

MINUTES

REGULAR MEETING OF CITY COUNCIL

2007 09 24

4:30 P.M.

COUNCIL CHAMBERS

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

ABSENT: Councillors L. Turco (vacation), D. Celetti (illness)

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

1. **ADOPTION OF MINUTES**

Moved by Councillor B. Hayes

Seconded by Councillor L. Tridico

Resolved that the Minutes of the Regular Council Meeting of 2007 09 10 be approved. CARRIED.

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

3. **APPROVE AGENDA AS PRESENTED**

Moved by Councillor B. Hayes

Seconded by Councillor L. Tridico

Resolved that the Agenda for the 2007 09 24 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Dan Fraser, Fire Prevention Officer was in attendance concerning Proclamation - Fire Prevention Week.
- (b) A representative of the Children's Aid Society was in attendance concerning Proclamation - Child Abuse Prevention Month.

4. (c) Mac Bain, Co-Chair, Northern Ontario Leadership Summit sponsored by FONOM was in attendance with an update of the Summit being held in Timmins in October.
- (d) Richard Metcalfe, Referendum Resource Officer Elections Canada was in attendance concerning the referendum vote at the Provincial Election on October 10, 2007.
- (e) Errol Caldwell, Executive Director Science Enterprise Algoma was in attendance concerning agenda item 5.(bb).
- (f) Frank Sarlo, Wishart Law Firm on behalf of Bridge View Bingo and Lino Pistor were in attendance concerning agenda item 5.(b) and 6.(6)(a).
- (g) Dave Urso was in attendance concerning agenda item 6.(6)(c).
- (h) Wally Thomson was in attendance concerning agenda item 6.(6)(e).
- (i) Tony Gareau was in attendance concerning agenda item 6.(6)(f).
- (j) Brett Lund, President Ontario Winter Carnival Bon Soo was in attendance concerning agenda item 5.(l).

PART ONE – CONSENT AGENDA

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

Moved by Councillor P. Mick

Seconded by Councillor L. Tridico

Resolved that all the items listed under date 2007 09 24 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from AMO and FONOM was received by Council.
- (b) The letter from Frank Sarlo, Wishart Law Firm on behalf of Bridge View Bingo requesting approval from Council for the Bingo Hall located at 455 Albert Street West for permanent status was received by Council.

5. (b) Moved by Councillor S. Myers
Seconded by Councillor P. Mick
Whereas on October 30, 2006, City Council approved the location of Bridge View Bingo at 455 Albert Street West for a 12 month period; and
Whereas Bridge View Bingo is now seeking approval on a permanent basis for the Bingo Hall at this location;
Now therefore be it resolved that City Council approves the permanent location of the Bingo Hall at 455 Albert Street West. CARRIED.

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

Councillor L. Tridico declared a pecuniary interest - family owns property in vicinity of 455 Albert Street West.

- (c) The letter and petition from residents of Wilson Street requesting sidewalk snow plowing on the west side of Wilson Street was received by Council.

Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that the petition from residents of Wilson Street for sidewalk snow plowing on the west side of Wilson Street BE REFERRED to the Commissioner of Public Works and Transportation for review and report back to Council. CARRIED.

- (d) The letter and petition from residents of Spadina Avenue requesting that the no-parking signs be removed on Spadina Avenue from Wallace Terrace to Asquith Street was received by Council.

Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that the petition from residents of Spadina Avenue to have the no-parking signs removed on Spadina Avenue from Wallace Terrace to Asquith Street BE REFERRED to the Commissioner of Public Works and Transportation for review and report back to Council. CARRIED.

- (e) Correspondence from the City of Cornwall (concerning cost of downloading provincially mandated programs); the City of Kingston (concerning petitioning the province to increase the per student levy at public educational institutions each year); and the Town of Smith Falls (concerning AMO asking the province to re-vamp the property tax system) was received by Council.

