

## **MINUTES**

### **REGULAR MEETING OF CITY COUNCIL**

**2009 10 13**

**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, F. Manzo, P. Mick

**OFFICIALS:** J. Fratesi, D. Irving, L. Bottos, J. Dolcetti, D. McConnell, J. Elliott, B. Freiburger, B. Strapp, N. Apostle, R. Graham

1. **ADOPTION OF MINUTES**

Moved by Councillor L. Tridico

Seconded by Councillor B. Hayes

Resolved that the Minutes of the Regular Council Meeting of 2009 09 28 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 10 13 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Helen Ross, Executive Director; and Bill Walker, President; ARCH were in attendance concerning Proclamation – Ontario Hospice Awareness Week.
- (b) Calna McGoldrick, Administrator, Sault Ste. Marie Soup Kitchen Community Centre was in attendance concerning Proclamation – Soup Kitchen Community Centre Week.
- (c) Jennifer Grasley, Recruitment Coordinator, Children's Aid Society of Algoma was in attendance concerning Proclamation – Foster Family Week.

4. (d) Keila Cayen, member of the Flag Project Committee was in attendance to provide information to Council as to the details of the event scheduled for Sunday, October 18<sup>th</sup> at 2:00 p.m.
- (e) Norm Jaehrling of SITTM Technologies was in attendance to address Council on the proposed Algoma Biofuel Pilot Project, agenda item 7.(b).
- (f) Bruce Johnson was in attendance concerning agenda item 5.(l).
- (g) Andrew Ross, General Manager, Enterprise Centre was in attendance concerning agenda item 7.(c).

### **PART ONE – CONSENT AGENDA**

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

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that all the items listed under date 2009 10 13 - Part One - Consent Agenda [save and except 5.(l) Officially Read Not Dealt With] be approved as recommended. CARRIED.

- (a) Correspondence from AMO, OGRA and FCM was received by Council.
- (b) The letter from Municipal Property Assessment Corporation concerning Toronto Bank Towers Decision – Divisional Court was received by Council.
- (c) The Outstanding Council Resolutions List as of September 28, 2009 was received by Council.
- (d) The letter of request for a temporary street closing was accepted by Council.  
1) on Russ Ramsay Way from Bay Street to the Civic Centre south lot entrance in conjunction with the Flag Raising Ceremony (October 18<sup>th</sup>).  
The relevant By-law 2009-172 is listed under Item 10 of the Minutes.
- (e) The Municipal World article by George Cuff entitled Dysfunctional or Healthy? You Decide was received by Council.
- (f) **Staff Travel Requests**  
The report of the Chief Administrative Officer was accepted by Council.

5. (f) Moved by Councillor L. Turco  
Seconded by Councillor P. Mick  
Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2009 10 13 be approved as requested. CARRIED.

(g) **Tenders for Equipment – Public Works and Transportation Department**

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

Moved by Councillor L. Tridico

Seconded by Councillor B. Hayes

Resolved that the report of the Manager of Purchasing dated 2009 10 13 be endorsed and that the tenders for the supply and delivery of various pieces of equipment, required by the Public Works and Transportation Department be awarded as recommended. CARRIED.

(h) **Request for Proposal – Exterior Digital Signage – Essar Centre**

The reports of the Manager of Purchasing and the Commissioner of Community Services were accepted by Council.

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the reports of the Manager of Purchasing and the Commissioner of Community Services dated 2009 10 13 be endorsed and that the proposal for Exterior Digital Signage at the Essar Centre, required by the Community Services Department be awarded as recommended. CARRIED.

(i) **Tender for Emergency Back-Up Generator – Essar Centre**

The reports of the Manager of Purchasing and the Commissioner of Community Services were accepted by Council.

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that the reports of the Manager of Purchasing and the Commissioner of Community Services dated 2009 10 13 be endorsed and that the tender or an Emergency Back-Up Generator for the Essar Centre, required by the Community Services Department be awarded as recommended. CARRIED.

