

MINUTES

REGULAR MEETING OF CITY COUNCIL

2008 08 18

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: Councillor F. Manzo (illness)

OFFICIALS: J. Fratesi, D. Irving, N. Apostle, L. Bottos, J. Dolcetti, P. McAuley, S. Hamilton-Beach, B. Strapp, J. Febbraro, M. Wozny, D. McConnell

1. **ADOPTION OF MINUTES**

Moved by Councillor S. Myers

Seconded by Councillor F. Fata

Resolved that the Minutes of the Regular Council Meeting of 2008 07 21 be approved. CARRIED.

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

3. **APPROVE AGENDA AS PRESENTED**

Moved by Councillor S. Myers

Seconded by Councillor D. Celetti

Resolved that the Agenda for the 2008 08 18 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Dr. Celia Ross, President; and Bud Wildman, Chair Algoma University Board of Governors were in attendance concerning Proclamation - Algoma University Week.
- (b) Susan Milne and Georgina Naccarato on behalf of the Skatepark Fundraising Committee were in attendance with an update to Council on fundraising efforts and concerning agenda item 5.(l).

4. (c) Richard Metcalfe was in attendance concerning agenda item 5.(v).
- (d) Jayson Zwierschke, President Enquest Power Corporation was in attendance concerning agenda item 6.(3)(a).
- (e) John Spadafora was in attendance concerning agenda item 6.(3)(b).
- (f) Fred Gordon, M. Brown and Jeff Novitski were in attendance concerning agenda item 6.(6)(a).
- (g) Victor Alfano and Gerry DeGregorio were in attendance concerning agenda item 6.(6)(b).
- (h) Neil Martin was in attendance concerning agenda item 6.(6)(c).
- (i) Terry Rainone, Derek Darou and Rob Battisti were in attendance concerning agenda item 6.(6)(d).

PART ONE – CONSENT AGENDA

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

Moved by Councillor T. Sheehan

Seconded by Councillor F. Fata

Resolved that all the items listed under date 2008 08 18 - Part One - Consent Agenda [save and except 5.(k) and 5.(v)] be approved as recommended.
CARRIED.

- (a) Correspondence from AMO, OGRA and FCM was received by Council.
- (b) Correspondence from the Township of Muskoka Lakes (concerning a request for improvements in MPAC operations); the Township of Hilliard (concerning petitioning the Province of Ontario to license electric cars); and Township of Galway-Cavendish and Harvey (concerning protecting Canada's water resources from export and toxic dumping) was received by Council.
- (c) The letter from the resident of 310 Fifth Line East concerning rubbish on streets and on roadside ditches that blows or falls out of vehicles traveling to the landfill site was received by Council.

5. (c) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that the letter dated 2008 08 04 from the resident of 310 Fifth Line East concerning rubbish on streets and on roadside ditches that blows or falls out of vehicles traveling to the landfill site BE REFERRED to the City Solicitor and to the Commissioner of Public Works and Transportation for review and report back to Council. CARRIED.
- (d) The letter from the Chairman of the Board, Quebec 400th Anniversary thanking the city for taking part in the bell ringing event was received by Council.
- (e) The letter of request for a temporary street closing was accepted by Council.
1) on Queensgate Boulevard in conjunction with a Street Gathering (September 6th; rain date September 13th). The relevant By-law 2008-151 is listed under Item 10 of the Minutes.
- (f) Correspondence concerning a request for permission to hold a special occasion permit event at an outdoor municipal facility was accepted by Council.

Moved by Councillor S. Myers
Seconded by Councillor F. Fata
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 Pavilion
Sault Area Hospital Foundation
RBC Financial Group Chilifest
September 7th from 12:00 noon to 4:00 p.m. CARRIED.

- (g) **Staff Travel Requests**
The report of the Chief Administrative Officer was accepted by Council.

Moved by Councillor S. Myers
Seconded by Councillor D. Celetti
Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2008 08 18 be approved as requested. CARRIED.

- (h) **Tender for Grinding of Stockpiled Used Asphalt**
The report of the Manager of Purchasing was accepted by Council.

Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that the report of the Manager of Purchasing dated 2008 08 18 be endorsed and that the tender for the Grinding of Stockpiled Used Asphalt, required by the Public Works and Transportation Department, be awarded as recommended. CARRIED.