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

5. (f) Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that the following request to hold a Special Occasion permit event at a municipal facility on the stated date and times be endorsed by City Council:
John Rhodes Centre - "B" Field
Korah C. & V.S. Reunion
October 6, 2007 - 1:00 to 5:00 p.m. CARRIED.

(g) **Notice of Special Meeting**

Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that a Special Committee of the Whole Council Meeting be held on Thursday, October 4th commencing at 3:30 p.m. in the Russ Ramsay Board Room for the purpose of developing the Corporate Strategic Plan be approved. CARRIED.

(h) **Staff Travel Requests**

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

Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2007 09 24 be approved as requested. CARRIED.

(i) **Municipal Nominations to the New Source Protection Committee**

The report of the City Clerk was accepted by Council.

Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that the two municipal nominees to the new Source Protection Committee be one City Planner (Peter Tonazzo) and one City Engineer (Susan Hamilton Beach or as an alternate Catherine Taddo) be approved. CARRIED.

(j) **Tender for Bear Resistant Garbage Containers**

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

Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that the report of the Manager of Purchasing dated 2007 09 24 be endorsed and that the tender for the supply and delivery of Bear Resistant Garbage Containers, required by the Parks Division of the Public Works and Transportation Department be awarded as recommended. CARRIED.

5. (k) **Property Tax Appeals**

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

Moved by Councillor B. Hayes

Seconded by 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 24 be approved and the tax records be amended accordingly. CARRIED.

(l) **Bon Soo Winter Carnival Request for Assistance**

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

Moved by Councillor P. Mick

Seconded by Councillor L. Tridico

Resolved that the report of the Commissioner of Finance and Treasurer dated 2007 09 24 concerning Bon Soo Winter Carnival Request for Assistance be accepted and the recommendation that Council approve a one-time grant of \$10,000.00 to the Bon Soo Winter Carnival with funds to come from the 5% Parks Reserve Fund be approved. CARRIED.

(m) **Criteria for Economic Development Fund**

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

Moved by Councillor B. Hayes

Seconded by Councillor L. Tridico

Resolved that the report of the Commissioner of Finance and Treasurer dated 2007 09 24 concerning Criteria for Economic Development Fund be accepted and the recommendation that the Economic Development Fund (EDF) Criteria dated 2007 07 10 be approved. CARRIED.

(n) **City Men's Hockey League**

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

Moved by Councillor P. Mick

Seconded by Councillor L. Tridico

Resolved that the report of the Commissioner of Community Services dated 2007 09 24 concerning City Men's Hockey League be accepted and the recommendation that Council authorize the payment plan submitted by the League which states the principal amount of the debt will be paid as follows: October 15, 2007 - \$1,555.00; December 15, 2007 - \$2,000.00; January 21, 2008 - \$1,900.00; and

5. (n) Further that the League be requested to provide a payment plan for the interest portion of the debt by November 1, 2007 be approved. CARRIED.

(o) **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 B. Hayes

Seconded by Councillor L. Tridico

Resolved that the report of the Manager of Recreation and Culture dated 2007 09 24 concerning Request for Financial Assistance for National/International Sports Competitions be accepted and the recommendation to provide \$200.00 grants each to Brian Lee (Swimming - 2007 Age Group Nationals) and to Marnie Holley (Bodybuilding and Fitness - 2007 IFBB World Women's Bodybuilding, Fitness and Body Fitness Championships) be approved. CARRIED.

(p) **Great Northern Road Capacity - Environmental Assessment Preferred Alternative - Pine Street Extension**

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

Moved by Councillor P. Mick

Seconded by Councillor L. Tridico

Resolved that the report of the Director of Engineering Services dated 2007 09 24 concerning Great Northern Road Capacity - Environmental Assessment - Preferred Alternative - Pine Street Extension be accepted as information. CARRIED.

(q) **Environmental Awareness and Action Plans Directed to Reducing Municipal CO2 Emissions**

The report of the Commissioner of Engineering and Planning was accepted by Council.

