

MINUTES

REGULAR MEETING OF CITY COUNCIL

2008 01 28

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, L. Bottos, D. McConnell, B. Freiburger, N. Apostle, P. McAuley, J. Dolcetti, B. Strapp, L. Rosso, J. King

1. **ADOPTION OF MINUTES**

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that the Minutes of the Regular Council Meeting of 2008 01 14 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. Butland

Seconded by Councillor O. Grandinetti

Resolved that the Agenda for the 2008 01 28 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

(a) Brett Lund, President, Bon Soo Winter Carnival was in attendance concerning Proclamation - Bon Soo Winter Carnival 2008.

(b) Andre Litalien, Chair M & M Meat Shops Canadian Junior Curling Championships was in attendance with an update on this event being held in Sault Ste. Marie at the Soo Curlers and Tarentorus Sports Club February 3rd to 10th, 2008.

4. (c) Louise Cescon and Melanie Johns, residents of Retta Street were in attendance concerning agenda item 6.(3)(a).
- (d) Dr. Celia Ross, President and Bud Wildman, Chair Board of Governors and Deborah Loosemore, Algoma University College were in attendance to receive the 2007 Community Development Award as approved by City Council in May 2007 for its continued efforts to expand and improve its campus in a manner which recognizes the architectural and historical significance of the original campus and concerning agenda item 5.(b) and 6.(8)(a).
- (e) Christine Evoy, member Board of Directors and Cindy Ross, Shelter Manager Sault Ste. Marie and District Society for Prevention of Cruelty to Animals (SPCA) were in attendance concerning agenda item 6.(8)(b).
- (f) Alvin Olar was in attendance concerning agenda item 6.(8)(c).
- (g) Melanie Melboeuf and other residents were in attendance concerning agenda item 5.(t).

PART ONE – CONSENT AGENDA

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

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that all the items listed under date 2008 01 28 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from AMO was received by Council.
- (b) The letter from the President Algoma University College concerning a request for financial support from the City in the amount of \$200,000.00 toward the process and plans for the future independent status of Algoma University was received by Council.
- (c) Correspondence from the City of Port Colborne (concerning the 2007 FCM-McGill Municipal Infrastructure Survey results); the City of Kingston (concerning encouraging the Federal government to declare January 11th a National Holiday - "Sir John A. Macdonald Day"); and the Municipality of South Bruce (concerning requesting the Federal government to implement a responsible use plan for urban pesticide use) was received by Council.

5. (d) Correspondence from Ontario Lottery and Gaming advising that the quarterly payment of the 5% allocation from October 1, 2007 to December 31, 2007 is \$366,564.00 was received by Council.
- (e) The letter from the Airport Manager, Sault Ste. Marie Airport Development Corporation requesting an exemption to the Noise By-law for events at the Airport Fairgrounds for the winter season was accepted by Council. The relevant By-law 2008-20 is listed under Item 10 of the Minutes.
- (f) The letter of request for a temporary street closing was accepted by Council
1) on St. Mary's River Drive from Holiday Inn to Apartment Building (Station #49) in conjunction with Car Show/Motorcycle Show; Heart and Stroke Walk on Boardwalk (August 23rd from 8:30 a.m. to 3:30 p.m.).
The relevant By-law 2008-23 is listed under Item 10 of the Minutes.
- (g) The remarks of the Chair Sault Ste. Marie Region Conservation Authority at the Authority's Annual Meeting of January 15th, 2008 were received by Council.
- (h) **Council Travel**

Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillor Terry Sheehan be authorized to travel to an Emergency Preparedness Training Seminar being held in Blind River, Ontario (one day in February) at an estimated cost of \$150.00 to the City. CARRIED.
- (i) **Staff Travel Requests**
The report of the Chief Administrative Officer was accepted by Council.

Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2008 01 28 be approved as requested. CARRIED.
- (j) **Tender for Processing and Off-Site Removal of Wood Waste - Municipal Landfill Site**
The report of the Manager of Purchasing was accepted by Council.

Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that the report of the Manager of Purchasing dated 2008 01 28 be endorsed and that the tender for Processing and Off-Site Removal of Wood Waste at the Municipal Landfill Site, required by the Public Works and Transportation Department, be awarded as recommended. CARRIED.

5. (k) **City Credit Rating**

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

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that the report of the Commissioner of Finance and Treasurer dated 2008 01 28 concerning City Credit Rating be accepted as information. CARRIED.

(l) **Sault Ste. Marie Ontario/Sault Ste. Marie Michigan Joint City Council/City Commission Meeting - Wednesday, February 27th, 2008**

The report of the City Clerk was accepted by Council.

