

## **AGENDA**

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

**2009 07 27**

**4:30 P.M.**

### **COUNCIL CHAMBERS**

#### **1. ADOPTION OF MINUTES**

Mover - Councillor J. Caicco  
Seconder - Councillor F. Manzo

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

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

#### **3. APPROVE AGENDA AS PRESENTED**

Mover - Councillor J. Caicco  
Seconder - Councillor O. Grandinetti

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

#### **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) will be in attendance for the annual Swearing-In Ceremony by Acting Mayor Mick.
- (b) Alexander Porter, recipient of a Canada Millennium Scholarship Foundation Award will be in attendance for special recognition by Acting Mayor Mick.
- (c) Judy McGonigal, Chair Historic Sites Board; Kathy Fisher, Curator Ermatinger-Clergue National Historic Site; Joe Melisek and/or Jacob Barton, BDO; and Chris Tossell Architect will be in attendance concerning agenda item 6.(8)(a).
- (d) Dr. Martha Scott, Manager Research and Partnerships and Dwayne Hammond, Adjunct Faculty, Algoma University; and Bruce Strapp, C.E.O., Economic Development Corporation will be in attendance concerning agenda item 6.(8)(b).

4. (e) Errol Caldwell, Sault Ste. Marie Innovation Centre and Bruce Strapp, C.E.O., Economic Development Corporation will be in attendance concerning agenda item 6.(8)(c).

## **PART ONE – CONSENT AGENDA**

### **COMMUNICATIONS AND ROUTINE REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**

Mover - Councillor S. Butland  
Seconder - Councillor F. Manzo

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

- (a) Correspondence from AMO and OGRA is attached for the information of 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) is attached for the information of Council.
- (c) A letter requesting permission for a private property liquor license extension is attached for the consideration of Council.

Mover - Councillor S. Butland  
Seconder - 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.
- 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.

- (d) 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) is attached for the information of Council.

5. (e) Correspondence concerning another alternative energy project (to convert scrap tires into usable and sustainable by-products) in Sault Ste. Marie is attached at the request of Councillor Steve Butland for the information of 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 is attached for the information of Council.
- (g) The Outstanding Council Resolutions List as of June 22, 2009 is attached for the information of Council.
- (h) **Council Travel**
- Mover - Councillor J. Caicco  
Seconder - 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.
- Mover - Councillor J. Caicco  
Seconder - 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.
- (i) **Boards and Committees – Algoma University Board of Governors**
- Mover - Councillor S. Butland  
Seconder - Councillor F. Manzo
- Resolved that Councillor James Caicco be nominated to the Algoma University Board of Governors from July 27, 2009 to December 31, 2010.
- (j) **Staff Travel Requests**  
A report of the Chief Administrative Officer is attached for the consideration of Council.
- Mover - Councillor S. Butland  
Seconder - 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.

5. (k) **Huron Central Railway**  
A report of the Chief Administrative Officer is attached for the consideration of Council. Also attached is correspondence from the Chief Administrative Officer concerning Huron Central Rail Northshore Stakeholders Meeting of July 14, 2009.

Mover - Councillor J. Caicco  
Seconder - Councillor F. Manzo

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

Mover - Councillor J. Caicco  
Seconder - Councillor F. Manzo

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 Orazietti, 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 McGuinty.

- (l) **Tender for Replacement Parking Meter Lower Vault Housings**  
A report of the Manager of Purchasing is attached for the consideration of Council.

5. (l) Mover - Councillor J. Caicco  
Seconder - Councillor F. Manzo  
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.
- (m) **Tender for RS2 Emulsified Asphalt and M.T.O. Prime**  
A report of the Manager of Purchasing is attached for the consideration of Council.  
  
Mover - Councillor J. Caicco  
Seconder - Councillor F. Manzo  
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.
- (n) **Tender for Seventy-Five (75) Desktop Personal Computers**  
A report of the Manager of Purchasing is attached for the consideration of Council.  
  
Mover - Councillor J. Caicco  
Seconder - 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.
- (o) **Tender for One (1) Para-Transit Mini Buses (2009CK01)**  
A report of the Manager of Purchasing is attached for the consideration of Council.  
  
Mover - Councillor S. Butland  
Seconder - Councillor F. Manzo  
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.
- (p) **Tender for One (1) Freestanding Columbarium (2009C101)**  
A report of the Manager of Purchasing is attached for the consideration of Council.

5. (p) Mover - Councillor S. Butland  
Seconder - 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.
- (q) **Tender for Roof Replacement – Maycourt Children’s Centre**  
A report of the Manager of Purchasing and the Commissioner of Community Services is attached for the consideration of Council.  
  
Mover - Councillor J. Caicco  
Seconder - Councillor F. Manzo  
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.
- (r) **Sault Ste. Marie International Youth Association - Buskerfest**  
A report of the Manager of Finance and Audits is attached for the consideration of Council.  
  
Mover - Councillor J. Caicco  
Seconder - 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.
- (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**  
A report of the Commissioner of Human Resources is attached for the consideration of Council.

5. (s) Mover - Councillor S. Butland  
Seconder - Councillor F. Manzo  
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.
- (t) **Essar Centre – FedNor Project Update**  
A report of the Commissioner of Community Services is attached for the consideration of Council.  
  
Mover - Councillor J. Caicco  
Seconder - Councillor F. Manzo  
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.
- (u) **Request for Financial Assistance for National/International Sports Competitions**  
A report of the Manager of Recreation and Culture is attached for the consideration of Council.  
  
Mover - Councillor J. Caicco  
Seconder - Councillor F. Manzo  
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.

5. (v) **Sault Ste. Marie Canal Recreational Lock Memorandum of Agreement**  
A report of the Manager of Recreation and Culture is attached for the consideration of Council. The relevant By-law 2009-141 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.
- (w) **West End Community Centre (WECC) – Steering Committee**  
A report of the Commissioner of Community Services is attached for the consideration of Council.  
  
Mover - Councillor J. Caicco  
Seconder - 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.
- (x) **Contract 2009-7E – Miscellaneous Construction/Paving**  
A report of the Design and Construction Engineer is attached for the consideration of Council. The relevant By-law 2009-144 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.
- (y) **Contract 2009-11E – Connecting Link – Second Line East Resurfacing – North Street to Old Garden River Road**  
A report of the Design and Construction Engineer is attached for the consideration of Council. The relevant By-law 2009-145 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.
- (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 is attached for the information of Council.
- (aa) **Contract 2008-8E – Connecting Link – Second Line East at Great Northern Road – Westbound Right Turn Lane**  
A report of the Director of Engineering Services is attached for the consideration of Council.  
  
Mover - Councillor S. Butland  
Seconder - Councillor F. Manzo  
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.

5. (bb) **Storm Sewer/Aqueduct Repair and Replacement – Urban Only Levy Surplus**

A report of the Director of Engineering Services is attached for the consideration of Council.

Mover - Councillor S. Butland  
Seconder - 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.

(cc) **Engineering Services – Landfill Gas Collection Project**

A report of the Land Development and Environmental Engineer is attached for the consideration of Council. The relevant By-law 2009-140 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

(dd) **Toilet Replacement Rebate Program**

A report of the Environmental Initiatives Coordinator is attached for the consideration of Council. This is in response to a Council resolution dated 2009 06 08.

Mover - Councillor J. Caicco  
Seconder - Councillor F. Manzo

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.

(ee) **Homecoming – EDC Response to Council Resolution**

A report of the Executive Director, Tourism Sault Ste. Marie is attached for the consideration of Council. This is in response to a Council resolution dated 2008 10 20.

5. (ee) Mover - Councillor S. Myers  
Seconder - 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.
- (ff) **West End Community Centre and Korah Library Branch**  
A report of the Chair, Sault Ste. Marie Public Library Board is attached for the consideration of Council.  
  
Mover - Councillor J. Caicco  
Seconder - 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.
- (gg) **Toilet Replacement Rebate Program**  
A report of the General Manager, Public Utilities Commission is attached for the consideration of Council. This is in response to a Council resolution dated 2009 06 08.  
  
Mover - Councillor S. Butland  
Seconder - Councillor F. Manzo  
Resolved that the report of the General Manager, Public Utilities Commission dated 2009 06 25 concerning Toilet Replacement Rebate Program be received as information.
- (hh) **2009 Extension of the Canada-Ontario Affordable Housing Program (AHP)**  
A report of the Manager of Housing Programs is attached for the consideration of Council. The relevant By-law 2009-143 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.
- (ii) A News Release from Natural Resources Canada announcing the new Invasive Species Centre being built in Sault Ste. Marie is attached for the information of Council.

## **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**

A report of the Planning Division is attached for the consideration of Council.

Mover - Councillor S. Butland

Seconder - 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.

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

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

A report of the Chair, Historic Sites Board is attached for the consideration of Council. Reports concerning the Business Plan and draft Development Plan for the proposed Ermatinger-Clergue National Historic Site 'Heritage Discovery Centre' and Financial Projection are provided under separate cover for Council.

6. (8)
- (a) Mover - Councillor J. Caicco  
Seconder - Councillor F. Manzo
- 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.
- (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**
- A report of the C.E.O., Economic Development Corporation is attached for the consideration of Council.
- Mover - Councillor J. Caicco  
Seconder - 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.
- (c) **Sault Ste. Marie Innovation Centre (SSMIC) – Application to the City's Economic Development Fund (EDF)**
- A report of the C.E.O., Economic Development Corporation is attached for the consideration of Council.

6. (8)  
(c) Mover - Councillor S. Butland  
Seconder - Councillor F. Manzo
- 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.
7. **UNFINISHED BUSINESS, NOTICE OF MOTIONS AND RESOLUTIONS PLACED ON AGENDA BY MEMBERS OF COUNCIL**
- (a) Mover - Councillor S. Myers  
Seconder - 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;

7. (a) 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.

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

- (b) Mover - Councillor F. Manzo  
Seconder - 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.
- (c) Mover - Councillor L. Tridico  
Seconder - 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.
- (d) Mover - Councillor F. Fata  
Seconder - 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.

7. (e) Mover - Councillor S. Butland  
Seconder - 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 27<sup>th</sup>; 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.
- (f) Mover - Councillor S. Butland  
Seconder - 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;
- 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.
- (g) Mover - Councillor S. Butland  
Seconder - 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. 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.

7. (h) Mover - Councillor S. Butland  
Seconder - 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.

(i) Mover - Councillor T. Sheehan  
Seconder - 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 (see attachment); 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](http://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.

copy to: Town of Elk Lake

**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**

By-laws before Council for THREE readings which do not require more than a simple majority.

**AGREEMENTS**

- (a) 2009-139 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.  
Original signed Agreement is in Legal Department.
- (b) 2009-140 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.

10. (b) A report from the Land Development and Environmental Engineer is on the agenda.
- (c) 2009-141 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.
- (d) 2009-144 A report from the Manager of Recreation and Culture is on the Agenda.
- (e) 2009-145 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 Public Works and Transportation and our annual crack-filling allowance (Contract 2009-7E).
- (f) 2009-135 A report from the Design and Construction Engineer is on the Agenda.
- (g) 2009-134 A by-law to appoint Marcel Provenzano as Fire Chief and to repeal By-law 96-200.
- (h) 2009-138 A by-law to appoint a Design and Construction Engineer is on the Agenda.

#### **APPOINTMENTS**

- (f) 2009-135 A by-law to appoint Marcel Provenzano as Fire Chief and to repeal By-law 96-200.

#### **PARKING**

- (g) 2009-134 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.
- (h) 2009-138 A by-law to appoint By-law Enforcement Officers to enforce the by-laws of the Corporation of the City of Sault Ste. Marie.

10. **SOCIAL HOUSING**

- (i) 2009-143 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.  
A report from the Manager of Housing Programs is on the Agenda.

**ZONING**

- (j) 2009-137 A by-law to amend Sault Ste. Marie Zoning By-law 2005-150 concerning lands located at 556 Goulais Avenue (City).  
(k) 2009-142 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).

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

12. **ADDENDUM TO THE AGENDA**

13. **ADJOURNMENT**

Mover - Councillor J. Caicco

Seconder - Councillor F. Manzo

Resolved that this Council shall now adjourn.

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**ACTING MAYOR**

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**CLERK**

**MINUTES**

**REGULAR MEETING OF CITY COUNCIL**

**2009 06 22**

**4:30 P.M.**

**COUNCIL CHAMBERS**

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

**ABSENT:** Mayor J. Rowswell (illness), Councillor D. Celetti

**OFFICIALS:** J. Fratesi, D. Irving, L. Bottos, P. McAuley, N. Apostle, B. Freiburger, J. Dolcetti, M. Provenzano, P. Tonazzo

**1. ADOPTION OF MINUTES**

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the Minutes of the Regular Council Meeting of 2009 06 08 and Special Meeting of 2009 06 12 be approved. CARRIED.

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

**3. APPROVE AGENDA AS PRESENTED**

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Resolved that the Agenda for the 2009 06 22 City Council Meeting as presented be approved. CARRIED.

**4. DELEGATIONS/PROCLAMATIONS**

- (a) Local Canadian Forces members recently returned from Afghanistan were in attendance to receive recognition plaques from the City.
- (b) Dr. Celia Ross, President, Algoma University was in attendance with an update on developments at Algoma University.
- (c) Dana Peterson and Paul Beach, Members of the Best for Kids Committee were in attendance with an update on the Committee activities.

4. (d) Bill Therriault, Chair Multi-Modal Steering Committee was in attendance concerning Huron Central Railway.

Moved by Councillor O. Grandinetti

Seconded by Councillor J. Caicco

Whereas on Tuesday, June 16, 2009, the Huron Central Railway (HCR) announced their intention to discontinue operations this summer and fall and that timing is of the essence, and

Whereas Canadian Pacific (CP) owner of this shortline has stated they have no intention of operating this line and that unless it is purchased and/or operated by another party, their intention is to initiate steps to discontinue this line; and

Whereas the Multi Modal Task Force Committee has stated that this railway is essential to the economic and environmental stability and growth of Northern Ontario; and

Whereas the major affected industries requiring the services of this line will have to develop their approaches to addressing this announcement; and

Whereas Mayor John Rowswell has initiated communications with other affected communities;

Therefore be it resolved that in the absence of Mayor Rowswell, that the CAO of the Corporation of the City of Sault Ste. Marie contact the major industries to identify their intentions and initiate actions necessary to coordinate a common approach to saving the line by the affected Northern Ontario municipalities, and that the Multi Modal Task Force be authorized to provide the CAO with the appropriate logistical assistance as required be approved. CARRIED.

