Whereas the Ontario 911 Advisory Board was formed at the request of Ontario municipalities; and
Whereas it is now in great need of financial assistance in order to continue to represent ratepayers in the face of ever increasing technological advancement; and
Whereas technological advancement and deregulation of the local telephone market makes it necessary to represent municipalities and ratepayers at the Canadian Radio Telecommunication Commission (CRTC) and the CRTC Interconnection Steering Committee (CISC) on a regular basis;
Now therefore be it resolved that the City of Sault Ste. Marie contributes \$100.00 to the Ontario 911 Advisory Board in order to allow it to continue to advance a safe delivery of 911 system for police, fire and ambulance emergency services in our municipality and throughout the province.
CARRIED.

(d) **Staff Travel Requests**

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

Moved by Councillor S. Myers
Seconded by Councillor F. Fata

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2007 08 27 be approved as requested. CARRIED.

(e) **Tender for Screened Street Sand**

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

Moved by Councillor S. Myers
Seconded by Councillor F. Fata

Resolved that the report of the Manager of Purchasing dated 2007 08 27 be endorsed and that the tender for the supply of Screened Street Sand, required by the Public Works and Transportation Department be awarded as recommended. CARRIED.

(f) **Draft Terms of Reference for an Independent Third Party Review of the Economic Development Corporation**

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

5. (f) Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that the report of the Commissioner of Finance and Treasurer dated 2007 08 27 concerning Draft Terms of Reference for an Independent Third Party Review of the Economic Development Corporation be accepted and the recommendation that a committee of 3 to 5 members of Council and appropriate resource staff from the City be appointed to undertake the review and create the terms of reference; and further that a request for Proposal be issued for consulting services to address the terms of reference for an independent third party review of EDC, be approved. Committee: Mayor Rowswell, Councillors Myers, Tridico, Manzo and Sheehan. CARRIED.

Councillor O. Grandinetti declared a pecuniary interest - spouse employed by Economic Development Corporation.
- (g) **City Men's Hockey League Update**
The report of the Commissioner of Community Services was accepted by Council.

Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that the report of the Commissioner of Community Services dated 2007 08 27 concerning City Men's Hockey League Update be accepted and the recommendation that Finance and Community Services Department staff evaluate the payment plan from the City Men's Hockey League and determine whether it is acceptable; and further report their findings to both Council and the Parks and Recreation Advisory Committee be approved. CARRIED.
- (h) **Agreement With the Soo North Stars Hockey Club for Shared Use of Single-Level Football Dressing Room - John Rhodes Community Centre**
The report of the Commissioner of Community Services was accepted by Council. The relevant By-law 2007-149 is listed under Item 10 of the Minutes.
- (i) **Soo Thunderbirds Hockey Club - Agreement**
The report of the Commissioner of Community Services was accepted by Council. The relevant By-law 2007-152 is listed under Item 10 of the Minutes.
- (j) **Request to Access Funds From Multi-Modal Transportation Committee**
The report of the Commissioner of Engineering and Planning was accepted by Council.

5. (j) Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that the report of the Commissioner of Engineering and Planning dated 2007 08 27 concerning Request to Access Funds From Multi-Modal Transportation Committee be accepted and the recommendation that Council approve the redirection of up to \$10,000.00 from the Multi-Modal Transportation Committee fund to cover costs associated with Bill Therriault's continued role in directing and overseeing the Multi-Modal Initiative Market Assessment Study through to the conclusion of Phase III - Business Case be approved. CARRIED.
- (k) **Adopting Policy for the Sale of Land - Section 270 of the Municipal Act**
The report of the City Solicitor was accepted by Council. The relevant By-law 2007-150 is listed under Item 10 of the Minutes.
- (l) **Lot 105 (150 Pageant Drive) and Lot 136 (75 Paradise Avenue) - Forest Glen Subdivision - Clearview Heights Development Limited**
The report of the City Solicitor was accepted by Council.

Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that the report of the City Solicitor dated 2007 08 27 be accepted and further that lots 105 and 136 in the Forrest Glen Subdivision be declared surplus to the City's needs, advertise and convey to Clearview Heights Development Limited for the sale price of \$10,000.00 per lot. CARRIED.
- (m) **Council Travel Budget**
The memo from Mayor John Rowswell was received by Council.

Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that the request from Mayor John Rowswell in a memo dated 2007 08 24 for authorization from Council that the 2007 International Travel Budget allocation for members of Council in the amount of \$7,000.00 be transferred to the Mayor's 2007 Travel Budget to cover expenses incurred for his international travel to China in April 2007 be approved. OFFICIALLY READ NOT DEALT WITH. (TABLED TO SEPTEMBER 10, 2007 COUNCIL MEETING,)

PART TWO – REGULAR AGENDA

6. **REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**
6. (5) **LEGAL**
- (a) **Request From Residents of Red Pine Drive to Have the City Pay the Costs for Upgrading Red Pine Drive**
The report of the City Solicitor was accepted by Council.

Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that the report of the City Solicitor dated 2007 08 27 concerning Request From Residents of Red Pine Drive to Have the City Pay the Costs for Upgrading Red Pine Drive be accepted as information. CARRIED.

The report from the President, Pointe Aux Pins Syndicate requesting that Council accept the Syndicate deeding Red Pine Drive to the City as a public street or as an alternative that the City continue to pay to have a private contractor provide snow plowing services on Red Pine Drive was received by Council.

Moved by Councillor F. Manzo
Seconded by Councillor O. Grandinetti
Resolved that Red Pine Drive be provided with annual snow plowing starting with this winter (at an estimated cost of \$4,000.00 to \$5,000.00) with funds to come from the Winter Maintenance Budget; and
Further resolved that Council accept the deeding of Red Pine Drive from the Pointe Aux Pins Syndicate to the City and that it continue to be maintained in its present configuration until it is determined by the City that this road and neighbouring roads should be brought to a higher standard be approved. CARRIED.
6. (6) **PLANNING**
- (a) **Application No. A-16-07-Z.OP - Northern Credit Union Ltd. - 280 McNabb Street - Request to Permit the Construction of a 2,508 Square Metres (27,000 Square Feet), 3-Storey Northern Credit Union Head Office Building**
The report of the Planning Division was accepted by Council.

6. (6)
- (a) Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that the report of the Planning Division dated 2007 08 27 concerning Application No. A-16-07-Z.OP - Northern Credit Union Ltd. be accepted and the Planning Director's recommendation that City Council approve the following:
1. Official Plan Amendment No. 127
2. The rezoning of the subject property from "C.4" (General Commercial) zone to "C.4.S" (General Commercial) zone with a Special Exception to permit the development of an office building with a maximum floor area of 2,600m sq.
3. That the subject property be designated as subject to Site Plan Control be endorsed. CARRIED.
- (b) **Cycling Master Plan Update**
The report of the Planning Division was accepted by Council.
Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that the report of the Planning Division dated 2007 08 27 concerning Cycling Master Plan Update be accepted and the recommendation that Council approve the Cycling Master Plan Update as the basis for cycling infrastructure, development in the City of Sault Ste. Marie subject to detail design, funding availability, and environmental assessment where necessary be endorsed. CARRIED.
6. (8) **BOARDS AND COMMITTEES**
- (a) **Report of the Boards and Committees Review Committee**
The report of the Boards and Committees Review Committee was accepted by Council.
Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that the report of the Boards and Committees Review Committee dated 2007 08 13 be accepted and the recommendation that the three recommendations as detailed in the report: #1 Concerning Changes to Representation on Boards and Committees; #2 Concerning Length of Terms and Term Limits on Boards and Committees; and #3 Concerning Honoraria Payments on Boards and Committees be approved. 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 F. Fata
Whereas the Sault Steelers football team captured the Northern Football Conference Championship in Cambridge recently by defeating the Tri - City Outlaws 23-10 to win the Plaunt Memorial Trophy, the symbol of supremacy in the Northern Football Conference; and
Whereas the Sault Steelers team has brought the title back to the Sault for the first time since 1980; and
Whereas the Steelers will now advance to the national championship game against the Alberta Football League champion in September;
Now therefore be it resolved that City Council expresses its sincere congratulations to the team and offers its best wishes for the upcoming national championship game; and
Further that a copy of this resolution be forwarded to Steelers head coach Barry Rushon. CARRIED.
- (b) Moved by Councillor F. Manzo
Seconded by Councillor L. Tridico
Resolved that the letter from the resident of 431 Old Garden River Road dated 2007 08 27 concerning access through the MTO property from Willow Avenue BE REFERRED to Engineering Department staff for review and report back to Council. OFFICIALLY READ NOT DEALT WITH. (TABLED TO THE SEPTEMBER 10, 2007 COUNCIL MEETING.)
- (c) Moved by Councillor L. Tridico
Seconded by Councillor F. Manzo
Resolved that City Council accept the letter and correspondence from Alan Smith regarding an alternate 4-lane highway as described in this correspondence as information; and
Further that this information be forwarded to the Engineering Department and to M.P.P. David Orazietti and M.P.P. Mike Brown. 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 T. Sheehan

Seconded by Councillor F. Fata

Resolved that all the by-laws listed under Item 10 of the Agenda under date 2007 08 27 be approved. CARRIED.

- (a) Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that By-law 2007-149 being a by-law to authorize an agreement between the City and The Sault Ste. Marie North Stars AAA Midget Hockey Club for the use of facilities at the John Rhodes Community Centre be read three times and passed in Open Council this 27th day of August, 2007. CARRIED.
- (b) Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that By-law 2007-150 being a by-law to re-establish procedures, including the giving of notice to the public governing the sale of surplus real property owned by the municipality be read three times and passed in Open Council this 27th day of August, 2007. CARRIED.
- (c) Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that By-law 2007-151 being a by-law to appoint inspectors under the Building Code Act, 1992 and municipal law enforcement officers under the Police Services Act be read three times and passed in Open Council this 27th day of August, 2007. CARRIED.
- (d) Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that By-law 2007-152 being a by-law to authorize an agreement with the City and Soo Thunderbirds Hockey Club Inc. for the use of facilities in the John Rhodes Community Centre and the Steelback Centre be read three times and passed in Open Council this 27th day of August, 2007. CARRIED.
- (e) Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that By-law 2007-153 being a by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various properties and to amend Schedule "A" to By-law 90-305 be read three times and passed in Open Council this 27th day of August, 2007. CARRIED.

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

(a) **AMO Conference Report**

The report to Council from Councillor Lou Turco concerning the 2007 AMO Conference was received by Council.

(b) Moved by Councillor S. Myers
Seconded by Councillor F. Fata

Resolved that this Council shall now go into Caucus to discuss one property (possible land acquisition); one legal (solicitor client privilege) and one labour relations matter; 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 T. Sheehan

Seconded by Councillor F. Fata

Resolved that this Council shall now adjourn. CARRIED.

MAYOR

CLERK



Municipal Information & Data Analysis System (MIDAS) Information Sessions

Take the next step with your municipality's Financial Information Return (FIR) and Municipal Performance Measurement Program (MPMP) data.

MIDAS, the Municipal Information & Data Analysis System, is a web-based tool that converts the raw Financial Information Return data of Ontario municipalities into meaningful reports and graphic presentations, making useful municipal benchmarking exercises convenient and fast.

This overview and information session will be of interest to municipal Treasurers, Clerks, and mid-senior level operations/administration staff for all Ontario municipalities.

This is your chance to see what this new tool can do for you. Let our MIDAS expert demonstrate how this application can empower your staff and Council through better information and insight, allow your municipality to compare your own performance measures to your municipal peer group, and also easily benchmark yourself against other municipalities in a variety of key service areas. Learn also about the developing GIS capabilities of the MIDAS application.

You will be introduced to the many things that MIDAS can do to bolster the FIR and MPMP data that your municipality regularly prepares:

- Query FIR and MPMP data from any municipality
- Generate peer comparison groups based on population, geography, etc.
- Analyze and report on trends
- Print information rich reports and graphic illustrations
- Create maps to produce more visual search results
- Compare program results to costs by accessing municipal 'efficiency and effectiveness' reports
- Track and review data using the built-in note function
- Export reports to desktop applications for more detailed analysis

For more information about MIDAS contact: Deborah Hannah, AMO Business System Analyst, 416-971-9856 ext. 310, toll free 1-877-426-6527, or by email: dhannah@amo.on.ca

MIDAS is a project of the AMO, developed in conjunction with the Ontario Ministry of Municipal Affairs and Housing and with funding provided by the Ministry of Finance's Strengthening Our Partnerships (SOP) program. Access to MIDAS' FIR and MPMP data is provided free to all Ontario municipalities, creating opportunities to share information, compare data and implement best practices.

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MIDAS Information Sessions



There is **NO CHARGE** for these information sessions but we would like you to **REGISTER** so we know how many people to prepare for. Complete this registration form and FAX to AMO at the number indicated below.

Session Time: 1:00pm - 3:00pm

Date	City	Location/Address	Indicate the Session you will attend
Friday October 5, 2007	City of Thunder Bay	City Hall, McNaughton Room 500 Donald St. East Thunder Bay P7C 5K4 (807) 625-2110	<input type="checkbox"/>
Wednesday October 10, 2007	City of Orillia	The Highwayman Inn 201 Woodside Drive Orillia L3V 6T4 (705) 326-7343	<input type="checkbox"/>
Tuesday October 30, 2007	Municipality of Southwest Middlesex	Glencoe Arena Auditorium 138 Mill St. Glencoe N0L 1M0 (519) 287-2015	<input type="checkbox"/>
Friday November 2, 2007	City of Pickering	City Hall -Council Chambers 1 The Esplanade Pickering L1V 6K7 (905) 420-4660	<input type="checkbox"/>
Tuesday November 6, 2007	City of Brockville	City Hall -Council Chambers 1 King St. West Brockville K6V 7A5 (613) 342-8772	<input type="checkbox"/>
Thursday November 22, 2007	City of North Bay	North Bay Public Library Library Auditorium 271 Worthington St. E. North Bay P1B 1H1 (705) 474-4830	<input type="checkbox"/>
Please FAX the completed registration form to AMO @ (416) 971-6191			

REGISTRATION DETAILS:

Name	Title
Municipality	
City	Postal Code
Phone:	FAX
Email:	

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**Learn how LAS Energy
Services can save your municipality
Both time and money!**



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Join in the ...

Town Hall Sessions

2007

... to learn more about the new and exciting **LAS Electricity Procurement Program** as well as exciting improvements and successes of the longstanding **LAS Natural Gas Program**.

LAS staff will also speak about the new **Energy Services Division** that has been created to help municipalities become more energy savvy while reducing energy consumption, saving money, and reducing greenhouse gas emissions.

These sessions are intended to educate municipal officials about the purpose and benefits of the bulk energy procurement programs that LAS offers, and to demonstrate how these programs can be of benefit to all municipalities. LAS staff and our professional program managers will provide an overview of each program and answer all questions that municipalities may have about the programs, such as:

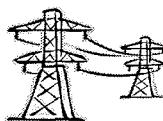
- How do I get involved? What are the necessary steps?
- Don't municipalities already have price protection under the government's RPP?
- How do the programs work?
- What savings are being realized by current members?
- How can I tell if the program is right for my municipality?
- What will this program do to the relationship I currently have with my local utility?

A substantial amount of time within each session will be dedicated to informing attendees about the plans of the new Energy Services Division and how this resource will be able to help municipalities reduce energy consumption, reduce energy-related costs, and also help municipalities to become energy leaders within the province.

For More Information about the sessions contact: Jason Hagan, LAS Program Coordinator at: 416-971-9856 ext. 320, toll free 1-877-426-6527, or by email at jhagan@amo.on.ca.

AMO/LAS is also offering information sessions related to the new Municipal Information & Data Analysis System (MIDAS) tool at the same location and date as the Energy Town Hall Sessions. The MIDAS sessions will run from 1pm-3pm and registration forms are available at www.amo.on.ca.

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Electricity/Natural Gas/Energy Services Town Hall Information Sessions



There is **NO CHARGE** for these information sessions but we would like you to **REGISTER** so we know how many people to prepare for. Choose your location from the table below, fill in the registration form, and FAX to AMO at the number indicated below.

Session Time - 10:00 a.m. to 12:00 Noon

Date	Location	Address	Indicate the Session you will attend
Friday October 5, 2007	City of Thunder Bay	City Hall, McNaughton Room 500 Donald St. East Thunder Bay P7C 5K4 (807) 625-2110	<input type="checkbox"/>
Wednesday October 10, 2007	City of Orillia	The Highwayman Inn 201 Woodside Drive Orillia L3V 6T4 (705) 326-7343	<input type="checkbox"/>
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Thursday November 22, 2007	City of North Bay	North Bay Public Library Library Auditorium 271 Worthington St. E. North Bay P1B 1H1 (705) 474-4830	<input type="checkbox"/>

Please FAX the completed registration form to LAS @ (416) 971-6191

REGISTRATION DETAILS:

Name	Title
Municipality	
Phone:	FAX
Email:	



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Local Authority Services
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MEMBER COMMUNICATION

ALERT N°: 07/047

To the attention of the Clerk and Council
August 31, 2007

FOR MORE INFORMATION CONTACT:
Craig Reid, AMO Senior Policy Advisor
(416) 971-9856 ext 334

New Program Available to Help Small Water Systems in Ontario

Issue: The new Ontario Small Waterworks Assistance Program (OSWAP) is now accepting expressions of interest from small water systems in need of operating and capital assistance.

Background:

On August 16, 2007, the government announced \$40 million over five years to provide capital and operating assistance to municipalities and Local Services Boards (LSBs) with public drinking water systems serving small populations in recognition of the challenges many smaller communities face in providing affordable, safe and clean drinking water. Access to the first portion of this funding is now available.

The government has set aside funding for two separate purposes:

- The \$8 million OSWAP funding is available in operating grants to municipalities and LSBs with public drinking water systems serving 1,000 or fewer residents. Support is on an entitlement basis and will provide predictable funding for five years. Communities that are eligible for funding will be informed in autumn 2007 of their entitlement.
- The remaining \$32 million in further funding is available to support capital and operating needs of small water systems. This funding will be merit based and will start in the 2009 municipal fiscal year. The program will be developed through consultation with the municipal sector before it is launched.

The deadline for submission of Expressions of Interest for the \$8 million in OSWAP funding is **5:00pm Eastern Standard Time on October 31, 2007**. As funding will be available over five years, communities are encouraged to consider their multi-year needs when preparing their Expressions of Interest.

Action: Municipalities interested in submitting an Expression of Interest to access OSWAP funds are urged to consult www.ontario.ca/OSWAP for further information and guidelines for submission or contact the Ontario Ministry of Public Infrastructure Renewal at 1-888-588-4111 or oswap@ontario.ca.

This information is available in the Policy Issues section of the AMO website at www.amo.on.ca.

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MEMBER COMMUNICATION

FYI N°: 07/018

To the attention of the Clerk and Council
August 31, 2007

FOR MORE INFORMATION CONTACT:
Petra Wolfbeiss, AMO Senior Policy Advisor
(416) 971-9856 ext 329

Public Health Grant Allocations and Long Term Care Staffing & Care Standards Review Announced

Issue:

The Ministry of Health and Long Term Care will be providing for a 5% funding growth for mandatory public health programs.

The Ministry is also undertaking a public consultation on staffing and care standards in Long Term Care facilities to inform regulation development.

Background:

Public Health Funding: The Ministry of Health and Long Term Care will be limiting public health funding grant allocations to 5% growth on 2006 allocation for mandatory public health programs. Other public health programs such as infectious disease control and childhood vaccines remain fully funded by the province.

The Government has moved towards the committed 75% - 25% provincial-municipal cost sharing of public health bringing the total provincial spending to approximately \$416 million annually. Despite this important shift, many health units require annual funding increases that well exceed the 5% funding cap.

Long-Term Care: Former Saint Elizabeth Health Care President and CEO, Shirlee Sharkey has been named by the Ministry to conduct a review of long term care staffing and care standards. *The Long Term Care Homes Act, 2007*, received Royal Assent in June 2007. AMO had expressed concern with the potential of increased administrative and staffing requirements under the new legislation without increased funding. We are hopeful that the consultation with key stakeholders will provide a reasonable and appropriate regulatory approach that is supported by provincial funding.

Action: AMO will continue to monitor developments in both programs. Both Public Health and Municipal Homes for the Aged are part of the Provincial Municipal Fiscal and Service Delivery Review currently underway.

This information is available in the Policy Issues section of the AMO website at www.amo.on.ca.

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MEMBER COMMUNICATION

ALERT N°: 07/045

To the attention of the Clerk and Council
August 29, 2007

FOR MORE INFORMATION CONTACT:
Brian Rosborough, AMO Director of Policy
(416) 971-9856 ext 318

Province Amends Regulations to Implement \$935 million Ontario Drug Benefit and ODSP Upload

Issue: Amendments have been made to regulations under the *Ontario Works Act* and *Ontario Disability Support Program (ODSP) Act* to implement the upload of Ontario Drug Benefit costs associated with both programs effective January 1, 2008, and the phased implementation of the upload of ODSP administration and benefits by 2011.

Background:

The planned upload of \$935 million in Ontario Drug Benefit and ODSP costs announced by the Premier at the 2007 AMO Conference is now law. The amendments to regulations for the *Ontario Works Act* and the *ODSP Act* are linked to this Alert.

According to the regulations:

- municipalities will no longer be required to cost share Drug Benefits for people on social assistance (Ontario Works and ODSP) effective January 1, 2008;
- municipalities will no longer be required to cost share (currently 50%) the cost of administering the provincially delivered ODSP program effective January 1, 2009;
- municipal cost sharing for ODSP benefits (financial assistance) will be reduced from 20% to 10% effective January 1, 2010; and
- Municipal cost sharing for ODSP benefits will be eliminated entirely on January 1, 2011.

AMO considers this announcement and the amendments to regulations to be important milestones in the ongoing Provincial-Municipal Fiscal and Service Delivery Review. The Review is to result in a consensus-based report on further adjustments to the fiscal framework in February 2008. The report will include recommendations related to funding and service delivery, including the Ontario Municipal Partnership Fund (OMPF), as part of an overall provincial-municipal fiscal framework.

In the meantime, the Province has signalled that OMPF funding will not be reduced in 2008. In his address to AMO conference delegates, Municipal Affairs and Housing Minister John Gerretsen said that OMPF funding levels for 2008 would not be reduced as a result of the uploading of ODB costs.

This information is available in the Policy Issues section of the AMO website at www.amo.on.ca.



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MEMBER COMMUNICATION

ALERT N°: 07/046

To the attention of the Clerk and Council
August 29, 2007

FOR MORE INFORMATION CONTACT:
Petra Wolfbeiss, AMO Senior Policy Advisor
(416) 971-9856 ext 329

Call for Membership on Resource Teams to Support Development of Standards under the *Accessibility for Ontarians with Disabilities Act, 2005*

Issue: AMO is seeking volunteers interested in participating in the standard development process under the *Accessibility for Ontarians with Disabilities Act, 2005* (AODA). Resource teams are being assembled to assist AMO representatives on the Built Environment, Employment and Information and Communication Standard Development Committees.

Background: The AODA requires the establishment of two streams of standards; common and sector specific that will apply to the private and public sector across the province in an effort to address and remove barriers for people with disabilities. Five broad categories for standard development have been identified: customer service, built environment, employment, information and communications and transportation. To date, one standard, customer service, has been developed and passed into regulation while the transportation standard is currently under public review.

