

**MINUTES**  
**REGULAR MEETING OF CITY COUNCIL**  
**2008 02 11**  
**4:30 P.M.**  
**COUNCIL CHAMBERS**

**PRESENT:** Mayor J. Rowswell, Councillors J. Caicco, L. Turco, B. Hayes, D. Celetti, O. Grandinetti, L. Tridico, F. Fata, S. Butland, P. Mick

**ABSENT:** Councillors F. Manzo (illness), S. Myers (illness), T. Sheehan (work)

**OFFICIALS :** J. Fratesi, D. Irving, L. Bottos, N. Apostle, P. McAuley, B. Freiburger, D. McConnell, P. Milosovich, J. Cain, J. Dolcetti, J. Luszka, P. Liepa, S. Turco

1. **ADOPTION OF MINUTES**

Moved by Councillor P. Mick

Seconded by Councillor F. Fata

Resolved that the Minutes of the Regular Council Meeting of 2008 01 28 be approved. CARRIED.

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

3. **APPROVE AGENDA AS PRESENTED**

Moved by Councillor P. Mick

Seconded by Councillor D. Celetti

Resolved that the Agenda for the 2008 02 11 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Ago Lehela, a representative of Estonian Association was in attendance concerning Proclamation - Estonian Independence Day.
- (b) Bdr. Patric Belanger, Bdr. Brandon Corbett, Bdr. Steve Rowley and Warrant Officer Steve Leask local Canadian Forces members having recently returned from Afghanistan were in attendance to receive a recognition plaque from the City.

4. (c) Chris Rous, President Arts Council of Sault Ste. Marie and District was in attendance along with Gayle Broad and Jude Ortiz concerning agenda item 6.(8)(a).
- (d) Brian Curran, President and C.E.O., PUC Inc. was in attendance concerning agenda item 6.(8)(b).
- (e) Bob Paciocco was in attendance concerning item 6.(6)(a).
- (f) Phil Paquette was in attendance concerning item 6.(6)(b).
- (g) Mike Kornell, Soo Finnish Nordic Ski Club, Pastor Craig Buckner and Sharon Cuddy were in attendance concerning agenda item 6.(6)(b).
- (h) Bob Dumanski and Bill Wierzbicki was in attendance concerning agenda item 6.(6)(c).

### **PART ONE – CONSENT AGENDA**

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

Moved by Councillor P. Mick

Seconded by Councillor F. Fata

Resolved that all the items listed under date 2008 02 11 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from AMO was received by Council.
- (b) Correspondence from the Township of Russell (concerning a request to the province to amend municipal debt capacity by excluding debts for public utilities); City of Kingston (concerning the 'net a village in Africa' campaign); City of Waterloo (concerning Waterloo region CBC radio station); Township of Galway-Cavendish and Harvey (concerning a ban on the ownership of handguns); and Township of Greater Madawaska (concerning logging on Crown land) was received by Council.
- (c) The letter from the Ministry of Transportation in response to a Council resolution concerning naming the old section of Highway 17 East "Highway 17B" was received by Council.
- (d) The report from Laurentian University concerning the City of Sault Ste. Marie Bursary Endowment Report was received by Council.
- (e) The News Release concerning Family Day 2008 was received by Council.

5. (f) **Staff Travel Requests**

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

Moved by Councillor P. Mick

Seconded by Councillor D. Celetti

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2008 02 11 be approved as requested. CARRIED.

(g) **Property Tax Appeals**

Moved by Councillor P. Mick

Seconded by Councillor D. Celetti

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 02 11 be approved and the tax records be amended accordingly. CARRIED.

Mayor J. Rowsell declared a pecuniary interest – an individual on the property tax appeals list is a client of engineering firm.

(h) **MCTV Big Money Bingo**

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

Moved by Councillor P. Mick

Seconded by Councillor F. Fata

Resolved that the report of the City Tax Collector dated 2008 02 11 concerning MCTV Big Money Bingo be accepted and the recommendation that Council continue to support the practice of denying the sale of bingo cards or any other type of lottery tickets as governed by the Alcohol and Gaming Commission of Ontario to organizations outside the City with no direct charitable benefit to the local community at large and for which the sale would put additional stress on our local charity fundraising efforts be approved. CARRIED.

Councillor B. Hayes declared a pecuniary interest – employed by OLG.

(i) **2008 Non-Union Salary By-law**

The report of the Commissioner of Human Resources was accepted by Council. The relevant By-law 2008-27 is listed under Item 10 of the Minutes.

(j) **Memorandum of Settlement - City Transit and United Steelworkers Local 2251 - 2008 Collective Agreement**

The report of the Commissioner of Human Resources was accepted by Council.

