

MINUTES

REGULAR MEETING OF CITY COUNCIL

2007 05 14

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, F. Manzo, P. Mick

OFFICIALS: J. Fratesi, D. Irving, N. Kenny, D. Elliott, B. Freiburger, L. McCoy, J. Dolcetti, B. Strapp, R. Travaglini, N. Apostle

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 04 30 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 05 14 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Sharron Yadivisiak, representative of Community Living Algoma Self-Advocate Committee and John Policicchio, C.E.O., Community Living Algoma were in attendance concerning Proclamation - Community Living Awareness Week.
- (b) Steve Mullins, Convention Chairman was in attendance concerning Proclamation - Air Force Week.

4. (c) Tom Fiore, President and C.E.O., Momentum I Community in Motion and Janice Willett, President, Ontario Medical Association were in attendance concerning Proclamation - Ontario Walks Sault Ste. Marie Day.
- (d) Art Taylor, on behalf of the Mayor's Award Committee and Cheryl Linklater, Volunteer Sault Ste. Marie, Community Service Division of United Way were in attendance to present the winners of the 2007 Mayor's Award honouring business or for-profit organizations for outstanding commitment to the non-profit community.
- (e) Phil Virene, Chair, New Hospital Planning Committee; Ron Gagnon, President and C.E.O., Sault Area Hospital; Harry Koskenoja, Manager of the New Hospital Project; and Brady Irwin, Vice-President, Public Affairs, Sault Area Hospital were in attendance to update Council on the status of the new hospital project.
- (f) Terry Bos, Airport Manager was in attendance to answer questions from Council concerning the agreement between the City and the Airport for aircraft emergency rescue and firefighting services.
- (g) Michael Wozny, Executive Director, Development Sault Ste. Marie and Terry Bos, Airport Manager were in attendance concerning agenda item 6.(8)(a).
- (h) Peter Bortolussi was in attendance concerning agenda item 5.(o) and 5.(p).
- (i) Brian Curran, President and C.E.O., PUC Inc. was in attendance concerning the PUC Inc. Annual Shareholder Meeting.

Moved by Councillor F. Fata

Seconded by Councillor T. Sheehan

Resolved that City Council is now authorized to meet in Open Session as the sole shareholder of PUC Inc.; and

Further resolved that City Council appoints Mayor John Rowsell as Council's proxy to vote on the resolutions of the shareholder of PUC Inc. CARRIED.

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 05 14 - Part One - Consent Agenda be approved as recommended. CARRIED.

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

- (b) Correspondence from (1) Boniferro Mill Works thanking Council and staff for its recent support; (2) from the Attorney General concerning some highlights of the McGuinty government 2007 Budget; (3) from MPAC concerning significant changes to the property assessment in Ontario was received by Council.
- (c) The News Release - Sault Ste. Marie Trade Mission to China 2007 was received by Council.
- (d) Correspondence concerning request for permission to hold a Special Occasion permit event at a municipal facility was accepted by Council.

Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

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:

Roberta Bondar Tent Pavilion

Sault Symphony Association Musicfest XIV - Bratwurst, Beer and Beethoven

June 10, 2007 - 12:00 noon to 10:00 p.m. CARRIED.

- (e) The Outstanding Council Resolutions List dated April 30, 2007 was received by Council.
- (f) The letter from the President, Sault Ste. Marie Professional Fire Fighters Association was received by Council.

(g) **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 05 14 be approved as requested. CARRIED.

(h) **Quotation for One (1) Hybrid Fuel Vehicle**

Reports of the Manager of Purchasing and the Commissioner of Engineering and Planning were accepted by Council.

Moved by Councillor F. Fata

Seconded by Councillor T. Sheehan

Resolved that the reports of the Manager of Purchasing and the Commissioner of Engineering and Planning dated 2007 05 14 be endorsed and that the quotation to lease One (1) Hybrid Fuel Vehicle, required by the Engineering and Planning Department be awarded as recommended. CARRIED.

