

MINUTES

REGULAR MEETING OF CITY COUNCIL

2009 03 09

3:00 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: D. Irving, L. Bottos, B. Freiburger, J. Dolcetti, N. Apostle, D. McConnell, P. McAuley, R. Travaglini, M. Saunders

1. **ADOPTION OF MINUTES**

Moved by Councillor B. Hayes

Seconded by Councillor L. Tridico

Resolved that the Minutes of the Regular Council Meeting of 2009 02 23 be approved. CARRIED.

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

3. **APPROVE AGENDA AS PRESENTED**

Moved by Councillor B. Hayes

Seconded by Councillor L. Turco

Resolved that the Agenda for the 2009 03 09 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) The representative on behalf of the Algoma Multicultural Centre was in attendance concerning Proclamation – Day to Eliminate Racism.
- (b) Gary Rainbird, Volunteer Disaster Management Program and Member Disaster Management Working Group, Sault Ste. Marie and District Branch, Canadian Red Cross was in attendance concerning Proclamation – Red Cross Month.

4. (c) Gord Miller, Environmental Commissioner of Ontario was in attendance concerning local environmental issues and opportunities for greater participation from the Corporation of the City of Sault Ste. Marie.
- (d) Dr. Ron Common, President; and Ben Pascuzzi, Chair Board of Governors, Sault College were in attendance concerning Sault College capital expansion plans.
- Moved by Councillor P. Mick
Seconded by Councillor L. Turco
Resolved that City Council receives the presentation of Dr. Ron Common, President Sault College entitled 'Sault College Campus Re-Build Master Plan 2009' as information; and
Further resolved that City Council expresses its support for the proposed redevelopment of Sault College and supports in principle the Sault College application to the Economic Development Fund for \$250,000.00 (over three years) to help in the continued development costs. CARRIED.
- Councillor T. Sheehan declared a pecuniary interest – employed by Ministry of Training Colleges and Universities, Apprenticeship Branch.
- (e) Chris Sheridan, Founder, House of Kin Sudbury was in attendance concerning support from the City of Sault Ste. Marie for the House of Kin, agenda item 5.(c).
- (f) Kathy Keene and Jennifer Poirier, Co-Chairs Tarentorus Home and School Committee were in attendance concerning agenda item 5.(d).

PART ONE – CONSENT AGENDA

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

- Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that all the items listed under date 2009 03 09 - Part One - Consent Agenda be approved as recommended. CARRIED.
- (a) Correspondence from AMO and OGRA was received by Council.
- Moved by Councillor T. Sheehan
Seconded by Mayor J. Rowswell
Resolved that Sault Ste. Marie City Council supports the application as filed by Pelmorex to the CRTC to keep "The Weather Network" as a Basic Cable Service as a service to our residents; and further that a copy of this resolution be forwarded to the CRTC and to Pelmorex Communications. CARRIED.

5. (b) Correspondence from the City of Cambridge (concerning internet filtering software on computers); and City of Sudbury (concerning regulation and provision of resources to monitor retirement homes) was received by Council.
- (c) The letter from the Founder, House of Kin Sudbury concerning support from the City of Sault Ste. Marie for the House of Kin was received by Council.

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Whereas City Council acknowledges that the House of Kin provides an important service to many citizens of Sault Ste. Marie while in Sudbury receiving health care treatments;

Be it resolved that the request for municipal financial support for the House of Kin at the platinum level of \$25,000, or on a per-capita basis, and in the future on an annual basis, BE REFERRED to the 2009 Budget for Council's consideration as a supplementary item, be approved. CARRIED.

- (d) The letter from the Co-Chairs, Tarentorus Home and School Committee concerning receiving a Let Them Be Kids Organization - Helping Hands Award for playground improvements at Tarentorus School and concerning sharing the Award with the City for updating the Cedar Heights Municipal Park was received by Council.

