

MINUTES

REGULAR MEETING OF CITY COUNCIL

2009 07 27

4:30 P.M.

COUNCIL CHAMBERS

PRESENT: Acting Mayor F. Manzo, Councillors J. Caicco, L. Turco, B. Hayes, O. Grandinetti, S. Myers, L. Tridico, F. Fata, T. Sheehan, S. Butland

ABSENT: Mayor J. Rowswell, Councillors D. Celetti, P. Mick

OFFICIALS: J. Fratesi, D. Irving, L. Bottos, J. Elliott, N. Apostle, B. Freiburger, J. Dolcetti, R. Cobean, K. Streich-Poser, B. Strapp, D. McConnell, R. Travaglini, M. Saunders

1. **ADOPTION OF MINUTES**

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that the Minutes of the Regular Council Meeting of 2009 06 22 be approved. CARRIED.

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

3. **APPROVE AGENDA AS PRESENTED**

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that the Agenda for the 2009 07 27 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

(a) The 2009/10 Chamber of Commerce Executive (Cale Krezek, President; Robert W. Reid, First Vice-President; Ron Spadoni, Treasurer; and Shelley Barich, General Manager) were in attendance for the annual Swearing-In Ceremony by Acting Mayor Manzo.

(b) Alexander Porter, recipient of a Canada Millennium Scholarship Foundation Award was in attendance for special recognition by Acting Mayor Manzo.

4. (c) Bob Paciocco was in attendance concerning agenda items 5.(hh) and 6.(6)(a).
- (d) Judy McGonigal, Chair Historic Sites Board; Kathy Fisher, Curator Ermatinger-Clergue National Historic Site; Joe Melisek and Jacob Barton, BDO; and Chris Tossell Architect were in attendance concerning agenda item 6.(8)(a).
- (e) Dr. Martha Scott, Manager Research and Partnerships; Dwayne Hammond, Adjunct Faculty; and Dr. Celia Ross, President; Algoma University were in attendance concerning agenda item 6.(8)(b).
- (f) Errol Caldwell, Sault Ste. Marie Innovation Centre was in attendance concerning agenda item 6.(8)(c).

PART ONE – CONSENT AGENDA

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

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that all the items listed under date 2009 07 27 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from AMO and OGRA was received by Council.
- (b) Correspondence from the Town of Innisfil (concerning harmonized sales tax – electricity rates); Town of Stirling-Rawdon (concerning municipal drinking water licensing plan); City of Welland (concerning health services provided through the hospital system); and Township of Woolwich (concerning review of the Development Charges Act) was received by Council.
- (c) The letter requesting permission for a private property liquor license extension was accepted by Council.

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that City Council has no objection to the proposed extended licensed area as detailed in the written request for liquor license extensions on private property for outdoor events on the following stated dates and times:

- 1) Waterfront Inn and Conference Centre
208 St. Mary's River Drive
Essar Algoma Steel Customer Appreciation Night
August 5, 2009 from 5:00 p.m. to 1:00 a.m.

5. (c) 2) Waterfront Inn and Conference Centre
208 St. Mary's River Drive
Ontario First Nations Technical Services BBQ Lunch Banquet
August 26, 2009 from 11:00 a.m. to 2:00 p.m. CARRIED.
- (d) The letter from the Ministry of Natural Resources (concerning annual wildlife rabies control operations); and the Minister of Natural Resources (in response to a Council resolution concerning St. Marys Renewable Energy Centre) was received by Council.
- (e) Correspondence concerning another alternative energy project (to convert scrap tires into usable and sustainable by-products) in Sault Ste. Marie attached at the request of Councillor Steve Butland was received by Council.
- (f) Correspondence from Ontario Lottery and Gaming advising that the quarterly payment of the 5% allocation from April 1, 2009 to June 30, 2009 is \$372,517.00 was received by Council.
- (g) The Outstanding Council Resolutions List as of June 22, 2009 was received by Council.
- (h) **Council Travel**
- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Councillor Lou Turco be authorized to travel to a FONOM Board Meeting being held in North Bay, Ontario (3 days in July) at no cost to the City. CARRIED.
- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Mayor John Rowswell (replacing Councillor Bryan Hayes) be authorized to travel to the 2009 AMO Annual Conference being held in Ottawa (4 days in August) at an estimated cost to the City of \$2,300.00. CARRIED.
- (i) **Boards and Committees – Algoma University Board of Governors**
- Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillor James Caicco be nominated to the Algoma University Board of Governors from July 27, 2009 to December 31, 2010. CARRIED.
- (j) **Staff Travel Requests**
- The report of the Chief Administrative Officer was accepted by Council.