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that City Council is authorized to meet in open session for the purpose of a Joint Meeting with Sault Ste. Marie Michigan City Commission on Wednesday, February 27, 2008 commencing at 2:00 p.m. in the Council Chambers, Civic Centre. CARRIED.

(m) **Joint Accessibility Plan 2008**

The report of the Unit Manager Social Services Department and Chair Accessibility Advisory Committee was accepted by Council.

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that the report of the Unit Manager Social Services Department on behalf of the Accessibility Advisory Committee concerning the Joint Accessibility Plan 2008 be accepted as information and the recommendations contained in the report be approved in principle and further that the request for an increase of \$25,000.00 to the annual Corporate Barrier Removal Budget for a total 2008 request of \$100,000.00 BE REFERRED to the 2008 Council Budget Deliberations as a supplementary item be approved. CARRIED.

(n) **Plaque to Commemorate Paving Brick of Lower Bruce Street**

The report of the Manager of Recreation and Culture on behalf of the Sault Ste. Marie Municipal Heritage Committee was accepted by Council.

5. (n) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that the report of the Manager of Recreation and Culture on behalf of the Sault Ste. Marie Municipal Heritage Committee dated 2008 01 28 concerning Plaque to Commemorate Paving Brick of Lower Bruce Street be accepted and that City Council endorse the Municipal Heritage Committee's recommended wording for a plaque to commemorate the brick used on lower Bruce Street be approved. CARRIED.
- (o) **Historic Sites Board - 2007 Approved User Fees Report**
The report of the Curator, Ermatinger Clergue National Historic Site was accepted by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the Curator, Ermatinger Clergue National Historic Site dated 2008 01 28 concerning Historic Sites Board - 2007 Approved User Fees Report be accepted as information. CARRIED.
- (p) **Great Northern Road Capacity Improvement - Environmental Assessment - Pine Street Extension**
The report of the Director of Engineering Services was accepted by Council.
- Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that the report of the Director of Engineering Services dated 2008 01 28 concerning Great Northern Road Capacity Improvement - Environmental Assessment - Pine Street Extension be accepted as information. CARRIED.
- (q) **Gateway Project Update**
The report of the Commissioner of Engineering and Planning was accepted by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the Commissioner of Engineering and Planning dated 2008 01 28 concerning Gateway Project Update be accepted as information. CARRIED.
- (r) **Municipal Infrastructure Investment Initiative (MIII) - Phase 2 Shannon Road Reconstruction**
The report of the Commissioner of Engineering and Planning was accepted by Council. The relevant By-law 2008-22 is listed under Item 10 of the Minutes.

5. (s) **Civic No. 774 Dymont Street**

The report of the Chief Building Official/Property Standards Officer was accepted by Council.

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that the report of the Chief Building Official/Property Standards Officer dated 2008 01 28 concerning Civic No. 774 Dymont Street be accepted and the recommendation that the Corporation hire the forces necessary to demolish the existing dwelling and grade the site to a safe condition, adding the costs of this action to the taxes of the subject property be approved. CARRIED.

(t) **Request for 40 km/h Flashing School Crossing Light on North Street**

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

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2008 01 28 concerning Request for 40 km/h Flashing School Crossing Light on North Street be accepted and the recommendation that the speed limit on North Street from Second Line to Niagara Avenue be reduced from 50 km/h to 40 km/h be approved. CARRIED.

(u) **Cemetery Condition**

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

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that the report of the Manager of Cemeteries dated 2008 01 28 concerning Cemetery Condition be accepted as information. CARRIED.

(v) **Year-Round Operation of the Household Special Waste Facility**

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

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that the report of the Waste Diversion Supervisor dated 2008 01 28 concerning Year-Round Operation of the Household Special Waste Facility be accepted as information and the recommendation that Council delay the opening of a year-round household special waste facility until sources of Provincial or other funding are confirmed be approved. CARRIED.

(w) **Early Approval of Compost Site Trommel Screener**

The report of the Manager of Landfill/Refuse was accepted by Council.

5. (w) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that the report of the Manager of Landfill/Refuse dated 2008 01 28 concerning Early Approval of Compost Site Trommel Screener be accepted and the recommendation that Council authorize the purchase of a trommel screen for the Sault Ste. Marie Landfill Site composting operations with funds to come from the Landfill Site Reserve account be approved. CARRIED.

- (x) **Amendments to the Sault Ste. Marie Emergency Response Plan**
The report of the Community Emergency Management Coordinator was accepted by Council.

Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the Community Emergency Management Coordinator, Sault Ste. Marie Police Service dated 2008 01 18 concerning Amendments to the Sault Ste. Marie Emergency Response Plan be accepted and the recommendation that the three proposed amendments to the Plan (By-law 2007-192) as detailed in the report be approved. CARRIED.

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

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (3) ENGINEERING

- (a) **Reconstruction of Retta Street - Petition for Sidewalk Replacement on East and West Side**

The report of the Design and Construction Engineer was received by Council.

Moved by Councillor S. Myers
Seconded by Councillor T. Sheehan
Whereas the City will be reconstructing Retta Street in 2008 including replacement of the sidewalk on the east side of the street; and
Whereas under provisions of the Local Improvement Regulation of the Municipal Act a petition can be submitted by residents for special consideration; and
Whereas such a petition has been submitted and deemed sufficient (78% owners/79% of the property assessment) to meet the request for the sidewalk to be replaced on the west side of Retta Street; and

6. (3)
(a)

Whereas this occurred recently on McGregor Avenue; and
Whereas the local improvement levies are the same whether there is one sidewalk or two;
Therefore be it resolved that incorporation of sidewalks on both sides of Retta Street be included as part of the scheduled reconstruction of Retta Street at no extra cost to the residents. CARRIED.

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that the report of the Design and Construction Engineer dated 2008 01 28 concerning Reconstruction of Retta Street - Petition for Sidewalk Replacement on East and West Side be accepted and the recommendation that the sidewalk be replaced on the east side of Retta Street only be approved. OFFICIALLY READ NOT DEALT WITH. (MOVER AND SECONDER REMOVED NAMES FROM RESOLUTION - NO MOVER/SECONDER)

6. (8)

BOARDS AND COMMITTEES

- (a) **AUC Request for City EDF 2008/09/10 - \$200,000.00 - AU Independent Charter**

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

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that the report of the C.E.O., Economic Development Corporation dated 2008 01 21 concerning AUC Request for City EDF 2008/09/10 - \$200,000.00 - AU Independent Charter be accepted and the recommendation to support AUC's request to the City's Economic Development Fund with the following conditions:

- 1) A budget of up to \$200,000.00 over three (3) years would be established for this project (\$66,667.00 from 2008 EDF, \$66,667.00 from 2009 EDF and \$66,666.00 from 2010 EDF).
- 2) That the City's EDF will be used for costs related to the four key areas as identified by the University.
- 3) That the City will provide payments to AU based upon AU invoices with proof of third party invoices and that this would be paid up to \$66,667.00 in 2008, \$66,667.00 in 2009 and \$66,666.00 in 2010.
- 4) That the University will show proof of total revenues and expenditures related to the financial budget and work plan to secure AU's independent charter.
- 5) That appropriate City and SSMEDC representatives participate in the appropriate working group or steering committee that will provide oversight to this project.

6. (8)

- (a) 6) That AU will provide quarterly reports until such time that it has secured its independence and will provide a final report to the City of Sault Ste. Marie; and Further upon receiving the SSMEDC Board of Director's final recommendations and approval on this initiative, the C.E.O. EDC will prepare the appropriate report to City Council be approved. CARRIED.

- (b) **Sault Ste. Marie and District Society for the Prevention of Cruelty to Animals - Three Year Budget Projection - Revised Animal Control Services Contract Proposal**

The report of the Sault Ste. Marie and District Society for the Prevention of Cruelty to Animals was accepted by Council.

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that the report of the Sault Ste. Marie and District Society for the Prevention of Cruelty to Animals dated 2008 01 28 concerning Three Year Budget Projection - Revised Animal Control Services Contract Proposal BE REFERRED to the 2008 Council Budget Deliberations. CARRIED.

- (c) **City Youth Strategy - Sault Ste. Marie International Youth Association - Youth Partnership 2008 - 2009**

The report of the Sault Ste. Marie International Youth Association was accepted by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor P. Mick

Resolved that the report of the Sault Ste. Marie International Youth Association (SIYA) concerning SIYA Youth Partnership 2008 - 2009 be received by Council and the recommendation that Council approve a budget of \$30,000.00 per year for a two-year period as the City's contribution to a public private partnership to advance the Youth Strategy objectives as detailed in the report of SIYA BE REFERRED to the 2008 Council Budget Deliberations. CARRIED.