Moved by Councillor P. Mick

Seconded by Councillor B. Hayes

Resolved that City Council expresses its congratulations to the Tarentorus Home and School Committee on being a recipient of the Helping Hands Award from the Let Them Be Kids Organization for the Playground Improvement Project at Tarentorus Public School; and

Further resolved that the Committee's offer of a partnership with the City of Sault Ste. Marie for sharing the Let Them Be Kids Award to undertake updating the Cedar Heights Municipal Park at the corner of Northwood and Eastwood Streets BE REFERRED to the Manager of Parks, Public Works and Transportation for review and report back to City Council. CARRIED.

- (e) The letter dated 2009 02 11 from the Minister of Health in response to a letter dated 2008 12 15 from Mayor Rowswell concerning physician specialist services in Northern Ontario was received by Council.
- (f) Correspondence from Mayor Rowswell to the Minister of Health and Long Term Care concerning the effect of the Northern Ontario School of Medicine and specialists and specialist services on the future of health care in Northern Ontario was received by Council.

5. (f) Moved by Councillor P. Mick
Seconded by Councillor L. Turco
Resolved that City Council supports the position taken by Mayor Rowswell in a letter dated March 5, 2009 to the Honourable David Caplan, Minister of Health and Long Term Care regarding the intent of the Northern Ontario School of Medicine (NOSM) and Ministry policies for medical specialists and resulting health care services, ensuring access to full health care services and specialties for the residents of Northern Ontario; and
Further that copies of the Mayor's letter and attachments, as well as a copy of this resolution be forwarded to the Councils of all Northern Ontario municipalities and to FONOM and NOMA with a request for resolutions of support to be forwarded to the Minister of Health and Long Term Care. CARRIED.

(g) **Council Travel**

Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that Councillors Steve Butland, James Caicco, Terry Sheehan, Susan Myers, Bryan Hayes, Lou Turco and Ozzie Grandinetti 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 each be approved. CARRIED.

(h) **Staff Travel Requests**

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

Moved by Councillor P. Mick
Seconded by Councillor L. Turco
Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2009 03 09 be approved as requested. CARRIED.

(i) **Federal Budget/Infrastructure Opportunities – Special Council Meeting – Tuesday, April 7th**

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

Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that the report of the Chief Administrative Officer dated 2009 03 09 concerning Federal Budget/Infrastructure Opportunities be received as information; and
Further resolved that City Council is authorized to meet in open Committee of the Whole session for the purpose of reviewing and discussing submissions for funding under the new Federal/Provincial Economic Stimulus Programs on Tuesday, April 7th, 2009 commencing at 4:30 p.m. in the Council Chambers, Civic Centre. CARRIED.

5. (j) **Immigration Portal, Contracts With Ministry of Citizenship and Immigration**
The report of the Manager, Information Technology Division was accepted by Council. The relevant By-law 2009-49 is listed under Item 10 of the Minutes.
- (k) **Access to Recreation for Low Income Families**
The report of the Commissioner of Community Services was accepted by Council.
- Moved by Councillor B. Hayes
Seconded by Councillor L. Turco
Resolved that the report of the Commissioner of Community Services dated 2009 03 09 concerning Access to Recreation for Low Income Families be received as information. CARRIED.
- (l) **711 Bay Street Seawall**
The report of the Director of Engineering Services was accepted by Council.
- Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that the report of the Director of Engineering Services dated 2009 03 09 concerning 711 Bay Street Seawall be accepted and the recommendation that an allowance of \$25,000.00 be included in the Miscellaneous Construction budget for 2009 for immediate repairs to the damaged areas on the sheet pile wall in front of 711 Bay Street and that the permanent repairs be placed on the outstanding Miscellaneous Construction project list which is reviewed annually, be approved. CARRIED.
- (m) **Haviland Crescent Sanitary Sewer**
The report of the Commissioner of Engineering and Planning was accepted by Council.
- Moved by Councillor P. Mick
Seconded by Councillor L. Turco
Resolved that the report of the Commissioner of Engineering and Planning dated 2009 03 09 concerning Haviland Crescent Sanitary Sewer be accepted and the recommendation that the firm of STEM Engineering be retained to design and administer the project for replacement of the sanitary sewer from Haviland Crescent to Parker Street with funds to come from the 2009 sewer surcharge account be approved. CARRIED.
- (n) **Sussex Road Bridge/Third Line at Bennett Creek Culvert Engineering Agreement**
The report of the Commissioner of Engineering and Planning was accepted by Council. The relevant By-law 2009-42 is listed under Item 10 of the Minutes.