5. (j) Moved by Councillor P. Mick  
Seconded by Councillor F. Fata  
Resolved that the report of the Commissioner of Human Resources dated 2008 02 11 concerning Memorandum of Settlement - City Transit and United Steelworkers Local 2251 - 2008 Collective Agreement be accepted; and  
Further that the Memorandum of Settlement between City Transit and United Steelworkers Local 2251 and the City of Sault Ste. Marie be approved for ratification by City Council and that the appropriate by-law be presented at a future Council Meeting. CARRIED.

- (k) **Corporation of the City of Sault Ste. Marie - User Fees - By-law 2008-2**  
The report of the Manager of Budgets and Revenue was accepted by Council.  
The relevant By-law 2008-2 is listed under Item 10 of the Minutes.

Moved by Councillor P. Mick  
Seconded by Councillor D. Celetti  
Resolved that the report of the Manager of Budgets and Revenue dated 2008 02 11 concerning User Fees - By-law 2008-2 be accepted and the recommendation that Council confirm that the recommended 2008 User Fees charged by the City are appropriate; and  
Further that staff be directed to develop a Corporate User Fee Policy that may include a provision to automatically increase fees on an annual basis subject to inflation and other market conditions be approved. CARRIED.

- (l) **Ontario Municipal Partnership Fund Grant**  
The report of the Commissioner of Finance and Treasurer was accepted by Council.

Moved by Councillor P. Mick  
Seconded by Councillor F. Fata  
Resolved that the report of the Commissioner of Finance and Treasurer dated 2008 02 11 concerning Ontario Municipal Partnership Fund Grant be accepted and the recommendation that the City of Sault Ste. Marie requests the Minister of Finance and the Minister of Municipal Affairs to fulfill the original commitment on the phase-in of OMPF grant increases for 2008 using the existing formula be approved; and  
Further that a copy of this resolution be forwarded to David Oraziotti, M.P.P. Sault Ste. Marie. CARRIED.

- (m) **Hospital Building Permit**  
The report of the Commissioner of Finance and Treasurer was accepted by Council.

5. (m) Moved by Councillor P. Mick  
Seconded by Councillor D. Celetti  
Resolved that the report of the Commissioner of Finance and Treasurer dated 2008 02 11 concerning Hospital Building Permit be accepted and the recommendation that the City fund the additional building permit fee of \$85,340.00 from the Hospital Reserve and that this contribution be considered to be part of the total City commitment to the new hospital be approved. CARRIED.
- (n) **Update on Community Services Department Projects - Skatepark and Indoor Multi-Use Centre**  
The report of the Commissioner of Community Services was accepted by Council.  
  
Moved by Councillor P. Mick  
Seconded by Councillor F. Fata  
Resolved that the report of the Commissioner of Community Services dated 2008 02 11 concerning Update on Community Services Department Projects - Skatepark and Multi-Use Centre be accepted as information. CARRIED.
- (o) **Funding Application - Celebrate Canada Program**  
The report of the Supervisor Community Services Recreation and Culture was accepted by Council.  
  
Moved by Councillor P. Mick  
Seconded by Councillor D. Celetti  
Resolved that the report of the Supervisor Community Services Recreation and Culture dated 2008 02 11 concerning Funding Application - Celebrate Canada Program be accepted and the recommendation that Council authorize staff to apply to the Department of Canadian Heritage for the 2008 Celebrate Canada Program to assist in funding the City's Canada Day Celebration be approved. CARRIED.
- (p) **Historic Sites Board - Job Creation Partnership Program - War of 1812 Bicentennial**  
The report of the Curator Ermatinger Clergue National Historic Site was accepted by Council.