Volunteers with knowledge and experience in municipal issues related to the built environment, information and communications and employment are being sought to provide support to members participating on the committees. Members will work with AMO standard development committee participants to examine proposed components of standards as they are being developed with consideration given to municipal fiscal capacity in achieving the principles and objectives of the AODA and the goals of proposed standards.

The role of the resource teams will include a holistic examination of all standards as related to harmonization and interdependency of standards across existing legislated requirements and standards. Some considerations will include; definitions of standards, consideration of Ontario best practices in relation to proposed standards, compliance dates, terms of terminology, definitions and presentation for all standards balanced against the need to consider the cumulative financial impact and the municipal capacity to implement all standards across the AODA.

While AMO continues to support the principles of the AODA and remains committed to helping build a fully accessible Ontario, we are concerned that the current standard development process will in fact result in local service reductions, fiscal restraints and ultimately impede achieving the principles and goals of the AODA.

We are hopeful that a coordinated municipal approach as supported by resource teams, will help to mitigate the impacts of unintended perverse outcomes of this important piece of legislation that to date remains without committed, sustained provincial funding.

Action: Please contact Petra Wolfbeiss, Senior Policy Advisor, AMO at 416.971.9856 ext. 329 or at pwolfbeiss@amo.on.ca by September 14, 2007.

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MEMBER COMMUNICATION

FYI N°: 07/017

To the attention of the Clerk and Council
August 28, 2007

FOR MORE INFORMATION CONTACT:
Petra Wolfbeiss , AMO Senior Policy Advisor
(416) 971-9856 ext 329

AMO Releases *Beyond Bricks and Mortar: Important Considerations in the Future of Social Housing in Ontario*

Issue:

At the 108th Annual Conference in Ottawa, AMO continued to advocate for a housing system that works for all through the release of *Beyond Bricks and Mortar: Important Considerations in the Future of Social Housing in Ontario*.

Background:

In March 2007, the AMO Board of Directors advocated for a new framework for housing policy and program development in Ontario with the release of *AMO's Principles and Strategic Considerations for Social Housing in Ontario* which emphasized the need for commitment from all orders of Government to develop a system that supports locally driven solutions and a fiscal and regulatory framework that allows municipalities to act innovatively in responding to local issues.

Beyond Bricks and Mortar builds on the previous paper and emphasizes the importance of intergovernmental and stakeholder cooperation and the need for sustained funding in resolving Ontario's social housing crisis. This paper studies the steps that need to be taken in order to create a social housing system that works for all Ontarians. Policy directions and outcomes of national, state, and local governments in six jurisdictions were reviewed. By learning from the international experience, Ontario can determine whether the successful social housing policies implemented elsewhere might also succeed in Ontario.

AMO's motivation in advocating for a sustainable social housing system is simple; this important community service is under stress and facing significant challenges that must be addressed. *Beyond Bricks and Mortar* raises important considerations including whether it is more important to become better managers of social housing, or whether it is essential to give municipalities the tools to better develop and manage community renewal, poverty reduction and economic progress.

This information is available in the Policy Issues section of the AMO website at www.amo.on.ca.



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MEMBER COMMUNICATION

ALERT N°: 07/044

To the attention of the Clerk and Council
August 28, 2007

FOR MORE INFORMATION CONTACT:
Laurel McCosham, AMO Policy Advisor
(416) 971-9856 ext 315

AMO Report to Members on August 2007 Board Meeting

To keep members informed, AMO continues to provide updates on important issues considered at regular AMO Board of Directors' meetings. Highlights of the August 2007 Board meeting follow:

- **AMO Proposed Changes to Waste Diversion Act**

The Board approved the AMO /AMRC Discussion Paper and its recommended changes to the *Waste Diversion Act*. The paper follows the Five-Year Review of the Act. Jennifer Jackson, Legal Counsel with the City of Ottawa and a member of the AMO Waste Task Force outlined the paper's key recommendations which were subsequently approved by the Board. The paper will now be transmitted to the Ministry of the Environment for consideration.

Contact: Milena Avramovic, Senior Policy Advisor, email: milena@amo.on.ca; ext: 342

- **WDO Committee Appointments**

The Board approved two new appointments to the WDO Public Affairs Committee (PAC) and the WDO Generally Acceptable Principles Committee (GAP). Kim Kitagawa from Waterloo Region will sit as an AMO member on PAC while Brad Whitelaw from Niagara Region will sit on GAP.

Contact: Milena Avramovic, Senior Policy Advisor, email: milena@amo.on.ca; ext: 342

- **AMO Response to the Proposed Transportation Standard**

The Board considered AMO's response to the proposed Transportation Standard under the *Accessibility of Ontarians with Disability Act (AODA), 2005*. Accessibility standards include both sector-specific standards as well as common standards which will apply to all sectors of the economy. A key concern that was highlighted was the need for greater harmonization between each standard as well as among the different sectors as well as the lack of committed, sustainable funding from the province. It is anticipated that some smaller jurisdictions may be forced to suspend transit operations. It was noted that a number of Standards are yet to be developed and it is expected that the municipal fiscal impact of implementing the AODA will be prohibitive. Staff emphasized the importance of individual municipalities also responding to the proposed Transportation Standard emphasizing the anticipated impact of the proposed Standard. The Board approved the AMO response and directed staff to communicate the recommendations and key considerations to the Ministry.

Contact: Petra Wolfbeiss, Senior Policy Advisor, email: pwolfbeiss@amo.on.ca; ext: 329

Member Communication

- **Proposed Terms of Reference: AMO Social Policy Task Force**

The Board approved the amalgamation of AMO's Community & Social Services Task Force and AMO's Housing and Homelessness Task Force into the AMO Social Policy Task Force. It was agreed that a single, integrated unit would facilitate a more comprehensive understanding of Provincial program and policy decisions. The Board received the Terms of Reference for the new Task Force and directed staff to assemble membership.

Contact: Petra Wolfbeiss, Senior Policy Advisor, email: pwolfbeiss@amo.on.ca; ext: 329

- **Presumptive Legislation for Volunteer Firefighter Cancer Claims**

The Board considered AMO's response to the Ministry of Labour's request for input regarding the application of presumptive legislation to volunteer and part-time firefighters and fire investigators who contract certain cancers or suffer cardiac injury. The Ministry will shortly be making regulations extending this legislation to these fire service employees. AMO was asked to comment on the circumstances, conditions and restrictions that should determine its application.

It was broadly recognized that the contribution of volunteer and part-time firefighters could not be regarded differently than that of full-time fire service employees. AMO's Fire Services Task Force also recommended a definition of 'fire investigator' be articulated in the regulation. The Task Force also underlined issues surrounding years of service in different capacities and recommended that the Province mandate baseline health checks and disclosure of outside activities for all fire service employees.

The Board approved the recommendations made by AMO's Fire Services Task Force and directed staff to transmit the AMO response to MOL.

Contact: Laurel McCosham, Policy Advisor, email: lmccosham@amo.on.ca; ext: 315

- **Safer Communities and Neighbourhoods Legislation**

The Board endorsed in principle a resolution from the City of Ottawa asking the Province to adopt *Safer Communities and Neighbourhoods* legislation. Designed to combat entrenched drug and prostitution activities through the use of civil remedies, the legislation is designed to support local public safety. Staff was directed to communicate with the Premier and the Minister of Community Safety and Correctional Services about the possible creation of such legislation in Ontario.

Contact: Laurel McCosham, Policy Advisor, email: lmccosham@amo.on.ca; ext: 315

- **Criminal Code Provisions for Graffiti-Related Offences**

The Board expressed support for a resolution from the City of Windsor requesting *Criminal Code* provisions for graffiti-related vandalism. The resolution points to the need for more explicit fines and punishments for this offence under Canada's *Criminal Code*. Staff was directed to transmit the resolution and AMO's expression of support to the Minister of Justice and the Attorney General of Canada.

Contact: Laurel McCosham, Policy Advisor, email: lmccosham@amo.on.ca; ext: 315

This information is available in the Policy Issues section of the AMO website at www.amo.on.ca.

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www.las.on.ca | info@las.on.ca

August 29, 2007

Dear Clerk/Administrator/Council:

Enclosed please find information and sign-up materials related to the new LAS Investigator Program. This program has been developed to help municipalities proactively respond to forthcoming changes to the *Municipal Act* related to 'Closed Meeting' Investigations. The relevant changes to the Act are outlined in the presentation attached.

In an effort to ensure that this new LAS program is administered in an open and transparent manner we have provided a sample version of the Service Agreement between LAS and each municipality, as well as information related to how this program will operate – fees, sign-up process, etc. This information is proprietary so please use your professional discretion in the distribution of this material to those outside of staff and Council.

The operation of this program is quite simple – interested municipalities will appoint LAS as the municipality's Investigator (as per the Act), and LAS will delegate authority to a third party company set up for this purpose; LAS' chosen counter-party is Amberley Gavel Ltd. Each municipality will pay a small retainer fee to join the program as well as a daily investigation rate for any investigations that are requested. Details of the sign-up process, fees, and other program details are included in the enclosed presentation slides.

The benefits of this program are that program members will be provided with: ongoing educational information related to the 'Closed Meeting' provisions of the *Municipal Act*, access to all completed reports via a password protected website, access to a sizeable pool of trained and qualified Review Officers, and other resources designed to make the forthcoming changes easier for your municipality to manage.

Given the short time period before the 'closed meeting' provisions come into effect, we encourage all municipalities to promptly review this information to determine if this program is of interest to your municipality. Should you wish to join this program please contact LAS to request a personalized version of the Investigator Services Agreement.

The answers to the most common questions are provided in the enclosed FAQ document but should you have any additional questions, please contact Jason Hagan, LAS Program Coordinator, at ext. 320 or by email at jhagan@amo.on.ca.

Sincerely,

Nancy Plumridge
President



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LAS Investigator Program

Closed Meeting Investigations Information

As of January 1, 2008 any person (this means anyone!) will be able to request that an investigation be undertaken respecting whether a municipality or local board, or a committee of either, has complied with the closed meeting rules contained within the Municipal Act. Municipalities will be able to appoint an Investigator for this purpose. If a municipality chooses not to appoint an Investigator, the Provincial Ombudsman will be able to assume the role.

What should be considered in appointing an Investigator?

A municipality could appoint any person, corporation or individual, including a member of municipal staff, to conduct investigations pursuant to Section 239.2 of the Act.

In making its selection, a municipal Council should consider the intent and wording of the Act. Sections 239.1 and 239.2 were enacted to enhance transparency and accountability. Council needs to consider if its choice achieves that goal.

As well, the Act specifically speaks to impartiality, credibility, confidentiality, and independence with respect to the investigation process. Council must consider these factors also.

Why appoint LAS as Investigator?

LAS decided to offer this service for several reasons. The first is that it is complementary to its existing program of providing services to municipalities where value can be enhanced through group procurement.

Secondly, LAS believes that this initiative will assist municipalities in demonstrating that they are mature and accountable orders of government, capable of managing their own affairs. The business model for the program ensures that all Investigators will possess extensive knowledge of and appreciation for the municipal environment.

Thirdly, through this joint initiative, LAS will include an educational component, to a degree not possible if municipalities act independently or in smaller cooperative groups. In the longer term, information and municipal education will ensure transparency and accountability, ultimately reducing the frequency of requests for close meeting investigations.

How Does a Municipality Appoint LAS as Investigator?

Prior to January 1, 2008, a municipality can appoint LAS to be its investigator, effective January 1, 2008. A municipality can also appoint LAS at any time after January 1, but LAS cannot act as Investigator for any requests made between January 1, 2008 and the date of appointment. The Provincial Ombudsman takes on this role.

To appoint LAS as Investigator a municipality must: execute a Service Agreement with LAS, pass an appointment by-law (and provide LAS with a copy), and pay a retainer fee. A suggested appointment by-law will be provided by LAS, which reflects the intention of LAS to delegate its authority to a third party company specifically set up for the purpose of providing an Investigator Service. This company will provide a panel of experienced and trained individuals who will conduct the investigations. This company has received delegated authority from LAS under an agreement that has been executed between the parties.



What are the Fees for Investigation Services?

There are two types of fees with respect to a municipality's agreement with LAS. The first is the annual retainer, and the second is the daily rate for actual investigations (if required), along with out of pocket expenses.

The purpose of the retainer is to cover the costs associated with training, developing educational material to be provided to municipalities, liability insurance and administrative overhead.

Daily fees and reasonable out of pocket expenses related to any Investigation will be charged directly to the municipality or local board by the third-party company. It is anticipated that a credible investigation process will require a minimum of a half day's time even if it is determined that the complaint does not merit a complete investigation or if the request ends up being withdrawn.

LAS will enhance the program for all participating municipalities in a number of ways:

- ✓ There will be a password protected website available to participating municipalities which will include a repository of all of the reports made to date and other relevant information
- ✓ LAS will provide information on the panel of Investigators and will ensure that the Investigators represent a broad cross-section of the province and that investigations are available in both English and French
- ✓ LAS will also provide information and suggestions on closed meetings as part of an ongoing educational program

Your municipality will be receiving a comprehensive package from LAS in time for a September Council meeting, which will contain:

- ✓ Agreement with LAS for Investigator Services
- ✓ Sample Appointment By-law
- ✓ Educational materials that will help you answer all your questions (i.e. which local boards are included and what is a committee, etc.)

Next Steps:

Practically speaking Council should decide on who its Investigator will be before the end of November 2007 and preferably before then so that staff can put the necessary procedures in place to deal with any requests that may be received after January 1, 2008.

Your municipality should promptly review the LAS materials and start the process of determining what your municipality plans to do to address the new closed meeting rules.

For more information please contact:

**Jason Hagan
LAS Program Coordinator
Association of Municipalities of Ontario**
 Tel: 416-971-9856 ext. 320
 Toll Free: 1-877-426-6527
 Email: jhagan@amo.on.ca



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LAS Investigator Program

Frequently Asked Questions

The closed meeting investigation process pursuant to Sections 239.1 and 239.2 of the Municipal Act, 2001 is new. These “frequently asked questions” reflect our best efforts to interpret the legislation and its intent, and demonstrate how the new LAS Investigator Program will operate.

What is the new Requirement?

As of January 1, 2008 any person (and this means anyone) will be able to request that an investigation be undertaken respecting whether a municipality or local board, or a committee of either, has complied with closed meeting rules. Municipalities will be able to appoint an Investigator for this purpose. If a municipality chooses not to appoint an Investigator, the Provincial Ombudsman will be able to assume the role.

What should be considered in appointing an Investigator?

A municipality can appoint any person, corporation or individual, including a member of municipal staff, to conduct investigations pursuant to Section 239.2.

In making its selection of an Investigator, a municipal Council should consider the intent and wording of the Act. Sections 239.1 and 239.2 were enacted to enhance transparency and accountability. Council needs to consider if its choice achieves that goal.

The Act specifically speaks to impartiality, credibility, confidentiality, and independence with respect to the investigation process. Council must consider these factors also.

Why appoint LAS as Investigator?

LAS decided to offer this service for several reasons. The first is that it is complementary to our existing suite of municipal programs and services whereby value can be enhanced through group procurement. The LAS program will also ensure a consistent standard of service to all participants.

Secondly, LAS believes that this initiative will assist municipalities in demonstrating that they are a mature and accountable order of government, capable of managing their own affairs. LAS will ensure that Review Officers have a knowledge of and appreciation for the municipal environment.

Thirdly, through this joint initiative, LAS believes it can add an educational component, to a degree not possible if municipalities act independently or in small groups, which will serve to enhance transparency and accountability, ultimately reducing the frequency of requests for closed meeting investigations.

About LAS - Created in 1992, LAS is a wholly owned subsidiary of AMO. LAS supports municipalities and the broader public sector by delivering programs and services that leverage economies-of-scale and co-operative procurement efforts. Examples of current LAS programs are our Electricity and Natural Gas Procurement Programs.



LAS is a wholly-owned subsidiary company of the Association of Municipalities of Ontario

How Does a Municipality appoint LAS as Investigator?

Prior to January 1, 2008, a municipality can appoint LAS to be its Investigator, effective January 1, 2008. A municipality can also appoint LAS at any time after that date, but LAS would not be the Investigator for any requests that were made between January 1, 2008 and the date of the later appointment. The Provincial Ombudsman takes on this role.

A standard by-law is provided by LAS which incorporates an agreement between LAS and the municipality. It reflects the intention of LAS to delegate its authority to a third party company specifically set up for this purpose. This company will provide a panel of Review Officers who will conduct investigations. This company has received delegated authority from LAS under an agreement that has been executed between the parties and it will be this company that is the delegated Investigator.

What background will the Review Officers have?

The Review Officers will be persons who have extensive experience with municipal government and municipal processes. This experience might be gained as a staff person or as a previous elected official, or through a close working relationship with municipal government over an extended period of time.

Review Officers will be located geographically around the Province to minimize costs to participating municipalities, where possible. At least one Review Officer will be able to conduct investigations in French.

All Review Officers will be required to participate in training regarding municipal and local board meeting processes, as well as investigative processes. A list of all Review Officers will be available to program members.

Who appoints an Investigator for a Local Board?

The municipal Council does. It will automatically be the one who is appointed to deal with requests regarding Council meetings.

What is a “Local Board”?

The definition of a local board is derived from two sources for purposes of closed meeting investigations. The first is Section 1 of the Municipal Act 2001, which says:

“local board” means a municipal services board, transportation commission, public library board, board of health, police services board, planning board, or any other board, commission, committee, body or local authority established or exercising any power under any act with respect to the affairs or purposes of one or more municipalities excluding a school board and a conservation authority.

But Section 238, further states: ““local board” does not include police services boards or public library boards”.

In short, the closed meeting investigation process covers all Municipal Boards and Committees except: School Boards, Conservation Authorities, Police Services Boards, and Public Library Boards. These are the only exceptions - Business Improvement Area Boards, Arena Boards, Transit Commissions, and Boards of Health, for example, are all covered.

For a specific local situation, the municipality should review the establishing by-law and enabling legislation, and if necessary consult its solicitor.

What is a “Committee”?

Section 238 says that “committee means any advisory or other committee, subcommittee or similar entity of which at least 50% of the members are also members of one or more councils or local boards”.

What about Joint Boards and Committees?

Again, guidance should come from the by-laws and legislation creating the specific body.

What is a “Person”?

- A “Person” includes an individual,
- “*person* includes a corporation and the heirs, executors, administrators or other legal representatives of a person to whom the context can apply according to law.” (Interpretation Act),
- “*person* includes a municipality unless the context otherwise requires;” (Municipal Act, 2001)

What happens if an Investigator is not appointed before January 1, 2008?

Effective January 1, 2008, a person may request the Provincial Ombudsman to undertake an investigation of the compliance of a closed meeting with the Municipal Act 2001 or a procedure by-law.

Even if a request has gone to the Ombudsman, the municipality could still appoint an Investigator for subsequent requests. The Ombudsman would complete the work on the requests filed with him.

Can a request be retroactive?

Section 239.2 of the Municipal Act, 2001 has been proclaimed effective January 1, 2008. As a general rule, legislation is not retroactive unless it contains specific reference to retroactivity. This section contains no such reference; it is recommended that an investigation only be held for meetings that occur on or after January 1, 2008.

How does a person file a request and is there a required form for a request?

It appears that the municipality can decide upon the form for a request, but presumably the request should be signed by the person requesting the investigation, and should include contact information and sufficient detail to indicate the meeting that the request concerns, and a general indication of why the request has been made.

What are the requirements of an Investigation?

The investigation process is required to be credible, its activities confidential, and it is required to be conducted impartially and independently. Neither Council, nor a Local Board, nor any of its members should attempt to provide direction to the investigation process once a request has been made. Council or Board members could be interviewed as could any other person in attendance at the meeting that is the subject of the request.

What does the Municipality or Local Board do with a request for an Investigation?

The request should be directed to the Municipal Clerk who will have a checklist of material required for each investigation – this will be provided by LAS. This standardized checklist is designed to minimize investigation costs and ensure the credibility of the investigation process.

The checklist will include: the request made by the person, procedure by-law(s), contact list of attendees, evidence of notice for the meeting in question, agenda and attachments, minutes, and other relevant materials.

What will the LAS investigation process be?

- A person files a request for investigation with the Clerk
- The request and background documentation are sent to the Investigator
- Initial review by Investigator may result in withdrawal by the person filing, a decision not to proceed with reason, or a decision to proceed with the investigation
- In the case of withdrawal, or decision not to proceed, Investigator notifies the parties.
- If decision is to proceed, a Review Officer is assigned and investigation is performed
- Draft report filed with Investigator for review
- If circumstances warrant, municipality or local board given formal hearing opportunity (pursuant to Section 218 of the Ombudsman Act)
- Final report prepared and submitted to the Council, or Local Board and Council, and posted on Investigator website.

A flowchart of the Investigation Request Process can be found on the LAS website at www.LAS.on.ca.

Will all requests proceed to a full investigation?

During the investigative process the person who filed the request may decide to withdraw the request. If that happens, the file will be closed and the action reported to the Council, or to the Council and Local Board.

In addition, some requests may be determined upon preliminary review to be frivolous or vexatious. Following such a determination the requestor will be notified of this decision by the Investigator as will the Council, or the Council and the Local Board.

The credibility of the Investigation process requires that both of the above circumstances be formally undertaken and documented.

What are the fees for this LAS program?

There are two types of fees with respect to a municipality's agreement with LAS. The first is the retainer fee, and the second is the daily rate for actual investigations, along with out of pocket expenses. Specific fee amounts are detailed in the Investigator Services Agreement.

The retainer is to allow for educational materials to be developed and provided to municipalities and local boards, and also for administrative overhead.

Daily fees and reasonable out of pocket expenses will be chargeable to the municipality or local board for each investigation. It is anticipated that a credible investigation process will require a minimum of a half day's time once referred to the Investigator, even if the request is withdrawn or determined not to merit a complete investigation.

How is the investigation billed?

Municipalities will be billed on a daily basis for investigations – billing will be on an hourly basis, where only part of a day is required. Members of the Review Officer panel will be located throughout Ontario which will help to reduce travel costs and time.

How long will an investigation take?

It is difficult to predict but it is anticipated that most investigations will take approximately two days. It will depend on the number of interviews required and the ability to coordinate these interviews. If a request can be satisfied without a full investigation then this would likely decrease the time required.

Can a municipality charge a fee for a request for an investigation?

Nothing in section 239 addresses the issue of the fee, however, any fee or charge would presumably be established by the municipality or local board pursuant to Part XII of the Municipal Act, 2001. A municipality may wish to obtain legal advice in establishing such a fee.

Does the Municipality have a choice of Review Officer from the panel?

The decision as to which Review Officer will be delegated the task of conducting the investigation will be made by LAS' delegate. Factors such as geographic location, type of municipality and availability will be taken into account. A municipality may request a particular member of the panel and this will also be taken into consideration.

Who can see a request?

The Municipal Act, 2001 imposes a duty of confidentiality on every person involved with the Investigation. This duty prevails even over the Municipal Freedom of Information and Protection of Privacy Act.

Is the report of the Investigator available to the public?

Yes. The Act requires that it be available to the public.

If a municipality appoints LAS will it have access to all of the reports?

Yes. One of the advantages for a municipality in appointing LAS is that the municipality will have access to a password protected website that will include all reports issued.

How long does the appointment of LAS as Investigator last?

For appointments made effective January 1, 2008, the sample Appointing By-law and Services Agreement provide for a term of two years expiring on December 31, 2009. If the appointment is made after January 1, 2008, the appointment will still last until December 31, 2009.