5. (i) **Tender for 7,000 Tonnes Bulk Coarse Highway Salt**

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

Moved by Councillor D. Celetti

Seconded by Councillor S. Myers

Resolved that the report of the Manager of Purchasing dated 2007 05 14 be endorsed and that the tender for the supply and delivery of Bulk Coarse Highway Salt, required by the Public Works and Transportation Department be awarded as recommended. CARRIED.

(j) **Tender for Maintenance Hole and Catchbasin Frames and Covers**

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

Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that the report of the Manager of Purchasing dated 2007 05 14 be endorsed and that the tender for the supply and delivery of Maintenance Hole and Catchbasin Frames and Covers, required by the Public Works and Transportation Department be awarded as recommended. CARRIED.

(k) **Arrangement With Tourism Sault Ste. Marie (TSSM) Regarding the Use of the Portable Hardwood Basketball Floor**

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

Moved by Councillor F. Fata

Seconded by Councillor S. Myers

Resolved that the report of the Commissioner of Community Services dated 2007 05 14 concerning Arrangement With Tourism Sault Ste. Marie Regarding the Use of the Portable Hardwood Basketball Floor be accepted and the recommendation that Council approve the amount of \$5,000.00 with funds to come from the Pepsi Rebate Account, for the sponsorship package for the basketball floor that will be used for events at the Steelback Centre be approved. CARRIED.

(l) **Contract 2007-3E - Reconstruction of Bruce Street (Queen Street to Bay Street)**

The report of the Design and Construction Engineer was accepted by Council. The relevant By-laws 2007-95 and 2007-96 are listed under Item 10 of the Minutes.

(m) **Annual Permit Fee Report**

The report of the City Building Official was accepted by Council.

5. (m) Moved by Councillor F. Fata
Seconded by Councillor T. Sheehan
Resolved that the report of the Chief Building Official dated 2007 05 08 concerning Annual Permit Fee Report be accepted and the recommendation that the existing fee structure remain the same and that staffing levels be reviewed so that they will be consistent with the anticipated demand on services be approved. CARRIED.
- (n) **Property Acquisition From the Algoma District School Board Property Between 392 and 402 Bruce Street**
The report of the City Solicitor was accepted by Council. The relevant By-law 2007-92 is listed under Item 10 of the Minutes.
- (o) **510127 Ontario Limited - Nicolas Avenue Closure**
The report of the City Solicitor was accepted by Council. The relevant By-laws 2007-93 and 2007-94 are listed under Item 10 of the Minutes.
- (p) **Licence of Occupation - 470909 Ontario Limited (Pino's)**
The report of the City Solicitor was accepted by Council. The relevant By-law 2007-98 is listed under Item 10 of the Minutes.
- (q) **Sydenham Road Extension and Sale of Lots**
The report of the City Solicitor was accepted by Council.

Moved by Councillor D. Celetti
Seconded by Councillor S. Myers
Resolved that the report of the City Solicitor dated 2007 05 14 concerning Sydenham Road Extension and Sale of Lots be accepted and the recommendation that Council approve the extension of Sydenham Road with the work to be done by the Public Works and Transportation Department and that Parts 1 and 3 on the draft plan be declared surplus to the City's needs, with one of those two lots being dedicated to Habitat for Humanity and the other lot to be sold be approved. CARRIED.
- (r) **Bellevue Park Locomotive**
The report of the Commissioner of Public Works and Transportation was accepted by Council.

Moved by Councillor D. Celetti
Seconded by Councillor T. Sheehan
Resolved that the report of the Commissioner of Public Works and Transportation dated 2007 05 14 concerning Bellevue Park Locomotive be accepted and the recommendation that this item BE REFERRED to the Parks and Recreation Advisory Committee for review and recommendation back to Council on what should be done with this locomotive be approved. CARRIED.

5. (s) **Public Works Equipment Needs - 2007**

The report of the 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 Commissioner of Public Works and Transportation dated 2007 05 14 concerning Public Works Equipment Needs - 2007 be accepted and the recommendation to prepare specifications and to tender for the various pieces of equipment listed in the report be approved. CARRIED.

(t) **Ditching Program - 2007**

The report of the Deputy 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 Deputy Commissioner of Public Works and Transportation dated 2007 05 14 concerning Ditching Program - 2007 be accepted as information. CARRIED.