- (e) John Rose, 567 Cooper Street was in attendance concerning agenda item 6.(6)(b).

- (f) Cathy Megginson was in attendance concerning agenda item 6.(6)(c).

### **PART ONE – CONSENT AGENDA**

#### **COMMUNICATIONS AND ROUTINE REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**

Moved by Councillor O. Grandinetti

Seconded by Councillor J. Caicco

Resolved that all the items listed under date 2009 06 22 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from AMO and OGRA was received by Council.

5. (b) Correspondence from the Township of Bonnechere Valley (concerning grants to public libraries); City of Sarnia (concerning provincial financial assistance for implementation of Accessibility Standards); and Municipality of Hastings Highlands (concerning Hydro One power lines) was received by Council.
- (c) Letters of request for temporary street closings were accepted by Council:
- 1) on downtown streets in conjunction with ROTARYFEST 2009 (July 17<sup>th</sup> and 18<sup>th</sup>) and also to request a by-law to prohibit vendors from locating near the grounds of ROTARYFEST 2009;
  - 2) on Doncaster Road in conjunction with a Street Gathering (August 8<sup>th</sup>);  
The relevant By-laws 2009-126, 2009-127 and 2009-128 are listed under Item 10 of the Minutes.

Moved by Councillor O. Grandinetti

Seconded by Councillor S. Butland

Resolved that City Council approves the use of Clergue Park green space (July 11<sup>th</sup> to 19<sup>th</sup>); the Civic Centre north green space (July 11<sup>th</sup> to 19<sup>th</sup>); and the Civic Centre north and south parking lots (July 17<sup>th</sup> evening and July 18<sup>th</sup>) for events in conjunction with Rotaryfest 2009. CARRIED.

- (d) Letters requesting permission for private property liquor license extensions were accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

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

1) Great Northern Retirement Home

760 Great Northern Road

Family Fun Day

July 17, 2009 from 2:00 to 7:00 p.m.

2) Kinsmen Club of Sault Ste. Marie/Sault Cycling Club

Kinsmen Park

8 Hours of Superior Single Track

July 25, 2009 from 12:00 noon to 9:00 p.m.

3) Loplop Gallery Lounge

651 Queen Street East

Downtown Days and Rotaryfest

July 17 and July 18, 2009

6<sup>th</sup> Annual Buskerfest

August 7 and August 8, 2009

4) ServiceMaster of Sault Ste. Marie

105 Black Road

ServiceMaster Clean Racing Hospitality Area

August 10, 2009 from 1:30 p.m. to 9:00 p.m. CARRIED.

5. (e) Correspondence concerning requests for permission to hold special occasion permit events at outdoor municipal facilities was accepted by Council.

Moved by Councillor F. Manzo  
Seconded by Councillor S. Butland

Resolved that the following request to hold Special Occasion Permit Events at a municipal facility on the stated dates and times be endorsed by City Council:

1) Strathclair Park

Smack Daddy's Bar and Grill

June 27 and 28; July 25 and 26; August 15 and 16; August 22 and 23, 2009

11:00 a.m. to 7:00 p.m.

2) Clergue Park

Rotary Club of Sault Ste. Marie

July 16, 2009

6:30 to 11:00 p.m. CARRIED.

- (f) The letter from the Facilitator, Sault Ste. Marie Military Family Support Group concerning plaque presentations to reservists and regular forces members who are stationed in Sault Ste. Marie was received by Council.

- (g) The report of Sault Area Hospital entitled '2009/09 A Year in Review' and the Sault Area Hospital June Newsletter were received by Council.

- (h) The Press Release concerning the Sault Ste. Marie and Algoma region (SSMARt) Innovation Awards Ceremony held June 10, 2009 was received by Council.

- (i) The letter requesting an exemption to the City's noise by-law from the Sault Ste. Marie Airport Development Corporation for events at the Airport Fairgrounds in July and August was accepted by Council. The relevant By-law 2009-130 is listed under Item 10 of the Minutes.

- (j) The letter from Pelmorex Media Inc., The Weather Network concerning CRTC approval of the application to stay on basic TV service was received by Council.

(k) **Staff Travel Requests**

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

Moved by Councillor O. Grandinetti

Seconded by Councillor J. Caicco

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2009 06 22 be approved as requested. CARRIED.

5. (l) **Acting Mayor**

Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland

Pursuant to Section 242 of the Municipal Act, 2001, resolved that Councillor Pat Mick be appointed Acting Mayor during the absence of Mayor John Rowswell for the period June 22, 2009 to July 31, 2009 (or until Mayor Rowswell's earlier return). CARRIED.

(m) **West End Community Centre – Need for Steering Committee**

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

Moved by Councillor F. Manzo  
Seconded by Councillor J. Caicco

Resolved that the report of the Commissioner of Community Services dated 2009 06 22 concerning West End Community Centre - Steering Committee be accepted and the recommendation that the West End Community Centre Steering Committee be formed; and

Further resolved that Councillors Butland, Caicco, Grandinetti and Manzo; two representatives from Sault Amateur Soccer Association; one representative from Parks and Recreation Advisory Committee; one representative from City Finance Department; one representative from Tourism Sault Ste. Marie; one representative from Library Board; and Commissioner of Community Services be appointed to the Steering Committee until completion of the project. CARRIED.

(n) **Sault Ste. Marie Fire Services 2008 Annual Report**

The report of the Acting Fire Chief was received by Council.

Moved by Councillor F. Manzo  
Seconded by Councillor S. Butland

Resolved that the report of the Acting Fire Chief dated 2009 06 22 concerning Sault Ste. Marie Fire Services 2008 Annual Report be received as information. CARRIED.

(o) **Lofstrom Appeal to the Ontario Municipal Board – Official Plan Amendment and Zoning By-law Amendment**

The report of the City Solicitor was received by Council.

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

Resolved that the report of the City Solicitor dated 2009 06 22 concerning Lofstrom Appeal to the Ontario Municipal Board – Official Plan Amendment and Zoning By-law Amendment be received as information. CARRIED.

5. (p) **Encroachment Agreement – Former Royal Hotel**  
The report of the City Solicitor was accepted by Council. The relevant By-law 2009-133 is listed under Item 10 of the Minutes.
- Councillor L. Tridico declared a pecuniary interest – family business adjacent to subject property.
- (q) **City Purchase From Helga Perkins of 580 Fifth Line East (at the Great Northern Road Intersection)**  
The report of the City Solicitor was accepted by Council. The relevant By-law 2009-125 is listed under Item 10 of the Minutes.
- (r) **Request From the St. Mary's River Bridge Company to Acquire City-Owned Property Stretching From Huron to Hudson Street on the South Side of Queen Street**  
The report of the Assistant City Solicitor was accepted by Council.
- Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland  
Resolved that the report of the Assistant City Solicitor dated 2009 06 22 concerning a Request From St. Mary's River Bridge Company to Acquire City-Owned Property be accepted and the recommendation that Council authorize that the property having a frontage of 662 feet (202 metres) on Queen Street by a depth of 94 feet (29 metres) between Huron and Hudson Streets be conveyed to the St. Mary's River Bridge Company in order to facilitate the redevelopment of the Canadian Bridge Plaza at a price to be negotiated, be approved. CARRIED.
- Councillor L. Tridico declared a pecuniary interest – family owns property in subject area.
- (s) **Agreement – Algoma Farmers' Market – Roberta Bondar Park**  
The report of the City Solicitor was accepted by Council. The relevant By-law 2009-132 is listed under Item 10 of the Minutes.
- (t) **Community Development Award**  
The report of the Planning Division was accepted by Council.
- Moved by Councillor F. Manzo  
Seconded by Councillor J. Caicco  
Resolved that the report of the Planning Division dated 2009 06 22 concerning the Community Development Award be accepted and the Planning Advisory Committee's recommendation that City Council award the 2009 Community Development Award to Muio's Restaurant, for substantial exterior improvements that have enhanced the façade, while maintaining the original character of the building be endorsed. CARRIED.

5. (u) **2009 Sidewalk and Curb Repair Programs**  
The report of the Commissioner of Public Works and Transportation was received by Council.

Moved by Councillor F. Manzo  
Seconded by Councillor S. Butland

Resolved that the report of the Commissioner of Public Works and Transportation dated 2009 06 22 concerning 2009 Sidewalk and Curb Repair Programs be received as information. CARRIED.

- (v) The letter to the Minister of Energy and Infrastructure from Councillor Steve Butland concerning the possibility of establishing a Renewable Energy Facilitation Office in Sault Ste. Marie was received by Council.

(w) **Council Travel**

Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland

Resolved that Councillor Lou Turco be authorized to travel to an AMO President's Board Meeting being held in Gananoque, Ontario (3 days in June) at an approximate cost of \$1,300.00 to the City. CARRIED.

**PART TWO – REGULAR AGENDA**

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

6. (6) **PLANNING**

- (a) **Application No. A-12-09-Z.OP & 57T-09-501 – Ruscio Masonry and Construction Limited – 184 Queensgate Boulevard – Request to Redesignate the Property From Parks and Recreation to Residential and Requesting Draft Plan Approval for a Ninety-Four Lot Subdivision**  
The report of the Planning Division was accepted by Council.

Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland

Resolved that the report of the Planning Division dated 2009 06 22 concerning Application No. A-12-09-Z.OP & 57T-09-501 – filed by Ruscio Masonry and Construction Ltd. be accepted and the Planning Director's recommendation that City Council DEFER the application until such time that the applicant can address the issues raised in the Planning Report dated 2009 05 25 be endorsed. CARRIED.

6. (6)
- (a) Councillor J. Caicco declared a pecuniary interest – realtor – currently has property listed with Ruscio Construction.
- (b) **Application No. A-18-09-Z – The City of Sault Ste. Marie – 556 Goulais Avenue – Request to Rezone to Facilitate the Construction of a New Community Recreational Facility**  
The report of the Planning Division was accepted by Council.  
  
Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland  
Resolved that the report of the Planning Division dated 2009 06 22 concerning Application No. A-18-09-Z – filed by The City of Sault Ste. Marie be accepted and the Planning Director's recommendation that City Council approve the application and rezone the subject property from "R.2" (Single Detached Residential) zone and "R.4" (Medium Density Residential) zone to "PR" (Parks and Recreation) zone be endorsed. CARRIED.
- (c) **Application No. A-19-09-Z – Cathy Megginson – 467 Korah Road – Request to Rezone to Facilitate the Relocation of an Accounting/Bookkeeping Business**  
The report of the Planning Division was accepted by Council.  
  
Moved by Councillor F. Manzo  
Seconded by Councillor J. Caicco  
Resolved that the report of the Planning Division dated 2009 06 22 concerning Application No. A-19-09-Z – filed by Cathy Megginson be accepted and the Planning Director's recommendation that City Council approve the application and rezone the subject property from "R.3" (Low Density Residential) zone to "CT.2" (Commercial Transitional) zone to facilitate the relocation of an accounting/bookkeeping business be endorsed. CARRIED.
7. **UNFINISHED BUSINESS, NOTICE OF MOTIONS AND RESOLUTIONS PLACED ON AGENDA BY MEMBERS OF COUNCIL**
- (a) Moved by Councillor S. Butland  
Seconded by Councillor S. Myers  
Whereas the purchase of on-line tickets for events at the Essar or John Rhodes Centres may result in surcharges of 40% above the original ticket price;  
Be it resolved that Council request a copy of the present policy be tabled for information and possible discussion. It is requested that the rationale for said policy be outlined for Council's consideration. CARRIED.

7. (b) Moved by Councillor S. Butland  
Seconded by Councillor P. Mick  
Whereas the City of Sault Ste. Marie through the Algoma Public Health Building has achieved its first Gold Leed designated structure and it is advisable to continue encouraging this specific "green" initiative;  
Be it resolved that Council encourage the Public Utilities and Federal Government (FedNor) to pursue a likewise designation for their new proposed buildings. CARRIED.
- (c) Moved by Councillor T. Sheehan  
Seconded by Councillor S. Myers  
Whereas the Pittsburgh Penguins are the 2009 Stanley Cup Champions; and  
Whereas Tyler Kennedy is a proud Saultite and his great play helped the Penguins win the Cup;  
Now therefore be it resolved that Sault Ste. Marie City Council on behalf of all citizens of Sault Ste. Marie expresses sincere congratulations to Tyler and to his family on this momentous occasion and further that Sault Ste. Marie looks forward to the Stanley Cup coming to our city once again. CARRIED.
- (d) Moved by Councillor S. Myers  
Seconded by Councillor L. Turco  
Whereas the report of the 2007 Boards and Committees Review Committee identifies two categories of external boards as category "A" (no Council nominee) and category "B" (Council to nominate a member for appointment); and  
Whereas Algoma University is listed among eight external boards in category "A"; and  
Whereas Algoma University in light of their newly acquired independence has requested City Council recommend a member for nomination to this Board;  
Therefore be it resolved that said report be amended and reflect a reclassification of Algoma University from external boards list "A" (no nominee) to external boards list "B" (nominee). CARRIED.
- (e) Moved by Councillor L. Tridico  
Seconded by Councillor F. Manzo  
Whereas the James Street Mall area and Anna Marinelli Park are in need of overall improvements and immediate cleanup and there is a desire by area residents and business owners to improve the overall appearance of the area;  
Now therefore be it resolved that City Parks staff be requested to undertake a cleanup including grass cutting, trimming overgrown shrubbery and general debris removal in the James Street Mall area and at the Anna Marinelli Park. CARRIED.

7. (f) Moved by Councillor L. Tridico  
Seconded by Councillor F. Manzo  
Whereas there have been recent reports involving Freedom of Information requests to the Ontario Privacy Commission regarding the Sault Ste. Marie Economic Development Corporation and their criteria in sole sourcing contracts; and  
Whereas the Sault Ste. Marie Economic Development Corporation is publicly funded by local tax dollars;  
Now therefore be it resolved that Council requests a report from the Legal Department regarding the right of City Council members and the right of community members in accessing information from the Sault Ste. Marie Economic Development Corporation through Freedom of Information via Ontario Privacy Commission. DEFEATED.

