

MINUTES

REGULAR MEETING OF CITY COUNCIL

2009 04 06

4:30 P.M.

COUNCIL CHAMBERS

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

ABSENT: Mayor J. Rowswell (illness), Councillor L. Turco (AMO)

OFFICIALS: J. Fratesi, M. White, L. Bottos, P. McAuley, N. Apostle, B. Freiburger, J. Dolcetti, K. Streich-Poser

Acting Mayor

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Pursuant to Section 242 of the Municipal Act 2001, resolved that Councillor Bryan Hayes be appointed Acting Mayor during the absence of Mayor John Rowswell for the period of April 6th to May 15th (or until Mayor Rowswell's return). CARRIED.

1. **ADOPTION OF MINUTES**

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the Minutes of the Regular Council Meeting of 2009 03 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 L. Tridico

Seconded by Councillor P. Mick

Resolved that the Agenda for the 2009 04 06 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Cheryl Linklater Halverson, Supervisor, Volunteer Sault Ste. Marie was in attendance concerning Proclamation – National Volunteer Week.
- (b) Tom Iley and Jack Nadeau, Members, Parkinson's Group Sault Ste. Marie were in attendance concerning Proclamation – Parkinson's Disease Awareness Month.
- (c) Mike Murphy, Member, Ontario National Board of Fathers 4 Justice and Parental Alienation Awareness Organization was in attendance concerning Proclamation – Parental Alienation Awareness Day.
- (d) Helen Ross, Executive Director of Algoma Residential Community Hospice and Bill Walker were in attendance to provide Council with a status report.

PART ONE – CONSENT AGENDA

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

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that all the items listed under date 2009 04 06 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from AMO was received by Council.
- (b) Correspondence from the Town of Lakeshore (concerning imposing a restriction window on in line municipal drain construction from March 15 to June 20 throughout the province); the Municipality of Grey Highlands (concerning removal of local land use planning controls for renewable energy facilities); the City of Greater Sudbury (concerning Northern Communities Grant); and the Township of Bonfield and East Ferris (concerning support of the East Ferris/Bonfield Flood Relief effort) was received by Council.

(c) **Council Travel**

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that Councillor Lou Turco be authorized to travel to the Federation of Northern Ontario Municipalities (FONOM) Conference being held in Sudbury, Ontario (3 days in May) at an estimated cost to the City of \$450.00 be approved. CARRIED.

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

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

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2009 04 06 be approved as requested. CARRIED.

- (e) The letter of request for a temporary street closing was accepted by Council.
1) on the bottom end of Lake Street, from Queen Street to the dead end of Lake Street where it turns into Bellevue Park in conjunction with the 2009 Sault Ste. Marie Dragon Boat Festival (June 13, 2009)
The relevant By-law 2009-65 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 L. Tridico

Seconded by Councillor P. Mick

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

Elettra Marconi Social Club Italian Festival

July 26, 2009 – 12:00 noon to 11:00 p.m. CARRIED.

(g) **Tax Sale Extension Agreement – 11 Prentice Avenue – Roll Number – 060-006-099-00**

The report of the City Tax Collector was accepted by Council. The relevant By-law 2009-63 is listed under Item 10 of the Minutes.

(h) **Property Tax Appeals**

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

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that pursuant to Sections 354 and 357 of the Municipal Act, 2001, the adjustments for tax accounts outlined on the City Tax Collector's report of 2009 04 06 be approved and the tax records be amended accordingly. CARRIED.

(i) **Municipal Fish Hatchery – Civic Address 35 Canal Drive – Use by Department of Fisheries and Oceans, Sea Lamprey Control Centre**

The report of the City Solicitor was accepted by Council. The relevant By-law 2009-66 is listed under Item 10 of the Minutes.

5. (j) **Transfer of Lot on Sydenham Road to Habitat for Humanity**

The report of the City Solicitor was received by Council.

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the report of the City Solicitor dated 2009 04 06 concerning the Dedication of Part 1 on 1R 11598 to Habitat for Humanity be received as information. CARRIED.

(k) **Proposed Purchase of a Portion of 801, 815 and 823 McNabb Street**

The report of the City Solicitor was accepted by Council.

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the report of the City Solicitor dated 2009 04 06 concerning Proposed Purchase of a Portion of 801, 815 and 823 McNabb Street be accepted and the recommendation that the City proceed with the purchase of the three properties as they are essential for the continuation of the Hub Trail be approved. CARRIED.