The appointment will be automatically renewed unless terminated by the municipality or by LAS no later than 90 days before the expiry date of the current Services Agreement.

How will LAS help municipalities understand the closed meeting rules?

LAS will enhance the service provided to participating municipalities in a number of ways:

- ✓ *There will be a password protected website for participating municipalities that will provide a variety of information resources including access to all reports made to date.*
- ✓ *LAS will provide information on the panel of Review Officers.*
- ✓ *LAS will also provide information and suggestions on closed meetings as part of an ongoing educational program.*

5(a)



Association of
Municipalities of Ontario

OFFICE OF THE PRESIDENT

August 10, 2007

Sent via fax 416-327-3790

Hon. Gerry Phillips
Minister of Ministry of Government Services
99 Wellesley Street West
Room 4320, Whitney Block
Toronto, ON M7A 1A1

Dear Minister:

Re: Fluctuating Gas Prices across Ontario

You will recall that back in June 2006 you personally wrote Ms. Sheridan Scott, Commissioner, *Competition Bureau Canada* identifying concern about high gasoline prices and the resulting adverse effects on Ontario consumers and the overall economy.

At the time of writing, you reflected on several examples of excessive gas prices in municipalities across Ontario, including local examples from the Windsor-Chatham corridor and Waterloo Region.

You noted that not only do these prices not reflect the market as a whole, but also that they serve to alarm consumers and give the false impression of market shortages of oil.

Given the local nature of this issue, it does not fall specifically within AMO's policy mandate. However, consistent with concerns raised by yourself in 2006, I have included for your review a series of recent council resolutions from across Ontario's municipal sector expressing continued concern for high and fluctuating gasoline prices.

Could you please advise our members as to the outcome of your 2006 request of the *Competition Bureau* to investigate the refining, wholesale and retail gasoline markets in Ontario? As well, beyond any action that may be taken by the Federal Government via the *Competition Bureau* on this or related gas price issues, does your government have an action plan for a Provincial response to address what has been identified as an inequitable situation across the Province?

Thank you for your continued interest on this issue. We look forward to hearing from you in the near future.

Sincerely,

Doug Reycraft
President

cc. Honourable John Gerretsen, Minister of Municipal Affairs and Housing
Barry Goodwin, Assistant Deputy Minister (Acting), Policy and Consumer Protection Services Division, MGS
Sheridan Scott, Commissioner, Competition Bureau Canada
Malcolm White, Deputy City Clerk, City of Sault Ste. Marie
Nina Brancaccio, City Clerk's Assistant, City of Barrie
Catherine Conrad, City Clerk, City of North Bay
Frank Gillis, President, Federation of Northern Ontario Municipalities (FONOM)

RECEIVED	
CITY CLERK	
AUG 16 2007	
NO.: _____	
DIST.: _____	



OUTSTANDING COUNCIL RESOLUTIONS

As of August 27, 2007

<u>COUNCIL DATE</u>	<u>SUBJECT OF RESOLUTIONS</u>	<u>SPONSORED BY</u>	<u>REPORTING DEPARTMENT</u>	<u>COMMENTS/STATUS</u>
March 22, 2004	Review current branding and develop new brands	T. Sheehan J. Curran	EDC/TSSM	Pending EDC/Council direction
August 9, 2004	Report on establishing new Welcoming Entrance Infrastructure at north east and west entrances to the City	S. Butland J. Caicco	Council Committee Chair: S. Butland	Fall 2007
August 9, 2004	Report on initiating, marketing and organization of Trade Missions	T. Sheehan S. Butland	International Relations Committee	Pending EDC/Council direction
January 24, 2005	Report on Lock City Dairies proposal for statue of Wayne Gretzky at new Sports and Entertainment Centre	J. Caicco D. Amaroso	Steering Committee Cultural Advisory Board	Fall 2007
February 21, 2005	Develop Terms of Reference for new Arts and Entertainment Economic Opportunities Committee	T. Sheehan J. Curran	Steering Committee	Pending Council's direction
June 13, 2005	Report on recommendation of the A & E Economic Opportunities Working Committee regarding making films in Sault Ste. Marie	T. Sheehan S. Butland	EDC Legal (reported June 27/05)	Pending EDC/Council direction
October 17, 2005	Investigate the merits of an employee suggestions and reward program	J. Caicco B. Hayes	Finance Clerk's Human Resources	During 2007 Finance Committee to review
May 8, 2006	Report on development of the local workforce and current labour requirements	J. Collins T. Sheehan	Destiny S.S.M. E.D.C.	Pending EDC direction

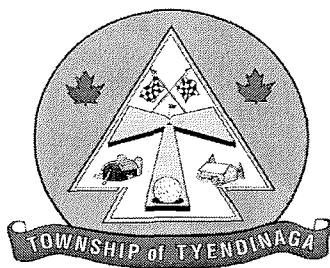
(9)(g)

<u>COUNCIL DATE</u>	<u>SUBJECT OF RESOLUTIONS</u>	<u>SPONSORED BY</u>	<u>REPORTING DEPARTMENT</u>	<u>COMMENTS/STATUS</u>
June 26, 2006	Feasibility of a leash-free zone for dogs at Topsail Island	S. Butland T. Sheehan	C.S.D.	Fall 2007
July 10, 2006	Report on rationale for by-law controlling parking of mobile homes, travel trailers and work trailers on residential property	S. Butland P. Mick	Building/Planning	Fall 2007
July 24, 2006 and May 14, 2007	Possibility of purchasing playground equipment that meets CSA requirements to replace the train at Bellevue Park	T. Sheehan S. Butland	P. W. & T. - Parks P.R.A.C.	December 2007
January 15, 2007	Development of a Comprehensive Municipal Parking By-law with AAC consultation	J. Caicco O. Grandinetti	Parking Legal	October 2007
February 12, 2007	Committee to review Municipal Act changes and report back to Council	S. Myers F. Fata	Committee	October 2007
February 26, 2007	Report on safe loading/unloading of children at schools	J. Caicco S. Butland	P. W. & T.	September 2007
February 26, 2007	Report on using payloaders behind graders when cutting snow build-up	D. Celetti O. Grandinetti	P. W. & T.	September 2007
March 8, 2007	Report on Accountability Agreements with 'outside agencies'	T. Sheehan S. Butland	Finance Committee	October 2007
March 12, 2007	Report on accessing the Home Help Program for seniors through the Ministry of Long-Term Care	P. Mick L. Turco	Social Services C.S.D.	September 2007
March 12, 2007	Report on a by-law to restrict snow from plowing operations from being stored in close proximity to adjacent property	B. Hayes P. Mick	Legal	September 10, 2007
April 30, 2007	Report on Youth Services Position	T. Sheehan P. Mick	Council Committee	Budget 2008

(975)

<u>COUNCIL DATE</u>	<u>SUBJECT OF RESOLUTIONS</u>	<u>SPONSORED BY</u>	<u>REPORTING DEPARTMENT</u>	<u>COMMENTS/STATUS</u>
April 30, 2007	Report on policy concerning smoking at entrances to municipal buildings	L. Tridico T. Sheehan	Legal	September 10, 2007
April 30, 2007	Report on opportunities for spring and fall clean-ups including issuing 'passes' with tax bills for waiving gate fees at landfill	J. Caicco S. Butland	P.W & T.	November 2007
June 11, 2007	Report on pedestrian safety crossing Queen Street at Lake Street	S. Myers P. Mick	P.W. & T.	September 24, 2007
July 23, 2007	Report on maintenance program at municipal cemeteries	B. Hayes S. Myers	P.W. & T.	November 2007
July 23, 2007	Report on condition and cost of widening Eastern Avenue	S. Butland J. Caicco	P.W. & T.	September 2007
August 13, 2007	Proposed amendments Class A and B Truck Routes - Recommendations following Open House	S. Myers F. Fata	Engineering	November 2007
August 13, 2007	Report on design options for pedestrian crossing on Northern Avenue	S. Myers F. Fata	Engineering	November 2007
August 13, 2007	Report in caucus on next steps - Borealis Project	S. Butland J. Caicco	Legal	September 10, 2007
August 13, 2007	Committee to report on policy for bidding for and hosting Conferences and special events	S. Myers L. Tridico	Committee (Myers - Chair)	Fall 2007
August 13, 2007	Report on possible by-law to prohibit bicycles with trailers on streets	F. Manzo P. Mick	Legal Police	September 2007
August 27, 2007	Report on request for financial assistance from Bon Soo	S. Myers F. Fata	Finance	September 2007

5(9)



August 14, 2007

Corporation of the Township of Tyendinaga
 859 Melrose Rd, RR #1
 Shannonville ON
 K0K-3A0 twp.tyend@sympatico.ca
 Fax 613-396-2080

RE: Municipal Void in Land Claim Negotiations

The following Resolution was passed at the duly convened Tyendinaga Township Council meeting of August 13, 2007:

WHEREAS aboriginal Land Claims in Ontario are encompassing many municipalities and there is no mechanism to legally protect the municipal interest

WHEREAS the Mohawks of the Bay of Quinte initiated a Land Claim known commonly as the Culbertson Tract in 1995

AND WHEREAS the Culbertson Claim is for approximately 827 acres within the Town of Deseronto and the Township of Tyendinaga

AND WHEREAS the Federal Government reviewed the Claim and accepted it for negotiation in 2003

AND WHEREAS negotiations began in 2004

AND WHEREAS the Government of Ontario is our primary partner in regards to municipal affairs

AND WHEREAS the Government of Ontario has been invited to, but has declined to sit at the negotiating table

AND WHEREAS the Municipality of the Township of Tyendinaga has not been invited to sit at the negotiating table

THEREFORE BE IT RESOLVED that negotiations be stayed until the Township of Tyendinaga is granted a place at the negotiating table as the property being discussed is partly within the municipal boundaries

BE IT FURTHER RESOLVED that negotiations be stayed until the Government of Ontario comes to the negotiating table and begins to take an active role in protecting the municipal interest

BE IT FURTHER RESOLVED that municipal interests in these matters are given concrete legal standing within the Government of Canada's land claim framework.

BE IT FINALLY RESOLVED this resolution be sent to the Association of Municipalities of Ontario for distribution and support from all upper and lower tier municipalities in Ontario, the Minister of Indian and Northern Affairs Canada, the critic for Indian and Northern Affairs Canada, the Member of Parliament, the Ontario Minister of Aboriginal Affairs, the Member of Provincial Parliament, and the Premier of Ontario seeking support of this resolution.



THE CITY OF
Guelph

INFORMATION SERVICES DEPARTMENT
CITY CLERK'S DIVISION
City Hall, 59 Carden Street
Guelph, Ontario, Canada N1H 3A1
Telephone: (519) 837-5603 Fax: (519) 763-1269
Website: guelph.ca

5(c)

August 16, 2007

Hon. M. Meilleur
Minister of Community & Social Services
80 Grosvenor Street, 6th Floor
Hepburn Block
Toronto ON M7A 1E9

Dear Hon. Meilleur:

At a meeting of Guelph City Council held August 13, 2007, the following resolution was adopted:

“THAT the City of Guelph respond to the Ministry of Community and Social Services regarding the Transportation Standards developed under the Accessibility for Ontarians with Disabilities (AODA);

AND THAT the City of Guelph support the Transportation Standards as developed under the AODA in principle;

AND THAT the Province provides full funding for all of the costs of the Transportation Standards that we have identified in this report totalling almost \$14.4 million;

AND THAT a copy be forwarded to the Association of Municipalities of Ontario and Liz Sandals our MPP, asking for her support in this funding request;

AND THAT municipalities with a population over 50,000 be circulated a copy of this request.”

Yours truly,

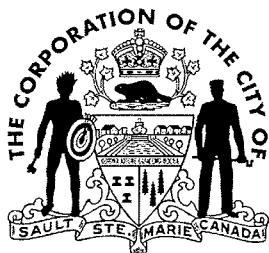
Ms. T. Agnello
Deputy City Clerk

cc. Ms. L. Sandals
AMO
Mr. G. Stahlmann
Ont. Municipalities



5(d)

Joseph M. Fratesi, B.A. LL.B.
Chief Administrative Officer



99 Foster Drive
P.O. Box 580, Civic Centre
Sault Ste. Marie, Ontario
Canada P6A 5N1
(705) 759-5347
(705) 759-5952 (Fax)
E-Mail:
j.fratesi@cityssm.on.ca
b.berlingieri@cityssm.on.ca

2007 09 10

Mayor John Rowswell and
Members of City Council
Civic Centre

RE: STAFF TRAVEL REQUESTS

Dear Council:

The following staff travel requests are presented to you for approval:

1. **Denis Desrosiers – Legal Department – P.O.A. Division**
Appeals Meeting
September, 2007
Toronto, ON
Estimated total cost to the City - \$ 999.00
Estimated net cost to the City - \$ 0.00
2. **Rick Thomas – Fire Services**
CBRN Live Exercise
September, 2007
Gananoque, ON
Estimated total cost to the City - \$ 454.00
Estimated net cost to the City - \$ 454.00
3. **Don Maki – Engineering & Planning – Building Division**
LMCBO Fall 2007 Workshop
October, 2007
Caledon, ON
Estimated total cost to the City - \$ 713.00
Estimated net cost to the City - \$ 713.00
4. **Al Mooney and Roy Smith – Public Works & Transportation**
Snow School
September, 2007
Severn Bridge, ON
Estimated total cost to the City - \$ 2,410.40
Estimated net cost to the City - \$ 2,410.00

5. **Jim Coulis, Steve Waite and Mike Faubert – Public Works & Transportation**
Snow School
September, 2007
Severn Bridge, ON
Estimated total cost to the City - \$ 4,115.60
Estimated net cost to the City - \$ 4,115.60
6. **Joe Fratesi - Office of the C.A.O.**
Northern Growth Plan Meeting
September, 2007
Toronto, ON
Estimated total cost to the City - \$ 915.20
Estimated net cost to the City - \$ 915.20
7. **Shelley Schell – Finance Department**
Municipal Information/Data Analysis System Training
October, 2007
North Bay, ON
Estimated total cost to the City - \$ 367.25
Estimated net cost to the City - \$ 367.25
8. **Stephen Turco – Engineering & Planning – Planning Division**
Northeastern Ontario Planning Workshop
September, 2007
Sudbury, ON
Estimated total cost to the City - \$ 742.01
Estimated net cost to the City - \$ 742.01

Yours truly,

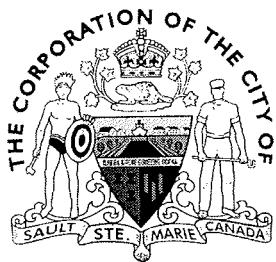


Joseph M. Fratesi
Chief Administrative Officer

JMF: bb

5(f)

John Rowswell, M.Eng., P.Eng., P.E.
MAYOR



August 24, 2007

Memo To: Councillors

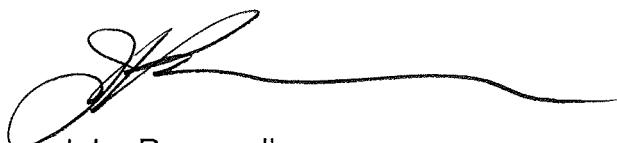
Subject: Mayor's Travel Allowance

Earlier this year, the China trip consumed about half of the Mayor's travel budget. There is approximately \$1,100 remaining in this account.

In the Mayor and Council budget, we put aside \$7,000 for Council members for international travel. As no more international travel is planned for this year, I request that this allocation of \$7,000 for Council international travel be transferred to the Mayor's international travel to China this year.

As I expect to have further meetings with the Northern Mayors and Ministers both provincially and federally this fall, I request this internal account transfer.

Respectfully submitted,



A handwritten signature in black ink, appearing to read "John Rowswell".

John Rowswell,
Mayor

Attachment

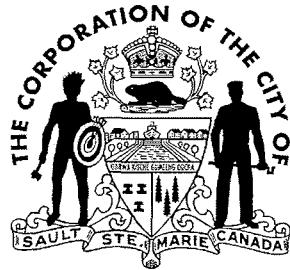
Travel Amounts, Statement of Objectives and Travel Report

- (10) The following provisions shall apply to travel by members of Council:
- (1) Starting in 2006 the maximum amount allotted to the Mayor for travel shall be \$24,000 for attendance at conferences, conventions, seminars, Association meetings or meeting relating to City business. In addition, the Mayor is allotted \$2,000 for receptions.
 - (2) Starting in 2006 the maximum amount allotted for each Councillor travel shall be \$2,500 for attendance at conferences and conventions;
 - (3) In addition to the amount set out in subsection 2 of this section, the sum of \$1,500 shall be provided in 2006 to permit a Councillor who is a member of the executive of the Association of Municipalities of Ontario to attend Association executive or business meetings and \$1,500 to permit a Councillor who is a Member of the executive of the Federation of Northern Ontario Municipalities to attend executive or business meetings.
 - (4) In addition to the amounts set out in subsections 2 and 3 of this section, a total additional amount of \$7,000 shall be provided to Councillors to undertake international travel.
 - (5) The amounts set out in this by-law shall be reviewed annually by Council.
 - (6) The Commissioner of Finance and Treasurer shall be responsible for approving travel expense reports submitted by the Members of Council but only if the travel expense reports comply with the provisions of this by-law.
 - (7) As soon as conveniently possible after the return of the Member of Council from a conference, convention or meeting for which travel funds were paid pursuant to this by-law, the member shall submit to Council a report on the conference, convention or meeting.

Peter A. Liepa
City Tax Collector

Tax & Licence Division
Finance Department

5(g)



2007 09 10

Mayor John Rowswell
and Members of City Council
Civic Centre

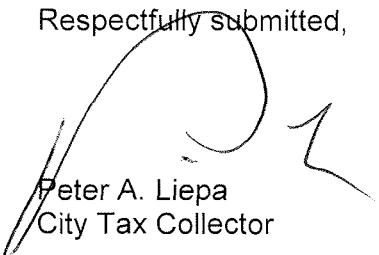
RE: Property Tax Appeals

Attached are listings that summarize applications for adjustments to the Tax Roll pursuant to Section 357 of the Municipal Act, 2001.

The Municipal Property Assessment Corporation (MPAC) has recommended the amount of assessment to be adjusted. Each of the applications has been reviewed individually and recommended as shown.

An appropriate resolution has been prepared for your consideration.

Respectfully submitted,

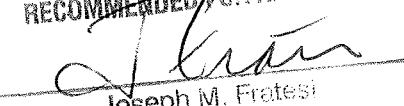

Peter A. Liepa
City Tax Collector

PAL/bk

Attach.

Recommended for Approval:


William Freiburger
Commissioner of Finance & Treasurer

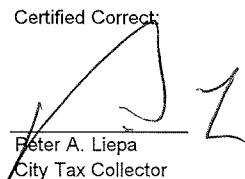
RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

APPLICATION TO COUNCIL TO CANCEL
OR REFUND PROPERTY TAXES PURSUANT TO SECTION 357
OF THE MUNICIPAL ACT, 2001

THE CORPORATION OF THE CITY OF SAULT STE. MARIE
PROPERTY TAX APPEALS
2007

DATE: 2007-08-13
PAGE: 1 of 1

ROLL NUMBER	PROPERTY ADDRESS	PERSON ASSESSED		PROPERTY CLASS	REASON	APPEAL NO.	CANCELLATIONS	TOTAL	
							TAXES	INTEREST	ADJUSTMENT
020-011-059-00	40 COULSON AVE	BRULE GILLES REJEAN	MERRETT REBEKAH CLARICE	RESIDENTIAL	D	07-046	73.54	-	73.54
020-022-066-00	38 BELLEVUE AVE	FROST JASON LLOYD GEORGE	FROST CORRIE LYNN	RESIDENTIAL	D	07-047	128.53	-	128.53
020-025-080-00	10 MONTGOMERY AVE	SHEARSBY ANN MARIE	DELUCA KENNETH BRIAN	RESIDENTIAL	D	07-048	64.26	-	64.26
020-027-061-00	18 ROUTLEDGE AVE	FERNANDES NOELINE SYLVIA		RESIDENTIAL	D	07-049	21.42	-	21.42
030-082-002-01	686 BLACK RD	BETHEL BIBLE CHAPEL		COMMERCIAL	B	07-049	26,542.43	786.13	27,328.56
060-070-135-00	856 AIRPORT RD	BAIC STEVEN GEORGE	DEWAR TRACEY ELLEN	RESIDENTIAL	D	07-050	437.44	-	437.44
									-
									-
									-

Certified Correct:

Peter A. Liepa
City Tax Collector

REPORT TOTAL 27,194.08 786.13 28,053.75

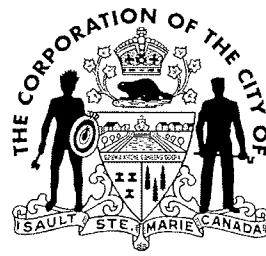
-
- A. REALTY TAX CLASS CONVERSION
B. BECAME EXEMPT AFTER RETURN OF ROLL
C. RAZED BY FIRE AFTER RETURN OF ROLL

- D. DEMOLISHED AFTER RETURN OF ROLL
E. OVERCHARGED BY REASON OF GROSS OR MANIFEST CLERICAL ERROR
F. REAL PROPERTY THAT COULD NOT BE USED FOR A PERIOD OF AT LEAST 3 MONTHS
DUE TO REPAIRS OR RENOVATIONS

5(9)

5(h)

P. A. Liepa, A.I.M.A.
City Tax Collector



Finance Department
Tax & Licence Division

2007 09 10

Mayor John Rowswell
And Members of City Council
Civic Centre

**RE: Vacant Unit Tax Rebate Program
Commercial and Industrial Properties**

Attached are listings that summarize applications for vacant unit property tax rebates pursuant to Section 364 of the Municipal Act, 2001, reflecting the 2006 and 2007 taxation years.

All applications were received within the statutory time limit. Applications requiring clarification of the assessment values were returned to the Municipal Property Assessment Corporation (MPAC) for further research.

MPAC has recommended the amount of assessments to be adjusted and each of the applications has been reviewed individually and recommended as shown.

An appropriate resolution has been prepared for your consideration.

Respectfully submitted,

A handwritten signature of P. A. Liepa.

P. A. Liepa
City Tax Collector

PAL/ms

Attach.

Recommended for Approval

A handwritten signature of William Freiburger.

William Freiburger
Commissioner of Finance & Treasurer

RECOMMENDED FOR APPROVAL
A handwritten signature of Joseph M. Tratesi.
Joseph M. Tratesi
Chief Administrative Officer

APPLICATION FOR VACANT UNIT TAX REBATE
PURSUANT TO SECTION 364
OF THE MUNICIPAL ACT, 2001.