(j) **Financial Report @ June 30, 2009**

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

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that the reports of the Commissioner of Finance and Treasurer dated 2009 10 13 concerning Financial Report @ June 30, 2009 be received as information. CARRIED.

5. (k) **Sault Ski Racers – Request to Use City Land for Training**

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

Moved by Councillor L. Tridico

Seconded by Councillor B. Hayes

Resolved that the report of the Manager of Recreation and Culture dated 2009 10 13 concerning Sault Ski Racers - Request to use City Land for Training be accepted and the recommendation of the Parks and Recreation Advisory Committee that Council approve the request of the Sault Ski Racers for use of Finn Hill for training purposes for up to three days during the week from 4:00 to 6:00 p.m.; and that staff issue a permit for the use of a portion of Finn Hill by the Sault Ski Racers; and further that staff monitor the activity to ensure that it is not having an adverse effect on the recreational use of the hill, be approved. CARRIED.

(l) **Class B Truck Route Designation – Fifth Line East**

The report of the Commissioner of Engineering and Planning was received by Council.

Moved by Councillor B. Hayes

Seconded by Councillor P. Mick

Be it resolved that comments of Bruce Johnson BE REFERRED to Mr. Brian Haigh of Read, Voorhees and Associates for a further report back to Council. CARRIED.

Moved by Councillor L. Tridico

Seconded by Councillor P. Mick

Resolved that the report of the Commissioner Engineering and Planning dated 2009 10 13 concerning Class B Truck Route Designation - Fifth Line East be accepted and the recommendation that Council receives the report as information and maintain the present Truck Route classification for Fifth Line, be approved. OFFICIALLY READ NOT DEALT WITH.

(m) **Reconstruction of St. Andrew's Terrace – Capital Works Program**

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

Moved by Councillor L. Turco

Seconded by Councillor B. Hayes

Resolved that the report of the Director of Engineering Services dated 2009 10 13 concerning Reconstruction of St. Andrew's Terrace – Capital Works Program be received as information. CARRIED.

5. (n) **Request to Deem Lots 158, 159 and 160 – Plan 402 – Kehoe and Cozens Subdivision**  
The report of the City Solicitor was accepted by Council. The relevant By-law 2009-171 is listed under Item 10 of the Minutes.
- (o) **Wind Nets for Recycling Boxes**  
The report of the Waste Diversion Supervisor was accepted by Council.
- Moved by Councillor L. Turco  
Seconded by Councillor P. Mick  
Resolved that the report of the Waste Diversion Supervisor dated 2009 10 13 concerning Wind Nets for Recycling Boxes be accepted and the recommendation that the City NOT proceed with the purchase and use of netting for blue boxes and that this issue be discussed when a new recycling contract is tendered in 2012, be approved. CARRIED.
- (p) **Tourism Sault Ste. Marie (TSSM) on Behalf of DViant Films – 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 T. Sheehan  
Seconded by Councillor B. Hayes  
Resolved that the report of the CEO, Economic Development Corporation dated 2009 10 05 concerning Tourism Sault Ste. Marie on behalf of DViant Films - Application to the City Economic Development Fund (EDF) be accepted and the recommendation of the Sault Ste. Marie Economic Development Corporation Board that EDF funding in the amount of \$25,000.00 to offset City costs related to the DViant Films production "Longfellow" taking place in Sault Ste. Marie this November, be approved. CARRIED.
- (q) **Provincial Approval of Funding for Aqueduct Repair Beneath Farwell Terrace**  
The report of the General Manager, Sault Ste. Marie Region Conservation Authority was received by Council.
- Moved by Councillor L. Tridico  
Seconded by Councillor P. Mick  
Resolved that the report of the General Manager, Sault Ste. Marie Region Conservation Authority dated 2009 10 13 concerning Provincial Approval of Funding for Aqueduct Repair Beneath Farwell Terrace be received as information. CARRIED.
- (r) Correspondence from Parks Canada concerning facility rental fees at the Sault Ste. Marie Canal National Historic Sites planned for 2010 season was received by Council.