5. (o) **Municipal Forest Fire Management Agreement**
The report of the Fire Chief was accepted by Council. The relevant By-law 2009-43 is listed under Item 10 of the Minutes.
- (p) **Sale of 747 Wellington Street West to 2040653 Ontario Inc.**
The report of the City Solicitor was accepted by Council.
- Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that the report of the City Solicitor dated 2009 03 09 be accepted regarding the sale of City property at the corner of Wellington Street West at Second Line and that the date for the waiving of conditions be extended to June 30, 2009 be approved in Open Council this 9th day of March, 2009. CARRIED.
- (q) **Licence Renewal – Ontario Realty Corporation – Air Quality Monitoring Station – 765 Bonney Street**
The report of the City Solicitor was accepted by Council. The relevant By-law 2009-48 is listed under Item 10 of the Minutes.
- (r) **Bellevue Park Locomotive**
The report of the Manager of Parks was accepted by Council.
- Moved by Councillor B. Hayes
Seconded by Councillor L. Turco
Resolved that the report of the Manager of Parks dated 2009 03 09 concerning Bellevue Park Locomotive be accepted and the recommendation that playground equipment resembling a locomotive NOT be purchased at this time be approved. CARRIED.
- (s) **No Stopping Zone on Denwood Drive**
The report of the Commissioner of Public Works and Transportation was accepted by Council. The relevant By-law 2009-46 is listed under Item 10 of the Minutes.
- (t) **Request for Stop Sign at the Corner of Denwood Drive and Simon Avenue**
The report of the Deputy Commissioner of Public Works and Transportation was accepted by Council.
- Moved by Councillor P. Mick
Seconded by Councillor L. Tridico
Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2009 03 09 concerning Request for Stop Sign at the Corner of Denwood Drive and Simon Avenue be accepted and the recommendation that a stop sign replace the existing yield sign at the southwest corner of Denwood Drive and Simon Avenue be approved. CARRIED.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (6) PLANNING

(a) Application No. A-7-09-Z – Jeff and Catherine Baker – 161 Carufel Avenue – Request for Amendment to Legalize the Existing Triplex

The report of the Planning Division was accepted by Council.

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the report of the Planning Division dated 2009 03 09 concerning Application No. A-7-09-Z – Jeff Baker be accepted and the Planning Director's recommendation that City Council approve the request and rezone the property from "R.3" (Low Density Residential) zone to "R.3.S" (Low Density Residential) zone with a Special Exception to permit a triplex on the subject property subject to the following condition:

1. That the additional dwelling unit meets the Ontario Building Code in terms of fire safety be endorsed. CARRIED.

(b) Application No. A-8-09-Z – Barbara and Joel Chisholm – 741 Allen's Side Road – Request for Amendment to Permit a Single Detached Home and Barn

The report of the Planning Division was accepted by Council.