Moved by Councillor P. Mick

Seconded by Councillor L. Tridico

Resolved that the report of the Commissioner of Engineering and Planning dated 2007 09 24 concerning Environmental Awareness and Action Plans Directed to Reducing Municipal CO2 Emissions be accepted and the recommendation that Council form a committee comprised of city staff, members of Council and interested agencies tasked with the responsibility to ensure and implement environmental initiatives in the delivery of the City's services and its buildings using best practices to reduce municipal CO2 emissions be approved. Committee: Councillor S. Butland, Chair; Councillor T. Sheehan; Councillor P. Mick; Mayor J. Rowswell ex officio. CARRIED.

5. (r) **Re-Roofing Work of the West End Waste Water Treatment Plant - De-Grit Building and Young Street Lift Station**

The report of the Land Development and Environmental Engineer was accepted by Council.

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

Resolved that the report of the Land Development and Environmental Engineer dated 2007 09 24 concerning Re-Roofing Work of the West End Waste Water Treatment Plant - De-Grit Building and Young Street Lift Station be accepted and the recommendation that Council authorize the Public Utilities Commission to award the contract to MJM Roofing and Siding to re-roof the Dr-Grit Building and the Young Street Lift Station at an estimated cost of \$230,000.00 with funds to come from the Sewage Plant Reserve Fund be approved. CARRIED.

(s) **Stormwater Management Investigative Study**

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

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

Resolved that the report of the Director of Engineering Services dated 2007 09 24 concerning Stormwater Management Investigative Study be accepted and the recommendation that Council authorize in principle the hiring of a consultant to conduct a Stormwater Management Study in 2008 at an estimated cost of \$200,000.00 subject to available funding in the 2008 capital budget be approved. CARRIED.

(t) **2008 Capital Road Construction Plan**

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

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

Resolved that the report of the Director of Engineering Services dated 2007 09 24 concerning 2008 Capital Road Construction Plan be accepted and the recommendation that Council approve in principle the 2008 Capital Construction Program at a cost of \$9,370,000.00 in order that local improvements and design work can proceed subject to final approval during the 2008 budget process be approved. CARRIED.

(u) **ESC Roadway and Parking Lot Surface Treatments**

The report of the Fire Chief was accepted by Council.

5. (u) Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that the report of the Fire Chief dated 2007 09 24 concerning the Emergency Services Complex (ESC) Roadway and Parking Lot Surface Treatments be accepted and the recommendation that hot mix asphalt be substituted for asphalt millings on the parking lots and treated surfaces of the site and that the cost of \$72,315.00 to fund this upgrade come from the \$1M NOHFC grant that the City received towards this project be approved. CARRIED.

(v) **Appearance Before Council by Bridge View Bingo at 455 Albert Street West**

The report of the City Solicitor was accepted by Council.

Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that the report of the City Solicitor dated 2007 09 24 concerning Appearance Before Council by Bridge View Bingo at 455 Albert Street West be accepted as information. CARRIED.

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

Councillor L. Tridico declared a pecuniary interest - family owns property in vicinity of 455 Albert Street West.

(w) **Development of By-law Regulating the Depositing of Snow**

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

Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that the report of the Assistant City Solicitor dated 2007 09 24 concerning Development of By-law Regulating the Depositing of Snow be accepted and the recommendation that the City take no action at this time be approved. CARRIED.

(x) **35 Cedar Street**

The report of the City Solicitor was accepted by Council.

Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that the report of the City Solicitor dated 2007 09 24 concerning 35 Cedar Street be accepted and the recommendation that 35 Cedar Street NOT be acquired by the City be approved. CARRIED.

5. (y) **Sale of 29.9 Acres to Pod Generating Group at Leigh's Bay Road South of Base Line**

The report of the City Solicitor was accepted by Council. The relevant By-law 2007-141 is listed under Item 10 of the Minutes.

Mayor J. Rowswell declared a pecuniary interest - Pod is potential client of engineering firm.

Councillor J. Caicco declared a pecuniary interest - Pod is client of real estate firm.