5. (j) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2009 07 27 be approved as requested. CARRIED.

(k) **Huron Central Railway**

The report of the Chief Administrative Officer and correspondence from the Chief Administrative Officer concerning Huron Central Rail Northshore Stakeholders Meeting of July 14, 2009 was received by Council.

Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti

Resolved that the report of the Chief Administrative Officer dated 2009 07 27 concerning Huron Central Railway be received as information. CARRIED.

Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti

Whereas the Huron Central Rail line between Sault Ste. Marie and Sudbury has announced it will discontinue operations commencing August 15, 2009; and
Whereas a group of key stakeholders including representatives from affected industries, municipalities, First Nations, federal and provincial representatives, FedNor and Ministry of Northern Development Mines and Forestry representatives unanimously agree that the rail line must not be allowed to close and that the loss of the line would have lasting negative impacts on Northern Ontario's industrial base, particularly steel, forestry/paper and mining and the businesses that support those operations; and

Whereas the closure of the line could mean as many as 50,000 more transports annually for the highway between Sault Ste. Marie and Sudbury;

Now therefore be it resolved that Sault Ste. Marie City Council expresses its full support for finding a solution to saving the Huron Central Rail line and expresses that there is an urgent need for government involvement in finding a solution; and

Further that a copy of this resolution be forwarded to Tony Martin M.P.; David Oraziotti, M.P.P.; Honourable Tony Clement, Federal Minister of Industry; Honourable Jim Prentice, Federal Minister of Environment; Honourable John Baird, Federal Minister of Transportation, Infrastructure and Communities; Prime Minister Stephen Harper; Honourable George Smitherman, Provincial Minister of Energy and Infrastructure; Honourable Michael Gravelle, Provincial Minister of Northern Development and Mines; Honourable Rick Bartolucci, Provincial Minister of Community Safety and Correctional Services; Honourable John Gerretsen, Provincial Minister of Environment; Honourable Jim Bradley, Provincial Minister of Transportation; and Premier Dalton McGinty. CARRIED.

(l) **Tender for Replacement Parking Meter Lower Vault Housings**

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

5. (l) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the Manager of Purchasing dated 2009 07 27 be endorsed and that the tender for the supply and delivery of Replacement Lower Vault Housings for Parking Meters, required by the Parking Division of the Public Works and Transportation Department be awarded as recommended. CARRIED.
- (m) **Tender for RS2 Emulsified Asphalt and M.T.O. Prime**
The report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the Manager of Purchasing dated 2009 07 27 be endorsed and that the tender for the supply and delivery of RS2 Emulsified Asphalt and M.T.O. Prime, required by the Public Works and Transportation Department be awarded as recommended. CARRIED.
- (n) **Tender for Seventy-Five (75) Desktop Personal Computers**
The report of the Manager of Purchasing was accepted by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the Manager of Purchasing dated 2009 07 27 be endorsed and that the tender for the supply and delivery of Seventy-Five (75) Desktop Personal Computers, required by the Information Technology Division be awarded as recommended. CARRIED.
- (o) **Tender for One (1) Para-Transit Mini Buses (2009CK01)**
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 2009 07 27 be endorsed and that the tender for the supply and delivery of One (1) Para-Transit Mini Bus, required by the Transit Division of the Public Works and Transportation Department be awarded as recommended. CARRIED.
- (p) **Tender for One (1) Freestanding Columbarium (2009C101)**
The report of the Manager of Purchasing was accepted by Council.

