

MINUTES

REGULAR MEETING OF CITY COUNCIL

2007 10 15

4:30 P.M.

COUNCIL CHAMBERS

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

ABSENT: Councillor F. Fata (out of town for work)

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

1. **ADOPTION OF MINUTES**

Moved by Councillor L. Tridico

Seconded by Councillor B. Hayes

Resolved that the Minutes of the Regular Council Meeting of 2007 09 24 and the Special Meeting of 2007 10 04 be approved. CARRIED.

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

3. **APPROVE AGENDA AS PRESENTED**

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the Agenda for the 2007 10 15 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

(a) Kelly Rowlinson, President, Association of Early Educators was in attendance concerning Proclamation - Child Care Worker and Early Childhood Educator Appreciation Day.

(b) Christine Mair, Recruitment Coordinator, Children's Aid Society was in attendance concerning Proclamation - Canadian Foster Family Week.

4. (c) Robin Simpson, representative of 2nd Year Early Childhood Education Class of Sault College was in attendance concerning Proclamation - Week of the Child.
- (d) Gary Vipond, Chair, Local Block Parent Program was in attendance concerning Proclamation - National Block Parent Week.
- (e) Mary Alice Policicchio, Member, Algoma Regional Committee, Ontario Multifaith Council was in attendance concerning Proclamation - Spiritual and Religious Care Awareness Week.
- (f) Kim Seabrook, Executive Director, Safe Communities Partnership was in attendance concerning Proclamation - Safe Crossing Week.
- (g) Mac Headrick representing the 18 Forever Committee was in attendance concerning agenda item 6.(1)(a).
- (h) Bud Campbell, Secretary-Treasurer, Norgoma Board of Directors was in attendance concerning agenda item 6.(2)(a).
- (i) Bob Dumanski and Greg Rykman were in attendance concerning agenda item 6.(6)(b).
- (j) Peter Bortolussi was in attendance concerning agenda items 6.(6)(c) and 6.(6)(d).
- (k) Bob Paciocco, Joe Gass and Robert Rattle were in attendance concerning agenda item 6.(6)(d).
- (l) Steve McKeown, Sales and Marketing Director; Jessica Bolduc, Research Analyst; and John Barbeau, VP Research and Development; SITTM Technologies Inc. were in attendance concerning agenda item 7.(a).

PART ONE – CONSENT AGENDA

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

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that all the items listed under date 2007 10 15 - Part One - Consent Agenda, [save and except 5.(h) - defeated; 5.(j) - tabled to October 29th; and 5.(y) - referred to Police Services Board] be approved as recommended.
CARRIED.

- (a) Correspondence from AMO and OGRA was received by Council.

5. (b) The letter from the Chair, Workplace Safety and Insurance Board (WSIB) concerning the Board's Community Workplace Health and Safety Charter was received by Council.
- (c) The letter from Stewardship Ontario (concerning the municipal blue box recycling program) was received by Council.
- (d) Correspondence from Township of Stirling-Rawdon (concerning a provincial and federal program of aid to victims of catastrophic natural events); Township of Wellington North (concerning reducing the lead sampling requirements for small municipal water systems); the Township of Burpee and Mills (concerning loss of municipal funding to provincial tax rebate programs); the Township of North Dumfries (concerning fees charged to aggregate operators); the Township of Brock (concerning paper fibre biosolids) ; and the Municipality of Brockton (concerning funding for Conservation Authorities) was received by Council.
- (e) The letter and other correspondence from Councillor Steve Butland concerning the status of the Sault Ste. Marie Interim Charity Casino was received by Council.
- (f) The report entitled 'Local Community Impacts of the Charity Casinos' dated December 2005 prepared for the Addiction Programs, Ontario Ministry of Health and Long-Term Care was received by Council.
- (g) The letter from the President, Sault Speed Skating Club requesting that the City cancel or reduce the amount owed to the City by the Club for maintenance of the Art Jennings Oval for the past season was accepted by Council.