THE CORPORATION OF THE CITY OF SAULT STE. MARIE
VACANT UNIT TAX REBATE PROGRAM
2007 PROPERTY TAXES

DATE: 2007/09/04 PAGE: 1
TIME: 09:38

ROLL NUMBER	PROPERTY ADDRESS / PERSON ASSESSED	C	A	N	C	E	L	L	A	T	I	O	N	S	D	O	W	N	/	B.	I.	A.	TOTAL
		TAXES	INT	CAN	INT	PAY	REBATE	TAXES	INT	CAN	INT	PAY	REBATE		TAXES	INT	CAN	INT	PAY				REBATE
02004210700	00376 QUEEN ST E DOWNTOWN FLEMING PATRICIA ELIZABETH	431.04 U-C	5.27		.00		436.31	138.62	1.38		.00		140.00		576.31								
02004214300	00369 QUEEN ST E DOWNTOWN MCCARDA HOLDINGS INC	278.41 U-C	6.07		.00		284.48	89.54	.90		.00		90.44		374.92								
02004215400	00503 QUEEN ST E DOWNTOWN SOONOR RETIREMENT	441.33 U-C		.00		.00	441.33	141.93		.00		.00	141.93		583.26								
02004217500	00673 QUEEN ST E DOWNTOWN TASSONE VITANTONIO	49.04 U-C		.00		.00	49.04	15.77		.00		.00	15.77		64.81								
02004501200	00955 QUEEN ST E DOCTORS BUILDING COMPANY	827.30 U-C D		.63		.00	827.93			.00		.00			827.93								
03005312400	00145 NORTHERN AVE E COCCIMIGLIO GINO IN TRUST	430.11 U-C		.00		.00	430.11			.00		.00			430.11								
03005601100	00040 WHITE OAK DR E COCCIMIGLIO GINO	888.72 U-C		.00		.00	888.72			.00		.00			888.72								
03005601900	00045 WHITE OAK DR E SAR GIN DEVELOPMENTS (SAULT)	3646.81 U-I		.00		.00	3646.81			.00		.00			3646.81								
03006203800	00633 GREAT NORTHERN RD CAV-ERK AMUSEMENT INC	2388.45 U-C		12.33		.00	2400.78			.00		.00			2400.78								
03009205400	00756 LANDSLIDE RD 1671299 ONTARIO INC	2579.79 R-C		.00		114.50	2694.29			.00		.00			2694.29								
04001505900	00262 WELLINGTON ST W FREIBURGER WILLIAM SIMON	679.28 U-C		3.79		.00	683.07			.00		.00			683.07								
04002100400	00124 GORE ST ARMSTRONG RONALD GERALD K	34.70 U-C		1.03		.00	35.73			.00		.00			35.73								
04002106600	00262 QUEEN ST E DOWNTOWN PRO-EX OFFICE COMPLEX	263.20 U-C		.00		.00	263.20	79.54		.00		.00			79.54								
04002202300	00143 GORE ST ENG YUEN MEE	357.74 U-C		.00		.00	357.74			.00		.00			357.74								
04002318200	00162 GORE ST VAN SCOY BRIAN A	100.33 U-C		3.29		.00	103.62			.00		.00			103.62								
05001701500	00343 SECOND LINE W BERTO ROBERT RONALD	575.05 U-C		16.13		.00	591.18			.00		.00			591.18								
TOTALS:		13971.30		48.54		114.50	14134.34	465.40		2.28		.00			467.68								

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VACANCY SUMMARY

TAX ADJUSTMENTS:	13971.30	465.40	14436.70
INTEREST CANCELLATION:	48.54	2.28	50.82
INTEREST PAYABLE:	114.50	.00	114.50
TOTAL ADJUSTMENTS:	14134.34	467.68	14602.02

CERTIFIED CORRECT

P. A. LIEPA
CITY TAX COLLECTOR

5(h)

APPLICATION FOR VACANT UNIT TAX REBATE
PURSUANT TO SECTION 364
OF THE MUNICIPAL ACT, 2001.

THE CORPORATION OF THE CITY OF SAULT STE. MARIE
VACANT UNIT TAX REBATE PROGRAM
2006 PROPERTY TAXES

DATE: 2007/09/04 PAGE: 1
TIME: 09:02

ROLL NUMBER	PROPERTY ADDRESS / PERSON ASSESSED	C A N C E L L A T I O N S	D O W N T O W N / B. I. A. TAXES INT CAN INT PAY REBATE	TOTAL REBATE
02004203600	00119 EAST ST MID-CANADA COMMUNICATIONS	955.87 U-C	.00 10.06 965.93 .00 .00 .00	.00 965.93
03008200201	00686 BLACK RD BETHEL BIBLE CHAPEL	6312.52 U-C	249.35 .00 6561.87 .00 .00 .00	.00 6561.87
04002202300	00143 GORE ST ENG YUEN MEE	118.27 U-C	.00 .00 118.27 .00 .00 .00	.00 118.27
04003008402	00455 ALBERT ST W 1576290 ONTARIO INC	2533.85 U-C	102.69 .00 2636.54 .00 .00 .00	.00 2636.54
TOTALS:		9920.51 352.04	10.06 10282.61 .00 .00 .00	.00 10282.61

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VACANCY SUMMARY

TAX ADJUSTMENTS:	9920.51	.00	9920.51
INTEREST CANCELLATION:	352.04	.00	352.04
INTEREST PAYABLE:	10.06	.00	10.06
TOTAL ADJUSTMENTS:	10282.61	.00	10282.61

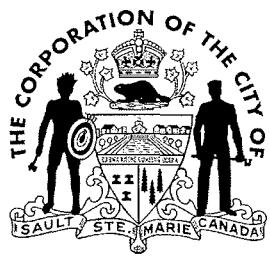
CERTIFIED CORRECT

P.A. LIEPA
CITY TAX COLLECTOR

5(4)

5(i)

Peter A. Liepa
City Tax Collector



Finance Department
Tax & Licence Division

2007 09 10

Mayor John Rowswell
And Members of City Council
Civic Centre

RE: 254-258 Queen St East Readvertise for Public Tax Sale

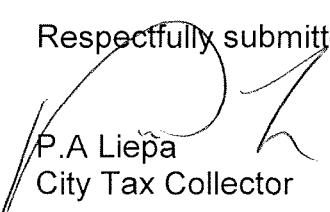
In 2005, the above property was approved by City Council to be registered for tax sale. On October 4, 2006, this property was offered at a tax sale and no bids were received. Pursuant to Section 380.1 of the Municipal Act, 2001, the treasurer may within two years after the date of the public sale readvertise the property for the second time in accordance with the prescribed rules.

However, if this property were to be readvertised, the minimum bid would now be \$302,760.43. Recently this property had been listed for \$295,000. Staff is asking that all of the 2007 taxes billed to date be written off pursuant to section 354 of the Municipal Act, 2001. We would like to readvertise the property at the same price that it was in 2006, \$241,074.27. The amount of the write-off would be \$59,486.64 of which the Municipal portion is \$23,368.46, Education \$15,186.07, Downtown Levy \$3,675.00 and Interest of \$17,257.11.

The tax sale would occur in November, 2007.

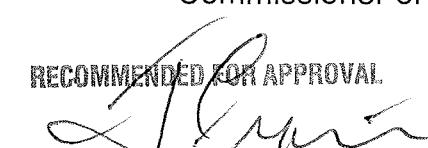
Staff feels that this property would be better suited to be sold rather than vesting it and the City becoming the owner.

A resolution is attached for council's approval.

Respectfully submitted,

P.A. Liepa
City Tax Collector

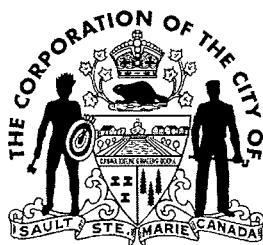
Recommended for Approval:


W. Freiburger
Commissioner of Finance & Treasurer

RECOMMENDED FOR APPROVAL.

Joseph M. Fratesi
Chief Administrative Officer

5(j)

WILLIAM FREIBURGER, CMA
Commissioner of Finance and Treasurer
Finance Department



September 10, 2007

Mayor John Rowswell
and Members of City Council

RE: PROPOSED DEBENTURE ISSUE FOR THE STEELBACK CENTRE

A debenture issue for \$11.22 million is being proposed to complete the financing plan for the Steelback Centre.

Due to the fluctuating nature of the bond market, the estimated interest rate and term sheet will be provided at the Council meeting on Monday. After the approval of Council has been secured, the debentures will be sold at the prevailing market interest rate which is expected to be very close to the estimated interest rates.

National Bank Financial is the lead manager of the City's fiscal agency syndicate.

By-law 2005-128 authorized the City to issue debentures for the construction of a Sports and Entertainment Centre.

Council approved the process of marketing debentures for the Steelback Centre on June 25, 2007.

The fiscal agents are requesting authority to proceed with the marketing and sale of the debenture issue.

The final terms of the debenture issue will be presented to Council at the September 24, 2007 meeting along with an appropriate debenture by-law prepared for Council approval.

RECOMMENDATION

The City's fiscal agents be authorized to proceed with the sale of the \$11.22 million City of Sault Ste. Marie debenture issue for the Steelback Centre.

Respectfully submitted,

W. Freiburger
Commissioner of Finance and Treasurer

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

WF/kl

5(k)



2007 09 10

**MAYOR JOHN ROWSWELL,
MEMBERS OF COUNCIL**

**RE: Second Quarter Implementation Status Report April - Jun 2007 -
Accessibility Plan 2007**

This second quarter report is provided for Council's information. This report is a summary of the status of barrier removal activities in various departments and services.

The attached spreadsheet contains the current status of projects and includes specific details on what has been accomplished, any departmental challenges as well as Accessibility Advisory Committee comments.

The Accessibility Advisory Committee has provided the attached letter summarizing their satisfaction with the second quarter.

The Accessibility Advisory Committee is very pleased that the Northern Avenue crossing will be addressed and recognizes that financial constraints exist in its implementation. The committee has decided to review its 2007 project recommendations (page 12 of Accessibility Plan) to determine if there are projects that can be postponed to 2008. This would enable them to provide more financial support to the Northern Ave. crossing.

Progress to Date

Clerks: Both the Website and Corporate Style Guide are considered complete at this time. When the provincial standard is created these items will be revisited for compliance

CSD: This department provides significant direct services to the public and continues to excel at barrier removal activities. Numerous projects are currently in progress

Engineering and Planning: The Accessibility Advisory Committee met with staff to clarify the committee's role in site plan review. As well, the department is pursuing funding from the Corporate Barrier Removal Budget for the Northern Avenue project.

Finance: The City website is complete with accessible formats for a variety of disabilities. Information Systems made significant efforts to work with the Accessibility Advisory Committee on this project

Fire: continues to include the committee when conducting building evacuations to establish safe routes of travel for persons with disabilities.

Human Resources: The Accessibility Advisory Committee is consulted on renovations that impact staff and the public. Health and Safety continues to interact with the Accessibility Advisory Committee in evacuation policies development

Legal: A first draft of the Inclusive Municipal Parking Bylaw was created and input from the Accessibility Advisory Committee solicited. A meeting will be held in September to review.

Public Works and Transportation: There continues to have a strong working relationship with Transit. We hope that the province will release standards for curb cuts and accessible lights soon as these remain outstanding challenges.

Social Services: The Department continues to provide support to the committee to oversee corporate commitments. The Accessibility Advisory committee will be meeting with Social Housing staff in October to receive an overview on housing legislation as it relates to accessible social housing as this remains an area of concern in the community.

Library Services: The Library continues to excel at barrier removal activities and sensitivity to the needs of persons with disabilities

Police Services: All accessibility upgrades have been completed.

Recommendation

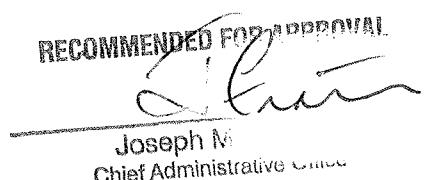
That Council accept this report as information

Submitted for Council approval

Respectfully Submitted,



Lynn Rosso,
Policy and Implementation Manager
Social Services Department



Recommended for approval,

Kim Streich Poser
Commissioner,
Social Services Department



5(k)

2007-08-19

MAYOR JOHN ROWSWELL,
MEMBERS OF COUNCIL
MEMBERS OF THE COMMUNITY

RE: Joint Accessibility Plan – 2nd Quarter Report

We are encouraged that more departments and services are responding to the need to remove barriers in this community. However we are concerned that limited financial (Corporate Barrier Removal Budget) and staff resources are available to assure significant annual progress.

We are encouraged also by the decision by Council to go forward with the Northern Ave. project that was identified three years ago. In order to leverage maximum funding support for this project we have reviewed our 2007 annual plan commitments. As a result at the September meeting, our committee will discuss which commitments to postpone to 2008.

We continue to support projects that will enhance quality of life for persons with disabilities and their families. We have worked with our community partners, RYTAC, Sault College, Children's Rehabilitation Centre of Algoma as well as the Community Services department to provide recreation alternatives. They have provided accessible sailing, wheelchair basketball and sports camps. In the winter, we will provide sledge skating with the potential for sledge skiing and other wheeled sports.

A recent encounter with a former Saultite family, who moved to southern Ontario because of the lack of accessible opportunities for their son, has increased our determination to provide these quality of life necessities.

We are disappointed that Engineering and Planning have not as yet moved forward with the Facility Design Standards and have not interacted regarding this with the committee. Similarly, we continue to be concerned about the lack of emergency / evacuation procedures that include the needs of persons with disabilities.

We are delighted with the responses from departments such as Library Services, Transportation and Public Works, Community Services.

It is hoped that as we move forward, Council will consider barrier removal activities as a high priority and provide departments with sufficient supports to enable the fulfillment of their annual responsibilities under the Acts.

Respectfully Submitted for Council consideration,

Ann Marie McPhee, Chair, Accessibility Advisory Committee

CORPORATION OF THE CITY OF SAULT STE. MARIE
SECOND QUARTER APR-JUN 2007 ACCESSIBILITY PLANNING REPORT

CLERKS		2ND QUARTER			
	PROJECT	2007 BUDGET	STATUS	DEPARTMENT COMMENTS	AAC COMMENTS
1	Corporate Style Guide now created and pending Accessibility Advisory Committee recommendation for alternate formats policy		Complete	The Corporate Style Guide is complete. At this time, the department is not recommending adoption of the Ottawa Multiple Formats Policy. Documents will be provided in large print upon request. Provision of documents in Braille could be provided through the Accessibility Office upon request if the Office feels the purchase of the necessary equipment is of high enough priority.	
2	Information not available in multimedia formats (such as automated phone line and website for residents to access daily municipal updates including job postings, garbage collection, street closures etc.) (Due to lack of funding)		Complete	Website meets priority level 1 of W3C standards. Further enhancements for accessibility should be pursued once provincial standards for website accessibility have been developed.	
3	Strategic Plan includes accessibility as part of 2006 Activity update. It will be included to same level as other committees when new plan developed in 2007		In Progress	Strategic Plan update is currently underway (2007)	
4	Closed captioned City Council Meetings with private funding partnership		In Progress	Investigation underway. Report pending	

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CORPORATION OF THE CITY OF SAULT STE. MARIE
SECOND QUARTER APR-JUN 2007 ACCESSIBILITY PLANNING REPORT

COMMUNITY SERVICES DEPARTMENT		2ND QUARTER			
	PROJECT	2007 BUDGET	STATUS	DEPARTMENT COMMENTS	AAC COMMENTS
1	Some additional barriers were identified at John Rhodes pool - CSD following up on items	\$20,000.00	in progress	The portable pool lift has been ordered.	
2	Boat Launch at Pine Street Marina – discussions regarding installing of a lift for persons with disabilities to use watercraft on St. Mary's River. Partnership with Rick Hansen Committee	\$5,000.00	ongoing	A meeting was held May 11, 2007. The committee approved the hiring of a design engineer for the ramp and the accessibility for boating.	
3	Steelback Centre designed in full cooperation with the Accessibility Advisory Committee		in progress	A meeting was held in July with the committee to review minor concerns with the new facility. The division will be addressing these concerns.	
4	Bay Street Seniors Centre was visited and accessible upgrades will be considered as a project in 2008		complete	no action	
5	Steelton Seniors Centre is inaccessible. Relocation is recommended		complete	no action	
6	Upgrade seating at John Rhodes arena.	\$5,000.00	on hold	to be reviewed for 2008	
7	Limited recreation (participating sports e.g. sledge hockey) opportunities exist for persons with disabilities. CSD to work in partnership with Accessibility Advisory Committee to establish sports programming i.e. sledge hockey.	\$20,000.00	ongoing	Sledges are being purchased and developing procedures for rental of the sledges during public skating.	The Committee aims to have this project in place by November in time for the Bell Celebrity Skate so that persons with disabilities will be able to skate with the celebrities and experience the freedom of being on the ice.

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CORPORATION OF THE CITY OF SAULT STE. MARIE
SECOND QUARTER APR-JUN 2007 ACCESSIBILITY PLANNING REPORT

ENGINEERING & PLANNING		2ND QUARTER			
	PROJECT	2007 BUDGET	STATUS	DEPARTMENT COMMENTS	AAC COMMENTS
1	Annual maintenance of yellow contrast strips has not been done		Complete	Civic Centre front stairs painted	
2	Safe evacuation is unattainable for persons with hearing disabilities at any corporate building. Recommendation: In coordination with the Canadian Hearing Society strobe lighting should be installed at the Civic Centre.	\$3,000.00			
3	Accessibility Advisory Committee supports use of existing City of London Facility Accessibility Design Standards with special consideration for snow issues				No interaction with Committee during review and application process by Engineering.
4	Civic Centre upgrades: improved door openers on west & main entrance, main entrance non-slip coating, reception desk modifications, meeting room tables (2 per year), accessible restroom in lobby to be upgraded, strobe lighting to be installed		In Progress		Reception desk completed. Blends in beautifully.

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CORPORATION OF THE CITY OF SAULT STE. MARIE
SECOND QUARTER APR-JUN 2007 ACCESSIBILITY PLANNING REPORT

FINANCE DEPARTMENT		2ND QUARTER			
	PROJECT	2007 BUDGET	STATUS	DEPARTMENT COMMENTS	AAC COMMENTS
1	Accessible Website		Complete	Website meets priority level 1 of W3C standards. Further enhancements for accessibility should be pursued once provincial standards for website accessibility have been developed.	
FIRE/EMS SERVICES					
	PROJECT	2007 BUDGET	STATUS	DEPARTMENT COMMENTS	AAC COMMENTS
1	Implement Stair chair procedures for evacuation of any handicapped persons that may need assistance from our public buildings during an emergency.				
2	Will investigate TTY communications with Police to compliment our 911-dispatch system for the hearing disabled				
3	Will ensure planning of new Fire/EMS centre is accessible once reconstruction phase of MTO site begins.				

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CORPORATION OF THE CITY OF SAULT STE. MARIE
SECOND QUARTER APR-JUN 2007 ACCESSIBILITY PLANNING REPORT

HUMAN RESOURCES		2ND QUARTER			
	PROJECT	2007 BUDGET	STATUS	DEPARTMENT COMMENTS	AAC COMMENTS
1	Corporate Evacuation Plans don't include strategy for evacuation of persons with disabilities specific to each building.		Outstanding		Please provide copy of Corporate Evacuations Policy that directs all departments to include specific reference to strategy for evacuation of persons with disabilities specific to each building for Accessibility Advisory Committee review
					We request to review all Corporate Policies with respect to inclusion of Persons with Disabilities. This includes corporate policies on evacuations, employment practices and Customer Service Standards
LEGAL DEPARTMENT		2ND QUARTER			
	PROJECT	2007 BUDGET	STATUS	DEPARTMENT COMMENTS	AAC COMMENTS
1	Municipal Parking Bylaw review		In Progress	Draft completed and provided to Accessibility Advisory Committee	Draft reviewed and comments made and returned to Legal - pending next steps

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CORPORATION OF THE CITY OF SAULT STE. MARIE
SECOND QUARTER APR-JUN 2007 ACCESSIBILITY PLANNING REPORT

PUBLIC LIBRARY		2ND QUARTER			
	PROJECT	2007 BUDGET	STATUS	DEPARTMENT COMMENTS	AAC COMMENTS
1	In 2006 library conducted unannounced fire drills, testing evacuation plan in a "real world" scenario. No persons with disabilities happened to be in library at the time		Complete	2007 Fire Drill at Main Library included persons with disabilities. Members of AAC participated in evacuation drill and provided advice for improving evacuation procedure.	This is one of the most proactive departments in the city and does the city proud.
2	The current lift system remains in use but is unreliable		In Progress	All funding for replacement of disabled lift with a new elevator has been obtained. AAC has made recommendations on elevator requirements. Architect is preparing design drawings and tender documents. New elevator is expected to be installed fall 2007.	
3	Main Branch has two disabled parking spots, which need parking spaces clearly identified (new signage and painting pavement with spaces clearly identified). Corporate Barrier Removal Budget Contribution: \$1,000.00		In progress	All requirements for two accessible parking places identified. Arrangements made with Planning Department for two accessible parking places at Main Library to be constructed in conjunction with Boardwalk Extension project. Completion expected summer/early fall of 2007.	
4	Korah Branch does not have disabled parking spots identified. The Korah Branch is inaccessible. Recommendation: relocation to meet the needs of the users.		Outstanding	Relocation of the Korah Branch Library is identified in the City's 10-Year Capital Budget Forecast.	

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CORPORATION OF THE CITY OF SAULT STE. MARIE
SECOND QUARTER APR-JUN 2007 ACCESSIBILITY PLANNING REPORT

5	Installation of the Internet Workstation for Persons with Print Disabilities is ongoing and is dependent on IT staff time – expect it will be installed in the fall of 2006		Complete	An accessible workstation, with accessible software (Zoom Text and JAWS) has been installed at the Main Library.	
6	Purchase of wheelchair accessible table for the Main Library Children's Room. The table has been ordered but has not been received. Expect it will be received in the fall of 2006		Complete	Wheelchair accessible table in the Main Library Children's Area has been installed.	
7	A wheelchair accessible table has been ordered for the Internet Workstation for Persons with Print Disabilities, making this workstation wheelchair-accessible as well.		Complete	Internet Workstation is now wheelchair accessible	

POLICE SERVICE		2ND QUARTER			
PROJECT	2007 BUDGET	STATUS	DEPARTMENT COMMENTS	AAC COMMENTS	
1	Paint risers on south/west and east staircases with contrasting colour to steps.		ongoing -	completion by fall 2007	
2	Installation of Junkin Stair Chairs and Evacu-Trac evacuation chairs in main police building			completion by fall 2007	

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CORPORATION OF THE CITY OF SAULT STE. MARIE
SECOND QUARTER APR-JUN 2007 ACCESSIBILITY PLANNING REPORT

PUBLIC WORKS AND TRANSPORTATION			2ND QUARTER		
	2007 BUDGET	STATUS	DEPARTMENT COMMENTS	AAC COMMENTS	
1	Accessible pedestrian signals - CNIB provided a priority installation location listing in cooperation with Accessibility Advisory Committee. Outstanding issues: Ministry of Transportation standards, Legal opinion and Council support on installation		In Progress	Waiting for reply from supplier on when they might attend a meeting with the Accessibility Advisory Committee.	This has been a request since the committee was organized. Very disappointing.
2	With Council approval an accessible pedestrian signal be installed at a location as determined by CNIB in cooperation with the Accessibility Advisory Committee	\$40,000.00	Same		
4	Northern Avenue crossing is dangerous for all pedestrians including persons with disabilities. Council Resolution October 16, 2006 directed staff in collaboration with Accessibility Advisory Committee and Ministry of Transportation to make recommendations			This project is in design stages. All info forward to REEDORHEES ENGINEERING in Toronto for design. Funding is being investigated.	This safety issue has been delayed by council for financial reasons at all levels. There is enough traffic to warrant the signal and the added advice of a consultant to revise totally the traffic for this street and corner. Still unresolved.
5	Transit Services: Queen St Terminal automatic doors and restroom upgrades		Complete		Another department that deserves kudos for interaction with the committee.
6	Annual Curb Cuts, paving or repaired to be completed on priority basis with information received from the Accessibility Advisory Committee. Following areas identified in 2007 Accessibility Plan	\$10,000.00	In Progress	Provided solution plan for problem areas and fixing identified areas	

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CORPORATION OF THE CITY OF SAULT STE. MARIE
SECOND QUARTER APR-JUN 2007 ACCESSIBILITY PLANNING REPORT

7	Development of Curb cut standards				Recommended that a municipal staff apply for membership on the Built Environment Standard Committee.
8	Multi-use paths at Bellevue Park have safety issue. Paved path is higher than surrounding ground, which results in hazard for wheeled patrons (falling off path) as well as those walking (twisted ankles). Recommend that ground be leveled with path.		Intended work for 2007	Paving stone formal area in front of stage and linking up two walkways. Installation of formal drop-off area for Para-Bus. Asphalt link to existing walkway adjacent to duck pond as discussed at site meeting. Minor crack repairs to entrance onto stage and installation of grab bars in washrooms	
9	Queen Elizabeth Sports Complex	\$10,000.00	In Progress	Focus on new bleachers at Rocky Dipietro Field. Improved/leveled cement area at entrance. Estimates pending for paved path from Queen E B field to Rocky Dipietro Field.	
10	Strathclair Park: Bridging culverts and multi purpose paved pathways.	\$15,000.00	Not Started Held to 2008	Quotes pending for paved paths and improved culverts to allow easy access between levels. Five year master plan to be developed for accessibility at Strathclair to incorporate new upper soccer fields. Parking, access and washrooms will be focus.	