5. (p) Moved by Councillor P. Mick  
Seconded by Councillor F. Fata  
Resolved that the report of the Curator Ermatinger Clergue National Historic Site dated 2008 02 11 concerning Historic Sites Board - Job Creation Partnership Program - War of 1812 Bicentennial Celebrations be accepted and the recommendation that Council authorize an application to the Ministry of Training Colleges and Universities for an administrative assistant under the Job Creation Partnership Program to provide administrative support for the local committee in organizing the War of 1812 Bicentennial Celebrations be approved. CARRIED.
- (q) **Canadian Red Cross - Sault Ste. Marie Home Maintenance Snow Removal Program**  
The report of the Commissioner of Community Services was accepted by Council.
- Moved by Councillor P. Mick  
Seconded by Councillor D. Celetti  
Resolved that the report of the Commissioner of Community Services dated 2008 02 11 concerning Canadian Red Cross - Sault Ste. Marie Home Maintenance Snow Removal Program be accepted as information. CARRIED.
- (r) **Municipal Environmental Initiatives Committee - Terms of Reference**  
The report of the Land Development and Environmental Engineer was accepted by Council.
- Moved by Councillor P. Mick  
Seconded by Councillor F. Fata  
Resolved that the report of the Land Development and Environmental Engineer dated 2008 02 11 concerning Municipal Environmental Initiatives Committee - Terms of Reference be accepted and the recommendation that Council approve in principle the Terms of Reference for the Municipal Environmental Initiatives Committee (Green Committee) be approved. CARRIED.
- (s) **Queen Street Odour Issue - Brock Street to East Street**  
The report of the Land Development and Environmental Engineer was accepted by Council.
- Moved by Councillor P. Mick  
Seconded by Councillor D. Celetti  
Resolved that the report of the Land Development and Environmental Engineer dated 2008 02 11 concerning Queen Street Odour Issue - Brock Street to East Street be accepted and the recommendation that Council authorize the City's continuing efforts in determining the source of odour on Queen Street (Brock to East block); and

5. (s) Further that a budget of \$50,000.00 with funds to come from the 2008 Sewer Surcharge Budget be approved for City staff to continue the necessary testing work to determine the source of the odour; and  
Further that Council authorize a request to the Minister of the Environment and other agencies for financial assistance in resolving this matter be approved. CARRIED.

(t) **Lane Closing Application - Sayer's "E" Subdivision**

The report of the City Solicitor was accepted by Council. The relevant By-laws 2008-29 and 2008-30 are listed under Item 10 of the Minutes.

(u) **Downtown Development Initiative - Grant Evaluation Committee**

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 2008 02 11 concerning the Downtown Development Initiative - Grant Evaluation Committee be accepted and the Planning Director's recommendation that City Council approve the 10 funding requests described in this report be endorsed. CARRIED.

Councillor L. Tridico declared a pecuniary interest – family member seeking assistance through this program.

(v) **Reduction of Polystyrene in the Waste System**

The report of the Waste Diversion Supervisor was accepted by Council.

Moved by Councillor P. Mick

Seconded by Councillor D. Celetti

Resolved that the report of the Waste Diversion Supervisor dated 2008 02 11 concerning Reduction of Polystyrene in the Waste System be accepted and the recommendation that Council authorize the collection of expanded polystyrene at the Household Special Waste Facility during the regular hours of operation be approved. CARRIED.

(w) **Boards and Committees Travel**

The report of the Curator of Ermatinger-Clergue National Historic Site was accepted by Council.

Moved by Councillor P. Mick

Seconded by Councillor D. Celetti

Resolved that Historic Sites Board member Judy McGonigal be authorized to travel to the Ontario Museum Association Regional Museum Clusters Roundtable meeting being held in Toronto on February 14, 2008 at no cost to the City. CARRIED.

## **PART TWO – REGULAR AGENDA**

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

#### **6. (6) PLANNING**

##### **(a) Application No. A-13-07-Z.OP and 57T-07-503 - Wade Avery (Country Estates Subdivision - Phase 3) - 150 Palomino Drive - Request to Rezone to Facilitate the Development of a 10 Lot Rural Residential Subdivision**

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 2008 02 11 concerning Application No. A-13-07-Z.OP and 57T-07-503 - Wade Avery (Country Estates Subdivision - Phase 3) be accepted and the Planning Director's recommendation that City Council approve the Draft Plan of Subdivision for the proposed Country Estates Subdivision - Phase 3, subject to the 12 conditions contained in the report, be endorsed. CARRIED.

##### **(b) Application No. A-1-08-Z - Bible Fellowship Assembly (Phil Paquette) - 756 Landslide Road - Request to Rezone to Permit Place of Worship, Assembly Facilities and Food Services**

The report of the Planning Division was accepted by Council.

Moved by Councillor P. Mick

Seconded by Councillor D. Celetti

Resolved that the report of the Planning Division dated 2008 02 11 concerning Application No. A-1-08-Z - Bible Fellowship Assembly be accepted and the Planning Director's recommendation that City Council approve the application and rezone the subject property from (PR) "Parks and Recreational" zone to (PRS) "Parks and Recreational Zone with a Special Exception" to permit the following uses in addition to those permitted in a PR Zone: 1. A Place of Worship, 2. Assembly Facilities and 3. Food Services be endorsed. CARRIED.

##### **(c) Application No. A-2-08-Z.OP - Sar-Gin Developments (Sault) Limited - 671, 671A and 683 Great Northern Road - Request to Rezone to Increase the Allowable Office Space from 15% of Leaseable Area to 30% of Leaseable Area**

The report of the Planning Division was received by Council.



