

MINUTES

REGULAR MEETING OF CITY COUNCIL

2007 11 26

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, F. Fata, T. Sheehan, S. Butland, P. Mick

ABSENT: Councillors F. Manzo (illness)

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

1. **ADOPTION OF MINUTES**

Moved by Councillor F. Fata

Seconded by Councillor S. Myers

Resolved that the Minutes of the Regular Council Meeting of 2007 11 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 F. Fata

Seconded by Councillor T. Sheehan

Resolved that the Agenda for the 2007 11 26 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

(a) Ron Gagnon, President and C.E.O.; Brady Irwin, Vice President Public Affairs, Sault Area Hospital; and Harry Koskenoja, Project Manager were in attendance with an update on the new Sault Area Hospital Project.

(b) Michael Gaudette, President, Sault Ste. Marie Safe Communities Partnership was in attendance with an update on the Program activities.

4. (b) Moved by Councillor S. Myers
Seconded by Councillor L. Turco
Resolved that Sault Ste. Marie City Council greatly supports the efforts of Safe Communities Sault Ste. Marie in its World Health Organization Safe Communities Designation; and further
Whereas Safe Communities is a recognized organization with worldwide significance through the WHO (World Health Organization) designations; and
Whereas this prestigious designation is an invaluable marketing identification as a safe community;
Now therefore be it resolved that the Corporation of the City of Sault Ste. Marie requests that all city and community marketing materials include attaching the WHO logo. CARRIED.
- (c) Diane Lajambe, Branch Manager, Sault Ste. Marie and District Office, Canadian Red Cross was in attendance concerning agenda item 5.(g) Seniors Home Program.
- (d) Mike Battisti was in attendance concerning agenda item 6.(6)(a).
- (e) Bob Paciocco was in attendance concerning agenda item 6.(6)(b).

PART ONE – CONSENT AGENDA

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

- Moved by Councillor D. Celetti
Seconded by Councillor S. Myers
Resolved that all the items listed under date 2007 11 26 - Part One - Consent Agenda be approved as recommended. CARRIED.
- (a) Correspondence from AMO, OGRA and FONOM was received by Council.
- Moved by Councillor L. Turco
Seconded by Councillor S. Myers
Whereas the Federation of Northern Ontario Municipalities (FONOM) has represented the 110 municipalities in Northeastern Ontario for the past 48 years; and
Whereas FONOM held a Leadership Summit in Timmins in October 2007 where it was overwhelmingly supported by more than 200 participants as the unified voice of Northeastern Ontario; and
Whereas as a result of that Summit, FONOM has created seven task forces to deal with priorities from the Summit (Natural Resources, Energy, Business, Transportation, Education, Health, Government Services);

5. (a) Now therefore be it resolved that the City of Sault Ste. Marie supports FONOM as the Unified Voice of Northeastern Ontario and in its creation of these task forces to focus on these priorities; and
Further that a copy of this resolution be forwarded to FONOM. CARRIED.

Moved by Councillor L. Turco

Seconded by Councillor S. Myers

Whereas the Council of the City of Sault Ste. Marie has indicated its support for the Federation of Northern Ontario Municipalities (FONOM) as the Unified Voice of Northeastern Ontario; and

Whereas FONOM has undertaken to form seven task forces to pursue the major issues of concern to Northeastern Ontario; and

Whereas FONOM has suggested a fee of \$0.05 per capita from its member municipalities to help fund this ambitious research and lobbying effort;

Now therefore be it resolved that Sault Ste. Marie City Council hereby commits financial support of FONOM in the amount of \$0.05 per resident of our municipality for a total contribution of \$3,745.00 with funds to come from the Corporate Membership Fees account; and

Further that a copy of this resolution be forwarded to FONOM. CARRIED.

- (b) Correspondence from Tay Valley Township (concerning surface rights owners and mining rights); the Township of MacDonald, Meredith and Aberdeen Additional (concerning Highway 17 4-lane from Bar River Road to Trunk Road); the Municipality of Morris-Turnberry (concerning a request to the Province to develop a tire rebate program); and the City of Waterloo (concerning use and sale of cosmetic chemical pesticides) was received by Council.

- (c) The petition from residents of the west side of Tuckett Street requesting sidewalk snowplowing this winter was received by Council.

Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that the petition from residents of Tuckett Street requesting sidewalk snowplowing on the west side of Tuckett Street commencing this winter BE REFERRED to the Commissioner of Public Works and Transportation for review and report back to Council. CARRIED.

- (d) **Staff Travel Requests**

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

Moved by Councillor F. Fata

Seconded by Councillor S. Myers

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2007 11 26 be approved as requested. CARRIED.

5. (e) **Vacant Unit Tax Rebate Program - Commercial and Industrial Properties**
The report of the City Tax Collector was accepted by Council.

Moved by Councillor F. Fata

Seconded by Councillor T. Sheehan

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 11 26 be approved and the tax records be amended accordingly. CARRIED.

- (f) **Staffing Complement - Fire Services Support Services Division**

Reports of the Chief Administrative Officer and Fire Chief were accepted by Council.