Moved by Councillor B. Hayes

Seconded by Councillor L. Tridico

Resolved that the report of the Planning Division dated 2009 03 09 concerning Application No. A-8-09-Z – Barbara and Joel Chisholm be accepted and the Planning Director's recommendation that City Council approve the application and rezone the subject property from "R.1" (Estate Residential) zone to "R.1.S" (Estate Residential) zone with a Special Exception to permit the construction of a barn, and the keeping of not more than 4 riding horses only, in addition to those uses permitted in the "R.1" zone subject to the 2 conditions contained in the report be endorsed. 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 P. Mick
Whereas there is an ongoing loss of occupied office space and thus people, who are populating the Downtown area on a daily basis; and
Whereas City Council can and should take a leadership role along with the Downtown Association Board in supporting future downtown development of which Supportive Housing may be one possible use;
Now therefore be it resolved that a meeting be held at the earliest opportunity, with participants to include Mayor John Rowswell, interested members of City Council, appropriate City Staff, EDC and the Downtown Association Board. The purpose of the meeting would be to determine how to move forward specifically to address re-uses for unoccupied office space in the Downtown area.
CARRIED.
- (b) Moved by Councillor S. Myers
Seconded by Councillor T. Sheehan
Whereas the Military Family Support Volunteers have been placing Yellow Ribbons around the City in order to express support for our local soldiers from Sault Ste. Marie who are serving in Afghanistan; and
Whereas this is not an act of endorsement for the war; and
Whereas destructive acts of graffiti and vandalism have been carried out damaging the ribbons which has been frustrating to members of the Military Family Support Volunteers and has added unnecessary work to their efforts; and
Whereas such destructive acts may send a discouraging message to our troops;
Now therefore be it resolved that all citizens be requested to display yellow ribbons wherever possible and further that any information seen or heard relating to acts of graffiti or vandalism be immediately reported to Police Services. CARRIED.
- (c) Moved by Councillor S. Butland
Seconded by Councillor J. Caicco
Whereas Destiny Sault Ste. Marie proposed early in 2004, the establishment of a new Invasive Species Centre in our City which would provide significant support to both the governments of Canada and Ontario in battling the ongoing damage and devastation which is caused by alien invasive pests to our aquatic and terrestrial ecosystems; and
Whereas the total economic loss from such invasive species is estimated at between \$13 and \$35 billion annually in Canada; and

7. (c) Whereas this proposal has continuously enjoyed the support of not only City Council, but also our City's representatives in Federal and Provincial governments; and
Whereas the City, in partnership with the senior levels of government, has prepared a professional and positive business case analysis for a Federal-Provincial Invasive Alien Species Management Centre, to assist and enhance efforts currently underway by various levels of government to deal with this serious problem; and
Whereas Sault Ste. Marie already is home to significant research being done by both senior levels of government in areas of forestry, pest control and aquatic ecosystems, making our City a very logical location for such a new centre; and
Whereas the Government of Ontario committed to developing an Invasive Species Centre in 2007 and announced as part of its Spring 2008 budget that it would commit \$15 million towards this very worthy project on the basis of Federal participation as well; and
Whereas the recent 2009 Federal budget provides an opportunity for the Government of Canada to step forward and provide the matching funding that is required to see this project established in Sault Ste. Marie;
Now therefore be it resolved that City Council authorizes Councillor James Caicco, its representative on the Alien Invasive Species Project Committee and appropriate City staff to work with our local senior government representatives and to meet, if necessary with appropriate officials of the Federal government to urge the Government of Canada to take immediate advantage of this great opportunity to partner with the Province and others to establish the Invasive Alien Species Management Centre in Sault Ste. Marie as proposed and further that Council authorizes any travel which may be required with respect to such meetings. (Copies of this resolution to be forwarded to Sault Ste. Marie M.P., Tony Martin and Sault Ste. Marie M.P.P., David Orazietti.) (TABLED TO A FUTURE COUNCIL MEETING.) OFFICIALLY READ NOT DEALT WITH.
- (d) Moved by Councillor S. Butland
Seconded by Councillor J. Caicco
Resolved that Randy Roy, Waste Diversion Supervisor be requested to prepare a report on the financial implications of the decreased value of recyclable products for the information of Council. 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 B. Hayes

Seconded by Councillor L. Tridico

Resolved that all the by-laws listed under Item 10 of the Agenda under date 2009 03 09 be approved. CARRIED.