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that the request from the Sault Speed Skating Club in a letter dated September 30, 2007 that the City cancel or reduce the amount owed to the City by the Club for maintenance of the Art Jennings Oval for the past season BE REFERRED to the Finance Committee and the Commissioner of Community Services for review and report back to Council. CARRIED.

10. (h) **Council Travel**

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Whereas the City of Sault Ste. Marie has hosted the Winter Cities Conference twice in the past; and

Whereas the City of Sault Ste. Marie has participated in many Winter Cities Conferences; and

Whereas the City has derived many benefits through its relationship with the Winter Cities movement;

Now therefore be it resolved that Mayor John Rowswell be authorized to attend the Winter Cities Mayors Conference in January 2008 in Nuuk, Greenland at an estimated net cost of \$3,800.00 to the City. DEFEATED.

Recorded Vote

For: Mayor J. Rowswell, Councillors L. Turco, S. Myers, P. Mick

Against: Councillors J. Caicco, D. Celetti, O. Grandinetti, L. Tridico, T. Sheehan, S. Butland, F. Manzo

Absent: Councillors B. Hayes, F. Fata

(i) **Staff Travel Requests**

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

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2007 10 15 be approved as requested. CARRIED.

(j) **2008 Council Meeting Schedule**

The report of the City Clerk was received by Council.

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that the report of the City Clerk dated 2007 10 15 concerning 2008 Council Meeting Schedule be accepted and the recommended 2008 Council Meeting Schedule be approved. (Tabled to October 29th Council Meeting)
OFFICIALLY READ NOT DEALT WITH.

(k) **Tender for Fuel Tank Removal and Replacement - Bellevue Marina**

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

5. (k) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that the report of the Manager of Purchasing dated 2007 10 15 be endorsed and that the tender for the removal of the existing in-ground tank and the installation of a new above ground Fuel Storage Tank and dispenser Pump at Bellevue Marina, required by the Community Services Department, be awarded as recommended. CARRIED.
- (l) **Tender for Parking Lot Snow Removal From Municipal Parking Lots**
The report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that the report of the Manager of Purchasing dated 2007 10 15 be endorsed and that the tender for Snow Plowing and Removal from Municipal Parking Lots during the 2007-2008 winter season, required by the Parking Division, Public Works and Transportation Department, be awarded as recommended. CARRIED.
- (m) **Quotation for Paper Towels and Tissues**
The report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that the report of the Manager of Purchasing dated 2007 10 15 be endorsed and that the quotation to supply paper products at the Civic Centre and other various City locations, required by Building Services, be awarded as recommended. CARRIED.
- (n) **Mayor and Council Travel Expenses - January 1 to June 30, 2007**
The report of the Commissioner of Finance and Treasurer was accepted by Council.
- Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that the report of the Commissioner of Finance and Treasurer dated 2007 10 15 concerning Mayor and Council travel expenses for the period January 1 to June 30, 2007 be accepted as information. CARRIED.
- (o) **Sledge Equipment - Accessibility Advisory Committee**
The report of the Unit Manager, Social Services was accepted by Council.

5. (o) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that the report of the Unit Manager, Social Services dated 2007 10 15 concerning Sledge Equipment be accepted and the recommendation that Council authorize the purchase of sledge equipment for public use at an estimated cost not to exceed \$20,000.00 with funds to come from the Corporate Barrier Removal budget, be approved. CARRIED.
- (p) **Feasibility Study for a Leash-Free Park for Dogs**
The report of the Supervisor of Community Services was accepted by Council.
- Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that the report of the Supervisor of Community Services dated 2007 10 15 concerning Feasibility Study for a Leash-Free Park for Dogs be accepted as information. CARRIED.
- (q) **Ermatinger-Clergue National Historic Site - Community Museums Operating Grant (CMOG) 2007 - Ministry of Culture**
The report of the Curator, Ermatinger-Clergue National Historic Site was accepted by Council.
- Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that the report of the Curator, Ermatinger-Clergue National Historic Site dated 2007 10 15 concerning Ermatinger-Clergue National Historic Site - Community Museums Operating Grant (CMOG) 2007 - Ministry of Culture be accepted as information. CARRIED.
- (r) **Request for Financial Assistance for National/International Sports Competitions**
The report of the Manager of Recreation and Culture was accepted by Council.
- Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that the report of the Manager of Recreation and Culture dated 2007 10 15 concerning Request for Financial Assistance for National/International Sports Competitions be accepted and the recommendation to provide a \$200.00 grant to the Sault Steelers Football Club (Canadian Football Championship) be approved. CARRIED.
- (s) **2008 Capital Road Reconstruction - Engineering Consultant Assignments**
The report of the Director of Engineering Services was accepted by Council.