5. (p) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that the report of the Manager of Purchasing dated 2009 07 27 be endorsed and that the tender for the supply and delivery of One (1) Freestanding Modular Columbarium, required by the Cemeteries Division of the Public Works and Transportation Department be awarded as recommended. CARRIED.
- (q) **Tender for Roof Replacement – Maycourt Children’s Centre**
The report of the Manager of Purchasing and the Commissioner of Community Services was accepted by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the reports of the Manager of Purchasing and the Commissioner of Community Services dated 2009 07 27 be endorsed and that the tender for Roof Replacement at the Maycourt Children’s Centre, required by the Community Services Department be awarded as recommended. CARRIED.
- (r) **Sault Ste. Marie International Youth Association - Buskerfest**
The report of the Manager of Finance and Audits was accepted by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the Manager of Finance and Audits dated 2009 07 27 concerning Sault Ste. Marie International Youth Association – Buskerfest be accepted and the recommendation that Buskerfest’s request for financial assistance from the City by providing in-kind services of street cleaning and garbage/recycling pickup during Buskerfest being held August 7, 8, 9, 2009 on Queen Street at East Street be approved. CARRIED.
- (s) **Collective Bargaining – February 1, 2009 to January 31, 2012 Memorandum of Settlement – (1) CUPE Local 3 Public Works and Transportation; (2) CUPE Local 3 Community Services Group (Parks, Arenas, Pools, Cemeteries); CUPE Local 67 Day Care Group**
The report of the Commissioner of Human Resources was accepted by Council.

5. (s) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that the report of the Commissioner of Human Resources dated 2009 07 27 concerning Collective Bargaining - February 1, 2009 to January 31, 2012 - Memorandum of Settlement be accepted and further that the Memorandum of Settlement for:
1. CUPE Local 3 Public Works and Transportation; and
 2. CUPE Local 3 Community Services Group (Parks, Arenas, Pools, Cemeteries); and
 3. CUPE Local 67 Day Care Group
- and the City of Sault Ste. Marie be approved for ratification by City Council and that the appropriate by-laws be presented at a future Council Meeting be approved. CARRIED.

(t) **Essar Centre – FedNor Project Update**

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

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that the report of the Commissioner Community Services dated 2009 07 27 concerning Essar Centre - FedNor Project Update be accepted and the recommendation that the extra costs for the Rigging System (\$40,000.00); Breakout Room (\$25,000.00); Media/IT Centre (\$8,000.00) be approved with the funds to come from the project contingency allowance; and further that staff be authorized to proceed with implementing the infill and elephant seating and that staff formalize the participation of the Soo Greyhounds organization in the implementation of the extra seating. CARRIED.

(u) **Request for Financial Assistance for National/International Sports Competitions**

The report of the Manager of Recreation and Culture was accepted by Council.

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that the report of the Manager of Recreation and Culture dated 2009 07 13 concerning Request for Financial Assistance for National/International Sports Competitions be accepted and the recommendation to provide a \$400.00 grant each to (1) Ried's Martial Arts team; and (2) Korean Martial Arts team (2009 World Karate and Kickboxing Canadian Championships) be approved. CARRIED.

(v) **Sault Ste. Marie Canal Recreational Lock Memorandum of Agreement**

The report of the Manager of Recreation and Culture was accepted by Council. The relevant By-law 2009-141 is listed under Item 10 of the Minutes.

5. (w) **West End Community Centre (WECC) – Steering Committee**
The report of the Commissioner of Community Services was accepted by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the Commissioner of Community Services dated 2009 07 27 concerning West End Community Centre (WECC) – Steering Committee be accepted; and
Further resolved that the recommendation that one representative from the Sports Council be appointed to the West End Community Centre Steering Committee until completion of the project be approved. CARRIED.
- (x) **Contract 2009-7E – Miscellaneous Construction/Paving**
The report of the Design and Construction Engineer was accepted by Council.
The relevant By-law 2009-144 is listed under Item 10 of the Minutes.
- (y) **Contract 2009-11E – Connecting Link – Second Line East Resurfacing – North Street to Old Garden River Road**
The report of the Design and Construction Engineer was accepted by Council.
The relevant By-law 2009-145 is listed under Item 10 of the Minutes.
- (z) Correspondence from the Design and Construction Engineer to Councillors Myers and Sheehan concerning a planned closure of Lake Street on the south side of Trunk Road for construction of a watermain was received by Council.
- (aa) **Contract 2008-8E – Connecting Link – Second Line East at Great Northern Road – Westbound Right Turn Lane**
The report of the Director of Engineering Services was received by Council.
- Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that the report of the Director of Engineering Services dated 2009 07 27 concerning Contract 2008-8E - Connecting Link - Second Line East at Great Northern Road - Westbound Right Turn Lane be received as information. CARRIED.
- (bb) **Storm Sewer/Aqueduct Repair and Replacement – Urban Only Levy Surplus**
The report of the Director of Engineering Services was accepted by Council.