Recorded Vote

For: Councillors L. Tridico, F. Fata, T. Sheehan, F. Manzo  
Against: Acting Mayor P. Mick, Councillors J. Caicco, L. Turco, B. Hayes, O. Grandinetti, S. Myers, S. Butland  
Absent: Mayor J. Rowswell, Councillor D. Celetti

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 O. Grandinetti  
Seconded by Councillor S. Butland  
Resolved that all the by-laws listed under Item 10 of the Agenda under date 2009 06 22 be approved. CARRIED.

- (a) Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland  
Resolved that By-law 2009-121 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 1351 Great Northern Road (Stanghetta) be read three times and passed in Open Council this 22<sup>nd</sup> day of June, 2009. CARRIED.

10. (b) Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland  
Resolved that By-law 2009-124 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 22<sup>nd</sup> day of June, 2009. CARRIED.
- (c) Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland  
Resolved that By-law 2009-125 being a by-law to authorize the City's acquisition from Helga Perkins of 580 Fifth Line East be read three times and passed in Open Council this 22<sup>nd</sup> day of June, 2009. CARRIED.
- (d) Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland  
Resolved that By-law 2009-126 being a by-law to permit the temporary street closing of various streets to facilitate Rotaryfest 2009 be read three times and passed in Open Council this 22<sup>nd</sup> day of June, 2009. CARRIED.
- (e) Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland  
Resolved that By-law 2009-127 being a by-law to prohibit vendors from locating near the grounds of Rotaryfest 2009 be read three times and passed in Open Council this 22<sup>nd</sup> day of June, 2009. CARRIED.
- (f) Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland  
Resolved that By-law 2009-128 being a by-law to permit the temporary street closing of Doncaster Road to permit a street gathering be read three times and passed in Open Council this 22<sup>nd</sup> day of June, 2009. CARRIED.
- (g) Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland  
Resolved that By-law 2009-130 being a by-law to amend By-laws 80-200 and By-law 4100 dealing with the exemption from the noise control by-laws for various events to be held at the Airport Fairgrounds be read three times and passed in Open Council this 22<sup>nd</sup> day of June, 2009. CARRIED.
- (h) Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland  
Resolved that By-law 2009-131 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 concerning lands located at 467 Korah Road (Megginson) be read three times and passed in Open Council this 22<sup>nd</sup> day of June, 2009. CARRIED.

10. (i) Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland  
Resolved that By-law 2009-132 being a by-law to authorize the renewal of the agreement between the City and the New Algoma Farmers' Market be read three times and passed in Open Council this 22<sup>nd</sup> day of June, 2009.  
CARRIED.

(i) Moved by Councillor O. Grandinetti  
Seconded by Councillor S. Butland  
Resolved that By-law 2009-133 being a by-law to repeal By-law 82-098 being a by-law to authorize an agreement with Royal Hotel (Sault) Limited be read three times and passed in Open Council this 22<sup>nd</sup> day of June, 2009.  
CARRIED.

Councillor L. Tridico declared a pecuniary interest – family business adjacent to subject property.

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

(a) Moved by Councillor F. Manzo  
Seconded by Councillor J. Caicco  
Resolved that Council shall now go into Caucus to:  
1. discuss one matter concerning identifiable individual – Appointment to Board; and  
2. discuss one labour relations/personal matter about identifiable individual; 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 F. Manzo  
Seconded by Councillor S. Butland  
Resolved that this Council shall now adjourn. CARRIED.

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ACTING MAYOR

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CLERK

# Three additional training opportunities available to you at the 2009 AMO Annual Conference



## Heads of Council Training

**Saturday, August 15, 2009 8:30 am - 4 pm**

Explore what leadership requires on a daily basis and in a crisis. Join fellow Heads of Council for a one-day training session exploring:

- Leadership styles
- Leading from influence rather than authority
- Situational management
- Effective public speaking techniques
- Media relationship management
- Intergovernmental relations
- Networking

## Heads of Council Forum

**Sunday, August 16, 2009 8:30 am - 4 pm**

We have received an overwhelming number of requests from Heads of Council who have attended previous AMO Heads of Council Leadership Workshops, asking for an opportunity to meet on an annual basis. As a result, we offered a Leadership Forum in Ottawa last August at the 2008 AMO Conference. This Leadership Forum was tremendous success.

The Heads of Council Forum will be repeated with new, updated material on Sunday, August 16, 2009 in Ottawa prior to the 2009 AMO Annual Conference. This Leadership Forum will provide for continuing dialogue amongst Heads of Council, and will include an update on current issues, including strategic financial topics. The Forum will also allow for discussion amongst peers regarding problems which are specific to their circumstances as heads of council.

## The Meetings Series

**Wednesday, August 19, 2009 1 pm - 5 pm**

"Countless" was how one councillor described the number of hours spent in meetings! How might we improve this response? You need to understand the rules if you expect to be effective in achieving your goals on council in a timely way.

This workshop will provide practical advice specific to Heads of Council, members of council, Municipal Clerks and Administrators on a variety of topics relating to council, committee and local board meeting procedures.

Members of council expect the Clerk to be the expert on parliamentary procedure. But it is not appropriate to count on the Clerk to guide every meeting. Members and the Head both must all be knowledgeable and confident in the rules governing meetings.

This Workshop will explore the elements of a successful meeting. It will provide you with the tools to find answers to your procedural questions. This is a hands-on workshop where you will participate and be asked to share your experience and expertise. We will all benefit from this shared wisdom and the practical information presented.

**Don't miss out.  
Register today!**

5(a)

# Conference Training Registration Form

**SIGN UP TODAY! DON'T MISS OUT.**

Please type or print clearly. Use one form per registrant. Payment MUST accompany registration.  
Please fax registration form to (416) 971-6191

First Name	Last Name	
Title	Municipality	
Address		
City	Province	Postal Code
Phone	Fax	E-mail

Location Please Select One:	X	Cost
Heads of Council Training:		
August 15: Ottawa, Westin Hotel, prior to AMO Annual Conference		\$ 450 + GST = \$472.50
Heads of Council Forum:		
August 16: Ottawa, Westin Hotel, prior to AMO Annual Conference		\$ 300 + GST = \$315.00
<b>Attend both Heads of Council Training sessions and receive a 10% discount (pre-GST)</b>		\$675 + GST = \$ 708.75
August 19: Ottawa: Westin Hotel, 11 Colonel By Drive <b>Please note this session will run from 1 pm to 5 pm and is on the last day of the AMO Annual Conference</b>		\$350 + GST = \$367.50
<b>TOTAL COST:</b>		

## PAYMENT

Registration forms CANNOT be processed unless accompanied by proper payment.

<input checked="" type="checkbox"/> Cheque payable to: Association of Municipalities of Ontario 200 University Avenue, Suite 801 Toronto, ON., M5H 3C6	<input type="checkbox"/> Mastercard	<input type="checkbox"/> Visa
	Card #	
	Name on Card	
	Expiry Date	
	Signature	

### Refund Policy:

Cancellations must be made in writing and received by AMO 14 days prior to the date of the selected seminar.  
An administration fee of \$ 50.00 + 5% GST (\$52.50) will apply.

For further information please contact Anita Surjdeo at  
[asurjdeo@amo.on.ca](mailto:asurjdeo@amo.on.ca) or 416-971-9856 ext. 344,  
 or visit AMO online at [www.amo.on.ca](http://www.amo.on.ca)





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Toronto, ON M5H 3C6  
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## MEMBER COMMUNICATION

ALERT N°: 09/057

To the attention of the Clerk and Council  
July 17, 2009

FOR MORE INFORMATION CONTACT:  
Craig Reid , AMO Senior Policy Advisor  
(416) 971-9856 ext 334

### \$7 Million for Drinking Water Stewardship Available

**Issue:** The Ministry of the Environment's Ontario Drinking Water Stewardship Program (ODWSP) 2009-10 is now available for applications that take action on protecting municipal drinking water sources.

#### Background:

The ODWSP was created by the *Clean Water Act, 2006* to provide financial assistance to eligible persons and groups interested in taking immediate actions to protect their sources of municipal drinking water supplies. Financial assistance in the amount of \$14 million will be made available over the next two years until 2011.

This year, \$7 million in financial assistance is available for:

- Education and Outreach;
- Special Projects; and
- Early Actions.

Requests for grant proposals and applications for the Education and Outreach, Special Projects, and Early Actions components have been posted on the ministry's website at [www.ontario.ca/cleanwater](http://www.ontario.ca/cleanwater) and specific applications and requirements for these components can be found under Requests for Grant Proposals.

Municipalities interested in applying for assistance to carry out drinking water supply protection projects are encouraged to visit the website and apply for financial assistance.

The MOE is currently providing financial assistance under the ODWSP for voluntary initiatives that help protect municipal drinking water sources. However, the Ministry advises that in the fall of 2009 the ODWSP will be undergoing a strategic shift to focus on providing financial assistance to those affected by the Act. As these persons will begin to be identified with the completion and release of assessment report technical information in the second half of 2009, and in order to accommodate this shift, the MOE may re-issue some or all of the Requests for Grant Proposals on its website.

Members may also be interested in reviewing MOE's discussion paper on the **Requirements for the Content and Preparation of Source Protection Plans** available at: <http://www.ebr.gov.on.ca/ERS-WEB-External/> under the EBR number PA06E0013.

The discussion paper includes the minimum content requirements for plans, approaches to policy development, monitoring, Great Lakes issues and consultation requirements. Municipalities are encouraged to engage their Source Protection Committees in the development of the Source Protection Plans, particularly as the plans may include requirements for municipalities such as implementation of Official Plan amendments and monitoring. Members who wish to comment on the discussion paper are asked to copy Craig Reid at AMO at [creid@amo.on.ca](mailto:creid@amo.on.ca).

**Action:**

Municipalities are encouraged to apply for funding for drinking water source protection funding.

AMO will continue to keep members up-to-date on developments related to the *Clean Water Act*.

*This information is available in the Policy Issues section of the AMO website at [www.amo.on.ca](http://www.amo.on.ca).*



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## MEMBER COMMUNICATION

ALERT N°: 09/056

ALERT

To the attention of the Clerk and Council  
July 15, 2009

FOR MORE INFORMATION CONTACT:  
Petra Wolfbeiss , AMO Senior Policy Advisor  
(416) 971-9856 ext 329

### Government Releases Draft Built Environment Standard Under the AODA for Public Review

#### Issue:

On July 14, 2009, the Government released the initial draft Employment Standard under the Accessibility for Ontarians with Disabilities Act, 2005 for public review and comment. The public review period is until October 16, 2009.

#### Background:

The AODA, 2005, requires the Minister of Community and Social Services to develop accessibility standards that will remove barriers for people with disabilities. The standards are expected to apply to the public sector, including all municipalities in the Province, as well as the not-for-profit and private sectors. They will address a full range of disabilities including physical, sensory, mental health, developmental and learning and will be implemented in phases leading to full accessibility in Ontario by 2025. Once completed, the standards will be introduced into legislation and therefore will become mandatory and enforced by the Province.

The Initial Proposed Accessible Built Environment Standard was developed by an external Accessible Built Environment Standards Development Committee (SDC). This external committee included representatives from the disability community as well as the public and private sectors. The SDC's initial proposed standard is now posted for public review and feedback. The initial proposed standard does not necessarily reflect the point of view of the government.

It is important to note that the government does not plan to impose requirements for retrofitting existing buildings at this time. Also, the government does not intend to require Ontarians to make their existing or new single family houses accessible at this time.

The public review period to make comments on the SDC's Initial Proposed Accessible Built Environment Standard is from **July 14, 2009 to October 16, 2009**.

Once the public review period is over, the standards development committee will reconvene to consider your feedback. They may make changes to their initial proposed standard based on the feedback prior to finalizing a proposed standard for submission to the Minister of Community and Social Services.

Those interested in reviewing the SDC's proposed standard or participating in the accessibility standards development process can find more information on the Ministry of Community and Social Services' website at:

English:  
[www.ontario.ca/community](http://www.ontario.ca/community)

French:  
[www.ontario.ca/communautaires](http://www.ontario.ca/communautaires)

In September, public consultation sessions will be conducted across the province. To participate in a consultation session please call 1-888-482-4317 or toll-free TTY 1-888-335-6611, or email [public.review@oliverwyman.com](mailto:public.review@oliverwyman.com).

**Action:**

AMO is urging its members to review the proposed standard and to provide comments to the Government.

Through the work of the AMO Built Environment Resource Team, AMO will be developing a response to the standard outlining municipal issues and concerns. Once developed, AMO's concerns will be shared with the membership.

*This information is available in the Policy Issues section of the AMO website at [www.amo.on.ca](http://www.amo.on.ca).*



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## MEMBER COMMUNICATION

ALERT N°: 09/055

ALERT

To the attention of the Clerk and Council  
July 15, 2009

FOR MORE INFORMATION CONTACT:  
Craig Reid, AMO Senior Policy Advisor  
(416) 971-9856 ext 334

### **Call for Applications for the *Ontario Transportation Demand Management (TDM) Municipal Grant Program***

**Issue:** The Ministry of Transportation is now accepting applications for the 2009-2010 *Ontario TDM Municipal Grant Program: A Program to Encourage Cycling, Walking, Transit, and Trip Reduction.*

#### **Background:**

The grant program will provide financial assistance to Ontario municipalities for the development and implementation of TDM plans, programs, and services that promote alternatives to driving alone. Initiatives funded through the grant program should do one or more of the following:

- Reduce the number of trips being made, especially during peak hours, through the use of incentives and disincentives;
- Reduce daily vehicle kilometres traveled within a specific geographic area;
- Promote transit and provide incentives to increase transit ridership; and
- Promote TDM best practices and build understanding of the benefits of TDM.