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CORPORATION OF THE CITY OF SAULT STE. MARIE
SECOND QUARTER APR-JUN 2007 ACCESSIBILITY PLANNING REPORT

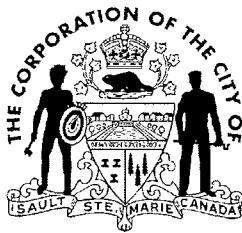
SOCIAL SERVICES		2ND QUARTER			
PROJECT		2007 BUDGET	STATUS	DEPARTMENT COMMENTS	AAC COMMENTS
1	Full time Municipal Accessibility Coordinator and clerical support. Budget request submitted.		Complete	Existing staff in place	Are you a full time Accessibility Coordinator and where is your clerical support?
2	Develop a Vulnerable Persons Registry through the Accessibility Centre.	\$3,000.00	In Progress	Received Letter of Support from Emergency Planning Committee (EPC). Looking at various sources to secure funding for staffing support	This should be funded as a necessary part of the Emergency Disaster Plan which presently does not include persons with disabilities.
3	Social Housing review		Pending	To present at October 07 Accessibility Advisory Committee meeting	We have received numerous complaints about housing but need to have more information regarding "accessible" housing and priority setting.
4	Social Services (OW)		In Progress	Updating Evacuation and Bomb Threat Plans to include specific reference to evacuation procedures for persons with disabilities	As stated above, the emergency evacuation plans need to include persons with disabilities properly. Who and what funding is available for this project.?

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LORIE BOTTO
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR



LEGAL
DEPARTMENT

File No. R.1.2.1

2007 09 10.

Mayor John Rowswell and
Members of City Council

RE: Smoking in Entranceways

Whereas Council passed the following resolution on April 30, 2007:

MOVED BY: Councillor L. Tridico
SECONDED BY: Councillor T. Sheehan

"RESOLVED that the appropriate staff be requested to review the need for a policy concerning smoking at the entranceways to municipal buildings and report back to Council."

I have had an opportunity to meet with the following staff from Algoma Public Health: Dr. Northan, Medical Officer of Health; Sherri Cleaves, Public Health Program Manager; Janet Allen, R.N., Chronic Disease Prevention; and Al Look and Terry Kennedy, Tobacco Enforcement Officers. I have also discussed this matter with Nick Apostle, Commissioner of Community Services and Sergeant Glenn Toni of Sault Ste. Marie Police Service. In addition I have reviewed the provincial and municipal legislation on this matter.

Currently, there is gap in the legislation concerning entranceways. Smoking is not permitted at entranceways to healthcare facilities. This is set out in the Smoke Free Ontario Act. Healthcare facilities are the only sites where smoking is prohibited at entranceways. The City's smoking by-law, By-law 2003-7, copy attached, does not speak to entranceways. A situation has arisen where people are smoking at

entranceways and disturbing other people entering the facilities. Ward councillors and staff have received complaints about people smoking at entranceways to municipal arenas and facilities. Most notably, we have received complaints concerning smokers at the entrance to the John Rhodes Centre and the Steelback Centre.

The City may be able to amend the smoking by-law 2003-7 to prohibit smoking at entranceways. However, it is important that the amendment be enforceable. Several problems arise with passing a blanket amendment to prohibit smoking at entranceways to municipal facilities. In the case of the Steelback Centre, one entranceway abuts the sidewalk. The City cannot prohibit smoking on the public sidewalk. In addition, prohibiting smoking on the westerly entranceway creates additional problems.

During concert events, the City needs to be able to provide a secure area for patrons who smoke. This enables patrons to enter the concert and be subjected to an initial search. Later during the event, the same patron may exit to a secure area outside the venue. Generally, this secure area has been identified as the stairway at the western entrance to the Steelback Centre. This area is outlined on the sketched attached hereto. When the patrons re-enter the building, they are not subjected to the same search to which they were subjected upon initial entry. Both Police and the Commissioner of Community Services agree that it is important to have a secure area close to the site where it can be well monitored and individuals may not leave the secure area either to return with weapons or become intoxicated or ingest illegal substances. Accordingly, it would not be practical to prohibit smoking at the Steelback entranceways.

Clearly, the issue of smoking at the entranceways to the Steelback Centre is more or less of a problem depending on the event being hosted at the Centre. CSD staff needs the discretion to apply the smoking at entranceway policies in different manners for different events. For example, at a rock concert it may be necessary to section off a portion of the stairs as a secure area. During such a concert smoking at that particular entranceway would not be prohibited. However, at another event such as a sporting event it may be more desirable to prohibit smoking at the entranceway. The only way in

which enforcement staff has the power to apply smoking prohibitions with discretion is pursuant to a policy. As the owner of the Steelback Centre, the City can direct staff at which events smoking is prohibited at entranceways and at which secure smoking areas are provided. Accordingly, the amendment to By-law 2003-7 should not include the Steelback Centre.

With regard to the John Rhodes Centre and the McMeeken Centre the enforcement is much less problematic. In both cases the property is owned by the City. Neither property abuts a roadway or sidewalk. Accordingly, it will be possible to amend By-law 2003-7 to prohibit smoking at entranceways to these two facilities. It is suggested that the prohibition apply for a radius of four metres. This will encompass a sufficient area so that patrons entering the facility will not be subjected to smoke as they enter the sports facility. In addition, it is consistent with the radius that has been applied in other municipalities that have followed this course of action.

RECOMMENDATION

An appropriate by-law which amends smoking By-law 2003-7 appears elsewhere on the agenda and is recommended for approval.

Respectfully submitted,



Nuala M. Kenny
Assistant City Solicitor

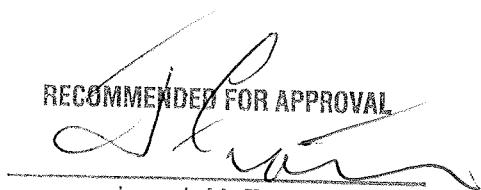
Recommended for approval,



Lorie Bottos
City Solicitor

NMK/dh

Attachments: 1. By-law 2007-3
 2. Sketch of Steelback Centre

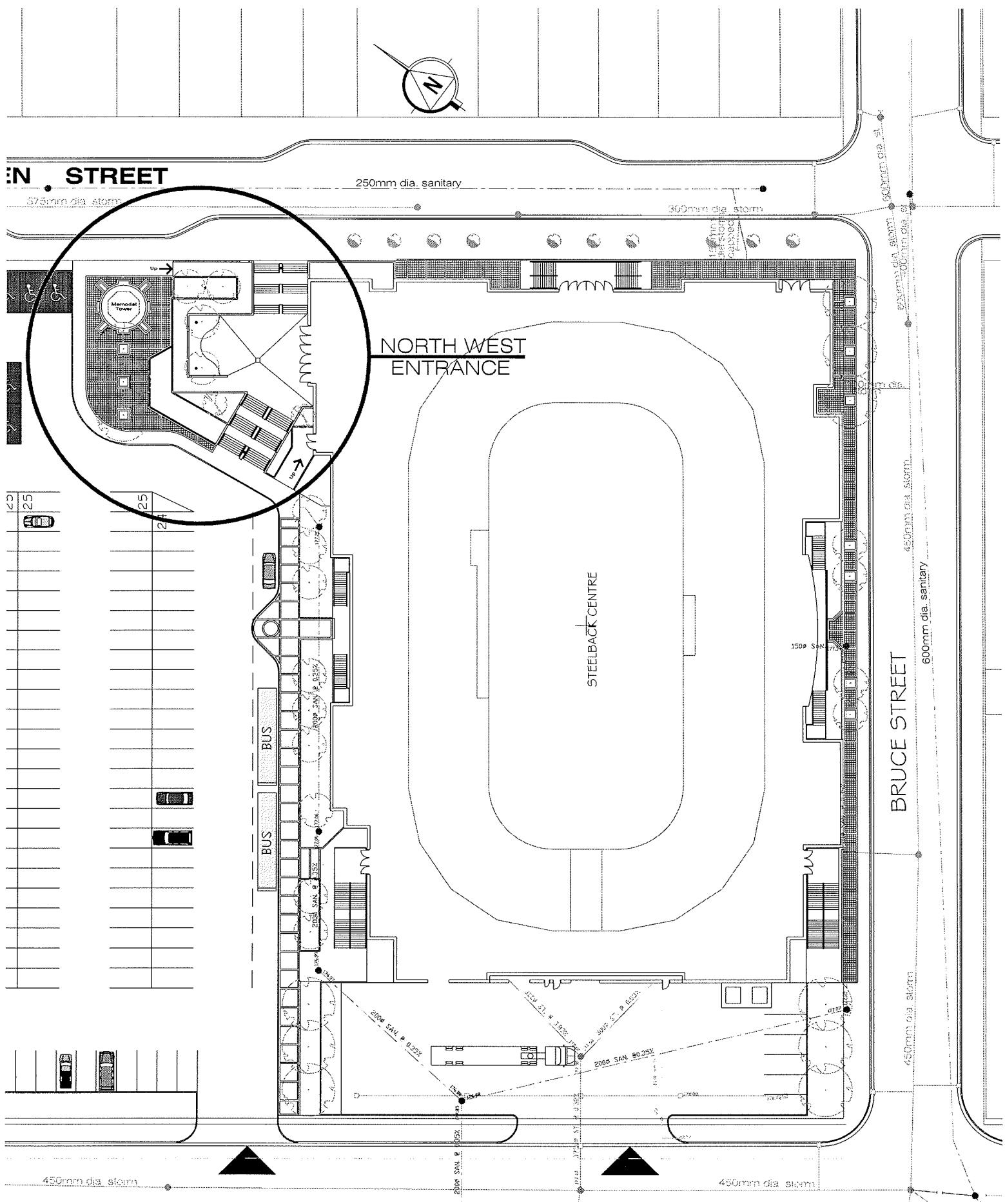


RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

cc: Mr. Nick Apostle, Commissioner, Community Services
 Sergeant Glenn Toni, Sault Ste. Marie Police Service
 Dr. Allan Northan, Algoma Public Health

5(1)



THE CORPORATION OF THE CITY OF SAULT STE. MARIE
BY-LAW NUMBER 2003-7

SMOKING: (R.1.2.1) - A by-law to regulate smoking in public places and city buildings in the City of Sault Ste. Marie.

WHEREAS Subsection 213(2) of the *Municipal Act*, R.S.O. 1990, C. M.45 as amended, authorizes the council of a local municipality to pass a by-law regulating the smoking of tobacco in public places and workplaces within the municipality and designating public places or workplaces or classes or parts of such places as places in which smoking tobacco or holding lighted tobacco is prohibited;

AND WHEREAS section 115 of the *Municipal Act, 2001* will continue to provide this authority when it comes into force on January 1, 2003;

AND WHEREAS it has been determined that second-hand smoke is a serious health hazard because of its adverse effects and risk to the health of all of the inhabitants in the Corporation of the City of Sault Ste. Marie;

AND WHEREAS it is desirable for the purpose of promoting and protecting the health, safety and welfare of the inhabitants of the City of Sault Ste. Marie to ensure that all public places and City buildings will be free from second hand smoke;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF SAULT STE. MARIE ENACTS AS FOLLOWS:

PART I

1. DEFINITIONS

1.0 In this by-law,

1.1 "**City**" means the Corporation of the City of Sault Ste. Marie;

1.2 "**City building**" means any building, owned, operated or leased by the City;

1.3 "**inspector**" means any employee or class of employee of the Algoma Health Unit authorized by the Medical Officer of Health to carry out an inspection under and to enforce the provisions of this by-law, or a person or class of person appointed by Council of the City as a municipal by-law enforcement officer to enforce this by-law or a police officer;

1.4 "**outdoor patio**" means an outdoor area or partially enclosed outdoor area that is adjacent to an establishment where food or beverages are sold and where food or beverages or both are consumed by the public;

AMENDED
BY-LAW 2005-13

(a) "**Outdoor area**" means an area that:

(a) is not covered by a temporary or permanent roof; or

(b) if covered by a temporary or permanent roof,

(i) at least 35 percent of the total wall area, calculated from the floor to a height of 2.44 metres above the floor, must be open to the movement of outdoor air;

5(1)

- (ii) does not share open doors with a public place except when being opened to enter or exit the indoor area;
- (iii) does not share open windows with a public place;
- (iv) must not be used as the main entrance to the public place; and
- (v) does not share thermostat controlled heating or air conditioning with a public place.

AMENDED BY
BY-LAW 2005-33

- (c) There shall be no structure or part thereof located within .3 m. of the exposed perimeter walls.

AMENDED BY
BY-LAW 2005-33

- (d) If covered by a temporary or permanent roof, there shall be no structure within .5 metres of such temporary or permanent roof."

- 1.5 "**person**" includes a corporation;
- 1.6 "**proprietor**" means the person who ultimately controls, governs or directs the activity carried on within a public place and includes the person actually in charge of the premises at any particular time;
- 1.7 "**public place**" means any building, structure, vessel, vehicle or conveyance, or part thereof, whether covered by a roof or not, to which the public has access as of right or by invitation, expressed or implied, whether or not a fee is charged for entry but does not include an outdoor patio or a street, road or highway.
- 1.8 "**smoke**" or "**smoking**" includes the carrying of a lighted cigar, cigarette, pipe or any other lighted smoking equipment, but does not include smoke or smoking where smoke or smoking is used in a stage production of a theatrical performance and does not include or prohibit the holding of lit tobacco if the activity is carried out for traditional Aboriginal cultural or spiritual purposes.

PART II

2. PUBLIC PLACES AND CITY BUILDINGS

- 2.1 No person shall smoke in any public place within the City, or in a City building, whether or not a No Smoking sign is posted.

- 2.2 Every proprietor of a public place shall:

- (i) ensure compliance with this bylaw;
- (ii) prohibit smoking in the public place;
- (iii) post No Smoking signs in accordance with Part III of this bylaw in conspicuous locations at every entrance and washrooms in the public place indicating that smoking is prohibited in the public place;
- (iv) ensure that no smoking related paraphernalia including ashtrays or matches are placed or permitted to remain in the public place.

- 2.3 The City shall:

- (i) prohibit smoking in City buildings;
- (ii) post No Smoking signs in accordance with Part III of this bylaw in conspicuous locations at every entrance and washrooms in City buildings indicating that smoking is prohibited in City buildings;

- (iii) ensure that no smoking related paraphernalia including ashtrays or matches are placed or permitted to remain in City buildings.

PART III

3. SIGNAGE REQUIRED

- 3.1 Every proprietor and the City shall post and maintain in conspicuous locations at each entrance to the facility and in the washrooms, a sign at least 14 centimetres (5.5 inches) by 14 centimetres (5.5 inches) in size that includes a depiction of the international No Smoking symbol at least 7.5 centimetres (3 inches), and lettering at least 0.8 centimetres (5/16 inch) high and at least 0.2 centimetres (1/16 inch) wide at the narrowest point, with the rest of the letter sized proportionately, which reads "No Smoking - The Corporation of the City of Sault Ste. Marie".
- 3.2 Where a No Smoking sign is required to be placed or posted under this by-law, the sign shall have the proportions, characteristics and minimum measurements as set out in Section 3.1 as depicted in "Schedule A" and consist of two (2) contrasting colours, or if the lettering and graphic symbol are to be applied directly to surface or to be mounted on a clear panel, the lettering and graphic symbol shall contrast with the background.
- 3.3 Despite the fact that the symbol referred to in Schedule "A" is a cigarette, it is deemed to include a lighted cigar, cigarette, pipe or any other lighted smoking instrument.
- 3.4 Deviations from the colour or content of the sign prescribed by this section that do not affect the substance or that are not calculated to mislead do not vitiate the sign.
- 3.5 Any sign prohibiting smoking that refers to an old bylaw of the City is deemed to be referring to this by-law.

PART IV

4. WORKPLACES

- 4.1 Where an employer, within the meaning of the *Smoking in the Workplace Act*, R.S.O. 1990, C. S.13, designates a lunch room or cafeteria for employees as a smoking area, the employer shall also designate an area of equal or greater size as a lunch room or cafeteria for workers who do not smoke.
- 4.2 Despite section 4.1, no person shall smoke in any part of a workplace that is a public place.

PART V

5. INSPECTIONS

- 5.1 An inspector may, at any reasonable time, enter any public place or City building for the purpose of determining compliance with this by-law.

PART VI

6. OFFENCES AND ENFORCEMENT

- 6.1 Any person who contravenes any of the provisions of this by-law, or who hinders or obstructs an inspector lawfully carrying out the enforcement of this by-law, is guilty of an offence and upon conviction is liable to a fine as provided for in the *Provincial Offences Act*, R.S.O. 1990, chapter 33, as amended.

PART VII**7. CONFLICTS**

- 7.1 If a provision of this by-law conflicts with an Act or Regulation or another by-law, the provision that is the most restrictive of smoking shall prevail.

PART VIII**8. SEVERABILITY**

- 8.1 If any section or sections of this by-law or part thereof, is found in any court of law to be illegal or void or beyond the power of the City to enact, such section or sections or part thereof shall be deemed to be severable and all other sections or parts of the by-law shall be deemed to be separate and independent thereof and to be enacted as such.

PART IX**9. REPEAL**

- 9.1 By-law 2000-140 is repealed, effective May 31st, 2004

PART X**10. EFFECTIVE DATE**

- 10.1 This by-law comes into effect on June 1st, 2004.

READ THREE TIMES and PASSED in Open Council this 13th day of January, 2003.

"John Rowswell"

MAYOR – JOHN ROWSWELL

"Donna Irving"

CLERK – DONNA P. IRVING

SCHEDULE "A" TO BY-LAW 2003-7



Office Consolidation**SMOKING BY-LAW 2003-7**

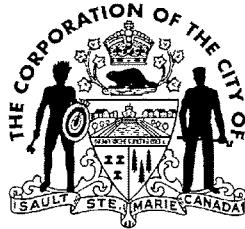
**passed 13 January 2003
effective 1 June 2004**

AMENDING BY-LAWS	DATE PASSED	AMENDMENT
2005-13	24 January 2005	Addition of 1.4(a) - definition of "patio"
2005-33	21 February 2005	Addition of 1.4(a)(c) and 1.4(a)(d) re outdoor structures

5(m)

LORIE BOTTO
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR



LEGAL
DEPARTMENT

2007 09 10

Mayor John Rowswell and
Members of City Council

RE: Tabled resolution from August 27th asking the Engineering Department to review and report back to Council on a Letter which proposes the extension of Willow Ave.

At the last meeting Council tabled a resolution which intended to ask the Engineering Department to review and report back to council on a letter from the resident of 431 Old Garden River Road. I was asked to offer an opinion on whether that tabled resolution was a re-consideration.

In my opinion, just asking Engineering Department to review and report on the letter is not a re-consideration. If after receiving the report Council decides to put Willow Avenue through to Old Garden River Road, that would be a re-consideration. That is because Council, in its decisions earlier this year, has made decisions on the configuration of the access through the EMS site.

This report is provided for the information of City Council.

Respectfully submitted,

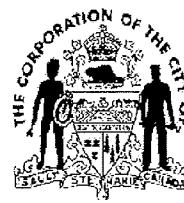
A handwritten signature in black ink, appearing to read "Lorie Bottos".

Lorie Bottos
City Solicitor

LAB/dh

[Handwritten signature of Joseph M. Fratesi]
RECOMMENDED FOR APPROVAL
Joseph M. Fratesi
Chief Administrative Officer

Patrick M. McAuley, P. Eng.
Commissioner



Public Works & Transportation
Department

2007 09 10

Mayor John Rowswell and
Members of City Council
Civic Centre

RE: SCHOOL LOADING AND UNLOADING ZONES

On February 26, 2007 Council passed the following resolution:

"Whereas many children attending our schools in Sault Ste. Marie are bussed daily; and
 Whereas in addition to busses, many students are dropped off and picked up by their parents, thereby regularly creating traffic congestion and confusion around school entrances; and
 Whereas there does not appear to be a standard, both set and observed for the safe loading and unloading of children at these schools; and
 Whereas concern for the safety of such students becomes significantly greater during the winter time with the existence of high snow banks, reduced street widths and diminished visibility, both for students and drivers; and
 Whereas in recent years off-road loading areas have been created at some schools (the most recent being Sister Mary Clare School) to effectively deal with the safety concerns which exist with the loading and unloading of children from vehicles;
 Now therefore be it resolved that the Commissioner of Public Works and Transportation be requested to convene a meeting with the appropriate officials of all local school boards. The purpose of such a meeting would be to determine how the Boards, the Bus Companies, Parent Councils and the City might work co-operatively to improve the safety of our children being dropped off and picked up at their respective schools and further that the Commissioner report back to Council with the results of such meeting, including any recommendations which City Council might consider."

As requested in the resolution, a meeting was convened on June 19, 2007 with representatives of the Huron Superior Catholic District School Board, the Algoma District School Board and Councillor Caicco to discuss school zone concerns expressed. As indicated there can be considerable congestion in front of the various city schools as a result of school busses and parents arriving to drop off or pick up students in the morning or afternoon. During the winter months the congestion can be compounded if large snow banks line the streets. As a result of discussions that took place it was concluded:

1. Both school boards have been making steady progress adding off-road loading zones at the various schools and have addressed many of the higher priority ones. Only 7 schools still have on-street bus loading in the City.

2007 09 10

Page 2

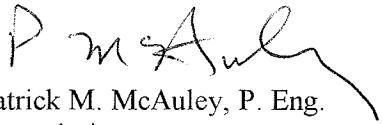
2. The Boards will continue to add off-road bus bays in the future, if physically feasible, and when budgets permit.
3. The Public Works Department treat school zones as a priority for snow removal and banks are removed when the need develops; either as a result of our own staff review or requests from either school board.
4. The Boards continue to communicate with parents whenever problems develop, asking parents to adhere to specific locations for dropping off or picking up students and to refrain from entering the off-road bus loading zones.
5. Parental education will continue through letters home and individual discussions.
6. When new schools are built, site plans will better address student transportation needs.
7. The Public Works Department routinely works with Board staff to add or adjust "no parking" and "no stopping" zones in school zones.
8. Police enforcement has been requested at some schools from time to time.