(u) **Surface Treatment Program - 2007**

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

Moved by Councillor D. Celetti

Seconded by Councillor S. Myers

Resolved that the report of the Commissioner of Public Works and Transportation dated 2007 05 14 concerning Surface Treatment Program - 2007 be accepted as information. CARRIED.

(v) **Sault Ste. Marie Landfill Site - Reduction of Weight Limit Associated With the Gate Fee**

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

Moved by Councillor D. Celetti

Seconded by Councillor T. Sheehan

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2007 05 14 concerning Sault Ste. Marie Landfill Site - Reduction of Weight Limit Associated With the Gate Fee be accepted as information. CARRIED.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (8) BOARDS AND COMMITTEES

(a) Sault Ste. Marie Air Services Proposal - Request to Offer an Airline Incentive Funding of \$42,000.00 From the Economic Development Fund

The report of the C.E.O., Economic Development Corporation was accepted by Council.

Moved by Councillor F. Fata

Seconded by Councillor S. Myers

Resolved that the report of the C.E.O., Economic Development Corporation dated May 9, 2007 concerning Sault Ste. Marie Air Services Proposal - Request to Offer an Airline Incentive Funding of \$42,000.00 From the Economic Development Fund be accepted and the recommendation to allocate a total of \$42,000.00 from the EDF over three years as a financial incentive package for an airline that completes a formal application and meets all necessary criteria towards the establishment of a new airline carrier in Sault Ste. Marie be approved. CARRIED.

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

Resolved that Council request Tourism Sault Ste. Marie to investigate the possibility of having a presence at the Steelback Grand Prix in Toronto on July 6, 7 and 8, 2007.

* Mr. D'Angelo has indicated his approval of this initiative.

* Approximately 150,000+ will be anticipated being present over the three days.

* World Junior Soccer Event also held during this time period - potential for more exposure. CARRIED.

(b) Notice of Motion

Moved by Councillor B. Hayes

Seconded by Councillor P. Mick

Whereas the recent budget and subsequent tax increase was approved by a majority of Council; and

Whereas a number of councillors did not support the tax increase and in fact suggested they would only be supportive of a 0% increase; and

Whereas no suggestions were given in terms of how to reduce expenditures by the approximately \$2,500,000.00 that would have been required to attain a 0% increase; and

7. (b) Whereas if the next 3 years are equal to this year in terms of assessment and Ontario Municipal Partnership Fund Grants and other funding sources and if the request for a 0% increase continues for the next 3 years the result will be a required reduction in expenses of a minimum of \$7,500,000.00;
Now therefore be it resolved that if a councillor in subsequent years votes in favour of a 0% tax increase that he/she also provide some solutions for consideration by the rest of Council in terms of proposed expenditure reductions required in order to attain a 0% tax increase.
- (c) Moved by Councillor J. Caicco
Seconded by Councillor S. Butland
Whereas problems at the East End Sewage Treatment Plant have persisted for over one year; and
Whereas Councillors and residents of Ward One have expressed ongoing concerns and have exercised considerable patience in dealing with this irritation; and
Whereas the problems have persisted to this day with no apparent cause and with no definite timeline for a solution;
Now therefore be it resolved that a open house or ward residents meeting be held as soon as can be arranged, possibly at the John Rhodes Center; and
Further it is requested that appropriate city staff, PUC, consultants and representatives from the Contractor be in attendance to address the ongoing issues and resolution thereof; and
Further be It resolved that Council authorizes media ads and city staff to use the necessary communication vehicles to promote this meeting. CARRIED.
- (d) Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Whereas there is a local group interested in acquiring St. Mary's Paper; and
Whereas this group has indicated its desire to operate said business as a paper company in Sault Ste. Marie which will provide much needed employment and other benefits to the community;
Now therefore be it resolved that all parties be encouraged to work together to achieve these very positive results. CARRIED.
- cc David Oraziotti, M.P.P.; Tony Martin, M.P.; the Prime Minister; Gord Acton - Wishart; Paper Union and all others involved in this process.
- (e) Moved by Councillor S. Butland
Seconded by Councillor J. Caicco
Resolved that City Council formally congratulate Dr. Janice Willet on her election to a most prestigious and important position - that of President of the Ontario Medical Association. 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 F. Fata

Seconded by Councillor T. Sheehan

Resolved that all the by-laws listed under Item 10 of the Agenda under date May 14, 2007 be approved. CARRIED.

