

MINUTES

REGULAR MEETING OF CITY COUNCIL

2008 04 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

ABSENT: Councillor P. Mick (illness)

OFFICIALS: J. Fratesi, M. White, L. Bottos, B. Freiburger, P. Liepa, J. Dolcetti, D. Elliott, P. McAuley, D. McConnell, S. Turco, T. Zachary

1. **ADOPTION OF MINUTES**

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that the Minutes of the Regular Council Meeting of 2008 03 31 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. Turco

Seconded by Councillor B. Hayes

Resolved that the Agenda for the 2008 04 14 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

(a) Theresa Sharp, Chair Volunteer Appreciation Dinner was in attendance concerning Proclamation - National Volunteer Week.

(b) Craig Kohler, Vice President of Education was in attendance concerning Proclamation - 50th Anniversary of the Toastmasters.

4. (c) Debbie Jo Linklater and Joe D'Angelo, Co-Chairs, World Club Ringette Championships were in attendance concerning the 2008 event being held in Sault Ste. Marie in November.
- (d) Doug Salloum, General Manager, Green Municipal Corporation, Federation of Canadian Municipalities was in attendance concerning agenda item 5.(f).
- (e) Carl Isenburg, President and CAO, MPAC was in attendance concerning the diminishing value of large industrial assessment in Northern Ontario.
- (f) Bryan Haigh, P. Eng., Read, Voorhees and Associates Ltd. was in attendance concerning agenda items 5.(s) and 5.(x).
- (g) Cindy Ross, Shelter Manager, Humane Society was in attendance concerning agenda item 5.(t).
- (h) Lisa Lofstrom was in attendance concerning agenda item 5.(u).
- (i) Donna Hilsinger, representative of Sault Trails Advisory Committee was in attendance concerning agenda item 5.(w).
- (j) Chief B. Davies and Inspector D. O'Dell were in attendance concerning agenda item 5.(z).
- (k) Jim Mihell, President of the Soo Finnish Ski Club was in attendance concerning agenda item 5.(cc).

PART ONE – CONSENT AGENDA

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

Moved by Councillor L. Tridico

Seconded by Councillor B. Hayes

Resolved that all the items listed under date 2008 04 14 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from AMO was received by Council.
- (b) Correspondence from the City of Port Colborne (concerning provincial funding to offset costs related to O.Reg. 429/07) and the City of Ottawa (concerning Province of Ontario paying MPAC costs related to education property taxes) was received by Council.

5. (c) The letter from the Minister of Finance responding to a January 16, 2008 Council resolution was received by Council.
- (d) The letter from the Ministry of Community Safety and Correctional Services to the Chief of Police concerning the Safer Communities – 1,000 Officers Partnership Program was accepted by Council. The relevant By-law 2008-58 is listed under Item 10 of the Minutes.

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

- (e) Correspondence concerning the Solid Waste Management Plan EA process and EnQuest pilot project was received by Council.
- (f) Information from the Federation of Canadian Municipalities concerning Green Municipal Corporation was received by Council.

(g) **Council Travel**

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that Councillor James Caicco be authorized to travel to the 2008 AMO Annual Conference being held in Ottawa (4 days in August) at an estimated cost to the City of \$2,000.00 be approved. CARRIED.

(h) **Staff Travel Requests**

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

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2008 04 14 be approved as requested. CARRIED.

(i) **Tender for Selected Granular Materials**

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

Moved by Councillor L. Tridico

Seconded by Councillor B. Hayes

Resolved that the report of the Manager of Purchasing dated 2008 04 14 be endorsed and that the tender for the supply of Selected Granular Materials, required by the Public Works and Transportation Department, be awarded as recommended. CARRIED.

(j) **Property Tax Appeals**

The report of the City Tax Collector was accepted by Council.

5. (j) Moved by Councillor L. Turco
Seconded by Councillor B. Hayes
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 2008 04 14 be approved and the tax records be amended accordingly. CARRIED.

(k) **Winter Control 2003-2008**

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

Moved by Councillor L. Tridico

Seconded by Councillor B. Hayes

Resolved that the report of the Commissioner of Finance and Treasurer dated 2008 04 14 concerning Winter Control 2003-2008 be accepted as information. CARRIED.

(l) **Steelback Centre - Sole Sourcing of Additional Seating**

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

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that the report of the Commissioner of Community Services dated 2008 04 14 concerning Steelback Centre - Sole Sourcing of Additional Seating be accepted and the recommendation that Council approve the single sourcing of the additional seating at the Steelback Centre to SDR Seating Inc., contingent upon confirmation of FedNor funding for the project, be approved. CARRIED.