5. (i)

Property Tax Appeals

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

Moved by Councillor T. Sheehan

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 08 18 be approved and the tax records be amended accordingly. CARRIED.

(j) **Essar Centre - Naming Rights Sponsorship**

The report of the Commissioner of Community Services was accepted by Council. The relevant By-law 2008-152 is listed under Item 10 of the Minutes.

(k) **Essar Centre - Stair Enclosures for the Southeast and Southwest Exterior Stairs**

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

Moved by - Councillor B. Hayes

Seconded by - Councillor F. Fata

Resolved that the report of the Commissioner of Community Services dated 2008 08 18 concerning Essar Centre - Stair Enclosures for the Southeast and Southwest Exterior Stairs be accepted and the recommendation that Council approve the tender of Graham B. Newman Construction in the amount of \$253,450.00; and further that Council authorize the increased cost in the project, estimated at \$66,450.00 for a total project cost of \$281,450.00; and that the increase (\$66,450.00) be funded from the 5% Sub-Dividers Reserve be approved. DEFEATED.

Moved by - Councillor T. Sheehan

Seconded by - Councillor S. Myers

Resolved that Council shall now reconsider the matter on this evening's agenda item 5.(k) Essar Centre - Stair Enclosures. CARRIED.

Moved by - Councillor S. Myers

Seconded by - Councillor F. Fata

Resolved that the recommendation of the Commissioner of Community Services dated 2008 08 18 concerning funding the increased cost for the Essar Centre - Stair Enclosures Project estimated at \$66,450.00 BE AMENDED as follows:

....."and that the increase (\$66,450.00) be funded from the Essar Centre Sponsorship Funds or Arena Reserves be approved. (TABLED TO SEPTEMBER 8, 2008 COUNCIL MEETING.) OFFICIALLY READ NOT DEALT WITH.

5. (l)

Skatepark Project

The report of the Commissioner of Community Services on behalf of the Skatepark Sub-Committee was accepted by Council.

Moved by Councillor B. Hayes

Seconded by Councillor D. Celetti

Resolved that the report of the Commissioner of Community Services on behalf of the Skatepark Sub-Committee dated 2008 08 18 concerning Skatepark Project be accepted; and further that the matter BE REFERRED to appropriate staff to determine if the shortfall of approximately \$175,000.00 can be allocated from existing City resources and report back to Council at the September 8th meeting. CARRIED.

Recorded Vote

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

Against: Mayor J. Rowsell, Councillors S. Myers, L. Tridico, T. Sheehan, P. Mick

Absent: Councillor F. Manzo

Moved by Councillor S. Myers

Seconded by Councillor P. Mick

Whereas Skateboarding is a very popular recreational activity in our community; and

Whereas the temporary Skatepark has been dismantled leaving no public location available for legal skateboarding; and

Whereas this is the Year of the Youth and a Skatepark has been identified as a priority need by the International Youth Association; and

Whereas the construction of a Skatepark is part the City's Corporate Strategic Plan, and is supported by the Economic Development Corporation Tourism Division as a positive means of promoting Sault Ste. Marie and making the city a more desirable family destination; and

Whereas tenders have returned higher than could be anticipated with no reason to expect that to change in the near future;

Therefore be it resolved that construction of Phase One of the Skatepark Project proceeds immediately and the additional funds in the amount of \$175,000.00 be taken from any source necessary including reserves as unforeseen expense. OFFICIALLY READ NOT DEALT WITH.