5. (s) **Tender for the Construction of Municipal Mausoleum – Phase XII**

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

Moved by Councillor L. Turco

Seconded by Councillor P. Mick

Resolved that the report of the Manager of Purchasing dated 2009 10 13 be endorsed and that the tender for the construction of the Municipal Mausoleum Phase XII, required by the Cemeteries Division of the Public Works and Transportation Department, be awarded as recommended. CARRIED.

(t) **Hub Trail Construction – Tarentorus School/Sutton Park/Anna McCrea School Areas – City Contract 2009-15E**

The report of the Planning Division was accepted by Council.

Moved by Councillor L. Tridico

Seconded by Councillor B. Hayes

Resolved that the report of the Planning Division dated 2009 10 13 concerning the Hub Trail Construction – Tarentorus School/Sutton Park/Anna McCrea School Areas – City Contract 2009-15E be accepted and the Planning Director's recommendation that City Council award Contract 2009-15E (Hub Trail Construction – Tarentorus School/Sutton Park/Anna McCrea School areas) to Avery Construction, in the amount of \$1,081,104.20 (excluding GST); and Further that City Council enter into an agreement with Kresin Engineering Inc. to provide design and contract administration services for the above-mentioned contract, at a cost of 10% of the total value of the contract (approximately \$108,110.42, excluding GST) be endorsed. CARRIED.

**PART TWO – REGULAR AGENDA**

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

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

(a) **Report of the Procedure By-law 99-100 Review Committee**

The report of the Chair, Procedure By-law Review Committee was accepted by Council.

6. (8)  
(a)

Moved by Councillor J. Caicco

Seconded by Councillor L. Turco

Resolved that the report of the Chair, Procedure By-law 99-100 Review Committee dated 2009 10 13 be accepted and the recommendation that amendments to Procedure By-law 99-100 as contained in the report of the Procedure By-law 99-100 Review Committee dated 2009 10 13 be approved, and further that the City Solicitor be authorized to prepare the appropriate amendment to By-law 99-100 for an upcoming Council meeting agenda. CARRIED.

Recorded Vote

For: 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

Against: Councillor F. Manzo

Absent: Nil

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

(a) Moved by Councillor O. Grandinetti

Seconded by Councillor F. Manzo

Whereas City Council is currently reviewing Procedure By-law 99-100; and  
Whereas, in the interest of completing all of the City's business by a reasonable hour, Council is being asked to consider starting caucus meetings prior to the regular open Council meeting; and

Whereas having a caucus meeting is not always required and in any event requires a resolution of Council passed in open session to legally allow a caucus meeting; and

Whereas it is important for any level of government to ensure stable access to meetings for the public;

Now therefore be it resolved that City Council amend Procedure By-law 99-100 Section 3 (1) so that the regular meetings of City Council shall be held at 3:00 p.m. commencing the first regular meeting of 2010. (TABLED TO THE 2011 – 2014 CITY COUNCIL) OFFICIALLY READ NOT DEALT WITH.