6. (6)  
(c) Moved by Councillor P. Mick  
Seconded by Councillor F. Fata  
Resolved that the report of the Planning Division dated 2008 02 11 concerning Application No. A-2-08-Z.OP - Sar-Gin Developments (Sault) Limited be accepted and the Planning Director's recommendation that City Council DENY the application be endorsed. DEFEATED.

Moved by Councillor P. Mick  
Seconded by Councillor F. Fata  
Resolved that rezoning application No. A-2-08-Z.OP - Sar-Gin Developments 671, 671A, 683 Great Northern Rd. request to rezone to increase the allowable office space from 15% of leasable area to 30% of leasable area BE APPROVED in principle subject to appropriate conditions to be developed with respect to a cap on previously allowed professional space as suggested by the applicant. CARRIED.

6. (8) **BOARDS AND COMMITTEES**

(a) **Arts Council of Sault Ste. Marie and District - Culture, Creativity and the Arts**

The report of the Arts Council Sault Ste. Marie and District entitled "Culture, Creativity and the Arts: Achieving Community Resilience and Sustainability through the Arts in Sault Ste. Marie" was accepted by Council.

Moved by Councillor P. Mick  
Seconded by Councillor D. Celetti

Whereas the Arts Council of Sault Ste. Marie and District has provided a report entitled "Culture, Creativity and the Arts: Achieving Community Resilience and Sustainability through the Arts in Sault Ste. Marie" concerning the important contribution that the culture and arts industry provides to the economy of Sault Ste. Marie; and

Whereas the Arts Council has identified a plan to increase Sault Ste. Marie's sustainability and to maximize the culture and arts industry's potential in developing and diversifying the economy by creating a strategic development plan for culture and the arts using a community-based consultative process;

Now therefore be it resolved that City Council expresses its support for the recommendations contained in the report dated August 22, 2007 and its further support and encouragement to the Arts Council of Sault Ste. Marie and District and to Community Resilience Sault Ste. Marie (CRSSM) as the facilitator in the development of the strategic development plan. CARRIED.

(b) **PUC Inc. 2007 Fourth Quarter Shareholder Report**

The report of the President and C.E.O., PUC Inc. was accepted by Council.

6. (8)  
(b) Moved by Councillor P. Mick  
Seconded by Councillor F. Fata  
Resolved that the report of the President and C.E.O., PUC Inc. dated 2008 01 24 concerning PUC Inc. 2007 Fourth Quarter Shareholder Report be accepted as information. CARRIED.

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

- (a) Moved by Councillor L. Tridico  
Seconded by Councillor F. Fata  
Whereas the City's waterfront boardwalk is a favourite place for many residents and visitors to enjoy the outdoors and excellent quality of life in Sault Ste. Marie; and  
Whereas there are many residents who are requesting that the waterfront boardwalk be plowed in the winter months;  
Now therefore be it resolved that the Commissioner of Public Works and Transportation review and report back to Council on the feasibility of providing winter access to the City boardwalk. CARRIED.
- (b) Moved by Councillor S. Butland  
Seconded by Councillor P. Mick  
Whereas Sault Ste. Marie has established an Environmental Initiatives Committee involving all city departments plus the PUC; and  
Whereas four subcommittees have been formed: Fleet Management, Waste Management Practices, Building Operations and Public Awareness; and  
Whereas any internal initiatives as endorsed by individual departments will necessarily be provided to the Committee and Council for their information and in some instances for approval; and  
Whereas an integral component of any such initiatives espousing the "green" agenda should be presented to the community at large for their acceptance and hopefully endorsement;  
Now therefore be it resolved that Council endorse a "public awareness" campaign that will assist the Environmental Initiatives Committee in achieving its goals; and  
Be it further resolved that the following list of speakers be engaged to begin the "public awareness" campaign.