(a) Moved by Councillor B. Hayes

Seconded by Councillor L. Tridico

Resolved that By-law 2009-9 being a by-law to authorize the construction of sanitary sewer and private drain connection and Class "A" Pavement on Shannon Road from Wellington Street East to Trunk Road under Section 3 of the Municipal Act, 2001, Ontario Regulation 586/06 be read a third time and passed in Open Council this 9th day of March, 2009. CARRIED.

(b) Moved by Councillor B. Hayes

Seconded by Councillor L. Tridico

Resolved that By-law 2009-10 being a by-law to authorize the construction of sanitary sewer and private drain connection on Wellington Street East from Simpson Street to East Street under Section 3 of the Municipal Act, 2001, Ontario Regulation 586/06 be read a third time and passed in Open Council this 9th day of March, 2009. CARRIED.

(c) Moved by Councillor B. Hayes

Seconded by Councillor L. Tridico

Resolved that By-law 2009-42 being a by-law to authorize an amended agreement between the City and M. R. Wright and Associates Co. Ltd. for the provision of engineering services for the Sussex Road Bridge be read three times and passed in Open Council this 9th day of March, 2009. CARRIED.

(d) Moved by Councillor B. Hayes

Seconded by Councillor L. Tridico

Resolved that By-law 2009-43 being a by-law to authorize an agreement between the City and the Minister of Natural Resources regarding Municipal Forest Fire Management for the period April 1, 2009 to March 31, 2014 be read three times and passed in Open Council this 9th day of March, 2009. CARRIED.

(e) Moved by Councillor B. Hayes

Seconded by Councillor L. Tridico

Resolved that By-law 2009-44 being a by-law to adopt Amendment No. 160 to the Official Plan Amendment be read three times and passed in Open Council this 9th day of March, 2009. CARRIED.

10. (f) Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that By-law 2009-45 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-151 and 2008-195 concerning 677 MacDonald Avenue be read three times and passed in Open Council this 9th day of March, 2009. CARRIED.

Recorded Vote

For: Mayor J. Rowsell, Councillors J. Caicco, L. Turco, B. Hayes, D. Celetti, O. Grandinetti, S. Myers, F. Fata, T. Sheehan, S. Butland, P. Mick

Against: Councillor L. Tridico

Absent: Councillor F. Manzo

- (g) Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that By-law 2009-46 being a by-law to amend Schedule "D" of Traffic By-law 77-200 be read three times and passed in Open Council this 9th day of March, 2009. CARRIED.

- (h) Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that By-law 2009-47 being a by-law to authorize a Lease Agreement between the City and Hopital Regional De Sudbury Regional Hospital for 278.4 square feet of office space at 65 Old Garden River Road for the purpose of housing the site coordinator office be read three times and passed in Open Council this 9th day of March, 2009. CARRIED.

- (i) Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that By-law 2009-48 being a by-law to authorize the renewal of a Lease Agreement between the City and Ontario Realty Corporation acting as agent on behalf of Her Majesty the Queen in Right Of Ontario as represented by the Minister of Energy and Infrastructure be read three times and passed in Open Council this 9th day of March, 2009. CARRIED.

10. (j) Moved by Councillor B. Hayes
Seconded by Councillor L. Tridico
Resolved that By-law 2009-49 being a by-law to authorize the Agreement between the Corporation of the City of Sault Ste. Marie and Her Majesty the Queen in Right of Ontario as represented by the Minister of Citizenship and Immigration be read three times and passed in Open Council this 9th day of March, 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 P. Mick

Seconded by Councillor L. Tridico

Resolved that this Council shall now adjourn. CARRIED.

"Bryan Hayes"

ACTING MAYOR

"Donna P. Irving"

CLERK