Moved by Councillor D. Celetti

Seconded by Councillor S. Myers

Resolved that the report of the Chief Administrative Officer dated 2007 11 26 concerning Staffing Complement - Fire Services Support Services Division be accepted and the recommendation that Council authorize the hire of a second mechanic in accordance with the recommendation of the Fire Chief be approved. CARRIED.

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

- (g) **Seniors Home Program**

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

Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that the report of the Commissioner of Community Services dated 2007 11 26 concerning Seniors Home Program be accepted as information. CARRIED.

- (h) **Steelback Centre - Phase 2 and 3 of the Private Suites**

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

5. (h) Moved by Councillor F. Fata
Seconded by Councillor S. Myers
Resolved that the report of the Commissioner of Community Services on behalf of the Steelback Centre Working Committee dated 2007 11 26 concerning Steelback Centre - Phase 2 and 3 of the Private Suites be accepted and the recommendation that Council approve hiring EPOH Inc. to update the drawings for Phase 2 and 3 of the Private Suites along with providing possible options for the construction of both phases including order of magnitude costs; and
Further that the estimated cost of \$80,000.00 for the architect be applied to the project if it goes forward, or that it be funded from the Steelback Centre seat charge account if it does not go forward, be approved. CARRIED.
- (i) **Skatepark Project**
The report of the Commissioner of Community Services was accepted by Council.

Moved by Councillor F. Fata
Seconded by Councillor T. Sheehan
Resolved that the report of the Commissioner of Community Services dated 2007 11 26 concerning Skatepark Project be accepted and the recommendation that Council approve hiring PGM Design Associates to provide detailed drawings of a phased in skatepark at an estimated cost of \$10,000.00 to \$20,000.00 with funds to come from the \$100,000.00 City share that has been provided for this project be approved. CARRIED.
- (j) **Waste Management of Canada Corporation - Application for a Certificate of Approval for Transfer Station - Comments to MOE**
The report of the Land Development and Environmental Engineer was accepted by Council.

Moved by Councillor D. Celetti
Seconded by Councillor S. Myers
Resolved that the report of the Land Development and Environmental Engineer dated 2007 11 26 concerning Waste Management of Canada Corporation - Application for a Certificate of Approval for Transfer Station (120 Industrial Court 'A') - Comments to MOE be accepted and the recommendation that Council endorse the finalization of the letter to the MOE and submission prior to the November 30, 2007 deadline be approved. CARRIED.
- (k) **Batchewana First Nation of Ojibways - Sewer Service Agreement**
The report of the Municipal Services Engineer was accepted by Council. The relevant By-law 2007-204 is listed under Item 10 of the Minutes.

5. (l) **Extension of Urban Service Line in Two Locations on Queen Street East and Third Line East (Fox Run Subdivision) and Repeal of By-law 2006-213**
The report of the City Solicitor was accepted by Council. The relevant By-law 2007-203 is listed under Item 10 of the Minutes.

- (m) **One-Year Pilot Project to Measure the Effectiveness of Biodiesel Fuel on the Operation, Maintenance and Economics of One Older City Bus**
The report of the Transit Manager was accepted by Council.

Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that the report of the Transit Manager dated 2007 11 26 concerning One-Year Pilot Project to Measure Effectiveness of Biodiesel Fuel on the Operation, Maintenance and Economics of One Older City Bus be accepted and the recommendation that Council endorse Transit Services to proceed with a one-year pilot project with one older bus to measure the effectiveness of biodiesel fuel on the operation, maintenance and economics based on a formula of up to 20% be approved. CARRIED.

- (n) **Free Weeks (Waiving of Landfill Gate Fee) - Fall and Spring**
The report of the Deputy Commissioner of Public Works and Transportation was accepted by Council.

Moved by Councillor F. Fata

Seconded by Councillor S. Myers

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2007 11 26 concerning Free Weeks (Waiving of Landfill Gate Fee) - Fall and Spring be accepted and the recommendation that Council continue with 'Free Weeks', one in the Spring and one in the Fall and that additional staff and police be used to control the increased traffic when warranted be approved. CARRIED.

- (o) **Sidewalk Plowing - Boston Avenue**
The report of the Commissioner of Public Works and Transportation was accepted by Council.

Moved by Councillor F. Fata

Seconded by Councillor T. Sheehan

Resolved that the report of the Commissioner of Public Works and Transportation dated 2007 11 26 concerning Sidewalk Plowing - Boston Avenue be accepted and the recommendation that the sidewalks on the east and west sides of Boston Avenue from Breton Road to the north end be added to the sidewalk snowplow route and that the associated costs to plow and sand these sidewalks be added to the Winter Maintenance Cost Centre be approved. CARRIED.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (6) PLANNING

(a) **Application No. A-26-07-OP - Mike and Orlando Battisti - 86 Old Goulais Bay Road - Request to Rezone in Order to Facilitate the 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 D. Celetti

Seconded by Councillor S. Myers

Resolved that the report of the Planning Division dated 2007 11 26 concerning Application No. A-26-07-OP - Mike Battisti be accepted and the Planning Director's recommendation that City Council approve Official Plan Amendment No. 136, which facilitates the severance of the subject property by way of a notwithstanding clause to the Rural Area policies, for one additional rural residential lot, be endorsed. CARRIED.