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

- (a) Moved by Councillor S. Myers

Seconded by Councillor L. Turco

Whereas as a result of a recent invitation to the public for input regarding Youth, and having received a proposal regarding an indoor recreation facility concept; Now therefore be it resolved that the proposal submitted by Dana Peterson dated January 21, 2008 entitled "Indoor Play Structure" BE REFERRED to the Parks and Recreation Advisory Committee for comment as to whether this fits into a future strategy and report back to City Council by Spring 2008. CARRIED.

7. (a) The Youth Initiative Proposal 'Indoor Play Structure' was received by Council.
- (b) Moved by Councillor O. Grandinetti
Seconded by Councillor D. Celetti
Resolved that the letter dated January 23, 2008 from Tony Mancuso concerning a request for improved signage for westbound and eastbound traffic which would better identify the turning lanes and straight through lanes at the intersection of Second Line West and Goulais Avenue BE REFERRED to the Public Works and Transportation Department for review and report back to Council. CARRIED.
- (c) Moved by Councillor S. Butland
Seconded by Councillor J. Caicco
Resolved that Public Works and Transportation, in consultation with the Downtown Association, ensure that snow-free accesses are available at strategic locations for pedestrians to access Queen Street businesses/offices/commercial establishments/services. CARRIED.

(d) **Appointments to Police Services Board**

Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillors David Celetti, Pat Mick and citizen James Greco be nominated to the Sault Ste. Marie Police Services Board from January 28, 2008 to December 31, 2008. CARRIED.

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

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. Butland
Seconded by Councillor O. Grandinetti
Resolved that all the by-laws listed under Item 10 of the Agenda under date 2008 01 28 be approved. CARRIED.

10. (a) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2008-12 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 710 Second Line East and be it further resolved that By-law 2008-13 being a by-law to designate 170 Second Line East an area of site plan control be read three times and passed in Open Council this 28th day of January, 2008. (Green North Developments Limited) CARRIED.

Councillor L. Tridico declared a pecuniary interest - operates business in downtown.

- (b) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2008-14 being a by-law to adopt Amendment No. 139 to the Official Plan be read three times and passed in Open Council this 28th day of January, 2008. (Mattioli) CARRIED.
- (c) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2008-15 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 1601 Trunk Road and be it further resolved that By-law 2008-17 being a by-law to designate 1601 Trunk Road as an area of site plan control be read three times and passed in Open Council this 28th day of January, 2008. (Mattioli) CARRIED.
- (d) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2008-16 being a by-law to permit a reload centre for logs and pulpwood for a period not to exceed 3 years at 1601 Trunk Road be read three times and passed in Open Council this 28th day of January, 2008. (Mattioli) CARRIED.
- (e) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2008-18 being a by-law to adopt Amendment No. 141 to the Official Plan be read three times and passed in Open Council this 28th day of January, 2008. (Porpealia and Smokorowski) CARRIED.

10. (f) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2008-19 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 5 Industrial Court "B" to permit as an additional use a Transfer Facility for Recyclables subject to conditions be read three times and passed in Open Council this 28th day of January, 2008. [J & B Security Shredding and Recycling (1531169 Ontario Inc.)] CARRIED.
- (g) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2008-20 being a by-law to amend By-laws 80-200 and by-law 4100 dealing with the exemption from the noise control by-laws for various events to be held at the Airport Fairgrounds during the winter season be read three times and passed in Open Council this 28th day of January, 2008. CARRIED.
- (h) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2008-21 being a by-law to appoint municipal law enforcement officers to enforce the by-laws on various properties and to amend Schedule "A" to By-law 90-305 be read three times and passed in Open Council this 28th day of January, 2008. CARRIED.
- (i) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2008-22 being a by-law to authorize the submission of an application to the Ontario Infrastructure Projects Corporation ("OIPC") for funding from the Municipal Infrastructure Investment Initiative for a new eligible capital project of the Corporation of the City of Sault Ste. Marie, Ontario (The "Municipality"), and to approve the expenditure of funds on said eligible capital project (Phase 2 - Reconstruction of Shannon Road (from Margaret Street to Wellington Street East) be read three times and passed in Open Council this 28th day of January, 2008. CARRIED.
- (j) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2008-23 being a by-law to permit the temporary closing of St. Mary's River Drive from the Holiday Inn to Station 49 apartment building to facilitate a car and motorcycle show and Heart and Stroke Walk be read three times and passed in Open Council this 28th day of January, 2008. CARRIED.

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

- (a) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Council shall now go into caucus session to discuss labour relations matters: new provincially declared public holiday Family Day; a proposal to create one new staff position; and non-union salary review; 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.

12. **ADJOURNMENT**

Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that this Council shall now adjourn. CARRIED.

"John Rowswell"

MAYOR

"Donna P. Irving"

CLERK