(m) **Skatepark Project Update**

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

Moved by Councillor L. Tridico

Seconded by Councillor B. Hayes

Resolved that the report of the Commissioner of Community Services dated 2008 04 14 concerning Skatepark Project Update be accepted and the recommendation that Council approve the architect proceeding with the next phase of the skatepark, producing the construction documents; and further to authorize staff to proceed to tender and report back to Council with a review of the tenders including budget and funding information be approved. CARRIED.

(n) **Steelback Centre Annual Report - 2007**

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

5. (n) Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that the report of the Commissioner of Community Services dated 2008 04 14 concerning Steelback Centre Annual Report - 2007 be accepted as information. CARRIED.

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

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

Moved by Councillor L. Tridico

Seconded by Councillor B. Hayes

Resolved that the report of the Director of Engineering Services dated 2008 04 14 concerning Clark Creek and Pim Street Pumping Station Forcemains Condition Assessment be accepted and the recommendation that the agreement between the City and TSH Consulting Engineers be amended to include design and contract administration for provision of access points to allow PPIC to conduct the pressure pipe inspections be approved. CARRIED.

(p) **Pim Street Sewage Pumping Station Engineering Fees**

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

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that the report of the Director of Engineering Services dated 2008 04 14 concerning Pim Street Sewage Pumping Station Engineering Fees be accepted and the recommendation that Council approve a revised upset limit of \$520,000.00 in the engineering services contract between the City and EarthTech Canada Inc. be approved. CARRIED.

(q) **2008 Connecting Link Allocation**

The report of the Director of Engineering Services was accepted by Council.
The relevant By-law 2008-57 is listed under Item 10 of the Minutes.

(r) **2008 Municipal Road and Bridge Infrastructure Investment Grant**

The report of the Director of Engineering Services was accepted by Council.
The relevant By-law 2008-70 is listed under Item 10 of the Minutes.

(s) **Proposed Amendments - Class A and B Truck Routes**

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

5. (s) Moved by Councillor F. Fata
Seconded by Councillor L. Tridico
Whereas being that Second Line serves as the bypass to Carmen's Way and that there is ample road to deal with truck traffic going to the International Bridge;
Resolved that the proposed Third and Fourth Line between People's Road and Great Northern Road be put in as Class B rather than Class A truck routes.
DEFEATED.

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

Resolved that the report of the Commissioner of Engineering and Planning dated 2008 04 14 concerning Proposed Amendments - Class A and B Truck Routes be accepted and the recommendation that Council approve the proposed changes needed to implement both a perimeter and central Truck Route corridor, and the administrative requirements to change the Truck Route By-law, along with a budget of up to \$70,000.00 to implement signage and an education/awareness program be approved. CARRIED.

- (t) **Fee Increases Regulating Dogs and Cats**
The report of the Manager of Humane Society was accepted by Council. The relevant By-laws 2008-53 and 2008-54 are listed under Item 10 of the Minutes.

- (u) **Proposed Sale of a Portion of Old Highway 17 North to Lisa Lofstrom**
The report of the City Solicitor was accepted by Council. The relevant By-laws 2008-66 and 2008-67 are listed under Item 10 of the Minutes.

- (v) **Downtown Development Initiative**
The report of the Downtown Development Initiative Grant Evaluation Committee was accepted by Council.

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

Resolved that the report of the Downtown Development Initiative Grant Evaluation Committee dated 2008 04 14 concerning Downtown Development Initiative be accepted and the recommendation that Council approve the 6 funding requests be approved. CARRIED.

Councillor L. Tridico declared a pecuniary interest - family member is applicant for program.

- (w) **2008 Hub Trail Development Priorities**
The report of the Planning Division was accepted by Council.

5. (w) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that the report of the Planning Division dated 2008 04 14 concerning 2008 Hub Trail Development Priorities be accepted and the recommendation that Council accept the recommendation that the Finn Hill section of the Hub Trail, from Black Road to Pine Street be approved for construction this year, subject to funding availability, and that a contract with Kresin Engineering be authorized to coordinate this work be approved. CARRIED.

- (x) **Conmee Avenue at Carmen's Way**
The report of the Commissioner of Public Works and Transportation was accepted by Council.

Moved by Councillor L. Turco
Seconded by Councillor B. Hayes
Resolved that the report of the Commissioner of Public Works and Transportation dated 2008 04 14 concerning Conmee Avenue at Carmen's Way be accepted and the recommendations therein be approved. CARRIED.

- (y) **Intersection of Farwell Terrace/Henrietta Street/Devon Road**
The report of the Deputy Commissioner of Public Works and Transportation was accepted by Council.

Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2008 04 14 concerning Intersection of Farwell Terrace/Henrietta Street/Devon Road be accepted and the recommendation that all-way stop controls not be considered for this location and that Police Services be requested to monitor this area for possible speed enforcement be approved. CARRIED.

- (z) **City Council Resolution - Snowmachine Activity Within City Limits**
The report of the Chief of Police was accepted by Council.

Moved by Councillor L. Turco
Seconded by Councillor B. Hayes
Resolved that the report of the Chief of Police dated 2008 04 14 concerning City Council Resolution - Snowmachine Activity Within City Limits be accepted as information. CARRIED.

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

5. (aa) **Sault Ste. Marie Police Service Business Plan 2007 - 2009 - Year One Results - 2007**

The report of the Chief of Police was accepted by Council.

Moved by Councillor L. Tridico

Seconded by Councillor B. Hayes

Resolved that the report of the Chief of Police dated 2008 04 14 concerning Sault Ste. Marie Police Service Business Plan 2007 - 2009 - Year One Results - 2007 be accepted as information. CARRIED.

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

(bb) **Indoor Multi-Use Centre - Selection of Consultant for the Feasibility and Business Plan**

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

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that the report of the Commissioner of Community Services dated 2008 04 14 concerning Indoor Multi-Use Centre - Selection of Consultant for the Feasibility and Business Plan be endorsed and that the recommendation that Council approve the consultant team lead by BDO Dunwoody LLP proceeding with the first phase of the proposal, \$48,250.00 plus G.S.T., with the funds coming from the City's and SASA's share be approved. CARRIED.

(cc) **Soo Finnish Ski Club - Request for Financial Assistance 2008**

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

Moved by Councillor L. Tridico

Seconded by Councillor B. Hayes

Resolved that the report of the Commissioner of Finance and Treasurer dated 2008 04 14 concerning Soo Finnish Ski Club - Request for Financial Assistance 2008 be accepted and REFERRED to the 2008 Budget Deliberations. CARRIED.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (1) ADMINISTRATIVE

(a) Corporate Strategic Plan

The report of the Deputy City Clerk and Manager of Quality Improvement was accepted by Council.

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that the report of the Deputy City Clerk and Manager of Quality Improvement dated 2008 04 14 concerning Corporate Strategic Plan be accepted and the 2007 - 2010 Corporate Strategic Plan be approved. CARRIED.

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

(a) Moved by Councillor O. Grandinetti

Seconded by Councillor S. Myers

Whereas Council approved a rezoning application with conditions for 92 & 100 Second Line West in November, 2007; and

Whereas no improvements have been made to the property and it continues to deteriorate;

Therefore be it resolved that appropriate staff provide an update report on the status of improvements to the building and the appropriate procedures to be followed to ensure compliance with the above-noted conditions and any other concerns. CARRIED.

(b) Moved by Councillor S. Butland

Seconded by Councillor B. Hayes

Whereas Sault Ste. Marie has been reflected negatively as to its quality of life in two recent reports (Pembina Institute and McLean's magazine); and

Whereas Sault Ste. Marie has continually marketed itself as a city with an exemplary lifestyle;

Be it resolved that Council endorse a committee comprised of representation from the following: CQI, Safe Communities, E.D.C., Innovation Centre, Community Development Corporation and City Council to consider any appropriate strategies to respond/not respond to these widely distributed negative reports. (Full reports are available upon request.) CARRIED.

7. (c) Moved by Councillor T. Sheehan
Seconded by Councillor S. Myers
Whereas the City of Sault Ste. Marie has supported the recommendations of the Ombudsman's report on MPAC entitled "Getting It Right"; and
Whereas the work of the Municipal Property Assessment Corporation provides services to both the City of Sault Ste. Marie and Province for the purpose of collecting taxes; and
Whereas the City of Sault Ste. Marie pay for MPAC services and costs; and
Whereas the City of Sault Ste. Marie in the past has called upon the Province of Ontario to upload costs associated with improving assessment; and
Whereas the City Tax Department collects almost 25% of the total local tax bill for the Province of Ontario for their education taxes; and
Whereas the work of the Municipal Property Assessment Corporation provides services to both municipal governments and the provincial government for the purpose of collecting property taxes; and
Whereas Ontario municipalities pay for MPAC services and costs and the Province does not;
Now therefore be it resolved that City Council request that the Province of Ontario pay a proportional share of MPAC costs related to education property taxes. CARRIED.
- (d) Moved by Councillor L. Tridico
Seconded by Councillor F. Manzo
Now therefore be it resolved that Council request the Public Works and Transportation Department to review and report on the feasibility of installing the appropriate signage for a crosswalk as a temporary measure until a permanent lights solution to address the concerns of pedestrians safety at the intersection of Carmen's Way and Conmee Avenue (such as at the Albert Street West and Carmen's Way intersection). CARRIED.
- (e) Moved by Councillor L. Turco
Seconded by Councillor D. Celetti
Resolved that Council meet April 30th commencing at 3:00 p.m. for the Budget Meeting (reschedule from Monday, April 21, 2008). 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 L. Tridico
Seconded by Councillor B. Hayes
Resolved that all the by-laws listed under Item 10 of the Agenda under date 2008 04 14 be approved. CARRIED.