5. (m) **Contract 2008-6E - Miscellaneous Asphalt Repaving**
The report of the Design and Construction Engineer was accepted by Council.
- Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that the report of the Design and Construction Engineer dated 2008 08 18 concerning Contract 2008-6E - Miscellaneous Asphalt Repaving be accepted as information. CARRIED.
- (n) **Monitoring Wells West of Landfill Site**
The report of the Land Development and Environmental Engineer was accepted by Council.
- Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that the report of the Land Development and Environmental Engineer dated 2008 08 18 concerning Monitoring Wells West of Landfill Site be accepted and the recommendation to proceed with the installation of an additional 5 monitoring wells this fall at an estimated cost of \$40,000.00 with funds to come from the Waste Disposal Site Reserve be approved. CARRIED.
- (o) **Landfill Gas Collection**
The report of the Land Development and Environmental Engineer was accepted by Council.
- Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that the report of the Land Development and Environmental Engineer dated 2008 08 18 concerning Landfill Gas Collection be accepted and the recommendation that TSH Engineers and Dillon Consulting prepare the application for funding for the design and construction of a landfill gas collection system within the budget and consulting agreement, for the waste management environmental assessment, and furthermore, to continue to communicate with the Green Municipal Corporation regarding securing carbon credits for the destruction of landfill gas be approved. CARRIED.
- (p) **Designated Fire Route - Private Property - 40 Sunnydale Road**
The report of the Assistant City Solicitor was accepted by Council. The relevant By-law 2008-147 is listed under Item 10 of the Minutes.
- (q) **Property Exchange Involving the City, Studio 10 and the St. Mary's River Bridge Company (International Bridge Authority)**
The report of the Assistant City Solicitor was accepted by Council. The relevant By-law 2008-144 is listed under Item 10 of the Minutes.

5. (q) Councillor L. Tridico declared a pecuniary interest - family owns property adjacent to Studio 10.

(r) **Issuing a Request for Proposals for Professional Collection Services for POA Accounts Receivables**

The report of the Court Liaison Supervisor Provincial Offences Division was accepted by Council.

Moved by Councillor S. Myers

Seconded by Councillor D. Celetti

Resolved that the report of the Court Liaison Supervisor Provincial Offences Division dated 2008 08 07 concerning Issuing a Request for Proposals for Professional Collection Services for POA Accounts Receivables be accepted and the recommendation that Council authorize issuing a request for proposal for professional collection services be approved; and

Further resolved that the Minister of the Attorney General be requested to approve the addition of collection costs to municipal POA receivables. CARRIED.

(s) **Replacement of One (1) Para Bus and One (1) Heavy Duty, Forty Foot Bus - Funded From the 2008 Ontario Bus Replacement Program (OBRP) and the Provincial Public Transit Grant**

The report of the Transit Manager was accepted by Council. The relevant By-law 2008-153 is listed under Item 10 of the Minutes.

Moved by Councillor T. Sheehan

Seconded by Councillor F. Fata

Resolved that the report of the Transit Manager, Public Works and Transportation dated 2008 08 18 concerning Bus Replacement be accepted; and further that funding from the Ontario Bus Replacement Program and the Provincial Public Transit Grant be combined for the tender and purchase of one (1) parabus and one (1) heavy duty 40-foot bus at an estimated combined cost of \$550,000.00 be approved. CARRIED.

(t) **Proposed Bylaw for the Control and Management of Curb Side Scavenging**

The report of the Waste Diversion Supervisor was accepted by Council. The relevant By-law 2008-149 is listed under Item 10 of the Minutes.

(u) **Request for Signage at McNabb Street/Black Road Intersection**

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

5. (u) Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2008 08 18 with respect to a request for signage at McNabb Street/Black Road intersection be accepted; and further that no action be taken with respect to signs or pavement marking changes at the intersection.
CARRIED.

(v) **Excessive Speeds and Traffic Concerns on Rushmere Drive**

The report of the Chief of Police and the report of the Deputy Commissioner of Public Works and Transportation was received by Council.

Moved by Councillor S. Myers

Seconded by Councillor F. Fata

Resolved that the report of the Chief of Police dated 2008 06 30 concerning City Council Resolution - Excessive Speeding on Rushmere Drive be accepted as information; and

Further resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2008 08 18 also be accepted as information; and

Further that Police Service continue to monitor the speed of vehicles on Rushmere Drive. (TABLED UNTIL A MEETING IS HELD BETWEEN NEIGHBOURHOOD/STAFF.) OFFICIALLY READ NOT DEALT WITH.

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

(w) **Sault Ste. Marie Police Service 2007 Annual Report**

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

Moved by Councillor S. Myers

Seconded by Councillor D. Celetti

Resolved that the report of the Chief of Police dated 2008 07 17 concerning the Sault Ste. Marie Police Service 2007 Annual Report be accepted as information.
CARRIED.