(l) **Local Immigration Plan for Sault Ste. Marie**

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

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the report of the Commissioner of Social Services dated 2009 04 06 concerning Local Immigration Plan for Sault Ste. Marie be accepted and the recommendation that the City enter into agreement with the Citizenship and Immigration Department of the Government of Canada to complete the Local Immigration Plan for the City of Sault Ste. Marie be approved. CARRIED.

(m) **Animation Cell Collection**

The report of the Chair, Cultural Advisory Board was accepted by Council.

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the report of the Chair, Cultural Advisory Board dated 2009 04 06 concerning Animation Cell Collection be accepted and the recommendation that given the shortage of archival storage space in the City and the need to find archival storage for the animation cell collection, that Council request the Library Board present its study to Council on adding an archival centre to the main Public Library be approved. CARRIED.

5. (n) **Request for Financial Assistance – Algoma District School Board Robotics Team Competing in World Robotics Championship in Atlanta Georgia**

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

Moved by Councillor O. Grandinetti

Seconded by Councillor F. Manzo

Resolved that the report of the Commissioner of Community Services dated 2009 04 06 concerning Request for Financial Assistance – Algoma District School Board Robotics Team Competing in World Robotics Championship in Atlanta Georgia be accepted and the recommendation that City Council approve \$1,000.00 in financial assistance to the Knights of Alloy to attend the World Robotics Championship in Atlanta, Georgia, with the funds coming from the same account used for Sports Competitions; and further that City Council refer this matter to the appropriate staff, the Parks and Recreation Advisory Committee and the Cultural Advisory Board to review this matter and provide comments on options for Council's consideration on ways to develop a new policy or amend an existing policy. CARRIED.

(o) **BCF-CC Funding - Third Line Extension**

The report of the Commissioner of Engineering and Planning was accepted by Council. The relevant By-law 2009-68 is listed under Item 10 of the Minutes.

(p) **Canadian Adult Recreation Hockey Association (CARHA) – World Cup - Update**

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

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the report of the Commissioner of Community Services dated 2009 04 06 concerning Canadian Adult Recreation Hockey Association (CARHA) – World Cup - Update be accepted as information. CARRIED.

PART TWO – REGULAR AGENDA

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

- (a) Moved by Councillor L. Tridico
Seconded by Councillor F. Manzo
Whereas London Street from North Street to Francis Street is in extremely poor road condition and it has been over 60 years since this roadway was reconstructed; and
Whereas residents in the area, school buses, as well as residents from all over the city use London Street on a daily basis as a thoroughfare;
Now therefore be it resolved that the Commissioner of Public Works and Transportation and the Commissioner of Engineering and Planning be requested to report back to Council on the feasibility of reconstruction or resurfacing of this section of London Street during the 2009 construction season. CARRIED.
- (b) Moved by Councillor O. Grandinetti
Seconded by Councillor D. Celetti
Resolved that City Council requests that the Commissioner of Community Services and the Commissioner of Finance and Treasurer report back to City Council with a cost estimate for upgrades to the municipal McMeeken Centre located on Goulais Avenue. CARRIED.
- (c) Moved by Councillor T. Sheehan
Seconded by Councillor S. Myers
Whereas there have been a number of cuts by the media locally, provincially, and nationally and
Whereas the media provides our citizens with the ability to communicate with each other for the purposes of improvement to quality of life, public safety, economic growth and other important purposes;
Now therefore be it resolved that City Council shows their support for all media whether in print, radio, TV or internet; and
Further that City Council encourage the growth of all media that serve the citizens of our community and that copies of this resolution be forwarded to our local media, FONOM and our local M.P. and M.P.P. CARRIED.

Correspondence concerning this item was received by Council.

7. (d) Moved by Councillor D. Celetti
Seconded by Councillor O. Grandinetti
Whereas Maretta Street, Laura Street, Ruth Street and Moody Street from Estelle to Second Line and the northerly part of Franklin to Laura Street are all in extremely poor condition; and
Whereas it has been well over 50 years since these streets have been reconstructed; and
Whereas residents on these streets have been putting up with aging and deteriorating streets and infrastructure and are finding it more and more difficult to use these streets without incident, including school buses;
Now therefore be it resolved that the Commissioner of Public Works and Transportation and the Commissioner of Engineering and Planning be requested to report back to Council on the feasibility of reconstruction and resurfacing of these streets during the 2009 construction season. CARRIED.