10. (a) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-53 being a by-law to amend By-law 2000-49 (the by-law to regulate cats) be read three times and passed in Open Council this 14th day of April, 2008. CARRIED.
- (b) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-54 being a by-law to amend By-law 98-211 (the by-law to regulate dogs) be read three times and passed in Open Council this 14th day of April, 2008. CARRIED.
- (c) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-56 being a by-law to adopt Official Plan Amendment No. 145 to the Official Plan be read three times and passed in Open Council this 14th day of April, 2008. (Devoe) CARRIED.
- (d) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-57 being a by-law respecting funding from the Province of Ontario for connecting link projects be read three times and passed in Open Council this 14th day of April, 2008. CARRIED.
- (e) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-58 being a by-law to authorize a funding agreement between the City, the Province and the Sault Ste. Marie Police Services Board under the Safer Communities - 1,000 Officers Partnership Program be read three times and passed in Open Council this 14th day of April, 2008. CARRIED.
- Councillor L. Turco declared a pecuniary interest - spouse employed by Police Service.
- (f) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-59 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 267 Pim Street be read three times and passed in Open Council this 14th day of April, 2008. (Pauline's Place) CARRIED.

10. (g) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-61 being a by-law to assume for public use and establish as a public lane, a portion of a lane in the Kehoe and Cozens Subdivision, Plan 402 abutting Lots 32, 33 and 34 on Wellington Street West (PIN 31572-0091) be read three times and passed in Open Council this 14th day of April, 2008. CARRIED.
- (h) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-62 being a by-law to stop up, close and authorize the conveyance of a lane in the Kehoe and Cozens Subdivision, Plan 402 abutting Lots 32, 33 and 34 on Wellington Street West (PIN 31572-0091) be read a first and second time this 14th day of April, 2008. CARRIED.
- (i) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-63 being a by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various private properties and to amend Schedule "A" to By-law 90-305 be read three times and passed in Open Council this 14th day of April, 2008. CARRIED.
- (j) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-64 being a by-law to adopt Amendment No. 146 to the Official Plan be read three times and passed in Open Council this 14th day of April, 2008. (Elstrong Capital Corporation) CARRIED.
- (k) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-65 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 43 Black Road be read three times and passed in Open Council this 14th day of April, 2008. (Elstrong Capital Corporation) CARRIED.
- (l) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-66 being a by-law to assume for public use and establish as a public street a portion of the old Highway 17 North road allowance to the abutting owner Lisa Lofstrom of 626 Fifth Line East be read three times and passed in Open Council this 14th day of April, 2008. CARRIED.

10. (m) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-67 being a by-law to close and authorize the conveyance of a portion of the old Highway 17 North road allowance which abuts 626 Fifth Line East be read a first and second time this 14th day of April, 2008. CARRIED.
- (n) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-68 being a by-law to adopt Amendment No. 144 to the Official Plan be read three times and passed in Open Council this 14th day of April, 2008. (D. Hull) CARRIED.
- (o) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-69 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 556 Second Line West be read three times and passed in Open Council this 14th day of April, 2008. (D. Hull) CARRIED.
- (p) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-70 being a by-law respecting funding from the Province of Ontario for a 2008 Municipal Road and Bridge Infrastructure Investment Grant be read three times and passed in Open Council this 14th day of April, 2008. CARRIED.
- (q) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Resolved that By-law 2008-71 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 61 Great Northern Road and 58 Blake Avenue and be it further resolved that By-law 2008-72 being a by-law to designate 61 Great Northern Road and 58 Blake Avenue as an area of site plan control be read three times and passed in Open Council this 14th day of April, 2008. [Mar-Li Investments Inc. (Northside Toyota)] CARRIED.

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

- (a) Moved by Councillor L. Turco
Seconded by Councillor B. Hayes
Resolved that this Council shall now go into Caucus to discuss one personnel matter;
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. CARRIED.

12.

ADJOURNMENT

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that this Council shall now adjourn. CARRIED.

"John Rowswell"

MAYOR

"Malcolm White"

DEPUTY CLERK