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

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (3) ENGINEERING

(a) Request From EnQuest Power Corporation to Enter Into a Memorandum of Understanding with the Corporation of the City of Sault Ste. Marie

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

Moved by Councillor T. Sheehan

Seconded by Councillor F. Fata

Resolved that the report of the Land Development and Environmental Engineer dated 2008 08 18 concerning Request from EnQuest Power Corporation to enter into a Memorandum of Understanding with the Corporation of the City of Sault Ste. Marie be accepted and the recommendation

1. that the MOU be entered into with EnQuest Power Corporation for a six-month period of time which will allow EnQuest to further prove/support their claims to both the City and the MOE; and
2. that following the six-month stage, a further report be prepared by Staff for Council to present the success/failure of the pilot project based on the criteria established by the MOE and the City; and
3. that Council approve the continuance of the landfill operation and the City's continuing investigation of the present waste management EA study, be approved. CARRIED.

(b) Sussex Road Bridge

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

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the report of the Director of Engineering Services dated 2008 08 18 concerning Sussex Road Bridge be accepted as information. CARRIED.

Moved by Councillor F. Fata

Seconded by Councillor S. Myers

Whereas the residents in the Sussex Road/Farewell Terrace area have enjoyed the use of a two-way bridge on Sussex Road between Farewell Terrace and Korah Road for several generations; and

Whereas this bridge was originally constructed by the Township of Korah when this neighbourhood was in fact part of the said Township; and

Whereas the existence of this bridge has assisted in relieving much of the traffic burden that otherwise would be using a very busy section of Second Line; and

Whereas it has been determined that the said bridge is now unsafe to continue using and therefore needs to either be replaced or the street dead-ended; and

6. (3)
(b) Whereas Council wishes to continue to provide the same historical service to the neighbourhood by replacing the structure with a new two-lane structure;
Now therefore be it resolved that City Council authorizes the Engineering Department to commence the design for the replacement of this bridge and that it be placed as a priority item on the 2009 Capital construction slate of projects be approved. CARRIED.

6. (6) **PLANNING**

- (a) **Application No. A-17-08-Z - Fred and Sandra Gordon - 1425 Old Garden River Road - Request to Amend Zoning By-law to Permit Outdoor Storage of Landscaping Stone**

The report of the Planning Division was received by Council.

Moved by Councillor B. Hayes

Seconded by Councillor L. Turco

Resolved that Application No. A-17-08-Z - 1425 Old Garden River Road BE DEFERRED to the September 8, 2008 Council Meeting in order to give the applicant and neighbours an opportunity to resolve their concerns and find a compromise to this rezoning matter. CARRIED.

Moved by Councillor S. Myers

Seconded by Councillor D. Celetti

Resolved that the report of the Planning Division dated 2008 08 18 concerning Application No. A-17-08-Z - Fred and Sandra Gordon be accepted and the Planning Director's recommendation that City Council approves the applicant's request to rezone the subject property from Rural Area (RA) zone to Rural Area with a Special Exception (RA.S) zone to permit the outdoor storage of landscaping stone only, in addition to those uses permitted in the Rural Area zone, subject to the following condition: 1. that the outdoor storage area be located in the rear yard, with a minimum setback of 150m from the front lot line, and a minimum 40m setback from the east side lot line be endorsed. OFFICIALLY READ NOT DEALT WITH.

- (b) **Application No. A-19-08-Z - Victor Alfano - 248 Wallace Terrace - Request to Amend Zoning By-law to Permit Parking in Association With Abutting Commercial Use (Auto Body Shop)**

The report of the Planning Division was accepted by Council.

6. (6)

(b) Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata

Resolved that the report of the Planning Division dated 2008 08 18 concerning Application No. A-19-08-Z - Victor Alfano be accepted and the Planning Director's recommendation that City Council rezone the subject property from Low Density Residential (R3) zone to Low Density Residential with a Special Exception (R3.S) zone to permit the parking of vehicles in association with the auto body shop located at 252 Wallace Terrace only, in addition to the uses permitted within the (R3) zone, subject to the 5 conditions contained in the report be endorsed. CARRIED.

(c) **Application No. A-20-08-Z.OP - Neil Martin - 1131 Maki Road - Request to Amend Official Plan to Permit a Rural Residential Dwelling**

The report of the Planning Division was received by Council.

Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti

Resolved that the report of the Planning Division dated 2008 08 18 concerning Application No. A-20-08-Z.OP - Neil Martin be accepted and the Planning Director's recommendation that City Council DENY the applicant's request for an Official Plan Amendment and Rezoning to permit residential development on the subject property be endorsed. DEFEATED.

Moved by Councillor F. Fata
Seconded by Councillor O. Grandinetti

Resolved that Rezoning Application No. A-20-08-Z.OP - Neil Martin - request to amend the City's Official Plan and Zoning By-law to permit a rural residential dwelling at 1131 Maki Road BE APPROVED subject to the rural area provisions outlined in Section 8.5 of Zoning By-law 2005-150. CARRIED.

(d) **Application No. A-24-08-Z - Palmer Construction Group Inc. - 99 Northern Avenue East - Request to Permit Construction of an Office Building to Accommodate Community Living Algoma**

The report of the Planning Division was accepted by Council.

Moved by Councillor L. Tridico
Seconded by Councillor F. Fata

Resolved that Rezoning Application No. A-24-08-Z - Palmer Construction Group Inc. - request to permit construction of an office building at 99 Northern Avenue East to accommodate Community Living Algoma BE AMENDED by approving only one entrance/exit on Northern Avenue to the proposed new CLA facility. DEFEATED.

6. (6)
(d)

Recorded Vote

For: Councillors L. Turco, L. Tridico, F. Fata, T. Sheehan

Against: Mayor J. Rowsell, Councillors J. Caicco, B. Hayes, D. Celetti,
O. Grandinetti, S. Myers, S. Butland, P. Mick

Absent: Councillor F. Manzo

Moved by Councillor S. Myers

Seconded by Councillor F. Fata

Resolved that the report of the Planning Division dated 2008 08 18 concerning Application No. A-24-08-Z - Palmer Construction Group Inc. be accepted and the Planning Director's recommendation that City Council approve a Special Exception to the General Commercial (C4) regulations to reduce the required front yard setback from 7.5m to 7.0m and the required exterior yard setback from 7.5m to 4.7m be endorsed. 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 T. Sheehan

Resolved that Council discuss the merit of adopting the mantle as "Greenest City in Canada" or "Alternative Energy Capital of Canada".

Items to be considered:

- 1) is the claim defensible?
 - 2) potential cost implications?
 - 3) community support?
 - 4) any downside to laying claim to the title?
 - 5) organizational support: Green Committee, Economic Development Corporation, Chamber of Commerce, Educational Institutions?
 - 6) communications strategy?
 - 7) kick off event? (TABLED AT MOVER'S REQUEST FOR 3 OR 5 WEEKS.)
- OFFICIALLY READ NOT DEALT WITH.

7. (b) Moved by Councillor T. Sheehan
Seconded by Councillor S. Myers
Whereas construction of the most recent phase of the City's boardwalk has been completed and is being enjoyed by many residents and visitors alike; and
Whereas members of City Council and staff continue to receive many compliments with respect to this phase of the City's waterfront walkway; and
Whereas the City of Sault Ste Marie has been recognized by many other cities for its waterfront development and, in particular, its walkway and bicycle paths along the St. Mary's River; and
Whereas the completion of the City's hub trail initiative involves the continuation of the walkway system from the City's waterfront to several tourist attractions including the Sault Ste. Marie Museum, the Bush Plane Museum, the Ermatinger National Historic Site (Old Stone House) and the Clergue Block House and further connecting to other portions of the trail; and
Whereas it is imperative that the City not lose its current momentum in seeing this project continued through to its completion;
Now therefore be it resolved that appropriate City staff prepare a report for Council detailing the next steps to be taken including required design, funding and proposed time frames, to ensure that this very important initiative be completed by 2010; and
Further that Council instruct the Planning Director to begin a dialogue with Petro Canada about the redevelopment of the old Tank Farm site. CARRIED.

- (c) Moved by Councillor P. Mick
Seconded by Councillor B. Hayes
Whereas Manitou Park Subdivision has two access roads: The Boundary, Frontenac, Adeline, McNabb intersection which also includes a railway crossing and the Manitou Drive extension which has a stop sign necessitating local residents to wait several minutes to exit the subdivision during busy times; and
Whereas there is a Propane Depot and numerous oil tanks on McNabb Street near this exit;
Therefore be it resolved that Council requests appropriate staff to report back on measures taken to ensure the safety and evacuation of Manitou Park residents in the case of a fire or explosion. CARRIED.