Details on the program are included in the invitation letter, along with copies of the Application Form and Application Guidelines and Requirements, can be found on the AMO web site at [www.amo.on.ca/Content/NavigationMenu/PolicyIssues/ArtsandFYIs/default.htm#TDM\\_Municipal\\_Grant\\_Program](http://www.amo.on.ca/Content/NavigationMenu/PolicyIssues/ArtsandFYIs/default.htm#TDM_Municipal_Grant_Program)

**The deadline for receipt of applications is Friday October 2, at 5:00 p.m.**

All completed application packages must be submitted either in person, by pre-paid courier or by registered mail, to:

**Ontario TDM Municipal Grant Program**  
Urban Planning Office  
Transportation Planning Branch  
Ministry of Transportation  
30th Floor - Suite 3000  
777 Bay Street  
Toronto, Ontario M7A 2J8

**Any questions regarding the program should be directed to the Ministry of Transportation's Urban Planning Office at:**

Tel: 416-585-7099 or 1-866-201-3207 (toll free) - Email: [TDMmunicipalgrantprogram@ontario.ca](mailto:TDMmunicipalgrantprogram@ontario.ca)

*This information is available in the Policy Issues section of the AMO website at [www.amo.on.ca](http://www.amo.on.ca).*

**Donna Irving**

**From:** communicate@amo.on.ca  
**Sent:** July 10, 2009 12:59 PM  
**To:** Donna Irving  
**Subject:** Notice to Members re AMO AGM and Bylaw Amendment

Notice of the Annual General Meeting of the Association

And

Notice of Proposal to Amend the Association's By-Law

The annual meeting of the membership of the Association of Municipalities of Ontario will be held on Monday, August 17 commencing at 8:15 a.m., Confederation Ballrooms, Westin Hotel, Ottawa, Ontario. The President and Secretary-Treasurer will present their reports and the Returning Officer will table the Nominations Report.

In addition, notice is given that there will be a question on the ballot concerning a proposed By-Law amendment. The proposed amendment is to change the term of candidates elected to the Board of Directors from the current one year term to a two-year term. A two-year term would be consistent with the two-year term for the President and Secretary-Treasurer positions. The Amendment, if approved by those members who are eligible to vote at the Annual General Meeting, would take effect for the 2010 election of the Association's Board of Directors. For the amendment to pass, a simple majority of the total votes cast is needed. An eligible member is an elected official of a member municipality in good standing.

Proposed Amendment: That Section 3.3 Election and Term be changed (as shown in italics below) to read:

The term of office of the President shall be two years commencing from the date of the meeting at which he or she is elected or until his or her successor shall have been duly elected or appointed whichever comes first. The term of office of all other directors shall be two years commencing from the date of the meeting at which he or she is elected until the next annual meeting next following for which an election is required or until his or her successor shall have been duly elected or appointed whichever comes first. The term of office of an ex officio director shall be two years commencing from the date he or she becomes a director ex officio. If an election of directors is not held at the proper time, the directors continue in office until their successors are elected. Election shall be by secret ballot. The President and Secretary-Treasurer shall not be eligible for re-election in the next following term.

This proposed amendment would not affect any of the appointed positions to the Board, which include the Chairs of the Eastern and Western Wardens Caucuses, Large Urban Mayors Caucus of Ontario, Northern Ontario Municipal Association, Federation of Northeastern Municipalities of Ontario, Mayors and Regional Chairs of Ontario, Rural Ontario Municipal Association, Ontario Small Urban Municipalities, and Association of Francophone Municipalities of Ontario. These groups own rules establish the term of their appointees to the AMO Board.

Jim Pine  
Pat Vanini

Secretary-Treasurer  
Executive Director

July 10, 2009

PLEASE NOTE



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## MEMBER COMMUNICATION

ALERT N°: 09/054

**To the attention of the Clerk and Council**  
July 9, 2009

FOR MORE INFORMATION CONTACT:  
Milena Avramovic, AMO Senior Policy Advisor  
(416) 971-9856 ext 342

ALERT

### Planning Act Survey

#### **Issue:**

Surveying members to determine whether the progressive new planning tools which came into effect in January 2007 are being used and are effective in addressing the issues raised by municipal governments during the last Planning Act review.

#### **Background:**

The *Planning Act* was most recently changed through Bill 51 and came into effect in January 2007. The Act provided a number of progressive legislative and regulatory tools not before available to municipalities including, but not limited to:

- Having limitation on the appeal of employment land boundaries as well as "area of settlement" boundaries;
- Providing direction to the OMB for recognition and regard to municipal decisions;
- Improving Community Improvement Plans (CIP) to allow redevelopment in addition to rehabilitation;
- Enhancing the development permit system for those municipalities wishing to use this tool;
- Expanding the options for parkland dedication to encourage sustainable design such as green roofs, porous surfaces, etc.; and
- Provision of new authority for architectural/urban design.

Additionally, in 2005, the Provincial Policy Statement also underwent amendments which required updates to municipal policies.

Association of Municipalities of Ontario (AMO) is checking in with members to determine the level of implementation of the new tools which were provided with the change to the Act. It is also an opportunity to determine whether additional effort is needed to assist members to take advantage of these new tools where that opportunity hasn't been fully utilized. We are also interested in the status with respect to the implementation of the updated policies of the Provincial Policy Statement, 2005.

AMO is using a new web tool, the Survey Monkey, to conduct this survey which you can access by clicking

[https://www.surveymonkey.com/s.aspx?sm=8hUf1RQI7lr14b7s462KCQ\\_3d\\_3d](https://www.surveymonkey.com/s.aspx?sm=8hUf1RQI7lr14b7s462KCQ_3d_3d). The completion of the survey should take approximately 30 minutes.

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ALERT

**Action**

It is recommended that the survey be forwarded to staff responsible for management of planning issues for response.

Your response to AMO by August 10, 2009 would be appreciated as AMO wishes to use these results at the upcoming AMO conference to communicate our findings to members and to use it to determine what, if any, additional work is required.

*This information is available in the Policy Issues section of the AMO website at [www.amo.on.ca](http://www.amo.on.ca).*

# BOARD BRIEF

## Highlights from the Board of Directors

### THE FUTURE OF E-BIKES IN ONTARIO

The Board of Directors reviewed Bill 126, *Road Safety Act*, which received Royal Assent on April 23, 2009. As the Government looks at ways to encourage Ontarians to Go Green and increase mobility options, MTO has amended the *Highway Traffic Act* (HTA) to include e-bikes in the definition of bicycles.

A three year pilot project to study the use of these vehicles will be coming to a close on October 3, 2009. The Board supports the amendments to Bill 126 and has asked staff to monitor the communication and progress and report back at our September meetings.

### BILL 150 – THE GREEN ENERGY ACT

In April 2009, during the OGRA Board Meeting, the Board requested that a letter be sent to the Standing Committee on General Government advising that OGRA fully supports the position presented by AMO regarding Bill 150. A letter was sent on April 17, 2009 to the Clerk of the Committee from our President, Eric Rutherford.



To read this letter, please visit our website at [www.ogra.org](http://www.ogra.org) and go to Advocacy and Policy – News and Information.

Bill 150, the *Green Energy and Economy Act*, received third reading and royal assent in the legislature May 14, 2009.

### E-TENDERING: A FUTURE MEMBER SERVICE FOR OGRA

OGRA is working with a Steering Committee to implement an Electronic Infrastructure Procurement Solution for Municipalities. Presently in the planning stages, the Steering Committee is working towards making this project as flexible as possible to allow municipalities to use as many components as they deem appropriate. The Steering Committee is made up of Public Works Practitioners, Buyers, Consultants and Contractors. OGRA staff continues to work on branding this new member service. As this project moves forward, information will be made available on the OGRA website at [www.ogra.org](http://www.ogra.org).

## EDUCATION AND WORKSHOPS

One of OGRA's business objectives is to provide affordable and accessible education and training services. As presented to the Member Services Committee on Thursday, June 25, OGRA plans to offer several workshops in the fall including, Snow School, September 28-30 in Alliston, Ontario; the Snow and Ice Colloquium to be held in Mississauga, Ontario October 6th and 7th and two Technology Transfer Programs. Program details can be found on our website.

OGRA's annual Guelph Road School celebrated its 50th Anniversary with record attendance



this past May. Congratulations to those who were involved in making the 50th Year a complete success.

Attendance of the MIT courses, Municipal Infrastructure Training, exceeded expectations this year and staff are busy planning for 2010.

In June, the Pavement Rehabilitation Program Committee met to discuss the 2010 workshop to be held in Mississauga January 26 and 27. The workshop, themed **Striking a Balance – Cost, Performance and the Environment**, will include perspectives from the Ministry of Transportation and the Industry on innovative solutions for striking a balance. Other areas of interest will include hot mix or surface treatment, potholes, municipal case studies and a look at the vision for the future on cost performance and the environment.

The program is in the preliminary planning stage and is subject to change. Information will be made available on our website in the coming weeks.

## PRESENTATION TO SELECT STANDING COMMITTEE ON AGRICULTURE AND FORESTRY

On Friday, June 26, President Rutherford addressed the Board regarding a presentation he made on behalf of OGRA and ROMA, to the Select Standing Committee on Agriculture and Forestry on May 14, 2009.

A copy of Mr. Rutherford's presentation may be found at [www.ogra.org](http://www.ogra.org) under News and Information.



*OGRA Board Members pictured above in Longlac - June 2009*

***The Board Members and OGRA staff would like to sincerely thank the Municipality of Greenstone, and particularly, the Community of Longlac for its warmth and hospitality.***

***2009-10 OGRA Board Members as shown in picture on page 1***

**BACK ROW (LEFT TO RIGHT):** Tom Bateman, County Engineer, County of Essex; Craig Davidson, CAO/Clerk-Treasurer, Municipality of Hastings Highlands; John Niedra, Director, Etobicoke York District Transportation Operations, City of Toronto; Mark Grimes, Councillor, City of Toronto; Joanne Vanderheyden, Deputy Mayor, Township of Strathroy-Caradoc; Alan Korell, Managing Director/City Engineer, City of North Bay; Second Vice-President, John Curley, Second Vice-President, Councillor, City of Timmins; Ken Hill, Mayor, Township of Russell; Joe Tiernay, Executive Director, Ontario Good Roads Association

**FRONT ROW (LEFT TO RIGHT):** David Fawcett, Deputy Mayor, Municipality of Grey Highlands; Rick Champagne, Councillor, Township of East Ferris; Past-President, David A. Leckie, Director of Roads and Transportation, City of London; President, Eric Rutherford, Councillor, Municipality of Greenstone; First Vice-President, Paul Johnson, Operations Manager, County of Wellington; Damian Albanese, Director, Transportation Division, Regional Municipality of Peel; Steve Desroches, Councillor, City of Ottawa

# Investment Basics and Beyond

## What every Municipality Should Know!

### Session Locations

#### London

**Thursday, June 4**

County of Middlesex Council Chambers  
399 Ridout Street North  
London, ON

#### Kingston

**Wednesday, June 10**

INVISTA Centre  
1350 Gardiner's Road  
Kingston, ON

#### Richmond Hill

**Tuesday, September 15**

Human Resources Training/Wellness Room  
225 East Beaver Creek Road  
Richmond Hill, ON

#### Sudbury

**Wednesday, September 30**

City Hall Sudbury  
200 Brady St.  
Sudbury, ON

#### Thunder Bay

**Wednesday, October 14**

West Thunder Community Centre  
915 Edward Street  
Thunder Bay

### Overview

There is significant benefit for **municipal staff and elected officials** to have a sound understanding of their municipality's investment opportunities, especially given the current economic conditions. Local governments must continue to make the most of taxpayer dollars while addressing short and longer term infrastructure challenges.

MFOA and LAS are pleased to offer a NEW one-day seminar designed to help you develop/ refresh your understanding of investment options available to Ontario municipalities. The sessions will include a review of available municipal investment tools, market commentary related to available investment options, and an overview of available educational resources.

### Topics include:

- Municipal investment guidelines
- Developing a municipal investment policy
- Money Market, Bond and Equity investment options
- How to develop a diversified portfolio
- Planning by investment time horizon
- How to use investments to plan for longer term infrastructure projects
- Proper accounting for investments and returns
- Educational resources for investment/cash management
- Developing a municipal investment strategy

The goal of this seminar is to enhance municipal capacity to ensure the informed and strategic investment of public monies by Ontario's local governments

### Who Should Attend?

This seminar is designed for both municipal staff (both new and veteran) and elected officials, who are interested in enhancing their understanding of investment options for municipalities as well as their local boards and committees. This session may also be of interest to DSSABs and other organizations from the public sector.

**The cost for each session is \$190 (plus gst) Registration details and form are on page 2.**

**Session time – 9am-4:15pm – registration is at 8:30am**

**MFOA**

  
**LAS**  
Local Authority Services

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# Investment Basics and Beyond Registration Form

## How To Register:

- 1** Register on line at [www.mfoa.on.ca](http://www.mfoa.on.ca). Available to MFOA Members with a valid username, password and credit card.
- 2** Complete registration form and return to MFOA offices with cheque payable to the Municipal Finance Officers' Association
- 3** Complete registration form with credit card information and and return to MFOA offices either by mail or fax (416) 362-9226.

## Select Location

<input type="checkbox"/>	London Thursday, June 4 County of Middlesex Council Chambers 399 Ridout Street North London, ON
<input type="checkbox"/>	Kingston Wednesday, June 10 INVISTA Centre 1350 Gardiner's Road Kingston, ON
<input type="checkbox"/>	Richmond Hill Tuesday, September 15 Human Resources Training/Wellness Room 225 East Beaver Creek Road Richmond Hill, ON
<input type="checkbox"/>	Sudbury Wednesday, September 30 City Hall Sudbury 200 Brady St. Sudbury, ON
<input type="checkbox"/>	Thunder Bay Wednesday, October 14 West Thunder Community Centre 915 Edward Street, Thunder Bay

## Registration fee:

\$199.50 (\$190.00 + \$9.50 GST)

(GST registration #R122766876)

Session time – 9am-4:15pm – registration is at 8:30am

Name:

Title

Municipality/Organization

Address

City

Postal Code

Phone:

Fax

Email:

## Mail to:

MFOA, 2169 Queen Street East, 2nd Floor  
Toronto On M4L 1J1 Attn: Suzanne Fich

## Credit Card Information

Visa

Mastercard

American Express

Name of Cardholder \_\_\_\_\_

Card Number \_\_\_\_\_ Expiry Date \_\_\_\_\_

Signature \_\_\_\_\_

**Refund Policy:** Refunds will be given for cancellations received in writing four business days prior to the seminar. We regret that refunds cannot be given after these dates nor for inclement weather. Please note that if you register for a seminar and do not attend, you are responsible for the full registration fee unless you cancel within the time period as stated. Substitutes are welcome.