5. (bb) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that the report of the Director of Engineering Services dated 2009 07 27 concerning Storm Sewer/Aqueduct Repair and Replacement Urban Only Levy Surplus be accepted and the recommendation that:
1. the annual urban only levy budget remain at \$1.5M; and
 2. \$1.75M of the \$2.4M urban only surplus be allocated to complete replacement of the culvert under North Street, the storm sewer on Broadview Drive, the aqueduct crossings on Alexandra Street and Young Street, and the remainder be allocated to future stormwater infrastructure improvements, and that the City retain the firm of STEM Engineering to provide design and contract administration services be approved. CARRIED.
- (cc) **Engineering Services – Landfill Gas Collection Project**
The report of the Land Development and Environmental Engineer was accepted by Council. The relevant By-law 2009-140 is listed under Item 10 of the Minutes.
- (dd) **Toilet Replacement Rebate Program**
The report of the Environmental Initiatives Coordinator was accepted by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the Environmental Initiatives Coordinator dated 2009 07 27 concerning Toilet Replacement Rebate Program be received as information and further resolved that City staff work with PUC staff, who would act as the lead on the project, to develop a Water Conservation Strategy to include specific rebate programs, associated costs and potential funding sources. CARRIED.
- (ee) **Homecoming – EDC Response to Council Resolution**
The report of the Executive Director, Tourism Sault Ste. Marie was received by Council.
- Moved by Councillor S. Myers
Seconded by Councillor T. Sheehan
Resolved that the report of the Executive Director, Tourism Sault Ste. Marie dated 2009 07 27 concerning Homecoming – EDC Response to Council Resolution be received as information. CARRIED.
- (ff) **West End Community Centre and Korah Library Branch**
The report of the Chair, Sault Ste. Marie Public Library Board was received by Council.

5. (ff) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the Chair, Sault Ste. Marie Public Library Board dated 2009 06 19 concerning West End Community Centre and Korah Library Branch be received as information. CARRIED.
- (gg) **Toilet Replacement Rebate Program**
The report of the General Manager, Public Utilities Commission was received by Council.
- Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that the report of the General Manager, Public Utilities Commission dated 2009 06 25 concerning Toilet Replacement Rebate Program be received as information. CARRIED.
- (hh) **2009 Extension of the Canada-Ontario Affordable Housing Program (AHP)**
The report of the Manager of Housing Programs was accepted by Council. The relevant By-law 2009-143 is listed under Item 10 of the Minutes.
- (ii) The News Release from Natural Resources Canada announcing the new Invasive Species Centre being built in Sault Ste. Marie was received by Council.
- (jj) The letter of request for a temporary street closing on Queen Street East from East Street to Brock Street (in conjunction with the Grand Opening of Next Level Fitness Studio) was accepted by Council. The relevant By-law 2009-146 is listed under Item 10 of the Minutes.

PART TWO – REGULAR AGENDA

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

6. (6) **PLANNING**

- (a) **Application No. A-20-09-Z. – 285W Limited – 285 Wilson Street - Request to Permit a Recycling Centre for Furniture, Mattresses, Electronics, Styrofoam and Orphan Plastics that are Not Currently Part of the Curb Side Program**
The report of the Planning Division was accepted by Council.

6. (6)

(a) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti

Resolved that the report of the Planning Division dated 2009 07 27 concerning Application No. A-20-09-Z - filed by 285W Limited be accepted and the Planning Director's recommendation that City Council approve the applicant's request, and rezone the subject property from "M.2" (Medium Industrial) zone to "M.2.S" (Medium Industrial) zone with a Special Exception to permit a recycling centre for electronics, furniture, mattresses, styrofoam and orphan plastics with the following conditions to be applied to outdoor storage in association with the recycling centre:

1. That outdoor storage is limited to the southwest portion of the subject property, shown as 'outdoor storage area' on the site plan attached;
2. That the outdoor storage of loose items that have not been properly secured and could blow off site is prohibited.