(d) **Notice of Motion**

Moved by Councillor D. Celetti
Seconded by Councillor O. Grandinetti
Whereas with the increase in crime in all areas of our City and the lack of enforcement to deal with these crimes with youths aged 16 and younger roaming our City streets at all hours of the night, into the early hours of the morning;

7. (d) Be it resolved that Council instruct the proper staff and City Police to report back to Council on the feasibility of a curfew for children 16 years of age and under to be off city streets and in their own homes between the hours of 10:30 p.m. and 6:30 a.m., and if found on the streets without accompaniment of an adult will be returned to their homes and parents will be held accountable and charged.

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 S. Myers

Seconded by Councillor F. Fata

Resolved that all the by-laws listed under Item 10 of the Agenda under date 2008 08 18 be approved. CARRIED.

- (a) Moved by Councillor S. Myers

Seconded by Councillor F. Fata

Resolved that By-law 2008-144 being a by-law to authorize the sale of a portion of property located on lower Hudson Street to the registered owner of 89 Hudson Street be read three times and passed in Open Council this 18th day of August, 2008. CARRIED.

Councillor L. Tridico declared a pecuniary interest - family owns property adjacent to Studio 10.

- (b) Moved by Councillor S. Myers

Seconded by Councillor F. Fata

Resolved that By-law 2008-146 being a by-law to amend By-law 80-128 (being a by-law for the use, regulation, protection and government of the municipal parks in the City of Sault Ste. Marie) be read three times and passed in Open Council this 18th day of August, 2008. CARRIED.

- (c) Moved by Councillor S. Myers

Seconded by Councillor F. Fata

Resolved that By-law 2008-147 being a by-law to amend Fire Route By-law 81-404 be read three times and passed in Open Council this 18th day of August, 2008. CARRIED.

10. (d) Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that By-law 2008-149 being a by-law for the control and management of refuse and recycling scavenging be read three times and passed in Open Council this 18th day of August, 2008. CARRIED.
- (e) Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that By-law 2008-150 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 99 Northern Avenue East be read three times and passed in Open Council this 18th day of August, 2008. CARRIED.
- (f) Moved by Councillor S. Myers
Seconded by Councillor F. Fata

Resolved that By-law 2008-151 being a by-law to permit the temporary street closing of a portion of Queensgate Boulevard on September 6, 2008 (rain date September 13, 2008) between the hours of 12:00 noon to 10:00 p.m. be read three times and passed in Open Council this 18th day of August, 2008. CARRIED.
- (g) Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that By-law 2008-152 being a by-law to authorize the execution of the Naming, Advertising and Sponsorship Agreement between the City and Essar Steel Algoma Inc. be read three times and passed in Open Council this 18th day of August, 2008. CARRIED.
- (h) Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that By-law 2008-153 being a by-law to authorize the execution of a Letter of Agreement between the City and the Ontario Minister of Transportation for funding under the Ontario Bus Replacement Program be read three times and passed in Open Council this 18th day of August, 2008. CARRIED.
- (i) Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that By-law 2008-154 being a by-law to adopt Amendment No. 152 to the Official Plan; and further be it resolved that By-law 2008-155 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 and 2005-151 concerning lands located at civic 1131 Maki Road be read three times and passed in Open Council this 18th day of August, 2008. (Martin) CARRIED.

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

- (a) Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that Council shall now go into Caucus to:
1. discuss proposed disposition of property located on Yates Avenue; and
 2. discuss proposed acquisition and disposition of property located in the area of Black Road; and
- Further be it resolved that should the said Caucus meeting be adjourned, Council may reconvene in Caucus to continue to discuss the same matters without the need for a further authorizing resolution. CARRIED.

Mayor J. Rowswell declared a pecuniary interest concerning two matters; Councillor O. Grandinetti and Councillor J. Caicco each declared a pecuniary interest concerning one matter at the 2008 08 18 Council Caucus Meeting.

12. **ADJOURNMENT**

Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that this Council shall now adjourn. CARRIED.

"John Rowswell"

MAYOR

"Donna P. Irving"

CLERK