**Cancellation Policy:** MFOA reserves the right to cancel any of the above mentioned sessions due to lack of registration.

# CONNECTIONS

*Your Customer Solutions Update from Infrastructure Ontario*

Summer is finally here and with support from federal and provincial funding programs starting to heat up, many infrastructure projects are one step closer to reality. Whether or not your organization is the recipient of a grant, we're here to help clients with their infrastructure financing needs.

Designed to help organizations access affordable long-term financing and help make capital projects happen, our loans provide significant value in today's tight credit conditions.

We offer low interest rates and long terms – up to 40 years for many clients. Plus, if you're ready to build or already building, our construction financing – **less than 1%** – is the most affordable way to manage your short-term cash flow needs. Financing is available for most capital expenditures and our all-in blended rates are locked for the full length of the term. No extra fees, no commissions, and no need to refinance.

#### **Put us to work for you**

Don't forget, our Loan Program isn't just for construction projects. Any type of capital expenditure is eligible: new or used vehicles, like fire trucks and buses; metering equipment, accessibility projects, HVAC systems – even garage doors and musical instruments.

An Infrastructure Ontario loan can also be used to supplement your portion of federal and provincial funding programs. For example, you can use our Loan Program to help you finance your portion of shared funding programs like the government's Infrastructure Stimulus Fund, Building Canada Fund, or any other grant program.

We've been providing loans in support of infrastructure projects since 2003. In fact, this past May our Loan Program reached an important milestone – **over \$2 billion in financing out-the-door** since 2003. That represents over 850 infrastructure renewal projects across Ontario for hundreds of different clients.

You don't need to have experience with the capital markets to access our financing. The Government of Ontario set up the Loan Program to help organizations like yours access capital markets financing efficiently and affordably.

#### **Upcoming Events**

In June, we attended two municipal-sector conferences, one in Sault Ste Marie and one in Honey Harbour. Prior to that, we attended two new conferences: the Ontario Long-term Care Association Conference and the Hospice Association of Ontario conference. We are doing our best to meet with as many potential clients as possible.

#### **Mini Client Profile: Green Phoenix**

Green Phoenix, a non-profit affordable housing apartment building in Toronto, demonstrated that green building is not an unrealistic luxury for those planning and developing affordable housing. By incorporating these green strategies, they will be able to keep the housing more affordable over the long run.



Click [here](#) to find out the whole story.

If you'd like us to highlight your loan project in one of our promotional pieces, please email us at [marketing@infrastructureontario.ca](mailto:marketing@infrastructureontario.ca)

#### **Learn more online**

We're updating our website to include resources that will help guide our clients through the loan process and answer some of the more common questions. We're also uploading Loan Client Profiles to the website, so you can see how the Loan Program has helped clients like you.

Check out the "Resources" tab on your [sector's page](#) to find customized information.

#### **Loan Program Reps**

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Here's a list of where we'll be over the next couple months. Please contact us if you want to set up a meeting.

Date	Conference	Location
Aug. 16-19	Association of Municipalities of Ontario	Ottawa
Sep. 15-17	Association of Francophone Municipalities of Ontario	Cochrane
Sep. 16-17	Ontario East Municipal Conference	Kingston
Sep. 23-25	Municipal Finance Officers' Association Conference	Huntsville
Sep. 29-30	Municipal Capital Asset Management & Funding Summit	Toronto
Sep. 30-Oct. 2	Northwestern Ontario Regional Conference	Thunder Bay
Oct. 18-20	Counties, Regions, Single Tier Municipal Conference	Ajax
Nov. 13-15	Ontario Non-profit Housing Association Conference	Toronto
Nov. 25-26	Ontario West Municipal Conference	London

**Capital markets financing has never been this affordable.**  
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**make your next project more affordable.**

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 Manager, Client Solutions  
**Southwestern Ontario**  
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**Bill Paterson**  
 Director, Client Solutions  
**Northern Ontario**  
 Tel: 416-314-1420

**Catherine Barr**  
 Manager, Client Solutions  
**Central Ontario**  
 Tel: 705-745-5005

**Robert Keene**  
 Manager, Client Solutions  
**Eastern Ontario**  
 Tel: 905-721-2792



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## MEMBER COMMUNICATION

ALERT N°: 09/053

To the attention of the Clerk and Council  
July 3, 2009

FOR MORE INFORMATION CONTACT:  
Craig Reid, AMO Senior Policy Advisor  
(416) 971-9856 ext 334

ALERT

### Recreational Infrastructure Funding Announcements Now Underway

#### Issue:

On June 26, 2009, the Governments of Canada and Ontario began the roll-out of funding announcements under Recreational Infrastructure Canada program in Ontario (RInC Ontario) and the Ontario Recreation Program (Ontario REC). Communities across Ontario will benefit from more than \$380 million in joint federal and provincial investments in public infrastructure through 758 approved projects to upgrade and renew existing recreational infrastructure.

Local announcements are being made over a ten day period. A list of approved projects is to be made available on July 6, 2009 at [www.rinc-on.ca](http://www.rinc-on.ca).

#### Background:

The Federal 2009 Budget included \$500 million for the Recreational Infrastructure Canada program to support upgrading and renewal of recreational facilities in communities across Canada. The federal allocation for Ontario is \$195 million. The Province of Ontario matched that funding in the 2009 Ontario Budget for the Ontario Recreation Program. Municipalities as proponents will fund one-third contributions to these projects.

AMO has been advised that demand for project funding through the application process significantly exceeded the available funding.

For additional information about these programs, please visit [www.rinc-on.ca](http://www.rinc-on.ca)

#### Action:

AMO will keep members informed of the status of RInC Ontario and Ontario REC. AMO continues to advocate for additional long-term, sustainable municipal infrastructure funding for municipalities in every part of Ontario.

*This information is available in the Policy Issues section of the AMO website at [www.amo.on.ca](http://www.amo.on.ca).*



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## MEMBER COMMUNICATION

ALERT N°: 09/050

**To the attention of the Clerk and Council**  
June 30, 2009

**FOR MORE INFORMATION CONTACT:**  
Milena Avramovic, AMO Senior Policy Advisor  
(416) 971-9856 ext 342

ALERT

### WDO Used Tire Plan Comes Into Effect September 1, 2009

#### **Issue:**

The approved Used Tire Plan will be implemented on September 1, 2009, by Ontario Tire Stewardship (OTS). Municipalities wishing to participate in the collection need to register with the OTS and undertake some housekeeping.

#### **Background:**

The Minister of the Environment, the Honourable John Gerretsen, approved the Used Tires Program Plan on April 8, 2009. The full cost and physical responsibility of the program is now with the industry.

The aggressive scrap tire collection and recycling system being implemented by OTS under the Waste Diversion Act is expected to divert 90% percent of scrap on-road tires and 50% of scrap off-road tires over the first five years of the program. Funds for the program will be provided by a fee system collected by OTS from tire brand owners and first importers (collectively referred to as 'stewards'). Stockpile abatement and a comprehensive tracking system will ensure tires are directed to recycling higher end uses, and will provide a comprehensive network for the collection of tires to make it easier for Ontario consumers to recycle their old tires at no cost.

#### **How the plan will affect municipalities:**

##### Waste Division

In order to receive free tire pickup from registered tire haulers and receive the Used Tire Collection Allowance (\$0.88 per passenger/light truck tires and \$3.05 per medium truck and off-the-road tires), municipalities must register with OTS as a *Collector* and accept tires from residents and businesses at no charge at their public drop-off waste facilities.

##### Operations (e.g. Public Works Transit, Emergency Services, etc.)

Municipalities which own fleet vehicles and generate tires through their regular business operations can also benefit from the program by receiving free tire pickup by a registered hauler. In order to receive free tire pickups, municipalities must register with OTS as a *Generator*. Municipalities will not receive the Used Tire Collection Allowance for tires they generate from municipal fleets.

There may also be opportunities for municipalities to have their tire supplier(s) remove used tires when delivering new tires rather than contacting a registered hauler. This option does not require registration with OTS.

**Actions Required:**

Amend and approve fee by-laws to remove fees for accepting used tires from residents and businesses, effective September 1, 2009.

Register as a collector and/or generator on-line with OTS at [www.ontariotirestewardship.org](http://www.ontariotirestewardship.org) starting July 6, 2009.

Have all tires that have been charged a fee removed from public drop-off waste facilities during the month of August.

**Additional information:**

Contact OTS at 1-888-OTS-2202, or visit their website at [www.ontariotirestewardship.org](http://www.ontariotirestewardship.org).

*This information is available in the Policy Issues section of the AMO website at [www.amo.on.ca](http://www.amo.on.ca).*

## MEMBER COMMUNICATION

ALERT N°: 09/051

*To the attention of the Clerk and Council*  
June 30, 2009

### AMO Report to Members on June 2009 Board Meeting

To keep members informed, AMO provides updates on important issues considered at regular AMO Board of Directors' meetings. Highlights of the June 2009 Board meeting follow:

- **Cap and Trade System**

An update on the Provincial Government's proposed cap and trade system was provided by Jim Whitestone, a Director in the Ministry of Environment and Alex Carr, Executive Director of The Climate Registry, an organization which manages cross-jurisdictional carbon trading.

**Contact:** Craig Reid, Senior Policy Advisor, email: [creid@amo.on.ca](mailto:creid@amo.on.ca); ext. 334.

- **Renewable Energy**

JoAnne Butler, OPA Vice President, Electricity Resources provided an overview of feed-in tariff and micro feed-in tariff programs and pricing under the Green Energy and Green Economy Act.

**Contact:** Scott Vokey, Energy Services Coordinator, email: [svokey@amo.on.ca](mailto:svokey@amo.on.ca); ext. 357.

- **Early Learning Advisor's Report**

The Board received a briefing on the report, "With Our Best Future in Mind: Implementing Early Learning in Ontario" by Dr. Charles Pascal, Early Learning Advisor to the Premier. AMO staff will work with the Province to better understand the implications of the recommendations for municipalities. An AMO alert on the report is [available online](#).

**Contact:** Petra Wolfbeiss, Senior Policy Advisor, email: [pwolfbeiss@amo.on.ca](mailto:pwolfbeiss@amo.on.ca); ext. 329.

- **Municipal Liability Reform**

The Board received an update on issues surrounding joint and several liability and the need for reform. AMO's Municipal Liability Reform Working Group will present a white paper at the AMO Conference outlining various options for the government to consider, and the AMO President will write the Province requesting a review of existing municipal liability provisions.

**Contact:** Matthew Wilson, Senior Policy Advisor, email: [mwilson@amo.on.ca](mailto:mwilson@amo.on.ca); ext. 323.

- Mandatory Carbon Monoxide**

The Board endorsed a resolution from the Town of Whitchurch-Stouffville regarding Private Members Bill 143, Hawkins Gignac Act, to legislate that carbon monoxide detectors be installed in every residential building in the province. A number of municipalities already have similar by-laws and may wish to review these in the context of this bill.

**Contact:** Darcy Higgins, Policy Advisor, email: [dhiggins@amo.on.ca](mailto:dhiggins@amo.on.ca); ext. 315.

- "Buy America" Provisions and Ontario Municipalities**

The Board received an update on the municipal implications of Buy American provisions and various Canadian responses. The Board passed the following resolution which was endorsed by AMO's Economic Development Task Force:

**AMO Resolution: Canada and United States of America Trade Relations (Buy America)**

**WHEREAS** the Ontario economy is open and, by its structure, is deeply integrated with the economy of the United States of America; and

**WHEREAS** the Canada-U.S.A Free Trade Agreement (FTA) and the North American Free Trade Agreement (NAFTA) have guaranteed access of Canadian and Ontario companies to markets in the U.S.; and

**WHEREAS** Ontario municipalities through their compliance with the Agreement on Internal Trade have open access procurement policies already in place; and

**WHEREAS** recent legislation in the United States has included measures to ensure that inputs in infrastructure and other projects funded by U.S. stimulus funding was limited to U.S. products and companies; and

**WHEREAS** this legislation has distributed funding to U.S. state and municipal governments that are not party to the free trade rules of the FTA and NAFTA and are able to exercise "Buy American" procurement policies on U.S. federal monies that should be governed by free trade rules; and

**WHEREAS** Canadian municipalities, through their advocacy at the national and local levels, have shown strong leadership in the commitment to free trade; and

**WHEREAS** the Ontario and Canadian governments have proposed including sub-national governments in the FTA and NAFTA as a way to ensure open access to U.S. state and municipal procurements;

**THEREFORE BE IT RESOLVED THAT** the Board of Directors of the Association of Municipalities calls on the Government of Canada to continue to engage the United States Congress, states, municipalities and other groups in a discussion of the integrated and mutually dependent nature of the North American economy; and

**FURTHER BE IT RESOLVED THAT** the Board of Directors of the Association of Municipalities of Ontario call on the governments of Ontario and Canada to work with Ontario municipalities through AMO to find mutually beneficial solutions to the growing protectionism in the U.S.A.

**Contact:** Craig Reid, Senior Policy Advisor, email: [creid@amo.on.ca](mailto:creid@amo.on.ca); ext. 334.

*This information is available in the Policy Issues section of the AMO website at [www.amo.on.ca](http://www.amo.on.ca).*



# Economic Development Task Force - Update

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ALERT

To the attention of the Clerk,  
Council, and Economic Development Staff

ALERT N°: 09/052  
June 30, 2009

## Municipal, Provincial, Federal, and Business Leaders Working Together

### Introduction:

AMO's Economic Development Task Force met again on June 17, 2009 to discuss a variety of key issues to enhance the local economic development efforts of communities across Ontario. The Task Force includes representatives from business associations, economic development staff, the provincial and federal governments, and municipal elected officials and staff. It is designed to encourage collaboration and information-sharing with other orders of government and stakeholders at a provincial level. Topics discussed at the meeting included:

### Canada – United States Trade Relations and Ontario municipalities

The Task Force discussed the implications of "Buy America" provisions that have been included into the U.S. Stimulus Bill and the corresponding challenge from Prime Minister Harper to have sub-national governments covered by NAFTA.

Members also offered their advice to AMO's Board of Directors on a draft resolution. At its meeting of June 26, 2009, the AMO Board passed a resolution related to "Buy America". Please refer to the Board Alert for more details.