7. (b) It is anticipated that the following speakers shall present to the Environmental Initiatives Committee at its monthly meetings and then do a similar abbreviated presentation to Council on the same day.
1. February 25<sup>th</sup> - Mark Lucuik (see biographical sketch attached)  
Mr. Lucuik is a Sault Ste. Marie native who has been working with Algoma Public Health on their new proposed, co-located structure on Sault College property. He has agreed to share his expertise on Green Buildings. He has written a paper on the business case for green buildings for the Canadian Government. Algoma Public Health has agreed to share the expense of hosting Mr. Lucuik. Approximate cost to the city - \$500.00
  2. March - Doug Salloum - Federation of Canadian Municipalities - Green Municipal Corporation (see attached information) - no cost to City
  3. April - City of Chicago - Chicago is recognized and presents itself as America's greenest city. Their Public Relations Department has agreed to share some of their successful "green" initiatives with us. Cost to City - To be determined
  4. May - Colin Kirkwood, P. Eng., Dean School of the Natural Environment, Technology and Skilled Trades, Sault College  
Mr. Kirkwood has been most active in positioning Sault College to take advantage of the presence of the wind farm, proposed solar farm, waste to energy project in Sault Ste. Marie. The new introduced programs have seen a dramatic increase in registrations. Mr. Kirkwood is eager to share his vision in environmental, particularly energy, pursuits for Sault College. No cost to City.
  5. September - Gordon Miller - Ontario's Environmental Commissioner. Mr. Miller has gained a reputation as a respected, outspoken advocate as he monitors Ontario's environmental issues. Mr. Miller will be available to come to Sault Ste. Marie in September at no cost to the City.
- Other speakers are being contemplated. Other suggestions would be gladly accepted. CARRIED.

- (c) Moved by Councillor D. Celetti  
Seconded by Councillor F. Fata  
Whereas in Sault Ste. Marie, there lies a very desperate need for long term care; our current long term care facilities are overcrowded and pretty much under staffed. Sault Ste. Marie has an aging population, with many seniors still living at home, who need long term care and cannot get into any of these institutions but are placed on waiting lists to get the proper long term care, so they can eventually be admitted so they can get proper health care and live out their lives in comfort and dignity.  
Now therefore be it resolved that Council direct the proper staff to investigate this problem, and report back to Council; direction is needed to fill this major void in our community and call upon MPP David Oraziotti to come to Council and explain his governments' intention on dealing with this urgent need.  
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 F. Fata

Resolved that all the by-laws listed under Item 10 of the Agenda under date 2008 02 11 be approved. CARRIED.

(a) Moved by Councillor P. Mick

Seconded by Councillor F. Fata

Resolved that By-law 2008-2 being a by-law to establish user fees and service charges be read THREE times and PASSED in open Council this 11<sup>th</sup> day of February, 2008. CARRIED.

(b) Moved by Councillor P. Mick

Seconded by Councillor F. Fata

Resolved that By-law 2008-24 being a by-law to amend Schedule "Z" to Traffic By-law 77-200 be read THREE times and PASSED THIS 11<sup>th</sup> day of February, 2008. CARRIED.

(c) Moved by Councillor P. Mick

Seconded by Councillor F. Fata

Resolved that By-law 2008-25 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 11<sup>th</sup> day of February, 2008. CARRIED.

(d) Moved by Councillor P. Mick

Seconded by Councillor F. Fata

Resolved that By-law 2008-27 being a by-law to amend 2002-194 being a by-law to establish non-union job classifications, salaries and benefits be read THREE times and PASSED in Open Council this 11<sup>th</sup> day of February, 2008. CARRIED.

**Recorded Vote**

For: Councillors J. Caicco, B. Hayes, D. Celetti, O. Grandinetti, L. Tridico, F. Fata, S. Butland

Against: Mayor J. Rowsell, Councillors L. Turco, P. Mick

Absent: Councillors S. Myers, T. Sheehan, F. Manzo

10. (e) Moved by Councillor P. Mick  
Seconded by Councillor F. Fata  
Resolved that By-law 2008-29 being a by-law to assume for public use and establish as a public lane the north/south laneway lying west of East Street and north of Bay Street in the Sayer's "E" Subdivision, Plan 732, be read THREE times and PASSED in open Council this 11<sup>th</sup> day of February , 2008. CARRIED.
- (f) Moved by Councillor P. Mickl  
Seconded by Councillor F. Fata  
Resolved that By-law 2008-30 being a by-law to stop up, close and authorize the conveyance of the north/south laneway lying west of East Street and north of Bay Street in the Sayer's "E" Subdivision be read a FIRST and SECOND time in open Council this 11<sup>th</sup> day of February, 2008. CARRIED.

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

Moved by Councillor P. Mick  
Seconded by Councillor D. Celetti  
Resolved that Council shall now go into caucus to discuss the potential land exchange (acquisition and disposition) with Sault College re Pine Street extension; and  
Further be it resolved that should the said caucus meeting be adjourned, Council may reconvene in caucus to continue to discuss the same matter without the need for a further authorizing resolution. CARRIED.

12. **ADJOURNMENT**

Moved by Councillor P. Mick  
Seconded by Councillor F. Fata  
Resolved that this Council shall now adjourn. CARRIED.

\_\_\_\_\_  
"John Rowswell"

**MAYOR**

\_\_\_\_\_  
"Donna P. Irving"

**CLERK**