- (e) Moved by Councillor D. Celetti
Seconded by Councillor O. Grandinetti
Whereas the City leased one hybrid car to show interest in savings of fuel and show the community our commitment towards energy savings; and
Whereas the City is committed to keeping our city environmentally friendly and green;
Be it resolved that Council authorize the appropriate staff to study and report back to Council on the continued use of environmentally friendly cars and vehicles that could be added to our fleet in the future. This will show our dedication towards energy savings towards our community and our continued support of green initiatives. 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 L. Tridico
Seconded by Councillor P. Mick
Resolved that all the by-laws listed under Item 10 of the Agenda and Addendum under date 2009 04 06 be approved. CARRIED.

- (a) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that By-law 2008-189 being a by-law to stop and close northerly one foot of Rossmore Road in front of the easterly 40 feet of lot 127, Plan H-535 (Laurentian Park Subdivision) be read a third time and passed in Open Council this 6th day of April, 2009. CARRIED.

10. (a) Councillor J. Caicco declared a pecuniary interest - developer is a client of real estate firm.

(b) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that By-law 2009-57 being a by-law to stop up, close and authorize the conveyance of a lane in the Graham Subdivision be read a third time and passed in Open Council this 6th day of April, 2009. CARRIED.

Councillor L. Tridico declared a pecuniary interest – family owns property in subject area.

(c) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that By-law 2009-58 being a by-law to permit an automobile repair garage at 99 Gibbs Street as a 3 year temporary use (Sam Rainone) be read a third time and passed in Open Council this 6th day of April, 2009. CARRIED.

(d) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that By-law 2009-59 being a by-law to adopt Amendment No. 161 to the Official Plan (2040653 Ontario Inc.) be read three times and passed in Open Council this 6th day of April, 2009. CARRIED.

(e) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that By-law 2009-60 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 regarding lands located at 725, 737, 739, 745 and 747 Wellington Street West and Part of 28 Laura Street be read three times and passed in Open Council this 6th day of April, 2009. CARRIED.

(f) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that By-law 2009-61 being a by-law to designate the lands located at 725, 737, 739, 745 and 747 Wellington Street West and Part of 28 Laura Street an area of site plan control be read three times and passed in Open Council this 6th day of April, 2009. CARRIED.

(g) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that By-law 2009-62 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 regarding lands located at 433 Franklin Street be read three times and passed in Open Council this 6th day of April, 2009. CARRIED.

Councillor D. Celetti declared a pecuniary interest – resides in subject property area.

10. (h) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that By-law 2009-63 being a by-law to authorize a Tax Arrears Extension Agreement between the City and Linda and David Nanchin be read three times and passed in Open Council this 6th day of April, 2009. CARRIED.
- (i) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that By-law 2009-64 being a by-law to designate the lands located at 433 Franklin Street an area of site plan control be read three times and passed in Open Council this 6th day of April, 2009. CARRIED.
- Councillor D. Celetti declared a pecuniary interest – resides in subject property area.
- (j) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that By-law 2009-65 being a by-law to permit the temporary closing of Lake Street from Queen Street East to its south end at Bellevue Park to facilitate the Dragon Boat Festival be read three times and passed in Open Council this 6th day of April, 2009. CARRIED.
- (k) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that By-law 2009-66 being a by-law to authorize the execution of a Letter of Agreement to lease the Municipal Fish Hatchery, being civic address 35 Canal Drive, for use by the Department of Fisheries and Oceans as a Sea Lamprey Control Centre be read three times and passed in Open Council this 6th day of April, 2009. CARRIED.
- (l) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that By-law 2009-68 being a by-law to authorize an agreement between the City and Her Majesty the Queen in Right of Ontario and the Minister of Agriculture, Food and Rural Affairs for infrastructure projects under the Building Canada Fund for the Third Line extension project be read three times and passed in Open Council this 6th day of April, 2009. CARRIED.
- (m) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that By-law 2009-70 being a by-law to authorize the execution of an agreement between the City and the Ontario Minister of Community Safety and Correctional Services for funding under the Community Policing Partnerships Program be read three times and passed in Open Council this 6th day of April, 2009. CARRIED.

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

- (a) Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that this Council shall now go into Caucus to discuss two property, two personnel and one legal matter; and
Further be it resolved that should the said Caucus meeting be adjourned, Council may reconvene in Caucus prior to the next meeting of Council to discuss the same matter(s). CARRIED.

12. **ADJOURNMENT**

Moved by Councillor L. Tridico
Seconded by Councillor P. Mick
Resolved that this Council shall now adjourn. CARRIED.

"Bryan Hayes"

ACTING MAYOR

"Malcolm White"

DEPUTY CLERK