5. (s) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that the report of the Director of Engineering Services dated 2007 10 15 concerning 2008 Capital Road Reconstruction - Engineering Consultants Assignments be accepted and the recommendation that the design, contract document preparation, tendering, contract administration and inspection for Franklin Street be awarded to STEM Engineering be approved. CARRIED.

(t) **Class Environmental Assessments - Transportation Initiatives - Requests for Part II Orders**

The report of the Director of Engineering Services was accepted by Council.

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that the report of the Director of Engineering Services dated 2007 10 15 concerning Class Environmental Assessments - Transportation Initiatives Request for Part II Orders be accepted and the recommendation that the Minister of Environment consider the following action to complete timely reviews under the EA process:

1. accelerate the decisions on the outstanding requests for Part II orders on our projects;
2. the Minister designate authority to the Director's level to grant or deny requests for Part II orders;
3. the Minister designate authority to the Director's level to dismiss the frivolous request and any request from an individual who has not attended an open house, or a separate meeting with the consultant or the City, or they have not reviewed the ESR;
4. consider an application fee for a Part II order request similar to OMB appeals to discourage the frivolous request and award costs if the request is denied, be approved. CARRIED.

(u) **Bridge Repairs and Rehabilitation**

The report of the Director of Engineering Services was accepted by Council.

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the report of the Director of Engineering Services dated 2007 10 15 concerning Bridge Repairs and Rehabilitation be accepted and the recommendation that the remaining portion of the \$300,000.00 miscellaneous construction for bridges be used to complete detailed design for rehabilitation of the remaining single lane bridges and for completion of required maintenance on other bridges and further that M. R. Wright Consultant prepare a contract for the bridge repair be approved. CARRIED.

5. (v) **East End Wastewater Treatment Plant - Secondary By-Passes and Odour Control**

The report of the Director of Engineering Services was accepted by Council.

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that the report of the Director of Engineering Services dated 2007 10 15 concerning East End Wastewater Treatment Plant - Secondary By-Passes and Odour Control be accepted as information. CARRIED.

(w) **Reconstruction of Small Pumping Stations Operated by Public Works Engineering Agreement**

The report of the Director of Engineering Services was accepted by Council. The relevant By-law 2007-173 is listed under Item 10 of the Minutes.

(x) **Clark Creek and Pim Street Pumping Station Forcemains Condition Assessment**

The report of the Director of Engineering Services was accepted by Council. The relevant By-law 2007-180 is listed under Item 10 of the Minutes.

(y) **Use of Bicycles With Child Trailers on City Sidewalks**

The report of the Assistant City Solicitor was received by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor S. Myers

Resolved that Council recommend that the report of the Assistant City Solicitor dated 2007 10 15 concerning Use of Bicycles With Child Trailers on City Sidewalks BE REFERRED to Police Services Board. CARRIED.

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

Moved by Councillor S. Butland

Seconded by Councillor P. Mick

Resolved that the report of the Assistant City Solicitor dated 2007 10 15 concerning Use of Bicycles With Child Trailers on City Sidewalks be accepted and the recommendation that given the concern for pedestrian safety expressed by Police Services, that Council take NO action to allow bicycles with trailers on city sidewalks, be approved. OFFICIALLY READ NOT DEALT WITH.

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

5. (z) **City Purchase of Strip of Land From Linda Lewis in the Area of the Fifth Line Landfill**

The report of the City Solicitor was accepted by Council. The relevant By-law 2007-174 is listed under Item 10 of the Minutes.