For the purposes of the implementing by-law, the following definition shall apply:
Recycling Centre - Shall mean a facility primarily engaged in the receiving, shipping, dismantling, sorting and bailing, of electronics, furniture, mattresses, styrofoam and orphan plastics, which are those plastics that are not currently part of the Municipal curb side program be endorsed. CARRIED.

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

(a) **Ermatinger-Clergue National Historic Site – Visitor Centre Legacy Project for the War of 1812 Bi-Centennial Commemoration**

The report of the Chair, Historic Sites Board was accepted by Council.

Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti

Resolved that the report of the Chair, Historic Sites Board dated 2009 07 27 concerning Visitor Centre Legacy Project for the War of 1812 Bi-Centennial Commemoration be accepted and the recommendation that Council endorse and support the Heritage Discovery Centre as follows:

- 1) commit the required municipal property to the west of the Ermatinger-Clergue National Historic Site on which to build the Centre;
 - 2) authorize the submission of applications for significant capital funding to various Federal and Provincial programs;
 - 3) commit to support the ongoing annual operations of the proposed Centre should it be built (this assumes that the cost to operate the site nets to zero if projected revenues are realized; the additional operating costs to the City in 2012 would range from \$12,000.00 to \$105,000.00 based on best-case and worst-case scenarios)
- be approved. CARRIED.

6. (8)
(b)

Algoma Games for Health (AGH) – Application to City’s EDF – Sault Ste. Marie Economic Development Corporation Board Recommendations to Support \$50,000.00 Contribution

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., Sault Ste. Marie Economic Development Corporation dated 2009 07 10 concerning Algoma University application to City’s Economic Development Fund (EDF) - \$50,000.00 for the Algoma Games for Health Initiative be accepted and the recommendation of the Sault Ste. Marie Economic Development Corporation Board that one-time funding of \$50,000.00 from the City’s EDF to support the costs related to developing the Game Prototype be approved; and

Further that Algoma University provide the City with a working Game Prototype at its completion and provide reports on the Algoma Games for Health Centre project in June and August 2010 and an annual or update report thereafter. CARRIED.

(c) **Sault Ste. Marie Innovation Centre (SSMIC) – Application to the City’s Economic Development Fund (EDF)**

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

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that the report of the C.E.O., Sault Ste. Marie Economic Development Corporation dated 2009 07 10 concerning Sault Ste. Marie Innovation Centre application to City’s Economic Development Fund (EDF) - \$30,000.00 for establishment of a Biofuel Cooperative and Sustainable Biomass Production Zone Projects be accepted and the recommendation of the Sault Ste. Marie Economic Development Corporation Board that funding in the amount of \$30,000.00 from the City’s EDF be approved with the following conditions:

1) that \$20,000.00 be used for the establishment of the Biofuel Cooperative and that Sault Ste. Marie Innovation Centre report to the Sault Ste. Marie Economic Development Corporation and City Council semi-annually on this project (results and financial) and provide a final report once the project is complete; and

2) that \$10,000.00 be used for the Sustainable Biomass Projection Zone project in partnership with the Sault Ste. Marie Economic Development Corporation; and

Further that these funds be conditional upon securing agreements for the balance of funds required from other partners be approved. CARRIED.

6. (8)
(c) Councillor B. Hayes declared a pecuniary interest – son is employed by Innovation Centre.