Recommendation

Considerable efforts have been made to date by all parties involved in school traffic zones in an effort to alleviate the congestion that can develop in front of city schools.

It is recommended that staff from both school boards, Laidlaw Transportation, Police Services and Public Works and Transportation continue to monitor the various school zones; continue to communicate with each other; and to meet as required to ensure school zones traffic issues are addressed as they arise.

Respectfully submitted,



Patrick M. McAuley, P. Eng.
Commissioner

PMM\cmr

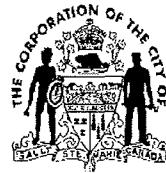
RECOMMENDED FOR APPROVAL



Joseph M. Pratesi
Chief Administrative Officer

5(0)

Patrick M. McAuley, P. Eng.
Commissioner



Public Works & Transportation
Department

2007 09 10

Mayor John Rowswell and
Members of City Council
Civic Centre

RE: EASTERN AVENUE

On July 23, 2007 Council passed the following resolution:

"Whereas residents of Eastern Avenue have been requesting on a regular, isolated basis, asphalt patching between the roadway and the end of their driveways; and
Whereas the situation is partially created by the less than ideal width of the roadway; and,
Whereas Eastern Avenue is likely to be listed as a roadway to be pulverized and resurfaced on next year's slate;
Now therefore be it resolved that staff prepare a report on completing the above but also including the additional cost of widening the road to a more acceptable level."

Eastern Avenue is a 1.4 km long, surface treated street that runs between Boundary Road and Dacey Road. The majority of the road is in fair condition however the western end of the street, between Boundary Road and South Market Street, is in need of attention and should be chip sealed (surface treated) within the next few years. The existing surface is 6.6 to 7.3 metres wide. The standard width for this type of local road is 7.0 metres. Beyond the road surface there are narrow granular shoulders from 0.5 to 1.0 metres in width.

The resolution requests that the granular shoulders be surface treated when future surface treatment is done in order to cover the granular material, thus reducing the need to connect the ends of driveways with asphalt. The granular shoulders serve a purpose, as they discourage vehicles from getting too close to the edge of the ditch, and delineate a location for pedestrians to walk. As well, connecting existing asphalt driveways to a new road surface is not considered onerous, particularly if they are all done at the same time, following a surface treatment project.

Recommendation

It is staff's recommendation that when the various sections of Eastern Avenue are surface treated in the future, we continue to use the standard 7.0 metre width.

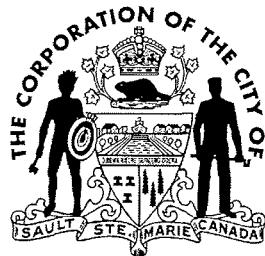
Respectfully submitted,

Patrick M. McAuley, P. Eng.
Commissioner

PMM\cmr
\DeptShare\Council 2007\Eastern Avenue

RECOMMENDED FOR APPROVAL
Joseph M. Frates
Chief Administrative Officer

Malcolm White B.P.H.E., CMO
 Deputy City Clerk &
 Manager of Quality Improvement



City Clerk's Department

2007 09 10

Mayor John Rowswell and
 Members of City Council

RE: CORPORATE STRATEGIC PLAN

As Council is aware the process to develop a new plan has been underway for some time. To date the following work has been completed:

- Interviews/questionnaires with Members of Council
- Interviews/questionnaires with Senior Management
- Data gathering and compiling of community and corporate information

The next step for the development of the plan is to hold a Special Meeting of Council to review the information and, in a workshop format with Senior Management, to set draft strategic directions and activities. The outcomes of this meeting would be further refined in a staff workshop/meeting prior to being packaged for additional input and comments from Council and staff as well as associated organizations and citizens.

In discussion with Mayor Rowswell, the mayor has indicated concerns that some areas that Council is involved with will not be addressed through this process. The corporate strategic plan governs the activities of the nine corporate departments that report to Council through the CAO. Other areas that Council has a role in, such as economic development and diversification, are addressed through other groups (ie the Economic Development Corporation, Destiny SSM etc). These groups have their own strategic plans and planning processes. The same is true of agencies that report to Council through separate boards (ie Police Services, Libraries, Conservation Authority).

Mayor Rowswell would like Council to consider whether there should be a broader process to encompass all areas that Council has an interest in prior to the completion of the corporate plan.

It is my opinion that the development of the corporate strategic plan should continue as scheduled. The corporate plan would be required in any event and completing it at this time would allow staff to begin using it for guidance when preparing the 2008 budget. If Council subsequently identifies items in the plan that are not aligned with its broader mandate these can be corrected through our regular updates.

6(1)(a)

(2)

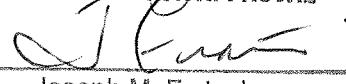
It is therefore recommended that Council agree to proceed with the development of the corporate strategic plan as originally outlined and that a Committee of the Whole Meeting of City Council be held on Monday, September 17, 2007 at 4:30 p.m. in the Russ Ramsay Board Room for the purpose of developing the Corporate Strategic Plan.

Respectfully Submitted,



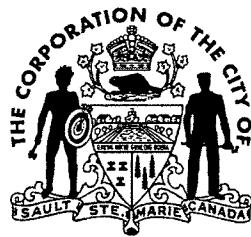
Malcolm White
Deputy City Clerk and
Manager of Quality Improvement

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

6(6)(a)



2007 09 10

REPORT OF THE ENGINEERING & PLANNING DEPARTMENT

PLANNING DIVISION

TO:

Mayor John Rowswell
and Members of City Council

SUBJECT:

Application No. A-17-07-Z – filed by Chris Bazinet, Waste Management of Canada Corp.

SUBJECT PROPERTY:

Location – Plan H744 Lot 1Pt RCP RP IR3397 Part 1. Located on the north side of Industrial Court "A", approximately 100m (328') west of Industrial Park Crescent. Civic No. 120 Industrial Court "A".

Size – Approximately 45m (150') x 91m (298.5'), 4095m² (1.01 acres).

Present Use – Storage and maintenance of waste collection vehicles.

Owner – Waste Management of Canada Corp.

REQUEST:

The applicant, Chris Bazinet, Waste Management of Canada Corp. is requesting a rezoning from "M.2" (Medium Industrial) zone to "M.3" (Heavy Industrial) zone to facilitate the development of a waste transfer and recycling facility, to be located at the rear of the property.

CONSULTATION:

Engineering – See attached letter

Building Division – No comments.

Legal Department – No comment.

Conservation Authority – See attached letter.

Fire Services – No objection.

C.S.D. – No concerns.

Public Works & Transportation – No comments or objections.

PUC – See attached letter.

Accessibility Advisory Committee – No concerns.

EDC – Supportive of the application.

PREVIOUS APPLICATIONS:

In 1977, the general area, including the subject property, was rezoned for industrial uses.

Conformity with the Official Plan - The subject property is designated Industrial on Schedule "C" of the City of Sault Ste. Marie Official Plan. As such, the proposal is in conformity with the Official Plan.

The subject property is within the Sault Ste. Marie Region Conservation Authority's regulated area, as shown on Schedule "B" of the Official Plan. Any development within the regulated area will require a permit from the Conservation Authority.

Comments:

The proposal by Waste Management Canada is to build a solid waste transfer and recycling facility. The waste that will be stored and processed on the site will be primarily construction and demolition waste as well as industrial, commercial and institutional waste. The waste will be stored in a fully enclosed 15.26 m x 18.29 m building to be built and located at the rear of the property. The operation will require approximately 10 waste collection vehicles and approximately 5 transfer trailers per day. The proposed facility will not be used for hazardous waste materials.

Given that the operation will occur within a fully enclosed building, the City does not anticipate any negative impacts with respect to noise, dust or odour. It is important to note that the operation will also require a Certificate of Approval from the Ministry of Environment. The approval by the MOE will apply the necessary conditions to ensure that the operation will not have any adverse environmental impacts.

The operation, as defined in Zoning By-law 2005-150, is only permitted in an M3, Heavy Industrial Zone. The zoning of the subject property, which is currently being used by Waste Management Canada as an office and maintenance facility, is M2, Medium Industrial Zone. Given the scale and scope of the operation, a rezoning to permit the proposed operation is appropriate; however, Planning

staff recommends that the subject property be rezoned by way of a special exception rather than a full rezoning to M3.

To facilitate the development of the proposed building, a variance to the rear and side yard setbacks will be required. This will facilitate truck traffic on the site. Waste Management is proposing a reduction to the side yard setback from 5 meters to 3.5 meters, and a reduction to the rear yard setback from 8 meters to 1.5 meters.

A site visit by City staff indicated that the proposed variances will not have an adverse effect on neighbouring properties and recommend that the variances form part of Council's approval.

The application was circulated to a number of City departments and agencies for comment. No objections to the proposal were received.

The Engineering Division has commented that all storm water drainage must be handled on-site with no additional flows to neighbouring lands.

PUC has indicated that the applicant must provide the PUC with a site services plan for the proposed work which illustrates both the electrical and water service requirements for the subject properties, as well as associated meter details.

As well, PUC has advised that should the development require new or additional water servicing infrastructure, the owner will be required to pay water service lateral and/or connection charges, including restoration charges, at rates current to the time of connection.

The PUC also wishes to advise that all connections larger than 37 mm made to private watermains on private property must be undertaken by, or under the direct supervision of PUC staff licensed under the Safe Drinking Water Act.

These items raised by the PUC can be addressed as part of the building permit review.

The Conservation Authority has commented that the property is located in an area under its jurisdiction and that a permit is required prior to any site grading, excavating, filling, development or construction. As well, the property is under the consideration of the Source Water Protection Program and as such, the Conservation Authority requests to review any plans prior to the issuance of building permits. The Chief Building Official has been made aware of this request.

No objections to this proposal were received from neighbouring properties.

6(6)(a)

Planning Director's Recommendation - That City Council approve the rezoning of the subject property from M2, Medium Industrial Zone, to M2 with a Special Exception to permit a waste transfer and recycling facility, subject to the following:

1. That no outside storage of waste materials is permitted
2. That the storage of hazardous waste materials is not permitted
3. That for the proposed 15.26 m x 18.29 m building only, the rear yard setback be reduced to 1.5 meters, and the easterly side yard setback be reduced to 3.5 meters.

J. Fratesi
RECOMMENDED FOR APPROVAL
Joseph M. Fratesi
Chief Administrative Officer

SDT/pms

PUBLIC HEARING – 2007 09 10, Council Chambers, Civic Centre

416

554 560 572
(6)(b)(a)

Third

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Private

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CRT "B"

362-042-14

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CRT "A"

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Industrial Park

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Drive In

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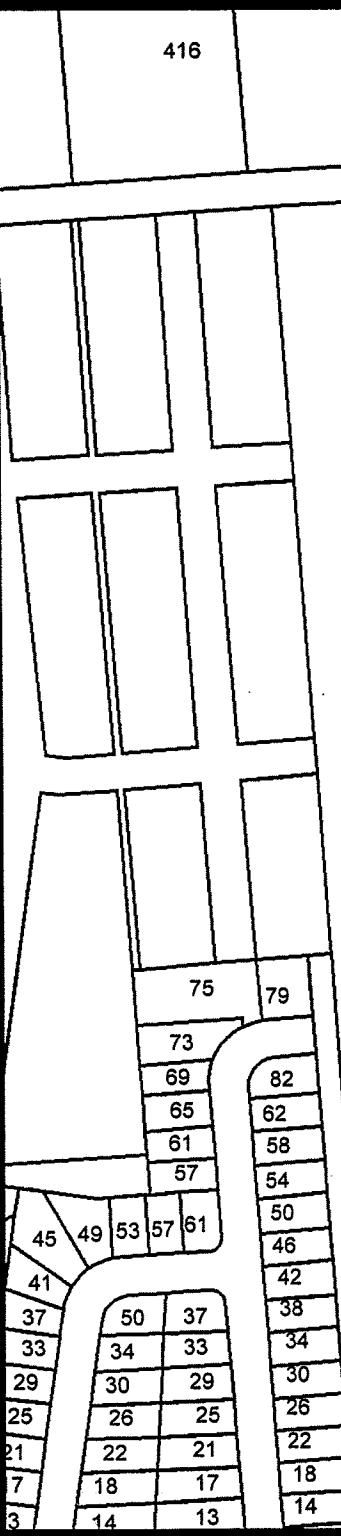
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210

Metric Scale
1 : 4000

Map 1-112

August 2007

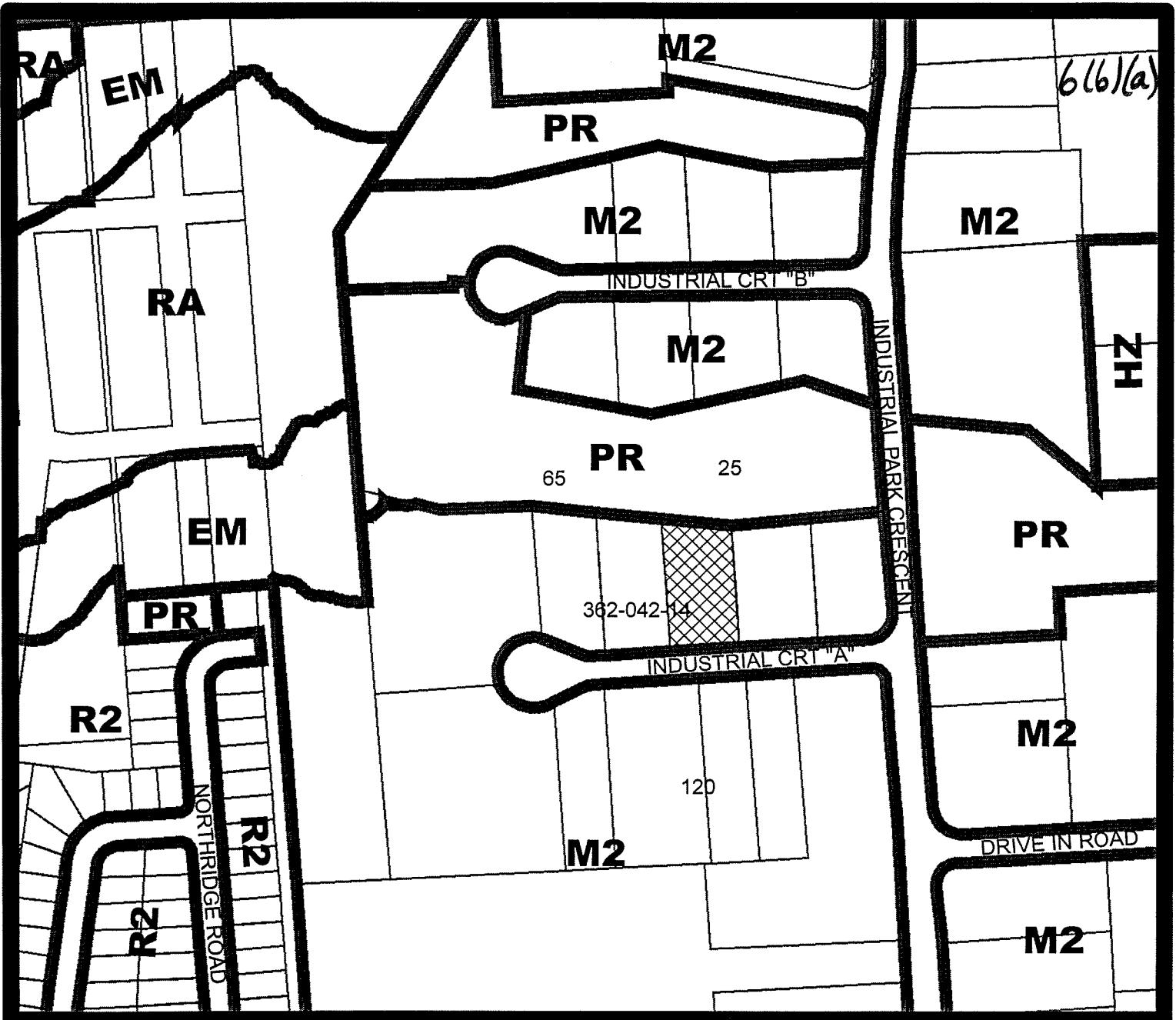


SUBJECT PROPERTY MAP

120 Industrial Court "A"

APPLICATION A-17-07-Z

SUBJECT PROPERTY - 120-Industrial Court "A"



EXISTING ZONING MAP

120 Industrial Court "A"

APPLICATION A-17-07-Z

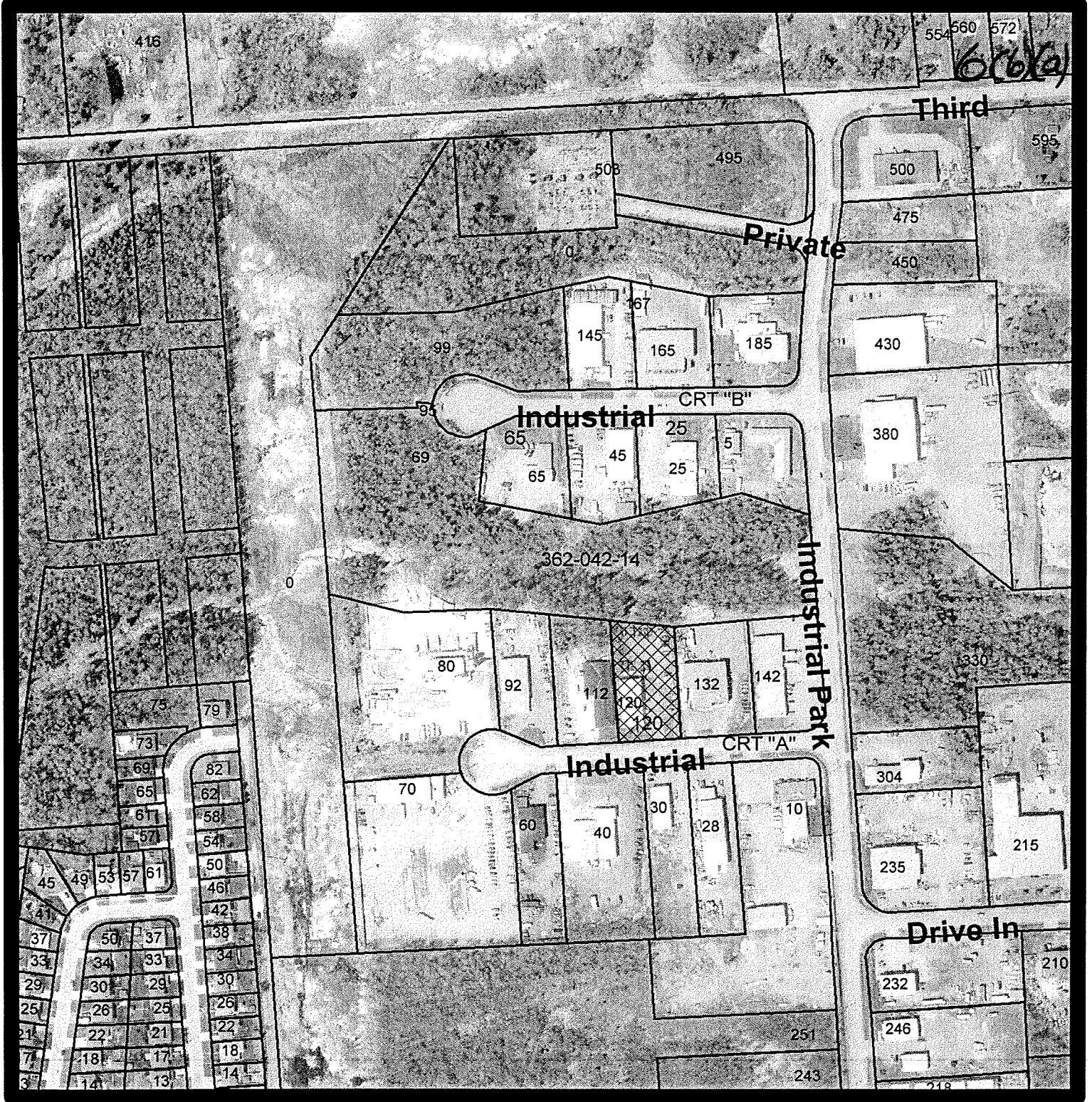


Metric Scale
1 : 4000
Map 1-112

August 2007

Legend

	SUBJECT PROPERTY - 120-Industrial Court "A"		RA - Rural Area Zone; RAhp
	HZ - Highway Zone		EM - Environmental Management Zone
	M2 - Medium Industrial Zone		PR - Parks and Recreation Zone
	R2 - Single Detached Residential Zone		



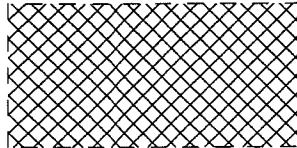
2004 ORTHO PHOTO
120 Industrial Court "A"
APPLICATION A-17-07-Z



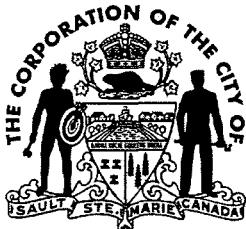
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Map 1-112

August 2007



SUBJECT PROPERTY - 120-Industrial Court "A"



6(6)(a)



2007 08 17

MEMO TO: Don McConnell, MCIP, RPP
Planning Director

FROM: Susan Hamilton Beach, P. Eng.
Land Development & Environmental Engineer

SUBJECT: **APPLICATION A-17-07-Z**
CHRIS BAZINET, WASTE MANAGEMENT OF CANADA CORP.
120 INDUSTRIAL COURT "A"

We have reviewed this application and have no objections. We do require all storm water drainage be handled on-site with no additional flows to neighbouring lands.

Yours very truly,

Susan Hamilton Beach, P. Eng.
Land Development & Environmental Engineer

SHB/al

c: Jerry D. Dolcetti, RPP
Jim Elliott, P. Eng.



765 Queen Street East, P.O. Box 9000
Sault Ste. Marie, Ontario P6A 6P2

(6)(a)

August 17, 2007

Donald B. McConnell, MCIP, RPP
Planning Director
The Corporation of The
City of Sault Ste. Marie
P.O. Box 580
Sault Ste. Marie, ON P6A 5N1

FAXED: (705) 541-7165

Dear Sir:

Re: A-17-07-Z 120 Industrial Court "A"

We wish to advise that the Applicant must provide PUC Services with a site services plan for the proposed work which illustrates both the electric and water service requirements for the subject properties, along with associated metering details. These drawings are required as soon as possible in order to avoid any delay in extending service to the proposed development. The Owner will be required to pay for water and electric servicing when required.

In addition, should the development require new or additional water servicing from PUC infrastructure, the Owner will be required to pay water service lateral and/or connection charges as well as restoration charges at the rates current at time of connection.

All connections larger than 37mm made to private watermains on private property must be undertaken by, or under the direct supervision of PUC Services staff licensed under the Safe Drinking Water Act.

To initiate connection to Municipal water, and one additional electric service, please contact the Engineering Department at PUC Services Inc. Queen Street Offices (705) 759-6576.

Yours truly,
PUC SERVICES INC.