### Best Practice Case Study: The City of North Bay – engaging the community

The Task Force will discuss at least one Ontario municipal best practice at each meeting. North Bay's business retention and expansion initiative is the first.

In 2005, North Bay Council committed to engaging the local business community to get their sense of the business environment and what steps the City might take to improve it. Using retired business leaders as volunteers and a staff of just three, the City and the Chamber of Commerce set out to personally meet with representatives from 230 businesses in North Bay. Nearly two thirds of all businesses participated in the survey and offered ideas on issues that could be improved. The City followed up on those issues which could be addressed. Designing the survey, training volunteers, completing the survey and following up on all of the issues raised took the volunteer team a year and half to complete.

The success of this initiative for North Bay has been long lasting. It significantly improved overall communication with the business community and set the tone for broader and more cohesive community engagement. The initiative created civic momentum for some major

waterfront improvements, downtown developments, and discussions regarding improvements to key public facilities like the local airport.

With three years of record development since the initiative took place, the business climate of North Bay has been fundamentally improved. To this day, City Council visits at least one local business each quarter in the spirit of continued economic development engagement across the community. North Bay's presentation is [available here](#) and in the Economic Development Resources section of AMO's website.

### **Ministry of Municipal Affairs and Housing – Initiatives to assist investment readiness**

The Ministry of Municipal Affairs and Housing heard feedback from the Task Force on potential areas of action. Some ideas under consideration include: creating an economic development program inventory and training for municipal staff, creating a process for coordinated community support when a major employer closes down, or establishing an investment readiness certification for communities. The Ministry also presented a list of existing economic development tools and sought input on the effectiveness of these tools. The Ministry's presentation is [available here](#) and in the Economic Development Resources section of AMO's website.

### **AMO Annual Conference to include Economic Development Session**

The Task Force discussed topics and framed what will be an excellent economic development session at the AMO Annual Conference entitled "*Reinventing Local Economies*". Below is a description of the session which will be offered:

*Despite the changing times, there are many excellent Ontario examples of successful collaboration between governments, business, and investors. "Whole of community" approaches successfully foster prosperity and regional economic development. Learn from two such examples, the Ontario East Economic Development Corporation and the success of Canada's Technology Triangle in Waterloo Region.*

It will be held on Monday August 17 from 3:00pm to 4:30pm. AMO Annual Conference registration information is [available here](#).

### **How to get involved**

*Have a good idea your municipality would like to share? If your municipality has a practice or an idea which is a showcase for others, please pass it on.*

*Want feedback on a proposal? If you have an idea which you would like the Task Force to consider or would like to make a presentation to get feedback on a proposal, please let us know.*

The next Economic Development Task Force Update will be released this fall.

For more information regarding the Task Force, please contact:  
**Matthew Wilson, AMO Senior Policy Advisor**  
416-971-9856 extension 323 or email: [mwilson@amo.on.ca](mailto:mwilson@amo.on.ca)

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## MEMBER COMMUNICATION

FYI N°: 09-010

To the attention of the Clerk and Council  
June 25, 2009

FOR MORE INFORMATION CONTACT:  
Craig Reid, Senior Policy Advisor  
(416) 971-9856 ext 334

### ***Creating Jobs: Delivering Results***

*Creating Jobs: Delivering Results* is a new Infrastructure Canada newsletter. It reports to Canadians on the steps that the Government of Canada is taking to accelerate infrastructure funding and stimulate the economy through the infrastructure components of Canada's Economic Action Plan. The Government of Canada is working with provinces, territories and municipalities to speed up project funding, streamline approvals and get shovels in the ground faster.

To view the newsletter in English:

<http://www.buildingcanada-chantierscanada.gc.ca/media/newsletter-bulletin/vol01/index-eng.html>

To view the newsletter in French:

<http://www.buildingcanada-chantierscanada.gc.ca/media/newsletter-bulletin/vol01/index-fra.html>

*This information is available in the Policy Issues section of the AMO website at [www.amo.on.ca](http://www.amo.on.ca).*

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**Report of the  
Secretary-Treasurer  
On Nominations to the  
2009 – 2010  
AMO Board of Directors**

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June 24, 2009

**To: Member Municipalities**

It is my pleasure to submit a copy of my report on the candidates standing for election for the 2009-2010 AMO Board of Directors. Elections will be held on:

**Monday, August 17, 2009**

**2:30 p.m. – 5:30 p.m.**

**Tuesday, August 18, 2009**

**8:30 a.m. – 12:00 p.m.**

**Nova Scotia/Newfoundland Room, Westin Hotel Ottawa**

All elected officials from member municipalities in good standing with the Association are eligible to vote. **Please note that voting delegates have until 4:00 p.m. Friday, July 24, 2009 to identify or change their caucus. After this date, absolutely no changes are permitted to the voting delegates list. This rule is strictly enforced.**

**Summary:**

Elections of representatives for a one-year term will be held for the following caucus positions, subject to any withdrawals:

- County Caucus (3 elected officials)
- Regional and Single-Tier Caucus (6 elected officials)
- Small Urban Caucus (4 elected officials)

The following positions have been acclaimed:

- County Caucus (1 staff official)
- Large Urban Caucus (5 elected officials, 1 staff official)
- Northern Caucus (4 elected officials)
- Rural Caucus (4 elected officials, 1 staff official)
- Small Urban Caucus (1 staff official)

The President and Secretary-Treasurer positions are two-year terms, which will next be open in August 2010.

Respectfully submitted,

Jim Pine, Secretary-Treasurer, AMO

**2009 NOMINATIONS TO THE BOARD OF DIRECTORS**  
**FINAL LIST OF CANDIDATES**

**COUNTY CAUCUS**

	<b>REQUIRED</b>	<b>NOMINATED</b>
Appointed Officials	2	n/a
Elected Officials	3	4
Staff Officials	1	1

**Appointed Officials:**

Ron Emond	Chair	Eastern Ontario Wardens' Caucus
Ron Eddy	Chair	Western Ontario Wardens' Caucus

**Elected Officials Nominations:**

Ellen Anderson	Councillor, County of Grey	<i>Election Required</i>
John Green	Councillor, County of Wellington	<i>Election Required</i>
Carolyn Jamieson	Councillor, County of Lambton	<i>Election Required</i>
Jim Vanden Hoek	Councillor, County of Frontenac	<i>Election Required</i>

**Staff Officials Nominations:**

Wayne Jamieson	CAO, County of Bruce	<i>Acclaimed</i>
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**2009 NOMINATIONS TO THE BOARD OF DIRECTORS**  
**FINAL LIST OF CANDIDATES**


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**LARGE URBAN CAUCUS**

	<b>REQUIRED</b>	<b>NOMINATED</b>
Appointed Officials	1	n/a
Elected Officials	5	5
Staff Officials	1	1

**Appointed Officials:**

Hazel McCallion              Chair              Large Urban Mayors' Caucus of Ontario

**Elected Officials Nominations:**

Leonore Foster	Councillor, City of Kingston	Acclaimed
Diane Freeman	Councillor, City of Waterloo	Acclaimed
Percy Hatfield	Councillor, City of Windsor	Acclaimed
Lynn Peterson	Mayor, City of Thunder Bay	Acclaimed
Lou Turco	Councillor, City of Sault Ste. Marie	Acclaimed

**Staff Officials Nominations:**

Grant Hopcroft	Director of Intergovernmental & Community Liaison, City of London	Acclaimed
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**2009 NOMINATIONS TO THE BOARD OF DIRECTORS**  
**FINAL LIST OF CANDIDATES**


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**NORTHERN CAUCUS**

	<b>REQUIRED</b>	<b>NOMINATED</b>
Appointed Officials	2	n/a
Elected Officials	4	4

**Appointed Officials:**

Mac Bain              Chair              Federation of Northern Ontario Municipalities  
 Anne Krassilowsky    Chair              Northwestern Ontario Municipal Association

AMO Bylaw No. 1

Section 3.1 extract:

- four (4) shall be elected to the Northern Caucus (two (2) of whom shall be from northeastern Ontario municipalities and two (2) of whom shall be from northwestern Ontario municipalities)

**Elected Officials Nominations:**

Michael "J J" Doody    Councillor, City of Timmins (N.E.)              Acclaimed  
 Alan Spacek              Mayor, Town of Kapuskasing (N.E.)              Acclaimed

Michael Power              Mayor, Municipality of Greenstone (N.W.)              Acclaimed  
 Madge Richardson              Mayor, Township of Schreiber (N.W.)              Acclaimed

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**2009 NOMINATIONS TO THE BOARD OF DIRECTORS**  
**FINAL LIST OF CANDIDATES**

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**REGIONAL & SINGLE -TIER CAUCUS**

	<b>REQUIRED</b>	<b>NOMINATED</b>
Appointed Officials	1	n/a
Elected Officials	6	7

**Appointed Officials:**

Ken Seiling      Chair      Mayors and Regional Chairs of Ontario  
Of Single Tier Cities and Regions

**Elected Officials Nominations:**

Roger Anderson	Chair, Region of Durham	<i>Election Required</i>
Bill Fisch	Chair, Region of York	<i>Election Required</i>
Marolyn Morrison	Councillor, Region of Peel	<i>Election Required</i>
Russ Powers	Councillor, City of Hamilton	<i>Election Required</i>
Tim Rigby	Councillor, Region of Niagara	<i>Election Required</i>
André Rivest	Councillor, City of Greater Sudbury	<i>Election Required</i>
Donna Villemaire	Councillor, City of Kawartha Lakes	<i>Election Required</i>

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**2009 NOMINATIONS TO THE BOARD OF DIRECTORS**  
**FINAL LIST OF CANDIDATES**

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**RURAL CAUCUS**

	<b>REQUIRED</b>	<b>NOMINATED</b>
Appointed Officials	1	n/a
Elected Officials	4	4
Staff Officials	1	1

**Appointed Officials:**

Allen Taylor      Chair      Rural Ontario Municipal Association

**Elected Officials Nominations:**

Ron Eddy	Mayor, County of Brant	Acclaimed
Delia Reiche	Deputy Mayor, Municipality of Thames Centre	Acclaimed
Bill Vrebosh	Mayor, Township of East Ferris	Acclaimed
Chris White	Mayor, Township of Guelph/Eramosa	Acclaimed

**Staff Officials Nominations:**

Mike Galloway      Clerk, Township of Essa      Acclaimed

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**2009 NOMINATIONS TO THE BOARD OF DIRECTORS**  
**FINAL LIST OF CANDIDATES**


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**SMALL URBAN CAUCUS**

	<i>REQUIRED</i>	<i>NOMINATED</i>
Appointed Officials	1	n/a
Elected Officials	4	5
Staff Officials	1	1

**Appointed Officials:**

Norman Sandberg      Chair      Ontario Small Urban Municipalities

**Elected Officials Nominations:**

Richard Adams	Mayor, Town of Parry Sound	<i>Election Required</i>
Jim Collard	Councillor, Town of Niagara-on-the-Lake	<i>Election Required</i>
Paul Grenier	Councillor, City of Welland	<i>Election Required</i>
Bob Kilger	Mayor, City of Cornwall	<i>Election Required</i>
Gary McNamara	Mayor, Town of Tecumseh	<i>Election Required</i>

**Staff Official Position:**

Larry J. McCabe      Clerk/CAO, Town of Goderich      *Acclaimed*



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## MEMBER COMMUNICATION

FYI N°: 09-009

To the attention of the Clerk and Council  
June 23, 2009

FOR MORE INFORMATION CONTACT:  
Darcy Higgins, Policy Advisor  
(416) 971-9856 ext 315

### Support for Inclusion of Animals in Municipal Emergency Plans

**Issue:** The Provincial Animal Welfare (PAWs) Working Group on Animals in Emergencies is providing a number of resources for municipal emergency planners to coordinate additional response plans.

#### Background:

As many of you are aware, AMO maintains a close working relationship with the Ministry of Community Safety and Correctional Services (MCSCS). AMO has provided input on major recent issues, including programs associated with the Emergency Management and Civil Protection Act and the province's new standardized approach to managing incidents, the Incident Management System. This update provides you with information on a new initiative to enhance capacity related to animals in emergencies.

AMO is participating in the Provincial Animal Welfare Working Group on Animals in Emergencies. The PAWs Group consists of provincial government ministries and other stakeholders with related responsibilities and interests. The group is dedicated to supporting the inclusion of animals in emergency planning throughout Ontario.

Your Community Emergency Management Coordinator (CEMC) may have already received some of the following information. Presentations on animals in emergencies were made at the recent round of Emergency Management Ontario (EMO) sector meetings that involved CEMCs and other municipal officials, and there was a tremendous amount of interest expressed in this timely and important subject.

Dealing with animals in emergencies is inevitable. Municipalities will have to cope with this situation whether it's planned for or not. The PAWs Group can help you to achieve a planned response.

#### The PAWs GROUP - YOUR "ONE STOP SHOP"

The PAWs Group is the "one stop shop" for information on animals in emergencies in Ontario. In 2008, the group was formed by EMO and the Public Safety Division of MCSCS.

- EMO operates in support of the Emergency Management and Civil Protection Act to promote effective emergency management through the province.



- MCSCS administers the Ontario Society for the Prevention of Cruelty to Animals Act, the legislation that authorizes the OSPCA to enforce any animal welfare-related law in Ontario. The OSPCA and the PAWs Group coordinates many of the PAWs Group's initiatives.
- Additional members of the PAWs Group include AMO, other provincial ministries (including the ministries of Agriculture, Food and Rural Affairs; Natural Resources; and Municipal Affairs and Housing) and key stakeholders such as the College of Veterinarians (CVO), Ontario Veterinary Medical Association (OVMA), the Ontario Association of Veterinary Technicians (OAVT), the Animal Shelter Administrators of Ontario and the Red Cross.

In addition to serving as a vehicle for sharing information, new ideas and best practices, the PAWs Group offers four new resources to help municipalities integrate animals in emergency planning:

**(1) Access to OSPCA expertise:**

- The OSPCA is your province-wide source for assistance in planning for animals in emergencies. If your CEMC does not already have a contact at your local OSPCA branch or affiliated humane society, please talk to Connie Mallory, the OSPCA's Senior Regional Inspector in charge of Emergency Management (her contact information is below).