(aa) **Request to Purchase a Portion of 75 Hudson Street - St. Mary's River Bridge Company and International Bridge Authority**

The report of the City Solicitor was accepted by Council. The relevant By-law 2007-175 is listed under Item 10 of the Minutes.

Councillor L. Tridico declared a pecuniary interest - family owns property adjacent to subject property.

(bb) **City Sale to Nick Parniak (or a Company as Directed by Mr. Parniak) of Property at 110 Yates Avenue**

The report of the City Solicitor was accepted by Council. The relevant By-law 2007-165 is listed under Item 10 of the Minutes.

(cc) **Spadina Avenue Parking**

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

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the report of the Commissioner of Public Works and Transportation dated 2007 10 15 concerning Spadina Avenue Parking be accepted and the recommendation that the parking restriction on the east side of Spadina Avenue between Wallace Terrace and East Balfour be removed from By-law 77-200 be approved. CARRIED.

(dd) **Sidewalk Plowing Petition - West Side of Wilson Street From Grandy Road to Nino Drive**

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

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the report of the Commissioner of Public Works and Transportation dated 2007 10 15 concerning Sidewalk Plowing Petition - West Side of Wilson Street From Grandy Road to Nino Drive be accepted and the recommendation that this section of Wilson Street be plowed starting this upcoming winter be approved. CARRIED.

(ee) **School Crossing Guards - 2007/2008 School Year**

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

5. (ee) Moved by Councillor L. Turco
Seconded by Councillor P. Mick

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2007 10 15 concerning School Crossing Guards - 2007/2008 School Year be accepted and the recommendation that the school crossing guards be removed at the Wellington/Pim Street intersection and at the Pine/Northern Avenue intersection and that an additional guard be added at the McNabb/Pine Street intersection be approved. CARRIED.

(ff) **Purchase of 1 (One) Used Half-ton Truck and 1 (One) Used Car**

The report of the Manager of Equipment and Buildings was accepted by Council.

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that the report of the Manager of Equipment and Buildings dated 2007 10 15 concerning Purchase of One Used Half-Ton Truck and One Used Car be accepted and the recommendation to purchase a 2005 Ford F150 4 x 2 from Maitland Motors at a cost of \$18,192.57 as well as a 2006 Chrysler Sebring from Superior Chrysler at a cost of \$16,785.36 with funds to come from the New Equipment Reserve be approved. CARRIED.

- (gg) The letter and other correspondence from Councillor Frank Manzo concerning a symposium on Hyperbaric Medicine being held in Toronto October 19th was received by Council.

PART TWO – REGULAR AGENDA

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

6. (1) **ADMINISTRATIVE**

(a) **18 Forever Event - Steelback Centre**

The report of the Manager of Finance and Audits and the Commissioner of Community Services were accepted by Council.

The letter from the 18 Forever Committee requesting that Council forgive fees (\$7,100.00 plus the \$1.80 surcharge on each ticket sold in the stands) at the Steelback Centre for this event was received by Council.

6. (1)
(a)

Moved by - Councillor L. Turco
Seconded by - Councillor S. Myers

Resolved that the reports of the Manager of Finance and Audits and the Commissioner of Community Services dated 2007 10 15 concerning 18 Forever Event - December 8, 2007 at the Steelback Centre - Request for Financial Assistance be accepted and the recommendation that Council DENY the request for forgiveness of expenses associated with the use of the Steelback Centre for this event be approved. CARRIED.

Councillor B. Hayes declared a pecuniary interest - employed by Ontario Lottery and Gaming Corporation which is a sponsor of this event.