Andrew Hallett, P. Eng.
Water Engineer

AH*jf



"Man and Nature"

August 7, 2007

Sault Ste. Marie Region

Conservation Authority

6(6)(a)

FAX



→ Dan McConnell



→ 541-7165



DATE: Aug 7 /07



Conservation Authority Comments:

Application #

A-17-07-Z

Waste Management of Canada Corp.

120 Industrial Court "A"

Sault Ste. Marie

- The subject properties are located in an area under the jurisdiction of the Conservation Authority with regard to the Development, Interference with Wetlands and Alterations to Shoreline and Watercourses O.Reg.176/06.
- This property is subject to the Shoreline Management Plan.
- This property is subject to Source Water Protection
- A permit is required prior to ANY site grading, excavating, filling, development or construction.
- We have no comments or objections to this application
- Other:

The subject property is located in an area under the jurisdiction of the Conservation Authority with regard to the Ont. Reg.176/06 Development, Interference with Wetlands and Alterations to Shoreline and Watercourses.

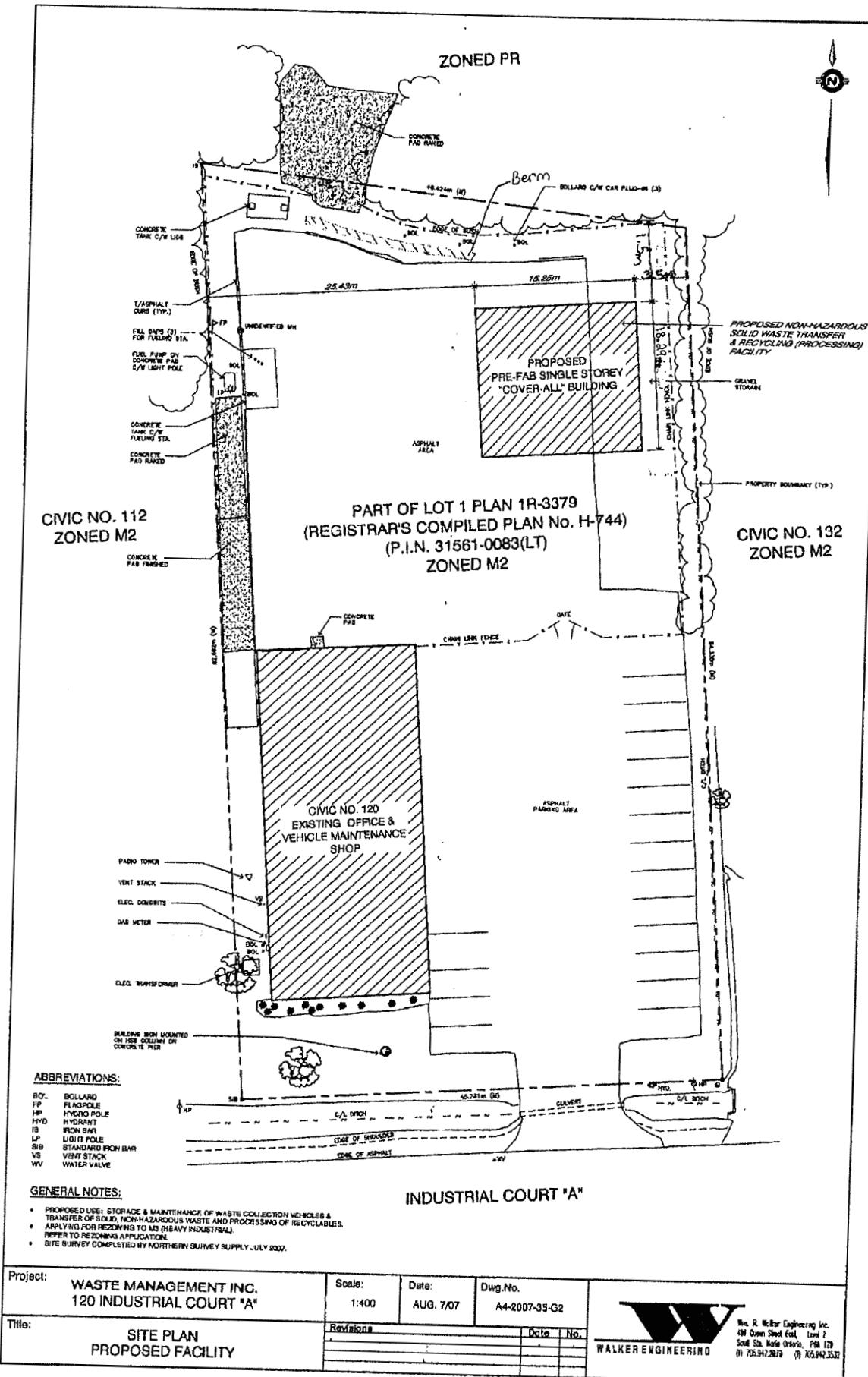
The subject property is under consideration of the Source Water Protection Program of the Conservation Authority with regard to Drinking Water Source Protection and there may be recommendations dependant on the proposed development. CA staff should review any plans prior to a Building Permit being issued for Civic 120 Industrial Court "A".

Sincerely,

Marlene McKinnon
GIS Specialist

File: A-17_07-Z_7Aug07.doc

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6(6)(a)



August 21, 2007

Mr. Steve Turco
Planner
Planning Division
City of Sault Ste Marie
99 Foster Drive
Sault Ste. Marie, ON P6A 5X6

**Re: Waste Management of Canada Corporation (WMCC)
120 Industrial Court A, Sault Ste Marie
Zoning Application : Environmental Summary**

Dear Mr. Turco,

Waste Management of Canada Corporation has submitted a zoning application to the City of Sault Ste Marie to amend the zoning from M2 to M3 at our facility at 120 Industrial Court A in Sault Ste Marie. As you are aware, WMCC has applied to the Ministry of Environment to operate a solid, non-hazardous waste transfer station at this facility.

Further to our conversation, we have provided this environmental summary to provide the City of Sault Ste Marie with a better understanding of the anticipated environmental aspects associated with the proposed transfer operation and how WMCC proposes to address them.

Air

We have identified the following possible air aspects related to a transfer operation at this facility, which may include dust, noise and odour.

WMCC does not anticipate significant dust conditions related to the operation of a transfer station on this location as this facility is mostly paved. Any unpaved areas are covered with grass or compacted gravel. Should dust conditions develop, application of dust suppression such as water will be applied to control any dust.

WMCC has identified that the only additional noise sources related to the proposed transfer operation may result from one loader, or similar piece of heavy equipment, and from the additional waste collection vehicles and transfer trailers that will access this facility for the purposes of depositing and removing waste. WMCC has estimated that approximately 10 waste collection vehicles and approximately 5 transfer trailers will visit this facility per day. Although the loader will be permanently located on site, the waste collection vehicles and transfer trailers will only be on site for short periods of time. The operation of heavy equipment and vehicles will be limited to approved operating hours. WMCC has applied to the Ministry of Environment to operate this facility Monday to Friday, 7am to 7pm and Saturday, 8am-4pm, which we understand also conforms to the City of Sault Ste Marie Noise By-law. In addition, the north side and parts of the east and west sides of the property are bordered by trees and shrubs, which will act as a natural noise buffer to reduce and/or eliminate any offsite noise associated with this operation.

WMCC does not anticipate significant odour conditions to be generated as the result of this proposed transfer operation at this facility. In our application to the Ministry of Environment, WMCC has applied to accept construction and demolition (C&D) wastes as well as industrial, commercial, and institutional (ICI) wastes for transfer at this facility. Although these wastes will only contain minimal amounts of putrescibles, wastes will be removed from the site normally

6(6)(a)

within 24 hours of receipt. Should any putrescible waste be received at this facility, they will be removed from the facility on the next available trailer.

Land

We have identified that the following land aspects related the operation of a transfer facility, which may include spills of vehicle liquids, contact with waste materials and vermin.

WMCC does not anticipate any significant environmental impacts resulting from a spill of vehicle liquids from waste collection vehicles or transfer trailers accessing the proposed transfer facility. As vehicles will only access the portion of this facility that are paved, any spills or leaks of vehicle liquids (i.e. hydraulic oil) will be easily contained and cleaned up quickly on the paved surface.

WMCC does not anticipate any significant environmental impact resulting from waste storage at this facility. Wastes accepted at this facility will only be received and stored within the dedicated transfer area/building, which will be located on a paved area of the yard. Therefore no waste will come in direct contact with the soil.

WMCC does not anticipate any significant environmental impact resulting from vermin. Wastes accepted at this facility are normally removed within 24 hours. This will reduce the amount of time wastes will be on site to attract vermin. In addition, if required, WMCC will utilize professional services to tend to the facility regularly to assist with the management of vermin.

Water

WMCC has identified the following water aspects related to the proposed transfer station, which may include stormwater impacts, firewater management and leachate.

WMCC does not anticipate any significant impact to stormwater as a result of the proposed transfer operation. Any stormwater that comes in contact with the facility will flow down gradient to the ditch at the south end of the property. Any spills or leaks of vehicle liquid will be quickly cleaned up as to reduce the chance of stormwater contact. Stormwater will come in contact with waste material during phase 1 where the waste accepted at the site will be limited to construction and demolition (C&D). As C&D wastes are primarily comprised of wood and concrete, stormwater will not be negatively impacted through contact with this waste. Industrial, commercial and institutional wastes will only be accepted once the transfer building has been completed and these wastes can be protected from contact with stormwater.

In the rare event of a fire at the proposed transfer facility, all efforts will be made to contain the firewater without releasing it to the environment and/or storm/sanitary sewers. Once contained, the firewater will be sampled and analyzed. WMCC will either contact the City of Sault Ste Marie or other appropriate agency for approval to discharge to the sanitary sewer system or the firewater will be pumped, removed and disposed of by vendor(s) licensed to manage and accept such liquid wastes.

WMCC does not anticipate significant leachate generation as the result of the proposed transfer operation. As the facility will only accept solid, non-hazardous waste, no leachate will be received or generated at the site. Should waste come in contact with rainwater while in transit to the facility, this contact water will be contained within the transfer building and reabsorbed by the dry waste.

DESIGN & OPERATIONS REPORT

WASTE MANAGEMENT OF CANADA CORPORATION (WMCC)

SAULT STE MARIE TRANSFER STATION

The following Design & Operations Report is structured in accordance with the outline in the MOE checklist entitled "*Requirements for a Certificate of Approval for a Waste Disposal Site*".

1.0 APPLICATION REQUIREMENTS

1.1 Completed Application Form and Applicable Fee

Appendix 1 contains the completed application form.

Total fee of \$900.00 was determined from Ministry of the Environment's Guide, "Application Costs for Waste Management, s.27 Environmental Protection Act" (August, 1998), as follows:

Category No.	Category Description	Amount
1	Administrative Processing	\$200.00
51	Soild, Non-Hazardous Transfer <100 tpd	\$700.00
	Total	\$900.00

The fee for the amendment is \$900.00 and is enclosed.

1.2 Proof of Legal Name of Applicant

Appendix 2 contains the proof of legal name.

1.3 Letter of Support of Landowner

Waste Management of Canada Corporation is the landowner of 120 Industrial Court A in Sault Ste Marie.

1.4 Second Party Operator Legal Agreement

Waste Management of Canada Corporation will operate this facility.

2.0 MUNICIPAL PLANNING AND PUBLIC CONSULTATION

2.1 Zoning

This facility is designated "Industrial" in accordance with Sault Ste Marie's Official Plan. The proposed transfer operation will comply with Sault Ste Marie's Official Plan, which indicated industrial land uses will include transportation and storage (Appendix 3).

This facility is currently zoned M2 Medium Industrial. Through consultation with the City of Sault Ste Marie's Planning Department, WMCC has applied for re-zoning to M3 Heavy Industrial, which includes permitted land uses such as storage and recycling facilities (Appendix 3). The re-zoning process will occur concurrently to this Certificate of Approval application process. Sault Ste Marie Planning Department has agreed to accept this Design and Operations report as the "Environmental Impact Assessment" required for the re-zoning process.

2.2 Public Consultation

It is our understanding that given the recent changes to the Environmental Assessment Act and Regulation 347, application requests under 1000 tonnes per day inbound are no longer subject to the public consultation requirements beyond the EBR posting.

Although this application is exempt from these consultation requirements, Waste Management of Canada has been in consultation with the City of Sault Ste Marie's Planning Department regarding this operational change. A draft copy of this Design and Operations Report was submitted to Mr. Steve Turco, Planner for review prior to submission of this application. A copy of this Design and Operations Report will accompany our re-zoning application.

Waste Management of Canada also consulted MOE Sault Ste Marie Area office. A letter dated April 25, 2007 was sent to Mrs. Lilian Keen of MOE Sault Ste Marie Area Office describing our intended application. A draft copy of this Design and Operations Report was submitted to Mrs. Keen for review prior to submission of this application.

Waste Management of Canada Corporation will also conduct a public open house, which will be advertised in the local paper. The open house will occur concurrently to the EBR posting. A supplemental report will be submitted to the Ministry of Environment summarizing our public notification efforts and comments received.

3.0 FACILITY OPERATION AND MANAGEMENT PLAN

3.1 Wastes to be Accepted

Initially, during Phase 1, the site will receive only solid, non-hazardous wastes from domestic, construction and demolition (C&D) sources within a dedicated paved area contained with "push walls", which will form the foundation of a future transfer building. Once the building has been erected (Phase 2), the site will receive waste from industrial, commercial and institutional (ICI) sources in addition to C&D wastes. On any given day, the ratio of waste will vary and may be entirely from one of these sectors.

The area to be serviced by this facility will include the Province of Ontario.

3.2 Waste Screening

All incoming waste will be inspected by a qualified employee of Waste Management of Canada. Loads containing materials other than solid, non-hazardous waste, such as hazardous and/or liquid wastes, will be rejected and, whenever possible, reloaded on the vehicle delivering the waste. In the event that it is not possible to reload the rejected waste on the delivering vehicle, the waste will be segregated from the regular waste, labeled and stored in a secure location awaiting characterization and disposed in accordance with Ontario Regulation 347. All reasonable effort will be made to identify and contact the generator to ensure there is no reoccurrence.

3.3 Hours and Days of Operation

This facility proposes to operate Monday to Friday, 7:00am – 7:00pm and Saturday 8:00am – 4:00pm.

3.4 Maximum Daily Receipt and Maximum Site Storage

Waste Management of Canada is seeking approval to receive 50 tonnes per day of solid non-hazardous waste and send a maximum amount of 50 tonnes per day of waste for final disposal. During Phase 1, the site will receive only C&D waste, which will be received, stored, bulked and transferred within a dedicated paved area within concrete "push" walls, which will form the foundation of a transfer building. During Phase 2, upon completion of the transfer building, the site will accept C&D and ICI wastes.

Waste received on site will generally be removed within 24 hours of receipt though 96 hours is necessary in the event of equipment failure, inclement weather and/or long-week-ends. Therefore we request an approved storage capacity of 150 tonnes.

3.5 Process Description and Movement of Wastes

A description of the waste will be obtained from the drivers of all inbound vehicles, prior to tipping in the building to determine whether the waste is permitted at this facility. After

tipping the waste within the dedicated paved area/building, the outbound waste vehicle will proceed directly off-site.

The waste from the dedicated paved area/transfer building will be loaded into a transfer trailer using a loader or like equipment. The loader will maintain the waste pile to ensure that odourous waste is loaded promptly, and that there is sufficient room on the tipping floor for the receipt of incoming wastes within the dedicated paved area/building.

Upon arrival at the site, the empty trailers will proceed directly to the loading area. After loading, the trailer will depart the site and proceed to the final disposal location.

Appendix 5 contains a site plan for the facility.

3.6 Site Fencing & Site Security

This facility will be fully enclosed by chain link fencing. There will be one access gate on to Industrial Court A on the south side of the facility. These gates will remain locked when the facility is closed.

In addition to the physical site security, a security system monitored by a reputable security services company will monitor the building and the yard.

3.7 Truck Traffic Characteristics

The sources of the waste to this facility will be limited to C&D waste during phase 1, and C&D and ICI during phase 2. The vehicles types depositing waste at this facility may vary daily so the truck calculations represent an approximation only.

During phase 1 when the facility will only receive commercial and demolition (C&D) waste, Waste Management of Canada anticipates that 90% of the volume of waste received at this site will arrive on vehicles transporting roll-off or lugger containers (i.e. loose waste). On average, such vehicles carry 4 tonne loads. Assuming 50 tonnes of wastes is received per day and 90% is delivered to the site by means of vehicles transporting 4 tonne loads, it is estimated that upwards of 12 vehicles transporting loads of loose waste material will access this facility on any given day.

During phase 1, the remaining 10% of the volume of waste received at this site will arrived on rear or front-load vehicles or side loaders (i.e. compacted waste). On average, such vehicles carry 9 tonne load. Assuming 50 tonnes of waste is received per day and 10% is delivered in vehicles transporting 9 tonne loads (average), it is estimated that approximately 1 vehicle transporting 9 tonne loads (average) will access this facility on any given day.

During phase 2 when the facility will receive commercial and demolition (C&D) as well as industrial, commercial and institutional (ICI) waste, Waste Management of Canada anticipates that 70% of the volume of waste received at this site will arrive on vehicles transporting roll-off or lugger containers (i.e. loose waste). On average, such vehicles carry 4 tonne loads. Assuming 50 tonnes of wastes is received per day and 70% is delivered to the site by means of vehicles transporting 4 tonne loads, it is estimated that

upwards of 9 vehicles transporting loads of loose waste material will access this facility on any given day.

During phase 2, the remaining 30% of the volume of waste received at this site will arrived on rear or front-load vehicles or side loaders (i.e. compacted waste). On average, such vehicles carry 9 tonne load. Assuming 50 tonnes of waste is received per day and 30% is delivered in vehicles transporting 9 tonne loads (average), it is estimated that approximately 2 vehicle transporting 9 tonne loads (average) will access this facility on any given day.

Given that up to 150 tonnes per day of waste could be approved for shipment out for disposal to an approved waste management facility and that the capacity of a loaded waste transfer trailer is approximately 30 tonnes, it is estimated that 5 transfer trailers will depart from this site each day.

Vehicle Type	Capacity	Phase 1		Phase 2	
		Volume moved/day	Number of vehicles / day	Volume moved/day	Number of vehicles / day
Roll-off (loose waste)	4 tonnes	50	12	50	9
Front-end (Compacted waste)	9 tonnes	50	1	50	2
Waste Transfer Trailer (Outbound)	30 tonnes	150	5	150	5

Table 1: Vehicle Calculations

3.8 Litter Prevention and Control

Waste Management of Canada will implement a litter control program at this facility in an effort to control and minimize potential litter both on and off-site. This program will involve a daily inspection of the facility and all abutting properties. All litter observed during this inspection will be collected by WMCC staff and disposed of immediately. Any complaint of litter emanating from operations associated with this site will be promptly investigated and addressed.

3.9 Pest Control

This facility will be serviced by a reputable pest control service company. This service will include, as a minimum, a regular inspection of the premises by a trained pest control technician and regular baiting, as required.

3.10 Odour Prevention and Control

Odour problems related to the operation of this facility are not anticipated due to the implementation of the following prevention/control measures:

- Waste is removed from the facility generally within 24 hours of receipt (though up to 96 hours is request).
- As the site will only received C&D and ICI wastes, only minimal putrescibles will be accepted.
- Odorous wastes and other wastes capable of creating odorous emissions are segregated from other wastes and removed from the facility on the first available trailer.

3.11 Discharges to the Air

There will be no discharges to the air requiring a Certificate of Approval as a result of waste transfer operations at this site.

3.12 Discharges to Sanitary Sewer

No floor drains will be installed in the waste transfer building so there will not be any industrial discharges to the sanitary sewer system as a result of waste transfer operation at this site.

3.13 Discharges to Storm Sewer

With the exception of the waste storage area / transfer station building, most of the site is unpaved so storm water will continue to percolates through the gravel yard.

4.0 CONTINGENCY AND EMERGENCY RESPONSE MEASURES

4.1 Disruptions of Shipments

Should there be disruptions of shipments or transfer of wastes and the site is at maximum site storage capacity of 150 tonnes, the site will not receive any more waste. Waste Management of Canada will immediately initiate such repair work as may be necessary to the site equipment and further ensure that such work is completed in a timely manner to minimize the disruption of operations. If necessary, Waste Management of Canada will contact other authorized transportation service companies to ensure waste and recyclable materials are removed promptly so that the facility can resume operations.

Waste from this facility will be disposed at any Ministry of the Environment approved facility in the Province of Ontario or any licensed site approved by its relevant jurisdictional agency (generally in New York or Michigan). Waste Management of Canada reviews licenses, permits and Certificates of Approval of sites used to ensure receiving sites are licensed to accept the types of wastes provided by this facility as well as to ensure there will be no service area violations by transferring wastes from this facility.

4.2 Spills

Upon receiving a complaint, the Site Manager or delegate, will immediately initiate an investigation as to the nature and source of the complaint and do everything practicable to remove the nuisance condition. This may include the removal of material or equipment from the site, litter collection, step up the pest control program or any or all of the above.

The Site Manager will then complete a complaint response report in the Complaint Log indicating:

- The time and date of the complaint,
- The nature of the complaint
- The result of the investigation of the complaint
- Any corrective action taken, and
- Any recommended action to prevent a recurrence.

Upon receipt of the first complaint, this Complaint Log will be created and will be maintained on site.