(a) Moved by Councillor F. Fata

Seconded by Councillor T. Sheehan

Resolved that By-law 2007-89 being a by-law to designate the Downtown area of the City of Sault Ste. Marie as a Community Improvement Project Area be read three times and passed in Open Council this 14th day of May, 2007. CARRIED.

(b) Moved by Councillor F. Fata

Seconded by Councillor T. Sheehan

Resolved that By-law 2007-90 being a by-law to adopt Official Plan Amendment No. 121 to the Official Plan be read three times and passed in Open Council this 14th day of May, 2007. CARRIED.

(c) Moved by Councillor F. Fata

Seconded by Councillor T. Sheehan

Resolved that By-law 2007-91 being a by-law to designate the Downtown Area (Community Improvement Project) as an area of site plan control be read three times and passed in Open Council this 14th day of May, 2007. CARRIED.

(d) Moved by Councillor F. Fata

Seconded by Councillor T. Sheehan

Resolved that By-law 2007-92 being a by-law to authorize the acquisition of property located between civic nos. 392 and 402 Bruce Street fromm the Algoma District School Board be read three times and passed in Open Council this 14th day of May, 2007. CARRIED.

(e) Moved by Councillor F. Fata

Seconded by Councillor T. Sheehan

Resolved that By-law 2007-93 being a by-law to assume for public use and establish as a street a portion of the Nicholas Avenue road allowance being shown as Part 1 on Plan 1R-11342 be read three times and passed in Open Council this 14th day of May, 2007. CARRIED.

10. (f) Moved by Councillor F. Fata
Seconded by Councillor T. Sheehan
Resolved that By-law 2007-94 being a by-law to stop up, close and authorize the conveyance of a portion of the Nicholas Avenue road allowance being Part 1 on Plan 1R-11342 be read a first and second time this 14th day of May, 2007. CARRIED.
- (g) Moved by Councillor F. Fata
Seconded by Councillor T. Sheehan
Resolved that By-law 2007-95 being a by-law to authorize an agreement with the City and Mid-Canada Construction Corporation for the reconstruction of Bruce Street (Queen Street to Bay Street) be read three times and passed in Open Council this 14th day of May, 2007. CARRIED.
- (h) Moved by Councillor F. Fata
Seconded by Councillor T. Sheehan
Resolved that By-law 2007-96 being a by-law to authorize the temporary closure of Bruce Street between Queen Street and Bay Street be read three times and passed in Open Council this 14th day of May, 2007. CARRIED.
- (i) Moved by Councillor F. Fata
Seconded by Councillor T. Sheehan
Resolved that By-law 2007-97 being a by-law to authorize a contract agreement between the City and Mid-Canada Construction Corporation concerning the Clergue Park Waterfront Extension be read three times and passed in Open Council this 14th day of May, 2007. (Contract 2007-9E) CARRIED.
- (j) Moved by Councillor F. Fata
Seconded by Councillor T. Sheehan
Resolved that By-law 2007-98 being a by-law to authorize a License of Occupation between the City and 470909 Ontario Limited (Pino's Get Fresh) be read three times and passed in Open Council this 14th day of May, 2007. CARRIED.
- (k) Moved by Councillor F. Fata
Seconded by Councillor T. Sheehan
Resolved that By-law 2007-99 being a by-law to appoint by-law enforcement officers to enforce the by-laws of the Corporation of the City of Sault Ste. Marie be read three times and passed in Open Council this 14th day of May, 2007. CARRIED.

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

- (a) Moved by Councillor D. Celetti
Seconded by Councillor S. Myers
Resolved that this Council shall now go into Caucus to discuss one legal (solicitor-client privilege/land acquisition) item; 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 D. Celetti
Seconded by Councillor T. Sheehan
Resolved that this Council shall now adjourn. CARRIED.

"John Rowswell"

MAYOR

"Donna P. Irving"

CLERK