7. (b) Moved by Councillor S. Butland  
Seconded by Councillor L. Turco  
Whereas Sault Ste. Marie has declared itself to be the Alternative Energy Capital of North America; and  
Whereas local biodiesel production could become an integral component of such a designation; and  
Whereas this biodiesel could be produced locally using solely local feedstocks such as waste, vegetable oil, sunflower seeds and oilseed and fibre crops as produced by Algoma District farmers;  
Be it resolved that the City of Sault Ste. Marie be a signatory to the attached Memorandum of Understanding as approved by all other noted principals in the M.O.U. CARRIED.
- (c) Moved by Councillor T. Sheehan  
Seconded by Councillor S. Myers  
Whereas Business Incubators are programs designed to accelerate the successful development of entrepreneurial companies through an array of business support resources and services, developed and orchestrated by incubator management and offered both in the incubator and through its network of contacts; and  
Whereas incubators vary in the way they deliver their services, in their organizational structure, and in the types of clients they serve; and  
Whereas successful completion of a business incubation program increases the likelihood that a start-up company will stay in business for the long term: Historically, 87% of incubator graduates stay in business;  
Now therefore be it resolved that City Council endorses an exploratory meeting with Andrew Ross, General Manager of the Sault Ste. Marie Enterprise Centre (ECSSM); Don McConnell, Planning Director; Downtown Association; Sault Ste. Marie Innovation Centre; Chamber of Commerce; City Councillor Terry Sheehan; and any other interested private/public sector players to examine the feasibility of developing a Business Incubator(s) which would be located in Sault Ste. Marie's Downtown that would have a purpose of incubating businesses that create jobs and fill vacant space/property in the City; and  
Further that the ECSSM be asked to report back to City Council at a future date with its findings and recommendations for Council's consideration. CARRIED.
- (d) Moved by Councillor T. Sheehan  
Seconded by Councillor S. Myers  
Whereas Sault Ste. Marie City Council is on record calling on Greyhound Canada to continue bus service from Sault Ste. Marie to the west via Highway 17; and  
Whereas no bus service will have an extremely negative effect on many people who use Greyhound Canada bus transportation from/to Sault Ste. Marie and other areas of Canada particularly those travelling to educational institutions like Sault College/Algoma University, people supporting their families via travel for



7. (d) economic opportunities, seniors who cannot or choose not to drive, individuals receiving much needed health care, tourists, and those who travel via Greyhound for various other reasons; and  
Whereas North Country Travel is in the process of developing a business case to be an alternative bus service in the event that Greyhound Canada withdraws service from Sault Ste. Marie to Ontario's northwest;  
Now therefore be it resolved that City Council renews its call for Greyhound Canada to continue its operations west of Sault Ste. Marie and further that City Council shows its support for North Country Travel's efforts to provide much needed bus service from Sault Ste. Marie through Northwestern Ontario to Manitoba (linking bus service for all of Canada) in the event that Greyhound Canada divests itself of its operations in Northwestern Ontario.  
Copy resolution to North Country Travel, Greyhound Canada, Prime Minister of Canada, Premier of Ontario, Premier of Manitoba, FCM, AMO, Association of Manitoba Municipalities (AMM). 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 B. Hayes  
Resolved that all the by-laws listed under Item 10 of the Agenda under date 2009 10 13 be approved. CARRIED.

- (a) Moved by Councillor L. Tridico  
Seconded by Councillor B. Hayes  
Resolved that By-law 2009-170 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 13<sup>th</sup> day of October, 2009. CARRIED.

- (b) Moved by Councillor L. Tridico  
Seconded by Councillor B. Hayes  
Resolved that By-law 2009-171 being a by-law to deem not registered for purposes of subdivision control certain lots in the Kehoe and Cozens Subdivision, being lots 158, 159 and 160, Block 5, pursuant to Section 50(4) of the Planning Act be read three times and passed in Open Council this 13<sup>th</sup> day of October, 2009. CARRIED.

10. (c) Moved by Councillor L. Tridico  
Seconded by Councillor B. Hayes  
Resolved that By-law 2009-172 being a by-law to authorize the temporary closing of Russ Ramsay Way from Bay Street to Civic Centre South parking lot entrance (easterly entrance) on October 18, 2009 to facilitate a Flag Raising Ceremony be read three times and passed in Open Council this 13<sup>th</sup> day of October, 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 Council shall now go into caucus to:  
1. discuss several labour relations matters concerning impending senior staff vacancy replacements and concerning employee negotiations; 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 L. Turco  
Seconded by Councillor B. Hayes  
Resolved that this Council shall now adjourn. CARRIED.

\_\_\_\_\_  
"John Rowswell"

**MAYOR**

\_\_\_\_\_  
"Malcolm White"

**DEPUTY CLERK**