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

- (a) Moved by Councillor S. Myers
Seconded by Councillor T. Sheehan
Whereas 2012 marks the 100 year anniversary of the City of Sault Ste. Marie; and
Whereas significant investment is already being made by the province of Ontario with the War of 1812 celebrations; and
Whereas Councillor Sheehan has asked for a report around another Homecoming event and the recommendation from TSSM/EDC is to tie such to a 100 year celebration; and
Whereas it is important to begin early to engage all community festival and event groups who might participate in a 100 year celebration throughout 2012; and
Whereas such celebrations will require a planning framework and possibly committed resources of staff and finances;
Now therefore be it resolved that Council authorizes Councillors Myers and Sheehan to co-chair a working group in conjunction with EDC/TSSM to report back to Council in late spring 2010 and to do the following:
1. In conjunction with TSSM/EDC, and appropriate City staff, meet with community organizations who might be interested in hosting a 100 Anniversary special event such as Bon Soo, Rotaryfest, Algoma Fall Festival, the Legion and other service organizations and prepare a very preliminary draft framework of events.
2. Establish a preliminary draft budget identifying potential costs to the City and further, identify potential outside funding sources that would offset these costs.
3. Seek input from the members of City Council as to ideas for celebrating the City's 100th anniversary and a possible legacy project of Council, be approved.
CARRIED.

Copy of resolution to M.P.P. David Oraziotti and M.P. Tony Martin, FedNor, NOHFC and Ministry of Tourism.

- (b) Moved by Councillor S. Myers
Seconded by Councillor O. Grandinetti
Resolved that the petition from the resident homeowners living on the east side of Town Line between Second Line and Base Line (contact resident is Robert Marshall, 606 Town Line) requesting that responsibility for the maintenance and any upgrading on this portion of Town Line be transferred from Prince Township to the City of Sault Ste. Marie BE REFERRED to appropriate City staff and to Prince Township for review and report back to City Council. CARRIED.

7. (c) Moved by Councillor L. Tridico
Seconded by Councillor F. Fata
Resolved that the petition, received July 2, 2009, from residents of St. Andrew's Terrace requesting reconstruction or resurfacing of St. Andrew's Terrace between North Street and John Street BE REFERRED to the Commissioner of Engineering and the Commissioner of Public Works and Transportation for review and report back to City Council with recommendations. CARRIED.
- (d) Moved by Councillor F. Fata
Seconded by Councillor L. Tridico
Resolved that the petition from residents of Rossmore Road requesting that City staff create a pedestrian opening in the fence across from civic #11 on Rossmore Road in the area of the Elliot baseball field to allow pedestrian access to the hill area, BE REFERRED to the Manager of Parks for appropriate followup action at the earliest opportunity. CARRIED.
- (e) Moved by Councillor S. Butland
Seconded by Councillor L. Turco
Whereas there remains no definitive answer as to NOSM's involvement or lack thereof in a proposed Clinical Research Institute in Sault Ste. Marie (as endorsed by NOSM in December 2006); and
Whereas there is a scheduled meeting between the principals from Algoma University and the Northern Ontario School of Medicine on August 27th; and
Whereas NOSM recently extended its Strategic Plan 2006 - 2009 for one year with the following additional initiatives:
1) build on existing initiatives to develop an integrated research program which has laboratory, clinical and community dimensions;
2) to enhance the participation and engagement of clinical faculty;
3) continue development of the Clinical Research Business Plan;
4) establishment of specific mechanisms to support and implement community based and clinical research levels of external funding;
Be it resolved that Council endorse the above strategic principles and further that Council strongly encourage NOSM to respond positively, substantively and in a timely manner to the entreaties of Algoma University on behalf of the citizens of Sault Ste. Marie. CARRIED.
- (f) Moved by Councillor S. Butland
Seconded by Councillor J. Caicco
Whereas crack filling traditionally was believed to be an effective and widespread road maintenance program; and
Whereas many of our roadways are replete with cracks of different widths and lengths;