Councillor J. Caicco declared a pecuniary interest - realtor for the client of the subject property.

(b) **Application No. A-23-07-Z - Major Contracting (Algoma) Ltd. - 1513 and 1517 Korah Road - Request to Rezone to Create 3 Single Detached Residential Building Lots**

The report of the Planning Division was accepted by Council.

Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that the report of the Planning Division dated 2007 11 26 concerning Application No. A-23-07-Z - Major Contracting (Algoma) Ltd. be accepted and the Planning Director's recommendation that City Council approve the application and rezone 1513 and 1517 Korah Road from Medium Density Residential Zone (R4) to Low Density Residential Zone (R3), and that Council remove the Site Plan Control Designation from 1513 and 1517 Korah Road only, be endorsed. CARRIED.

(c) **Gateway Project - Next Steps**

The report of the Planning Division was accepted by Council.

6. (6)

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

Resolved that the report of the Planning Division dated 2007 11 26 concerning the Gateway Project - Next Steps be accepted and the Gateway Project Committee recommendation that City Council authorize the Gateway Project Team to prepare and issue a new Request for Qualifications (RFQ) for a major tourism project on the Gateway property be endorsed. CARRIED.

(d) **Industrial Community Improvement Plan**

The report of the Planning Division was accepted by Council.

Moved by Councillor F. Fata
Seconded by Councillor T. Sheehan

Resolved that the report of the Planning Division dated 2007 11 26 concerning the Industrial Community Improvement Plan be accepted and the Planning Director's recommendation that City Council authorize the preparation of a Community Improvement Plan for selected industrial areas and uses as permitted by Part IV of the Planning Act be endorsed. CARRIED.

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

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

(a) Moved by Councillor S. Butland
Seconded by Councillor P. Mick

Whereas Council voted to continue with present snow/ice removal from the end of driveways; and

Whereas there is an acceptance by all that this does present a hardship for a segment of our community; and

Whereas the Sault Ste. Marie Branch of the Canadian Red Cross does administer and provide a long-standing, subsidized program to eligible residents; and

Whereas community involvement may leverage increased funding from the provincial government;

Be it resolved that Council approve a \$50,000.00 allocation to the Red Cross for the purpose of expanding the program and that the funds come from the 2008 Budget allocation; and

Further that the Red Cross be requested to report back to Council on the effectiveness of the \$50,000.00. 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 D. Celetti

Seconded by Councillor T. Sheehan

Resolved that all the by-laws listed under Item 10 of the Agenda under date 2007 11 26 be approved. CARRIED.

(a) Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that By-law 2007-195 being a by-law to adopt Amendment No. 135 to the Official Plan be read three times and passed in Open Council this 26th day of November, 2007. CARRIED.

(b) Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that By-law 2007-196 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located on the south side of Trunk Road between Fournier Road and the Eastern City limit and further be it resolved that By-law 2007-197 being a by-law to designate the lands located on the south side of Trunk Road between Fournier Road and the Eastern City limit an area of site plan control be read three times and passed in Open Council this 26th day of November, 2007. (Hedlund, Shunock and 2062111 Ontario Limited) CARRIED.

Recorded Vote

For: Councillors J. Caicco, L. Turco, B. Hayes, D. Celetti, O. Grandinetti, S. Myers, F. Fata, T. Sheehan, S. Butland, P. Mick

Against: Councillor L. Tridico

Absent: Councillor F. Manzo

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

(c) Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that By-law 2007-198 being a by-law to adopt Amendment No. 134 to the Official Plan be read three times and passed in Open Council this 26th day of November, 2007. CARRIED.

10. (d) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2007-199 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located on the south side of Third Line East at civic 817 Third Line East; and further be it resolved that By-law 2007-200 being a by-law to designate a portion of the said lands located on the south side of Third Line East at civic 817 an area of site plan control be read three times and passed in Open Council this 26th day of November, 2007. [Fox Run Development (Sault) Inc.] CARRIED.
- (e) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2007-201 being a by-law to adopt Amendment No. 130 to the Official Plan be read three times and passed in Open Council this 26th day of November, 2007. CARRIED.
- (f) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2007-202 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 and 2005-151 concerning lands located at 92 - 100 Second Line West be read three times and passed in Open Council this 26th day of November, 2007. (Fata) CARRIED.
- (g) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2007-203 being a by-law to instruct the City Solicitor to apply to the Ontario Municipal Board for an order to alter the boundaries of the urban service area be read three times and passed in Open Council this 26th day of November, 2007. CARRIED.
- (h) Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that By-law 2007-204 being a by-law to authorize an agreement between the City and Batchewana First Nation of Ojibways for the provision of sewer services to the Rankin Location Indian Reserve be read three times and passed in Open Council this 26th day of November, 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 F. Fata

Seconded by Councillor S. Myers

Resolved that this Council shall now adjourn. CARRIED.

"John Rowswell"

MAYOR

"Donna P. Irving"

CLERK