Recorded Vote

For: Mayor J. Rowswell, Councillors J. Caicco, L. Turco, O. Grandinetti, S. Myers, S. Butland, P. Mick

Against: Councillors D. Celetti, L. Tridico, T. Sheehan, F. Manzo

Absent: Councillors B. Hayes, F. Fata

(b) **Additional Box Suites for the Steelback Centre**

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

Moved by Councillor L. Turco
Seconded by Councillor P. Mick

Resolved that the report of the Commissioner of Finance and Treasurer dated 2007 10 15 concerning Additional Box Suites for the Steelback Centre be accepted and the recommendation that the total cost of Phase 2 and 3 Box Suites including debt charges be funded from the annual licence fee revenue generated from the new suites; and
that an annual licence fee based on current estimates of up to \$1,475.00 per seat be applied to the proposed Phase 2 and 3 suites; and
that the annual licence fee along with food and beverage revenues as required be allocated to finance the related debt charges; and
that this project is conditional upon the City receiving commitments to fully occupy the new box suites, the City issue up to \$4 million of debt to finance the project, be approved. CARRIED.

6. (1)
(b)

Recorded Vote

For: Mayor J. Rowswell, Councillors J. Caicco, L. Turco, O. Grandinetti, S. Myers, T. Sheehan, S. Butland, P. Mick

Against: Councillors D. Celetti, L. Tridico, F. Manzo

Absent: Councillors B. Hayes, F. Fata

- (c) **Steelback Centre - Private Suites - Phase 2 and 3**

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

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that the report of the Commissioner of Community Services dated 2007 10 15 concerning Steelback Centre Private Suites - Phase 2 and 3 be accepted and the recommendation to approve the project in principle subject to the required number of suites being leased that would allow for the capital cost of the project to be paid back from the suite leases, and further, subject to such successful leasing, that staff engage EPOH Inc. to update the existing drawings of Phase 2 and 3 of the luxury suites in order to prepare for tendering at the end of January 2008 to meet a construction schedule of the summer 2008 be approved. CARRIED.

Recorded Vote

For: Mayor J. Rowswell, Councillors J. Caicco, L. Turco, O. Grandinetti, S. Myers, T. Sheehan, S. Butland, P. Mick

Against: Councillors D. Celetti, L. Tridico, F. Manzo

Absent: Councillors B. Hayes, F. Fata

6. (2) **COMMUNITY SERVICES**

- (a) **Museum Ship Norgoma**

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

6. (2)

(a) Moved by - Councillor L. Turco

Seconded by - Councillor P. Mick

Resolved that the report of the Commissioner of Community Services dated 2007 10 15 concerning Museum Ship Norgoma be accepted and the recommendation that the previous group (comprised of a representative of Destiny Sault Ste. Marie, a staff member of Tourism Sault Ste. Marie, the President of Chamber of Commerce, a board member of St. Mary's River Marine Heritage Centre and a staff member of Community Services Department) and one or two members of Council be requested to revisit the Destiny report (dated November 2006) and consider opening formal communications with the parties that have expressed an interest in the Norgoma ship be approved. (Seconder removed name from the resolution - No Seconder) OFFICIALLY READ NOT DEALT WITH.

Councillor T. Sheehan declared a pecuniary interest - Norgoma Board has an application with his employer.

6. (6)

PLANNING

(a) **Application No. A-8-06-Z.OP and 57T-06-501 - Jane Eva Hedlund, Catherine Shunock, 2062111 Ontario Limited and Frank Frederick Shunock - 1525, 1675, 1707, 1709, 1715 and 1731 Trunk Road and 834 River Road - Request to Rezone to Permit a 39 Lot Single Detached Residential Subdivision**

The report of the Planning Division was accepted by Council.

Moved by Councillor L. Tridico

Seconded by Councillor B. Hayes

Resolved that the report of the Planning Division dated 2007 10 15 concerning Application No. A-8-06-Z.OP and 57T-06-501 - Jane Eva Hedlung, Catherine Shunock, 2062111 Ontario Limited and Frank Frederick Shunock be accepted and the Planning Director's recommendation that City Council DEFER this application to October 29, 2007 be endorsed. CARRIED.

Mayor J. Rowsell declared a pecuniary interest - relative is an objector to this rezoning application.

(b) **Application No. A-22-07-OP - Sar-Gin Developments (Sault) Limited - 799 Goulais Avenue (875 Third Line West) - Request to Rezone in Order to Facilitate the Creation of 4 Rural Residential Lots**

The report of the Planning Division was accepted by Council.