7. (f) Be it resolved that Council request of Public Works and Transportation a report on the rationale for discontinuing this practice, as well as practices employed in other municipalities and outline any new technologies if existent. (WITHDRAWN BY MOVER/SECONDER) OFFICIALLY READ NOT DEALT WITH.
- (g) Moved by Councillor S. Butland
Seconded by Councillor J. Caicco
Whereas the Emerald Ash Borer has now been found present in at least one ash tree in the downtown area;
Be it resolved that Canada Forestry Service in cooperation with Canadian Food Inspection Agency and City Staff take immediate action to prohibit the spread of this invasive beetle; and
Further resolved that Council approve up to \$20,000.00 from the Unforeseen Expenses account to treat trees for the Emerald Ash Borer. It is anticipated a report on any action taken would be provided to Council as soon as available and placed on the next Council Agenda. CARRIED.
- (h) Moved by Councillor S. Butland
Seconded by Councillor J. Caicco
Whereas the snow dump site adjacent to the East End Wastewater Treatment Plant has become an area for:
1) illegal refuse dumping
2) snow dumping by private firms in the winter
3) recreational and other vehicular traffic;
Be it resolved that Council request a report from Public Works and Transportation and the advisability, effectiveness and cost of installing a gate to discourage entry into the site. CARRIED.
- (i) Moved by Councillor T. Sheehan
Seconded by Councillor S. Myers
Whereas the Town of Elk Lake (Township of James) located in North Eastern Ontario is celebrating their one hundred year anniversary of incorporation this year; and
Whereas Elk Lake has and will play an important role in helping shape the fabric of their region and that of Northern Ontario (website www.elklake.ca);
Now therefore be it resolved that Sault Ste. Marie City Council offers its sincere congratulations to the Town of Elk Lake on their momentous 100 year anniversary. CARRIED.

copy to: Town of Elk Lake

7. (j) Moved by Councillor S. Myers
Seconded by Councillor L. Turco
Whereas there are a number of commercial and residential properties around town that are abandoned or vacant for sale and being neglected; and
Whereas in one recent incident, an elderly private citizen undertook to tidy a property under tax sale with the City that was unsafe; and
Whereas it is a community concern that all commercial, public areas and neighbourhoods remain tidy and pleasing in appearance;
Now therefore be it resolved that the Commissioner of Engineering and Building Division report back to City Council within one month providing information as to the process and jurisdiction the City has to ensure these categories of properties are maintained. 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 S. Butland
Seconded by Councillor O. Grandinetti
Resolved that all the by-laws listed under Item 10 of the Agenda under date 2009 07 27 be approved. CARRIED.

- (a) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-134 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 27th day of July, 2009. CARRIED.

- (b) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-135 being a by-law to appoint Marcel Provenzano as Fire Chief and to repeal By-law 96-200 be read three times and passed in Open Council this 27th day of July, 2009. CARRIED.

- (c) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-137 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 concerning lands located at 556 Goulais Avenue (City) be read three times and passed in Open Council this 27th day of July, 2009. CARRIED.

10. (d) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-138 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 27th day of July, 2009. CARRIED.
- (e) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-139 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 27th day of July, 2009. CARRIED.
- (f) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-140 being a by-law to authorize an agreement between the City and AECOM Canada Ltd. for the provision of engineering services for the design and construction of the landfill gas collection system be read three times and passed in Open Council this 27th day of July, 2009. CARRIED.
- (g) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-141 being a by-law to authorize an agreement between the City of Sault Ste. Marie and the Parks Canada Agency for the operation and maintenance of the Recreational Lock at the Sault Ste. Marie Canal National Historic Site be read three times and passed in Open Council this 27th day of July, 2009. CARRIED.
- (h) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-142 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 285 Wilson Street (285W Limited) be read three times and passed in Open Council this 27th day of July, 2009. CARRIED.
- (i) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-143 being a by-law to provide for a grant for affordable housing projects that have been classed as municipal capital facilities under Section 110 of the Municipal Act, 2001 and Regulation 603/06 be read three times and passed in Open Council this 27th day of July, 2009. CARRIED.

10. (j) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-144 being a by-law to authorize a contract between the City and Ellwood Robinson Limited for the reconstruction of Wellington Street from East Street to Gore Street, resurfacing of Bingham Street, various asphalt patches for PWT and our annual crack-filling allowance (Contract 2009-7E) be read three times and passed in Open Council this 27th day of July, 2009. CARRIED.
- (k) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-145 being a by-law to authorize a contract between the City and Pioneer Construction Inc. for the reconstruction of Second Line from North Street to Old Garden River Road (Contract 2009-11E) be read three times and passed in Open Council this 27th day of July, 2009. CARRIED.
- (l) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-146 being a by-law to permit the temporary closing of Queen Street East from East Street to Brock Street to facilitate the Grand Opening of the Next Level Fitness Studio be read three times and passed in Open Council this 27th day of July, 2009. CARRIED.

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

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