(z) **Conveyance of Portion of Property at 444 Wilson Street**

The report of the City Solicitor was accepted by Council. The relevant By-law 2007-156 is listed under Item 10 of the Minutes.

(aa) **Hub Trail - Clergue Park Walkway and New EMS Centre**

The report of the Planning Division was accepted by Council.

Moved by Councillor B. Hayes

Seconded by Councillor L. Tridico

Resolved that the report of the Planning Division dated 2007 09 24 concerning Hub Trail - Clergue Park Walkway and New EMS Centre be accepted and the Planning Director's recommendation that City Council authorize the Hub Trail works described in this report at a total cost of \$103,600.00 with funding to come from the Provincial Trail Development Grant be approved. CARRIED.

(bb) **Proposed Invasive Species Research Institute**

The report of the Planning Division was accepted by Council.

Moved by Councillor P. Mick

Seconded by Councillor L. Tridico

Resolved that the report of the Planning Division dated 2007 09 24 concerning Proposed Invasive Species Research Institute be accepted as information. CARRIED.

(cc) **Downtown Development - OMAFRA Funding**

The report of the Planning Division was accepted by Council. The relevant By-law 2007-162 is listed under Item 10 of the Minutes.

(dd) **Traffic Study for the Queen Street/Lake Street Intersection**

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

5. (dd) Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2007 09 24 concerning Traffic Study for the Queen/Lake Street Intersection be accepted and the recommendation that the initiative of installing 'refuge islands' in the vicinity of the Queen/Lake Street intersection as well as the area of Bellevue Park be investigated in conjunction with the Cycling Master Plan proposal of reducing Queen Street from four lanes to three lanes be approved. CARRIED.

(ee) **Removal of Driveway Windrows**

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

Moved by Councillor P. Mick

Seconded by Councillor O. Grandinetti

Resolved that the report of the Commissioner of Public Works and Transportation dated 2007 09 24 concerning Removal of Driveway Windrows be accepted and the recommendation to NOT change the level of service that is now being provided and further that the City will continue to address any driveways that receive excessive snow or large ice chunks as is the current practice be approved. CARRIED.

Recorded Vote

For: Councillors J. Caicco, B. Hayes, O. Grandinetti, F. Fata, S. Butland, P. Mick

Against: Mayor J. Rowswell, Councillors S. Myers, L. Tridico, T. Sheehan, F. Manzo

Absent: Councillors L. Turco, D. Celetti

(ff) **Sidewalk Plowing Petitions - Rossmore Road and Elliott Road**

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

5. (ff) Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that the report of the Commissioner of Public Works and Transportation dated 2007 09 24 concerning Sidewalk Plowing Petitions - Rossmore Road and Elliott Road be accepted and the recommendation that the sidewalks on the south side of Rossmore Road between Farwell Terrace and Elliott Road and the north side of Elliott Road between Rossmore Road and People's Road be snow plowed starting this upcoming winter be approved. CARRIED.

- (gg) The letter from the Ministry of Government Services in response to a Council resolution concerning gasoline prices was received by Council.

- (hh) **Proposed Amendments to Pedestrian Crossing at Northern Avenue and Class A & B Truck Routes - Open House Meetings**
The report of the Commissioner of Engineering and Planning was accepted by Council.

Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that the report of the Commissioner of Engineering and Planning dated 2007 09 24 concerning Proposed Amendments to Pedestrian Crossing at Northern Avenue and Class A & B Truck Routes - Open House Meetings be accepted as information. CARRIED.

- (ii) **City Purchase From Ontario Realty Corp. - Approx. 200 Acres in the Black Road Area**
The report of the City Solicitor was accepted by Council.

Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that the report of the City Solicitor dated 2007 09 24 concerning City Purchase from Ontario Realty Corp. - Approximately 200 Acres in the Black Road Area be accepted and the recommendation that Council authorize the City to acquire from the Ontario Realty Corp. approximately 200 acres of property located north of McNabb Street and south of Second Line extension, east of Black Road, at a price to be negotiated between the parties with a formal agreement to be brought back to Council; and
Further that upon acquiring the property from Ontario Realty Corp., the City would in turn convey the property to Pod Solar Group at the price the City paid to ORC with Pod Solar paying any disbursements incurred by the City be approved. CARRIED.