5.0 DECOMMISSIONING AND FINANCIAL ASSURANCE

5.1 Decommissioning Plan

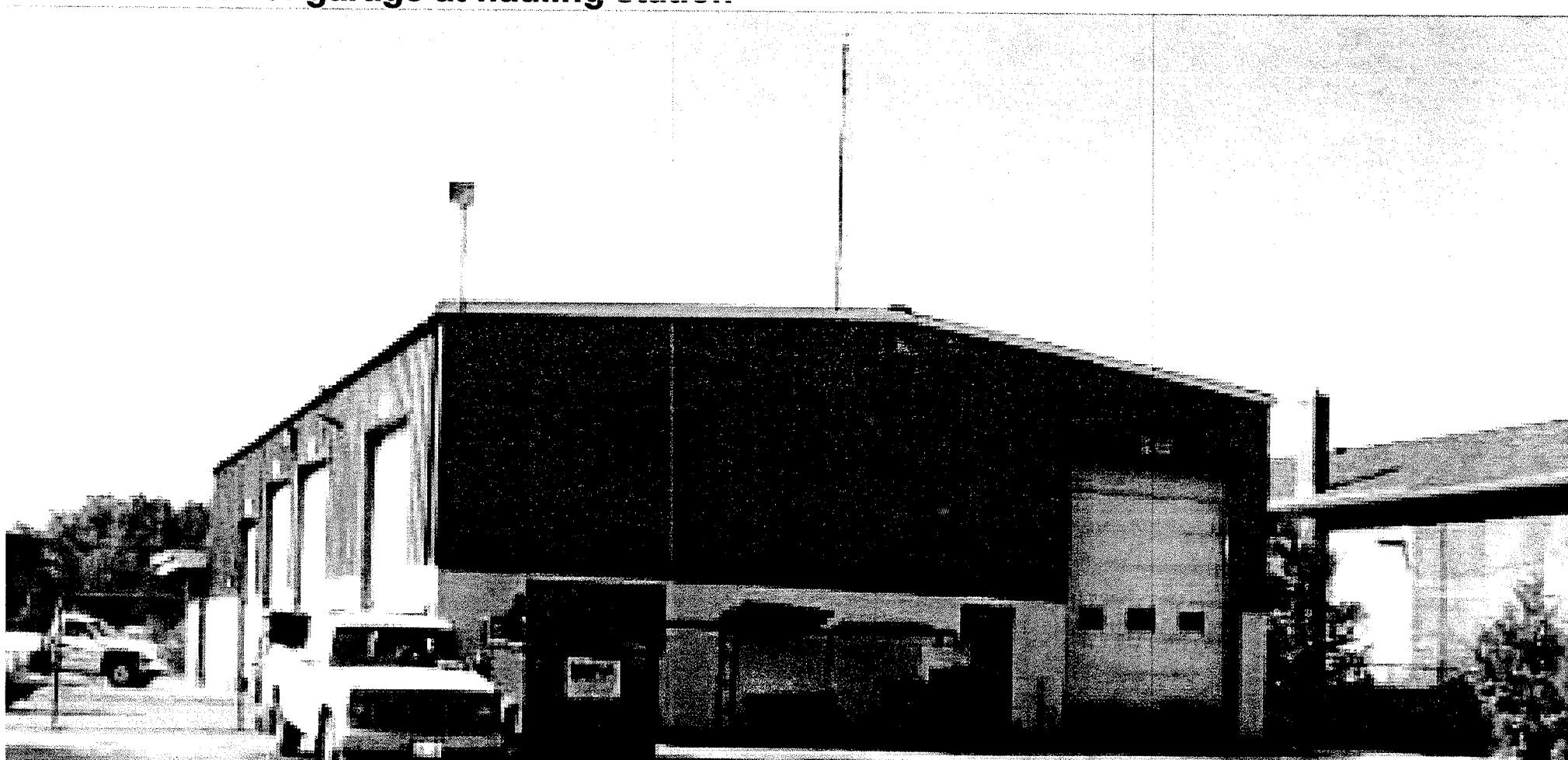
Should this site no longer be needed for waste hauling or transfer, the site will be decommissioned prior to a change in use and/or sale of property. The procedures to be followed during the decommissioning of the facility are briefly noted as follows:

- All waste will be sent for final disposal;
- All on-site equipment will be dismantled and removed from the site;
- All floors will be swept and power washed and any washwater collected and disposed in accordance with Ontario Regulation 347;
- The exterior portions of the site would be cleaned of any litter;
- All on site roads would be swept (if necessary); and
- An environmental site assessment will be completed following decommissioning of the facility to confirm the environmental quality of this facility and related site works.

5.2 Financial Assurance

Financial assurance will be provided by Waste Management of Canada Corporation for the monitoring, loading, haulage and disposal of all waste materials based upon the maximum storage capacity of the site. In addition, the financial assurance will include an allowance for site clean up and decommissioning of the facility. The financial assurance will be in a form suitable to the Director of the Environmental Assessment and Approvals Branch and will be posted prior to the receipt of waste at this facility.

Based on the calculations in Appendix 6, Waste Management of Canada Corporation proposes to provide financial assurance in the amount of \$36,262.60 Canadian dollars. The financial assurance was calculated in accordance with Ministry of Environment Guideline F-15, Financial Assurance Guideline.



6(b)(a)



7(a)

Members of Council and Engineering Dept.
Having read Don Aelson's letter to the full
C.C. on Wed. Aug. 22, 57, I have some questions
for Council and the Engineering Dept. We want
to know your reasons for not wanting to
extend Willow Ave. I think we have the
right to a sensible explanation. My neighbours
and I and a lot of others in our area, have
to go out on Forest Northern on a daily basis
and we wouldn't if Willow was extended.

We ^{don't} understand as taxpayers in this area
why we should be denied access through
the M.T.S. property. Could we please have
a sensible explanation.

Harold Mc Guire

431 OLD GARDEN RIVER RD.
SALT ST. MARIE

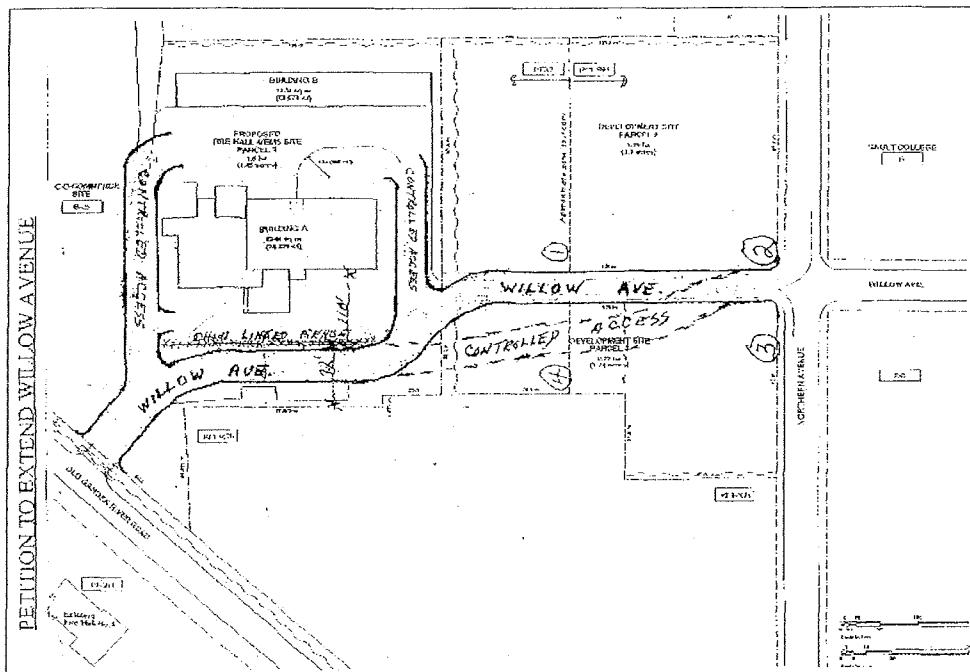
Enclosed is a copy
of the plan for the
extension of Willow Ave.

WED. AUG. 22/07

LETTERS TO THE EDITOR

7(a)

Emergency access route destroys property



In 2001, the city paid almost \$900,000 for the Ministry of Transport property. Council's first responsibility is to the taxpayers who now own that property, but it seems our mayor, some city councillors and some city officials don't feel that way.

There are hundreds of people who have to frequent the Willow Avenue area on a daily basis. How the safety and convenience of these people can be ignored is pretty hard for any honest and sensible person to understand.

These people are the staff and customers of The Sault Star, the staff and students of Sault College, staff and customers of Rome's, staff and customers of Cambrian Mall, staff and customers of Canadian Tire and staff and patients of the Group Health Centre.

The extension of Willow Avenue would unlock this whole area and a lot of these people would not have to go out onto Great Northern road.

The extension of Willow, as shown on the plan submitted to council, would not only be a sensible accommodation for the fire department and emergency services, but would put a proper street in front of the four parcels of land and make them look far more attractive to potential buyers.

The city has been trying to sell this property for some time, but who is going to buy a piece of property when they don't know where the boundary is going

to be?

What is happening to this property right now is the unauthorized creation of a controlled access road across two of the parcels (3 and 4) of land to Northern Avenue.

This was never authorized by city council and has destroyed thousands of dollars of real estate by running the road straight through parcel 4, destroying the front of parcel 3 and leaving parcels 1 and 2 with no front.

If someone feels they have to have controlled access for the fire hall and EMS, then by the same goofy logic, it's a wonder they don't want controlled access on Tancred Street to the main fire hall.

I urge taxpayers to call the mayor and their city councillors. You don't have to ask for an explanation, you have the right to demand one.

You have a right to know why the mayor and some councillors are against the sensible extension of Willow Avenue.

It was this kind of silly politics that put the International Bridge where it is. Four decades later, it is costing taxpayers millions of dollars to try to correct something that should never have happened in the first place.

Let city council know that enough is enough. Extend Willow Avenue now.

Don Nelson,
Morin Street

Taxpayers' money
belongs to the people

David Orazietti,
Sault Ste. Marie MPP

7(c)

2006 01 23 City Council Meeting Minutes

(a) Moved by Councillor P. Mick
Seconded by Councillor L. Turco

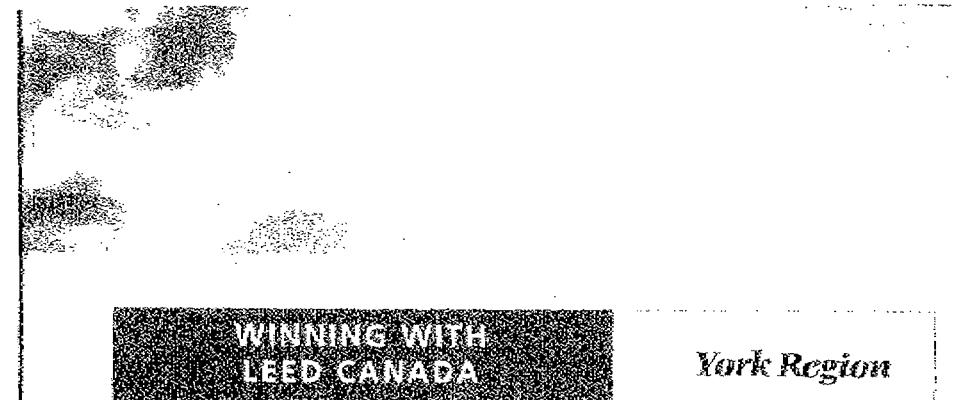
Whereas North America is too dependent on fossil fuels for electricity, transportation and heating; and

Whereas energy prices have reached record highs; and

Whereas we should be reducing green-house gas emissions in accordance with the Kyoto Protocol; and

Whereas our local Public Utilities, along with other Electrical Distributors, are encouraging conservation and will be taking part in ongoing education initiatives to inform the public of best practices;

Therefore be it resolved that Sault Ste. Marie City Council lead by example and encourage all of our municipal departments and partners to strongly consider innovative ways to conserve energy, i.e., solar cladding on new and renovated buildings to deliver heat and ventilation, waste to energy projects, passive solar heating for swimming pools, expanded use of LED lighting, and any of the multitude of solutions to the energy crunch which are the highlighted topics in our municipal and electrical magazines, and conference and workshops. CARRIED.



York Region has adopted LEED Silver as a benchmark for future construction emphasizing the region's positive level of commitment to environmentally-friendly construction standards. This will ensure that Regional facilities are designed, developed, and operated to demonstrate leadership in sustainability for the benefit of the environment and York Region residents. The LEED Silver standard will be applicable to all new Regional facilities with a floor area over 500 square metres (5,382 ft²). The benefits of this investment will include lowered operating and maintenance costs, reduced energy and water consumption, and a decrease in materials that go to landfill sites.



The Region of Waterloo has also recently adopted the LEED Silver standard for their municipal buildings. The Region received a LEED Gold certificate for the constructed Emergency Medical Services and Fleet Centre building in May 2005. This was the first building in Ontario to be awarded a Gold certificate from LEED Canada.

The Future

Electricity costs can be managed just like any other operating expense. Whether you choose to help level out your municipality's energy costs by shifting demand from peak hours to off-peak hours, retrofitting municipal facilities, improving operations, or by a wide range of conservation measures; as municipal leaders you are now in the driver's seat. Your constituents have told you that energy security and rising costs as well as property tax hikes are in the forefront of their minds. At the same time, public support for conservation is at an all-time high. AMO produced this guide.

(e)(7)

Compact Fluorescent Lighting (CFL)

CFLs are four times more efficient and last up to 10 times longer than incandescent light bulbs. A 22-watt CFL has about the same light output as a 100-watt incandescent while using 50-80% less energy than a regular light bulb. Air and water pollution is also reduced because replacing a single incandescent bulb with a CFL will keep half a tonne of carbon dioxide out of the atmosphere over the lifespan of the bulb. CFLs produce a warm high quality light without flickering or humming. Moreover, prices for CFLs have been falling in recent years.

Daylight Harvesting

Daylight harvesting technologies has the potential to reduce electric lighting or increase daylight penetration within a building while controlling glare. Daylight harvesting employs a photo sensor that is joined with a dimming fluorescent lighting system, or automatic blinds, that reduces energy demand by dimming lights proportionally to the amount of daylight received.

Heat Recovery from Arena Refrigeration

Arenas are a Canadian icon but are typically known as energy pigs. Heat recovery from arena refrigeration can recover low-grade energy exhausted by the arena's refrigeration equipment. Once implemented, the system can recover waste heat from the hot ammonia gas exiting refrigeration equipment. This waste heat can then be upgraded by using a heat pump to process and supply hot water. The system reduces operating energy expenses by saving on energy consumption while increasing water efficiency.

Low-E Windows

Coating a glass surface with low-emittance material lowers the total heat flow through the window while reflecting a significant amount of radiant heat. Low-E windows provide an energy efficient alternative while keeping costs on air conditioning at a reduced level. Different types of Low-E coatings have been designed to allow for high, moderate, or low solar gain. Windows treated with Low-E film help prevent air leakage in both winter and summer.

White or "Cool Roof" Technology

Painting a base coating of light-coloured water sealant instead of a dark coloured one creates a white or a 'cool' roof that reflects both sunlight and heat. This simple technology reduces air-conditioning costs in hot summers. Cool roof coatings can be easily applied over an existing roof structure. The sealant is elastomeric, a rubber-like material that stretches in the summer heat and then returns to its original shape without damage. Cool roof materials have two important surface properties: a high solar reflectance and a high thermal emittance. Solar reflectance is the percentage of solar energy that is reflected by a surface. Thermal emittance is the percentage of energy a material can radiate away after absorption. In buildings without air-conditioning, cool roofs can improve comfort by reducing top-floor temperatures.

A LEADING INITIATIVE TOWARDS CHANGE

Hamilton

The City of Hamilton is implementing a comprehensive Energy Retrofit Pilot Program for a cross section of their portfolio of 22 buildings. The purpose of the pilot program is to demonstrate to various internal stakeholders what energy and environmental benefits can be achieved in their facilities. Facility types include parks & recreation, social housing, libraries, arenas, fire stations and other facilities such as offices and operations centres. The pilot project is expected to save the City over 6,000 GJ annually and reduce CO₂ emissions by over 1,000 tonnes per year. Retrofit measures include lighting, HVAC controls, building envelope, water conservation and other energy efficiency measures.

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Did you know . . .

... the City of Greater Sudbury functions as a regional shopping destination, servicing a catchment area extending across Northeastern Ontario.

There are approximately 300,000 people living within a 160 km (100 mile) radius of Greater Sudbury based on the 2001 Census. Its market profile has been strengthened by the continuing diversification of the City's retail environment, including the opening of the new Farmers Market in the downtown core, the redevelopment of the Rainbow Value Centre, as well as the ongoing expansion of the large format retail sector.

Greater Sudbury's buying power compares favourably to other cities when measured by total sales per capita and personal income per capita.

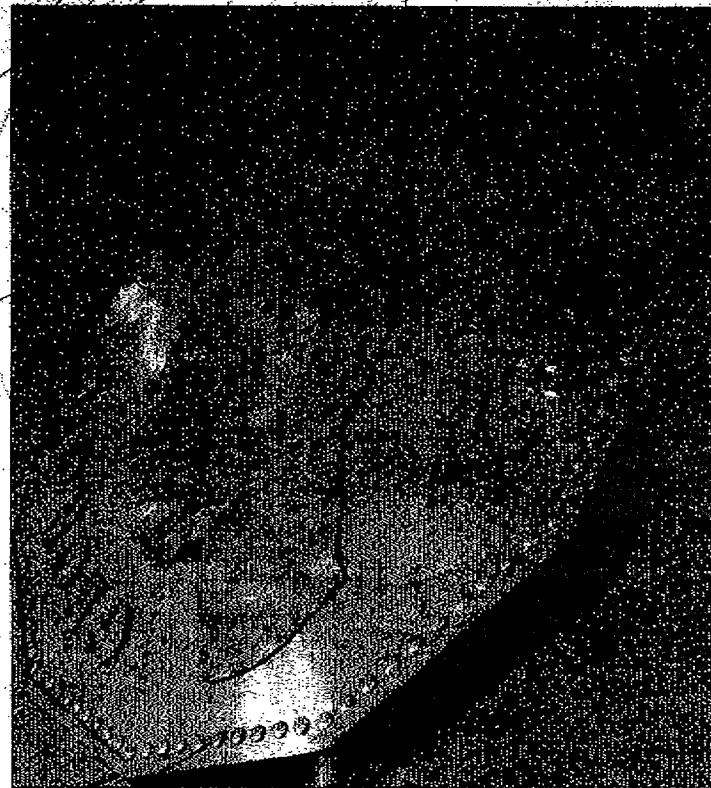
Based on retail sales per capita, the Greater Sudbury census metropolitan area is ranked 5th among Canadian urban markets of 100,000 or more population.

When income per capita is compared across cities, the local market is ranked 2nd of 34 major urban centres.

Retail sales in 2006 establish Greater Sudbury as the premier retail centre of Northeastern Ontario. (Source: FP Markets Canadian Demographics 2006).

Source: City of Greater Sudbury

WEDNESDAY BUSINESS JOURNAL FORUM ON Sudbury



Sudbury's Big Nickel was constructed in 1964 and is made of stainless steel sheathing.

File Photo

Handle with care

FREIGHTLINER

N. Business Journal
Sept., 2007

... as the largest municipality in Ontario based on total area, the City of Greater Sudbury has a complex infrastructure extending more than 3,627 sq. km. Greater Sudbury infrastructure includes:

- 10 sewage treatment plants;
- four sewage treatment lagoons;
- two water treatment plants;
- 21 deep wells;
- a progressive electrical and telecommunications utility wholly owned by the City of Greater Sudbury;
- an advanced telecommunications network, including over 2,400 km of fibre optic cabling;
- a road network which extends over 1,637 centre line kilometres;
- a \$6.3 million renovation of Greater Sudbury Airport;
- expanded public transit services connecting the towns and cities which comprised the former Regional Municipality;
- district energy plants servicing the downtown core and Hôpital régional de Sudbury/Regional Hospital; and,
- municipal energy retrofits utilizing solar wall construction and geothermal heat pumps at our water and sewage treatment facilities.

Source: City of Greater Sudbury

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educational programs at schools, summer camps, and in community groups can create a lasting culture of conservation.”

Supportive Policy Development

Supportive policies can be developed for future municipal and non-municipal facilities to reduce their energy consumption via supportive design standards such as LEED Canada. Adopting energy efficiency standards for both municipal facilities and new housing, building Green Roofs, as well as implementing property and land-use planning standards will encourage energy efficient buildings in green communities.

INCREASING ENERGY EFFICIENCY



Greater Sudbury's recently completed Community Energy Plan looks at opportunities to increase energy efficiency across all sectors and reduce energy costs by \$5 million annually, and as a long term target, produce 50% of the community's energy and fuels locally.

Conservation Officers

Several municipalities have established a central hub for energy conservation measures in the form of a conservation office. These offices are generally responsible for leading, developing and ensuring that the approved programs to meet anticipated demand shedding and cost avoidance targets by working with municipal departments to develop suitable energy efficiency initiatives and technologies. Some smaller municipalities have opted to hire either an energy manager or have hired a consultant to complete an energy management plan that can be implemented by existing staff.

COMMITTED TO CONSERVATION



The Town of Markham made a commitment to conservation demand management and energy efficiency in 2005 by establishing the Markham Energy Conservation Office (MECO). MECO recognizes that energy conservation will help save money, decrease demand, enhance Markham's local energy supply by reducing dependency on the grid, and best of all, reduce greenhouse gas emissions. MECO delivers Employee Awareness Programs, Cool Shops, Better Building Partnerships, a Combined Utility Metering Pilot, as well as other conservation programs currently under development.

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Energy Star

Energy Star qualified homes contain high efficiency heating, hot water and air conditioning systems, insulation upgrades, higher performance windows, and better draft proofing. They also consume 30-40% less energy and reduce greenhouse gas emissions by 2-3 tonnes per year in comparison to homes built to the minimum Ontario Building Code requirements.

WORKING WITH DEVELOPERS



East Gwillimbury

East Gwillimbury recently announced the adoption of a municipal policy that directs housing developers of ten or more units to be constructed with Energy Star qualifications. East Gwillimbury is also considering the adoption of LEED standards for all new industrial, commercial, and institutional developments in the town.

Green Roofs

Green roof development involves the creation of "contained" green space on top of a building or structure. A green roof involves a high quality waterproofing and root repellent system, a drainage system, filter cloth, a lightweight growing medium, and plants. Each component of the system can be installed separately. There are many economic, environmental, and social benefits associated with the construction of a green roof, particularly in built up urban areas. Economic benefits include the creation of a job market for gardeners/landscapers, botanists, engineers, suppliers, and manufacturers. There are also community cost savings opportunities from the increased storm water retention and decreased need to expand or rebuild related infrastructure. Green roofs help mitigate climate change by reducing the "Urban Heat Island Effect." There is also reduced need for interior building insulation as the green roof system prevents heat from moving through the roof thereby alleviating the cooling costs of the building. Finally, green roofs improve air quality by filtrating airborne particles through photosynthesis.

There are many economic, environmental, and social benefits associated with the construction of a green roof, particularly in built up urban areas.

GREEN ROOF INNOVATION



The City of Waterloo has been an early leader in the development of the green roof industry. It first commissioned a Green Roof Feasibility Study to determine the specific benefits while identifying areas that would benefit from green roofs. Part of the study's goals was to build a green roof demonstration site on a city building. The study broke new ground using GIS to map out areas that would reap the maximum benefits from various green roof attributes. In December 2004, the finished report was submitted to council and was approved for April 2005. A 1650m² green roof demonstration site was installed on Waterloo City Centre in 2005, which has recently been enhanced by storm water management equipment and a solar panel demonstration site.

LEED Canada

The Leadership in Energy and Environment Design (LEED) is a green building rating system that functions as a standard for environmentally sustainable construction methods. LEED was designed to define the "green building" with an established common standard of measurement while promoting integrated, whole building design practices. These practices recognize environmental leadership in the building industry, stimulate green competition, raise consumer awareness of green building benefits and transform the building market to be environmentally sustainable. There are four levels of accomplishment/rating in the LEED system: LEED certified, Gold, Silver, and Platinum.

Ratings are based as to how well the building performs under the following five criteria: sustainable sites; water efficiency; energy and atmosphere; materials and resources; and indoor environmental quality. LEED certification is obtained after submitting an application that documents compliance with the requirements of the various credits.

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THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2007-154

REGULATIONS: (R.1.2.1.) A by-law to amend By-law 2003-7 (a by-law to regulate smoking in public places).

THE COUNCIL of the Corporation of the City of Sault Ste. Marie pursuant to Section 115 of the Municipal Act, 2001, S.O. 2001, c. 25 and amendments thereto **ENACTS** as follows:

1. **BY-LAW 2003-7 AMENDED**

Part I of By-law 2003-7 is amended by adding thereto the following:

"1.2(a)'City entranceway' means an area within a four metre radius surrounding the public entrances to John Rhodes Centre located at 280 Elizabeth Street, the McMeeken Centre Arena at 616 Goulais Avenue;"

Part II of By-law 2003-7 is amended by adding thereto the following:

"2.1.1. No person shall smoke at any City entranceway."

2. **EFFECTIVE DATE**

This by-law takes effect on the date of its final passing.

Read THREE times and PASSED in open Council this 10th day of September, 2007.

MAYOR – JOHN ROWSWELL

CLERK – DONNA P. IRVING