6. (6)

(b) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick

Resolved that the report of the Planning Division dated 2007 10 15 concerning Application No. A-22-07-OP - Sar-Gin Developments (Sault) Limited be accepted and the Planning Director's recommendation that City Council approve Official Plan Amendment No. 132, which facilitates the severance of the subject property for four additional rural residential lots be endorsed. CARRIED.

(c) **Application No. A-24-07-Z.OP - 510127 Ontario Limited - 432 Great Northern Road - Request to Permit the Construction of a 1,950 Sq. Metre (21,000 sq. ft) Office Building Outside of the Downtown**

The report of the Planning Division was received by Council.

Moved by Councillor L. Turco
Seconded by Councillor B. Hayes

Resolved that the report of the Planning Division dated 2007 10 15 concerning Application No. A-24-07-Z.OP - 510127 Ontario Limited be accepted and the Planning Director's recommendation that City Council DENY the application be endorsed. DEFEATED.

Recorded Vote

For: Mayor J. Rowsell, Councillors S. Myers, L. Tridico, T. Sheehan

Against: Councillors J. Caicco, L. Turco, B. Hayes, D. Celetti, O. Grandinetti, S. Butland, F. Manzo, P. Mick

Absent: Councillor F. Fata

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

Resolved that Application No. A-24-07-Z.OP - 510127 Ontario Limited - 432 Great Northern Road be approved in principle and that more negotiation and discussion may take place between the parties. CARRIED.

6. (6)
(d)

Application No. A-25-07-Z.OP and 57T-07-505 - Fox Run Development (Sault) Inc. - 817 Third Line East - Request to Develop a Serviced 193 Lot Residential Subdivision

The report of the Planning Division was accepted by Council.

Moved by Councillor S. Butland

Seconded by Councillor L. Tridico

Resolved that Application No. A-25-07-Z.OP and 57T-07-505 - Fox Run Development (Sault) Inc. BE DEFERRED to the October 29th Council Meeting. CARRIED.

Councillor J. Caicco declared a pecuniary interest - Windsor Farms (a Ruscio Construction affiliate) is a client of his employer.

Moved by Councillor L. Truco

Seconded by Councillor P. Mick

Resolved that the report of the Planning Division dated 2007 10 15 concerning Application No. A-25-07-Z.OP and 57T-07-505 - Fox Run Development (Sault) Inc. be accepted and the Planning Director's recommendation that City Council approve the Draft Plan of Subdivision for the proposed Fox Run Subdivision, subject to the 21 conditions contained in the report, be endorsed. OFFICIALLY READ NOT DEALT WITH.

Councillor J. Caicco declared a pecuniary interest - Windsor Farms (a Ruscio Construction affiliate) is a client of his employer.

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

(a) Moved by Councillor S. Butland

Seconded by Councillor J. Caicco

Whereas biodiesel has proven to be a clean burning alternative fuel and is also economical and environmentally friendly; and

Whereas a locally owned and operated business is actively pursuing the use of biodiesel in a commercial initiative; and

Whereas the use of biodiesel has successfully been implemented in other municipal jurisdictions in Canada; and

Whereas the City of Sault Ste. Marie is looking to be a leader in the field of alternative energy (wind, sun, co-gen, Enquest); and

Whereas SITTM Inc. is presently working on a small scale, self-contained prototype which would allow consumers to produce their own energy on site;