**(2) A Municipal Planning Template:**

- The Municipal Planning Template - which has been made available to your CEMC - is for your municipality's use, however you see fit. It is flexible enough to accommodate a range of municipality types and local requirements. It won't provide all the answers, but it will certainly help ask the right questions to effectively integrate animal-related considerations into your municipal emergency plan.
- Your local OSPCA representative can help your CEMC review this template and put it to use.
- The template was developed primarily through a joint effort of the City of Kingston and the OSPCA. In the spirit of sharing best practices, the PAWs Group is circulating it throughout the province.
- In the near future, the PAWs Group will circulate Ontario municipal emergency plans that are based on or make use of the template. That commitment to help share best practices will be ongoing.

**(3) The PAWs Volunteers Program:**

- The PAWs Volunteers Program involves dedicated veterinary medical professionals (veterinarians, veterinary technicians, etc.) and students of those professions who are prepared to participate (such as in exercises), help plan for and respond to emergencies. Your CEMC can access local PAWs Volunteers through your local OSPCA contact.

**(4) Access to advice regarding related funding under the federal Joint Emergency preparedness program (JEPP).**

- Your CEMC can contact EMO directly for additional information and assistance.

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## ANIMALS IN EMERGENCIES – SOME ONTARIO FACTS

More than 60% of Ontario households have at least one pet and most consider their pets to be family members. In a recent survey, 70 % of dog owners and 62% of cat owners said they would risk their lives to save their pets.

Over the last few decades, the primary animal-related lessons learned by emergency management professionals are:

- if it's too dangerous for people, it's too dangerous for animals;
- it is inevitable that you are going to have to deal with animals in emergencies, planning for this inevitability is better than not planning for it; and,
- including animals in emergency preparedness can help save the lives of *both* people and animals, minimize negative impacts and assist in recovery.

## CONTACT

For more information about EMO or general emergency management questions, please ask your CEMC to contact your EMO Field Officer. For questions about potential potential JEPP funding, please contact EMO's Program Funding Coordinator:

Kay Agelakos  
[Kay.agelakos@ontario.ca](mailto:Kay.agelakos@ontario.ca)  
416-314-8620  
416 314-2846 Fax

For more information about your local OSPCA contact, the PAWs Volunteers Program, the Municipal Planning Template or any other aspect of animals in emergencies, please ask your CEMC to contact:

OSPCA Sr. Regional Inspector Connie Mallory  
[www.ontariospca.ca](http://www.ontariospca.ca)  
or 1-888-668-7722 ext. 365

*This information is available in the Policy Issues section of the AMO website at [www.amo.on.ca](http://www.amo.on.ca).*

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## LAS COMMUNICATION

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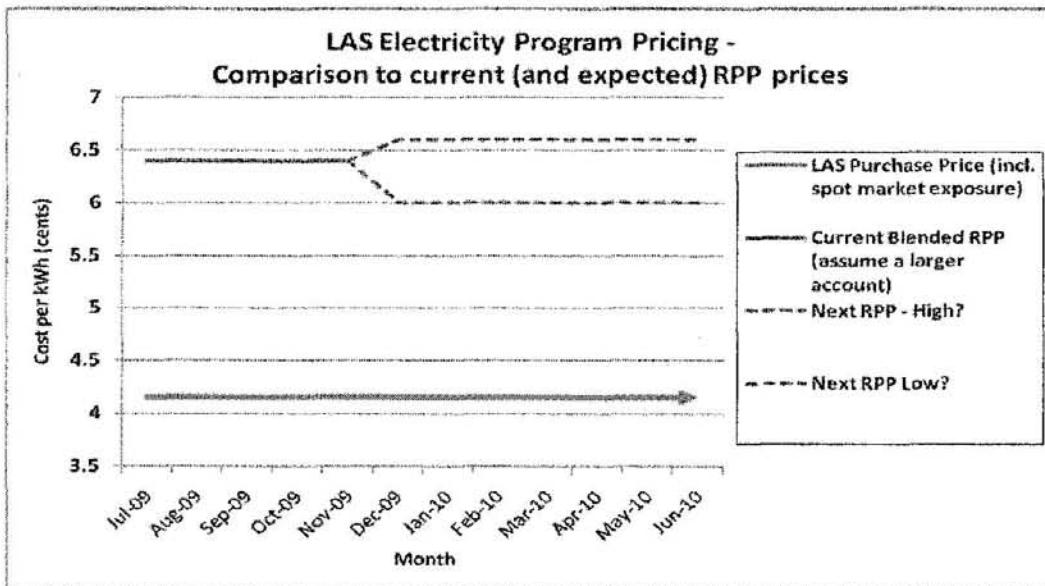
FYI N°: 09-002

To the attention of the Clerk and Council  
June 22, 2009

FOR MORE INFORMATION CONTACT:  
Jason Hagan, LAS Program Coordinator  
(416) 971-9856 ext 320 [jhagan@amo.on.ca](mailto:jhagan@amo.on.ca)

### Municipalities Will Save 35% Through Electricity Program Purchase

LAS' most recent electricity hedge purchase for 17 Ontario municipalities should provide commodity cost savings of more than 2 cents/kWh for all participants (with expected spot market costs included). The hedge purchase price was 3.95 cents/kWh including all program fees.



As a comparison, municipalities that are a part of the government's Regulated Price Plan (RPP) currently pay 5.6 cents/kWh (for the first 600 kWh consumed), and 6.5 cents/kWh for all remaining usage. Municipalities enrolled in this LAS purchase will realize cost savings of approximately 35% compared to these RPP prices.

With these 17 new participants, total enrollment in this LAS program has grown to 71 municipalities since 2007. Program members range from very small to large urban municipalities.

In addition to hedge purchase savings, LAS also provides members with lower costs for streetlight accounts – due to the low cost of power in off-peak times (overnight).

LAS will be executing additional purchases for participating municipalities in the coming months, but we also welcome new municipalities to take part in this program. For more information on how to get enrolled, please contact LAS. Enrollment materials are also available in the Commodity Program section of the LAS website:

[http://www.amo.on.ca/AM/Template.cfm?Section=Commodity\\_Programs](http://www.amo.on.ca/AM/Template.cfm?Section=Commodity_Programs)

**Ministry of Culture**

Office of the Assistant Deputy Minister  
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Facsimile: (416) 314-7461

**Ministère de la Culture**

Bureau du sous-ministre adjointe  
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July 3, 2009

To all AMO member municipalities:

The Ministry of Culture has a mandate to ensure the conservation of Ontario's heritage. Specifically, the *Ontario Heritage Act* empowers the Minister of Culture to "determine policies, priorities and programs for the conservation, protection and preservation of the heritage of Ontario." This legislation relates to, among other areas, the conservation of archaeological resources, and it gives the Minister of Culture authority to license archaeologists and set licence terms and conditions. Archaeology licensees are currently guided by the *Archaeological Assessment Technical Guidelines*, in force since 1993.

Over the last few years, the Ministry of Culture has been working to update the standards and guidelines that licensed consultant archaeologists operating in Ontario must follow when conducting and reporting on archaeological fieldwork. These new standards and guidelines are intended to ensure that archaeology is conducted according to a consistent standard of practice across the province and reduce the risk that we may continue to lose irreplaceable pieces of Ontario's heritage. They will also usher in more transparent and efficient processes within the Ministry of Culture, providing greater certainty to archaeology licensees and developers, including municipalities.

After a period of analysis and consultation, the ministry recently released draft *Standards and Guidelines for Consultant Archaeologists (2009)* for **voluntary piloting and field testing** during the 2009 fieldwork season (June – September 30). The ministry will review the results of the pilot in the fall of 2009 and release a final version of the *Standards and Guidelines* for implementation in early 2010.

#### Voluntary Piloting of the 2009 Draft Standards and Guidelines

Although the 1993 *Technical Guidelines* remain in force as the standard against which archaeological fieldwork reports are assessed throughout 2009, the **Ministry of Culture is encouraging consultant archaeologists to seek approval from their clients to voluntarily pilot test the revised 2009 draft Standards and Guidelines this season**. This pilot testing will provide archaeologists with the opportunity to apply the draft Standards and Guidelines to real-world conditions, and the resulting experience and related fieldwork reports will help the Ministry of Culture gauge the functionality of the draft *Standards and Guidelines*.

It will be most beneficial for the ministry to receive fieldwork reports reflective of pilot testing for the widest possible variety of projects being conducted during the 2009 fieldwork season in all parts of the province. **If you agree to allow your consultant archaeologist to pilot test the 2009 draft Standards and Guidelines in full, the Ministry of Culture will commit to providing an expedited review of the archaeological fieldwork reports submitted.** The ministry has dedicated the resources necessary to allow us to make this commitment without compromising the turnaround times for reviews of archaeological fieldwork conducted under the

1993 *Technical Guidelines*, and without impeding the progress we continue to make on the existing archaeological fieldwork report backlog.

We request that pilot-test fieldwork reports be submitted as soon as possible and no later than October 15. Where aspects of the reported fieldwork don't adhere to the 2009 draft *Standards and Guidelines*, our staff will provide feedback for information purposes and to provide clarity; however, as long as a report meets the terms and conditions of the consultant archaeologist's licence and the 1993 *Technical Guidelines*, the report will be accepted.

The Ministry of Culture is working with the Association of Professional Archaeologists (APA) and the Ontario Archaeological Society (OAS) to monitor feedback from archaeologists during the pilot period. Internally, we are reviewing a sample of past fieldwork reports from our records to assess the impacts of the 2009 draft guidelines under particular circumstances. These and other assessment activities conducted during the pilot period will inform the final revision of the *Standards and Guidelines* before their 2010 release.

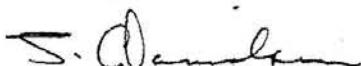
For more information about **voluntary pilot testing** of the draft *Standards and Guidelines for Consultant Archaeologists* (2009), and the ministry's offer of an **expedited review process**, please contact:

Debra Lary  
Policy Branch  
Ministry of Culture  
400 University Avenue, 4<sup>th</sup> Floor  
Toronto ON M7A 2R9  
416-212-3100  
[debra.lary@ontario.ca](mailto:debra.lary@ontario.ca)

The Ministry of Culture is genuinely committed to a final review of the *Standards and Guidelines* this fall to ensure the final document is as practical and effective as possible. We are interested in your feedback on the document, whether you want to provide it directly or through participation in the pilot. A copy of the draft *Standards and Guidelines for Consultant Archaeologists* (2009) is available on the Ministry of Culture website:  
[www.ontario.ca/archaeologystandards](http://www.ontario.ca/archaeologystandards).

A draft *Technical Bulletin on Engaging Aboriginal Communities in Archaeology*, providing guidance and resources to consultant archaeologists on this important aspect of their work, has also been released. A second draft technical bulletin provides advice specific to archaeological fieldwork conducted in the context of forest operations on Crown land. These two draft technical bulletins are also available on the ministry's website.

Yours truly,



Steven Davidson  
Assistant Deputy Minister

## Fact Sheet

### The Ministry of Culture and Land Use Development

The *Ontario Heritage Act* empowers the Minister of Culture to "determine policies, priorities and programs for the conservation, protection and preservation of the heritage of Ontario." Part VI of the *Heritage Act* deals with the conservation of archaeological resources, and gives the Minister of Culture authority to license archaeologists and set licence terms and conditions.

Other pieces of provincial legislation such as the *Planning Act* and the *Environmental Assessment Act* identify archaeology as a matter of provincial interest by including certain triggers for archaeological assessment in the project planning process.

Consultant archaeologists, part of the professional class of licensees, are generally hired by proponents of development, forestry and infrastructure projects to assess and mitigate the potential impacts of these projects on archaeology as part of Ontario's land use development processes.

The *Ontario Heritage Act* requires archaeology licensees to file reports of their fieldwork and establishes a register of reports. The Ministry of Culture reviews archaeological reports to monitor licensees' compliance with the licence terms and conditions. The Act allows the Minister to suspend, revoke or refuse to renew the licence for non-compliance. Section 48, Part VI of the Act limits persons allowed to conduct archaeological fieldwork to those holding active licenses, and Section 69, Part VII allows the Minister to issue fines up to \$1 million against any non-licensed individual (or corporation) who alters or removes artifacts from a known archaeological site.

When the Ministry of Culture accepts an archaeological fieldwork report, it is added to the provincial register of reports. Development approval authorities generally consider the ministry's acceptance of a report as an indication that the provincial archaeological interest in a site has been addressed, as required under land use planning and development processes.

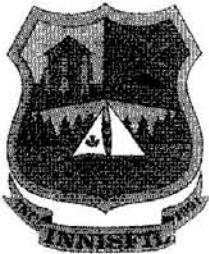
### The Archaeological Fieldwork Process

The archaeological fieldwork process followed by consultant archaeologists in Ontario has four stages. The stages are not necessarily distinct and may be combined in various manners depending on the requirements of the archaeological assessment. Not all stages will be necessary for all projects. The purpose of the first three stages is:

- To identify archaeological sites that are present within the lands that are part of the development project
- To assess the degree of cultural heritage value or interest of identified archaeological sites
- To recommend the most appropriate strategies for those archaeological sites where it is determined that Stage 4 mitigation of impacts is necessary. The consultant archaeologist develops these recommendations in consultation with their client.

In the fourth stage, the consultant archaeologist carries out the recommended mitigation strategies.

5(b)



# TOWN OF INNISFIL

2101 INNISFIL BEACH ROAD  
INNISFIL, ONTARIO L9S 1A1  
TEL: (705) 436-3710 • FAX: (705) 436-7120  
TOLL FREE: 1-888-436-3710  
WEB SITE: www.innisfil.ca

June 16, 2009

All Ontario Municipalities

Attention: Clerk

Subject: Ontario's 2009 Budget – Harmonized Sales Tax Affects Electricity Rates  
Starting July 1, 2010

<b>RECEIVED</b>	
CITY CLERK	
JUN 22 2009	
NO.:	
DIST.:	

Please be advised that Council for the Town of Innisfil adopted the following motion on June 3, 2009 under Council Resolution No. CR-249.09 and is seeking support from all Ontario Municipalities.