Mayor J. Rowswell declared a pecuniary interest - Pod is potential client of engineering firm.

5. (ii) Councillor J. Caicco declared a pecuniary interest - Pod is client of real estate firm.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (6) PLANNING

(a) Bridgeview Bingo Signage - 455 Albert Street West

The report of the Planning Division was accepted by Council.

Moved by Councillor P. Mick

Seconded by Councillor F. Fata

Resolved that the report of the Planning Division dated 2007 09 24 concerning Bridgeview Bingo Signage - 455 Albert Street West be accepted and the Planning Director's recommendation that City Council approve an amendment to Section 12.16.7 of the Sign By-law to permit the existing bingo signage to remain be endorsed. CARRIED.

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

Councillor L. Tridico declared a pecuniary interest - family owns property in vicinity of 455 Albert Street West.

(b) 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 B. Hayes

Seconded by Councillor L. Tridico

Resolved that the report of the Planning Division dated 2007 09 24 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 the application BE DEFERRED to October 15, 2007, in order to have the hydro-geological study peer reviewed be endorsed. CARRIED.

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

6. (6)
(c)

Application No. A-18-07-OP - Odena Reload Centre Inc. - 1452 Leigh's Bay Road - Request to Rezone to Facilitate a Severance of the Subject Property to Create One Additional Rural Residential Lot

The report of the Planning Division was accepted by Council.

Moved by Councillor P. Mick

Seconded by Councillor L. Tridico

Resolved that the report of the Planning Division dated 2007 09 24 concerning Application No. A-18-07-OP - Odena Reload Centre Inc. be accepted and the Planning Director's recommendation that City Council approve Official Plan Amendment No. 131, which permits the severance of the subject property for one additional rural residential lot, be endorsed. CARRIED.

(d) **Application No. A-19-07-Z.OP - Frank Fata - 92 and 100 Second Line West - Request to Rezone to Permit a Contractor's Yard on the Subject Property**

The report of the Planning Division was accepted by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor S. Myers

Resolved that the Application No. A-19-07-Z.OP - Frank Fata - 92 and 100 Second Line West BE DEFERRED to the October 29, 2007 Council Meeting at the request of the applicant. CARRIED.

Moved by Councillor B. Hayes

Seconded by Councillor L. Tridico

Resolved that the report of the Planning Division dated 2007 09 24 concerning Application No. A-19-07-Z.OP - Frank Fata be accepted and the Planning Director's recommendation that City Council:

1. Deny the applicant's request to amend the Official Plan (Amendment No. 130) and rezone the subject property in order to locate a contractor's yard on the subject property;

2. Approve Official Plan Amendment and re-designate the front 85m of the subject property from "Residential" to "Commercial" on Land Use Schedule C of the Official Plan, to be consistent with the existing commercial zoning be endorsed. OFFICIALLY READ NOT DEALT WITH.

(e) **Application No. A-20-07-OP - Wally Thomson and Sons Farms Limited - 4057 Third Line West - Request to Rezone to Facilitate The Creation of an Additional Rural Area Lot for Residential Purposes**

The report of the Planning Division was accepted by Council.

6. (6)
(e) Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that the report of the Planning Division dated 2007 09 24 concerning Application No. A-20-07-OP - Wallace A. Thomson be accepted and the Planning Director's recommendation that City Council approve Official Plan Amendment No. 128, to facilitate the severance of the subject property for one additional rural residential lot, be endorsed. CARRIED.

- (f) **Application No. A-21-07-Z.OP - Tony Gareau - 333 Wellington Street West - Request to Rezone Limiting the Permitted Uses to Outdoor Storage of Vehicles, Personal Storage Facilities and Storage of Transportable Storage Units**

The report of the Planning Division was accepted by Council.

Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that the report of the Planning Division dated 2007 09 24 concerning Application No. A-21-07-Z.OP - Tony Gareau be accepted and the Planning Director's recommendation that City Council approve the application subject to the 3 conditions contained in the report be endorsed. CARRIED.

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

- (a) Moved by Councillor F. Manzo
Seconded by Councillor B. Hayes
Whereas Councillor Manzo has received complaints about the state of deterioration of the Soldier's Reunion Plaque on Gore Street; and
Whereas the Municipal Heritage Committee has discussed and agrees with Councillor Manzo's concerns about the condition of the plaque and has determined it has not yet been designated a Heritage property; and
Whereas the Municipal Heritage Committee believes the Soldier's Reunion Plaque is situated on municipal property and seeks assistance and advice from city staff;
Now therefore be it resolved that appropriate City staff review any history they may have on the plaque including past repairs that appear to have occurred and report back to Council with a recommended course of action which may include associated costs of repair. 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 P. Mick

Seconded by Councillor L. Tridico

Resolved that all the by-laws listed under Item 10 of the Agenda under date 2007 09 24 be approved. CARRIED.

(a) Moved by Councillor P. Mick

Seconded by Councillor L. Tridico

Resolved that By-law 2007-137 being a by-law to authorize the borrowing upon debentures in the principal amount of \$11,220,000.00 for the Steelback Centre be read three times and passed in Open Council this 24th day of September, 2007. CARRIED.

(b) Moved by Councillor P. Mick

Seconded by Councillor L. Tridico

Resolved that By-law 2007-141 being a by-law to authorize the conveyance of 29.9 acres of City owned land in the area of the southeast corner of Base Line and Leigh's Bay Road to Pod Generating Group be read three times and passed in Open Council this 24th day of September, 2007. CARRIED.

Mayor J. Rowsell declared a pecuniary interest - Pod is potential client of engineering firm.

Councillor J. Caicco declared a pecuniary interest - Pod is client of real estate firm.

(c) Moved by Councillor P. Mick

Seconded by Councillor L. Tridico

Resolved that By-law 2007-155 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 24th day of September, 2007. CARRIED.

(d) Moved by Councillor P. Mick

Seconded by Councillor L. Tridico

Resolved that By-law 2007-156 being a by-law to authorize the conveyance of a portion of 444 Wilson Street to Rory DeRasp be read three times and passed in Open Council this 24th day of September, 2007. CARRIED.

10. (e) Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that By-law 2007-157 being a by-law to amend By-law 99-208 and to authorize an amendment to the tariff rates for cemetery and crematorium fees by the addition of rates for Mausoleum Crypts "P" and "Q" be read three times and passed in Open Council this 24th day of September, 2007. CARRIED.
- (f) Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that By-law 2007-158 being a by-law to adopt Amendment No. 127 to the Official Plan be read three times and passed in Open Council this 24th day of September, 2007. (Northern Credit Union) CARRIED.
- (g) Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that By-law 2007-159 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 280 McNabb Street and further be it resolved that By-law 2007-160 being a by-law to designate 280 McNabb Street as an area of site plan control be read three times and passed in Open Council this 24th day of September, 2007. (Northern Credit Union) CARRIED.
- (h) Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that By-law 2007-161 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 120 Industrial Court "A" be read three times and passed in Open Council this 24th day of September, 2007. (Waste Management) CARRIED.
- (i) Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that By-law 2007-162 being a by-law to authorize an agreement between the City and the Ontario Minister of Agriculture, Food and Rural Affairs for funding to facilitate the implementation of a Downtown Development Initiative be read three times and passed in Open Council this 24th day of September, 2007. CARRIED.

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

12.

ADJOURNMENT

Moved by Councillor P. Mick

Seconded by Councillor L. Tridico

Resolved that this Council shall now adjourn. CARRIED.

"John Rowswell"

MAYOR

"Donna P. Irving"

CLERK