7. (a) Be it resolved that Council request of City Transit the advisability of proceeding with a one-year pilot project with one older bus to measure the effectiveness of biodiesel fuel on the operation, maintenance, economics of this one bus and report back to Council at its earliest convenience. It is expected that the experiment would be based on a formula of up to 20% biodiesel. CARRIED.
- (b) Moved by Councillor S. Butland
Seconded by Councillor P. Mick
Be it resolved that Council request that Parks Canada immediately move to restore the Sault Locks to full operation to ensure its preparedness for the next boating season; and
Be it also requested that a secondary manually operated option be considered so that any subsequent operational breakdowns be avoided; and
Be it also further requested that in future any such developments impacting the lock and its partners and users be subject to a comprehensive report to be provided to Council for their consideration. CARRIED.
- (c) Moved by Councillor T. Sheehan
Seconded by Councillor P. Mick
Whereas the Sault Steelers defeated the Alberta Football League champion Edmonton Stallions 59-10; and
Whereas this victory gives the Northern Football Conference champion Sault Steelers their first Canadian Major Football League championship since 1972;
Now therefore be it resolved that the City of Sault Ste. Marie congratulate the Sault Steelers on their victory; and
Further that appropriate signage be erected in the City to mark both the 2007 and 1972 national championships and that a copy of this resolution be forwarded to the Sault Steelers Organization. CARRIED.
- (d) Moved by Councillor T. Sheehan
Seconded by Councillor S. Myers
Whereas the great Canadian artist Ken Danby was born and raised in Sault Ste. Marie; and
Whereas Ken Danby never forgot his roots and promoted our City's arts and cultural community;
Now therefore be it resolved that the Cultural Advisory Board be requested to undertake a process which will recognize Ken Danby's greatness and that this be done in consultation with the Danby family and other stakeholders within the community; and
Further that the recommendations should be reported back to City Council at a future date for consideration. CARRIED.

7. (e) Moved by Councillor F. Manzo
Seconded by Councillor D. Celetti
Whereas a letter to the Editor was submitted by Don Nelson and a resident of Old Garden River Road on October 11, 2007 to the Sault Star, stating their views regarding the Engineering Department report and a letter from the resident of Old Garden River Road, wanting to know the reason in the Engineering report for not extending Willow Avenue; and
Whereas in the letter to the Editor, there are some extending circumstances that should be discussed and resolved by City Council, according to the letter to the Editor by Don Nelson and a resident of Old Garden River Road who had submitted a letter to City Council previously, as to why this information was not brought to the attention of city taxpayers;
Therefore be it resolved that City Council accept the letter to the Editor (copy enclosed) and bring out the facts of the matter, that city taxpayers are properly informed of the transaction outlined in this letter to the Editor; and
Further be it resolved that the resolution and letter to the Editor be forwarded to the Engineering, Public Works and Transportation, Fire and Legal departments requesting who authorized the controlled access roadway that Public Works installed as this was not authorized by City Council; and
Further be it resolved that the above-mentioned departments report back to Council with their reasons why the public was not informed and that these departments reveal their findings that the public taxpayers should know. OFFICIALLY READ NOT DEALT WITH. (Ruled as a reconsideration.)
- (f) Moved by Councillor J. Caicco
Seconded by Councillor P. Mick
Resolved that City Council expresses its sincere congratulations to David Oraziotti, M.P.P. Sault Ste. Marie on the occasion of his re-election for a second term of office as Sault Ste. Marie's Member of Provincial Parliament; and
Further that Council also offer its congratulations to Mike Brown, M.P.P. Algoma Manitoulin on his re-election and to Premier Dalton McGuinty on winning a second majority government in Ontario. CARRIED.
- (g) Moved by Councillor P. Mick
Seconded by Councillor F. Manzo
Whereas patrons at the Steelback Centre are concerned about their safety on the uncovered stairs during winter months;
Therefore be it resolved that staff reports back on the feasibility and costs of covering these outside stairs before the snow flies. CARRIED.
- (h) Moved by Councillor S. Butland
Seconded by Councillor T. Sheehan
Resolved that this Council endorse the pursuit of a permanent casino (as promised) to replace the present interim/temporary casino. CARRIED.

7. (h) Recorded Vote

For: Councillors J. Caicco, L. Turco, D. Celetti, T. Sheehan, S. Butland, P. Mick

Against: Mayor J. Rowswell, Councillors O. Grandinetti, S. Myers, L. Tridico, F. Manzo

Absent: Councillors B. Hayes, F. Fata

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 L. Turco

Seconded by Councillor P. Mick

Resolved that all the by-laws listed under Item 10 of the Agenda under date 2007 10 15 be approved. CARRIED.

(a) Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that By-law 2007-163 being a by-law to adopt Amendment No. 128 to the Official Plan be read three times and passed in Open Council this 15th day of October, 2007. (Wallace A. Thomson) CARRIED.

(b) Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that By-law 2007-164 being a by-law to adopt Amendment No. 131 to the Official Plan be read three times and passed in Open Council this 15th day of October, 2007. (Odena Reload Centre Inc.) CARRIED.

(c) Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that By-law 2007-165 being a by-law to authorize the sale of property at 110 Yates Avenue to Nick Parnial (or a company as directed by Mr. Parniak) be read three times and passed in Open Council this 15th day of October, 2007. CARRIED.

10. (d) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that By-law 2007-166 being a by-law to assume for public use and establish as a public street various parcels of land conveyed to the City pursuant to the Second Line Road Widening Project be read three times and passed in Open Council this 15th day of October, 2007. CARRIED.
- (e) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that By-law 2007-167 being a by-law to allow wall-mounted signs at 455 Albert Street West (Bridge View Bingo) be read three times and passed in Open Council this 15th day of October, 2007. CARRIED.
- (f) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that By-law 2007-168 being a by-law to authorize the construction of sanitary sewer and private drain connections and Class "A" pavement on Retta Street from Wellington Street East to Mark Street be read a first and second time in Open Council this 15th day of October, 2007. CARRIED.
- (g) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that By-law 2007-169 being a by-law to authorize the construction of sanitary sewer and private drain connections on Wellington Street East from Trunk Road to Simpson Street be read a first and second time in Open Council this 15th day of October, 2007. CARRIED.
- (h) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that By-law 2007-170 being a by-law to authorize the construction of sanitary sewer and private drain connections and Class "A" pavement on Franklin Street from Henrietta Street to Wallace Terrace be read a first and second time in Open Council this 15th day of October, 2007. CARRIED.
- (i) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that By-law 2007-172 being a by-law to assume for public use and establish as public streets various parcels of land conveyed to the City be read three times and passed in Open Council this 15th day of October, 2007. CARRIED.

10. (j) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that By-law 2007-173 being a by-law to authorize an engineering agreement between the City and Totten Sims Hubicki Associates (1997) Limited to provide design services for the lower Lake, lower McGregor and Tallack Boulevard sanitary pumping stations be read three times and passed in Open Council this 15th day of October, 2007. CARRIED.
- (k) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that By-law 2007-174 being a by-law to authorize the City's acquisition of a strip of land at the rear of 310 Fifth Line East, extending from the landfill, from Linda Lewis, be read three times and passed in Open Council this 15th day of October, 2007. CARRIED.
- (l) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that By-law 2007-175 being a by-law to authorize the sale of a portion of 75 Hudson Street to the St. Mary's River Bridge Company and International Bridge Authority be read three times and passed in Open Council this 15th day of October, 2007. CARRIED.
- Councillor L. Tridico declared a pecuniary interest - family owns property adjacent to subject property.
- (m) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that By-law 2007-179 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 15th day of October, 2007. CARRIED.
- (n) Moved by Councillor L. Turco
Seconded by Councillor P. Mick
Resolved that By-law 2007-180 being a by-law to authorize a contract between the City and Pressure Pipe Inspection Company to conduct pressure pipe inspections on the Clark Creek and Pim Street Station Forcemains be read three times and passed in Open Council this 15th day of October, 2007. CARRIED.

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

- (a) Councillor S. Myers, Council's representative on Sault Area Hospital Board of Directors showed the Sault Area Hospital groundbreaking DVD for the information of Council.

11. (b) Moved by Councillor D. Celetti
Seconded by Councillor O. Grandinetti
Resolved that Council suspend section 3(2) of Procedure By-law 99-100 to allow for completion of the 2007 10 15 agenda beyond the 5 hour mark. (2/3 vote required) - 7 of 11 present . CARRIED.

12. **ADJOURNMENT**

Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that this Council shall now adjourn. CARRIED.

"John Rowswell"

MAYOR

"Malcolm White"

DEPUTY CITY CLERK