**WHEREAS Ontario's 2009 budget has proposed to harmonize sales taxes the implementation of which will apply to electricity rates starting July 1, 2010 having the effect of increasing electricity rates by 8% across the Province; and**

**WHEREAS The Electricity Act, 1998 has provided for the imposition of a debt retirement charge of .7 cents/kWh to be paid by consumers until the residual Ontario Hydro stranded debt is retired, likely to be achieved between 2014-2018; and**

**WHEREAS this double taxation will provide undue hardship to the residents and business of Ontario.**

**NOW THEREFORE BE IT RESOLVED THAT the Province of Ontario be requested to exempt electricity sales from the provincial portion of the single harmonized sales tax at least until the stranded debt of Ontario Hydro is fully retired; and**

**FURTHER THAT this Resolution be forwarded to all Ontario Municipalities for their support; and**

**FURTHER THAT this Resolution be forwarded to the Premier, Deputy Premier, Minister of Finance, Minister of Energy & Infrastructure, the Minister of Municipal Affairs and Housing and AMO.**

.../

5(b)

**Ontario Municipalities**

**June 16, 2009**

**Page 2 of 2**

---

The support of your Council for this resolution is requested.

Yours truly,



John D. Leach, MPA, AMCT  
Clerk  
JDL/kc

Cc      Mayor, Deputy Mayor & Members of Council  
Premier Dalton McGuinty  
Deputy Premier & Minister of Energy & Infrastructure Hon. George Smitherman  
Minister Finance Hon. Dwight Duncan  
Minister of Municipal Affairs & Housing Hon. Jim Watson  
AMO

5(b)



# Township of Stirling-Rawdon

P.O. BOX 40, 234 NORTH STREET  
STIRLING, ONTARIO K0K 3E0  
TEL • (613)395-3380 FAX • (613)395-0864

June 16, 2009

To: All Ontario Municipalities

**Re: Municipal Drinking Water Licensing Plan**

At recent meetings of the Township of Stirling-Rawdon Environmental Committee and Council the following resolution was passed:

*"The Committee acknowledges receipt of a letter dated May 26, 2009 from Andre Ouellette, OCWA providing an outline of the work required in preparing the Municipal Drinking Water Licensing Plan*

*and further confirming that the Township of Stirling-Rawdon will be required to submit two separate Operational Plans under the new DWQMS – one for the Water Treatment Plant that OCWA operates and another for the Water Distribution System that the municipality operates*

*and further providing a cost estimate of \$6,000.00 for the Operational Plan for the Water Treatment Plant and \$10,000 for the Operational Plan for the Water Distribution System.*

*whereas it is ultimately the users of the system that are burdened by ever increasing mandated costs*

*and whereas water is currently tested regularly and meets all regulated requirements*

*and whereas there are no apparent benefits to the water system in undergoing such licensing plans*

*therefore be it resolved that the Township is not willing to pay said costs for the preparation of two Operational Plans*

*and further that this motion be forwarded to Honourable John Gerretsen, Minister of the Environment, Daryl Kramp, MP, Prince Edward-Hastings, Leona Dombrowsky, MPP, Prince Edward-Hastings, Association of Municipalities of Ontario and all municipalities in Ontario for support."*

Kevin Heath  
Clerk-Administrator

5(b)



## CITY OF WELLAND

City Clerk and Legal Services Department  
Office of the City Clerk  
60 East Main Street, Welland, ON L3B 3X4  
Phone: 905-735-1700 ext. 2159 Fax: 905-732-1919  
E-mail: bonnie.nistico-dunk@welland.ca  
[www.welland.ca](http://www.welland.ca)

June 29, 2009

File No. 08-143

To: Ontario Municipalities

**RE: June 16, 2009 – WELLAND CITY COUNCIL**

At its meeting of June 16, 2009, Welland City Council passed the following motion:

***"THAT THE COUNCIL OF THE CITY OF WELLAND demands that an improved funding model be developed and implemented by the Provincial Government to ensure that every citizen has equal and reasonable access to all necessary medical and health services provided through the hospital system; and further***

***THAT Welland City Council directs staff to circulate this motion to all Ontario Municipalities for their consideration and endorsement and to all area provincial and federal representatives and other appropriate persons."***

Bonnie Nistico-Dunk  
Acting City Clerk

BND:rl

**DISCLAIMER**

This material is provided under contract as a paid service by the originating organization and does not necessarily reflect the view or positions of the Association of Municipalities of Ontario (AMO), its subsidiary companies, officers, directors or agents.



The Corporation of the Township of Woolwich  
 P.O. Box 158, 24 Church Street West  
 Elmira, Ontario N3B 2Z6  
 Tel. (519) 669-1647 / Fax: (519) 669-1820

DATE: July 3, 2009  
 TO: All Ontario Municipalities  
 SUBJECT: Resolution to request support for a review of Chapter 27, Sec, 5(2) of the *Development Charges Act 1997*

---

On June 30, 2009, the Council of the Township of Woolwich passed the following resolution and respectfully requests support for this resolution by all municipalities in Ontario:

**WHEREAS** development charges are collected fees levied on new development to help pay for the infrastructure required to service growth;

**AND WHEREAS** development charges help finance capital projects that would otherwise be financed through property taxes or other means;

**AND WHEREAS** Chapter 27, Section 5 (2) of the *Development Charges Act 1997* states that, "The capital costs, determined under paragraph 7 of subsection (1), must be reduced, in accordance with the regulations, to adjust for capital grants, subsidies and other contributions made to a municipality or that the council of the municipality anticipates will be made in respect of the capital costs";

**AND WHEREAS** municipalities in Ontario have recently been approved for grant funding under the Infrastructure Stimulus Fund and Building Canada Fund for capital works that have development charge components;

**AND WHEREAS** municipalities are unable to collect that development charge component when they receive funding from sources such as the Infrastructure Stimulus Fund and Building Canada Fund;

**NOW THEREFORE** be it resolved that the Council of the Township of Woolwich requests the Ministry of Municipal Affairs to conduct a review of Chapter 27, Section 5 (2) of the *Development Charges Act 1997* and make changes that would eliminate the requirement for municipalities to deduct grant funding received from eligible portion of development charges;

**AND FURTHER** that this resolution be forwarded to The Honourable Jim Watson, Minister of Municipal Affairs and Housing; Harold Albrecht, MP Kitchener-Conestoga; Leeanna Pendergast, MPP Kitchener-Conestoga; and to all municipalities in Ontario for support.

5(c)



208 St. Mary's River Drive  
Sault Ste. Marie, Ontario P6A 5V4 Canada  
Telephone : 705 - 949 - 0611  
Fax : 705 - 945 - 6972

TO : Building Inspector

COMPANY : City of Sault Ste Marie

---

FAX # : 759-2310

TELEPHONE # :

---

FROM : Melissa Boniferro

TELEPHONE # : 705-945-6961

---

SUBJECT : Notification temporary extension PAGES # : 1 including cover

If you do not receive any of these pages properly please call and notify sender.

Dear Sir or Madam:

I am writing to inform you that I have applied for a temporary extension to my liquor license for the Essar Algoma Steel Customer Appriication Night. The function takes place on August 5<sup>th</sup> 2009 from 5:00pm to 1:00am. If you have any questions or concern please don't hesitate to call me.

Sincerely

A handwritten signature in black ink that appears to read "M. Boniferro".

Melissa Boniferro



**JOIN US EVERY SUNDAY FOR THE BEST BRUNCH IN TOWN !**

**CALL 705-945-6999 TO MAKE YOUR RESERVATIONS.**

5(c)



208 St. Mary's River Drive  
Sault Ste. Marie, Ontario P6A 5V4 Canada  
Telephone : 705 - 949 - 0611  
Fax : 705 - 945 - 6972

TO : Building Inspector

COMPANY : City of Sault Ste Marie

---

FAX # : 759-2310

TELEPHONE # :

---

FROM : Melissa Boniferro

TELEPHONE # : 705-945-6961

---

SUBJECT : Notification temporary extension PAGES # : 1 including cover

If you do not receive any of these pages properly please call and notify sender.

Dear Sir or Madam:

I am writing to inform you that I have applied for a temporary extension to my liquor license for the Ontario First Nations Technical Services BBQ lunch banquet. The function takes place on August 26<sup>th</sup>, 2009 from 11:00am to 2:00pm. If you have any questions or concern please don't hesitate to call me.

Sincerely

A handwritten signature in cursive script that appears to read "M. Boniferro".  
Melissa Boniferro



**JOIN US EVERY SUNDAY FOR THE BEST BRUNCH IN TOWN!**

**CALL 705-945-6999 TO MAKE YOUR RESERVATIONS.**

5(d)

Ministry of  
Natural Resources

Ministère des  
Richesses Naturelles



June 25, 2009

Good Afternoon,

To protect the people of Ontario against rabies, the province will begin its annual wildlife rabies control operations for 2009 on August 4<sup>th</sup>, 2009.

This ministry is committed to the research, control and eradication of rabies in Ontario, thereby protecting the health and safety of the public, their pets and the wildlife of this province. Ontario's programs are so successful that broad areas of southern Ontario are free of fox and raccoon rabies.

If a person is exposed to rabies and does not receive emergency treatment, the disease is always fatal.

The province uses a number of control measures in the fight against the deadly rabies virus. The planned activities for the 2009 season include:

- ground 'urban' baiting in Niagara area - projected to start in early August
- aerial baiting over the St. Lawrence Islands – one day only in mid-August
- large scale baiting in southwestern Ontario - projected to start mid-September
- control measures at the point of infection – only to take place in the event of a raccoon rabies incident

Cases of fox-strain rabies have dropped dramatically across Ontario to only 41 cases in 2008, down from 1,500 before control measures were implemented in 1989, a 97 per cent drop. The last confirmed case of raccoon rabies case in the province occurred in September 2005. According to the World Organization for Animal Health, with over two years since the last case of the raccoon strain, Ontario can now confirm that raccoon rabies has been eliminated from the province.

The rabies control program is a joint effort that receives important input from a variety of partners across Ontario. Regional health units, municipalities, wildlife rehabilitators, licensed trappers, wildlife control agents and aboriginal communities are all key to the continued success of Ontario's world-renowned rabies control program.

For further information about rabies prevention and control operations and to view updated maps, visit the Rabies in Ontario web site at [www.ontario.ca/rabies](http://www.ontario.ca/rabies) or call our rabies hotline at 1-888-574-6656.

Sincerely,

Natalie Gorman

5(d)

Ministry of Natural  
Resources

Office of the Minister

Room 6630, Whitney Block  
99 Wellesley Street West  
Toronto ON M7A 1W3  
Tel: 416-314-2301  
Fax: 416-314-2216

Ministère des Richesses  
naturelles

Bureau du ministre

Édifice Whitney, bureau 6630  
99, rue Wellesley Ouest  
Toronto (Ontario) M7A 1W3  
Tél.: 416-314-2301  
Téléc.: 416-314-2216



Ontario

MNR3006MC-2009-1628

JUN 22 2009

Ms. Donna P. Irving  
City Clerk  
City of Sault Ste. Marie  
Civic Centre  
PO Box 580, 99 Foster Drive  
Sault Ste. Marie ON P6A 5N1

Dear Ms. Irving:

Thank you for your letter advising me of your council's resolution regarding the city's commitment to alternative energy and its interest in renewable energy. The resolution as passed by council is important for both the environment and the economy of Northern Ontario.

This government has shown a similar commitment to the environment and renewable energy with the recent passing of the *Green Energy Act*, which will help to further support the City of Sault Ste. Marie. My ministry is pleased to have supported the development of renewable energy projects in Sault Ste. Marie in the past with the recent completion of the Prince Township wind farm being a model that other communities are following.

The interest shown by St. Marys Paper Corp. in the development of the St. Marys Renewable Energy Centre is encouraging and further supports your city in its recognition as the Alternative Energy Capital of North America.

I appreciate the City of Sault Ste. Marie's efforts in moving forward and promoting these important initiatives, and I wish you continued success in your endeavours.

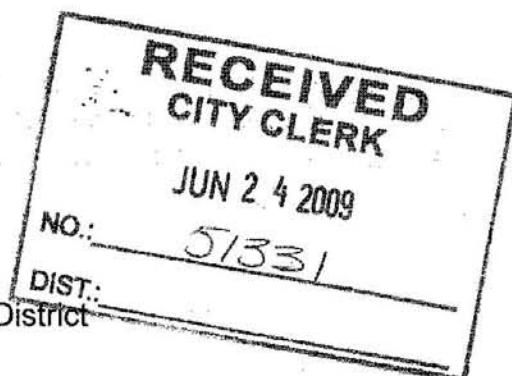
Thank you again for writing.

Sincerely,

A handwritten signature in cursive script that appears to read "Donna Cansfield".

Donna Cansfield  
Minister of Natural Resources

c: Bob Johnston, District Manager, Sault Ste. Marie District



5(d)

2009 05 11 City Council meeting minutes  
Clerk's department

Moved by Councillor S. Butland  
Seconded by Councillor T. Sheehan

Whereas the City of Sault Ste Marie has declared itself the Alternative Energy Capital of North America and has pursued various environmental initiatives and technologies (biodiesel, reusable bags, styrofoam collection, hybrid vehicles, biomass co-generation, wind and solar power, waste to energy etc.); and

Whereas St Marys Renewable Energy Corp. and St Marys Paper Corp. are submitting a proposal to the Ontario Power Authority, CHP III, renewable energy procurement program, to construct a 35 MW biomass fired combined heat and power (CHP) co-generation plant on a portion of the property owned by St Marys Paper Corp. in Sault Ste Marie to be known as the St Marys Renewable Energy Centre;

Be it resolved that Sault Ste Marie City Council hereby endorses and promotes the St Marys Renewable Energy Centre project as one of the potential Sault Ste Marie renewable energy projects through their support of Destiny Sault Ste Marie's Energy Committee; and

Fully supports St Marys Renewable Energy Corp's planning, and construction of the St Marys Renewable Energy Centre project which will complement both St Marys Paper Corp supercalandered paper mill and the City of Sault Ste Marie's designation as Alternative Energy Capital of North America; and

Encourages the approval, contracting with, and building of St Marys Renewable Energy Centre to provide a long term consistent supply of energy through the harnessing of available forest biofibre and other biomass which in turn provides needed economic stimulus to the forest resource sector of the Algoma District and beyond; and

Commends St Marys Paper Corp's pursuit of its business plan to build a modern renewable biomass energy centre. CARRIED.

Councillor L. Tridico declared a pecuniary interest – resides adjacent to proposed plant.



## Green Jobs Roll Into Sault Ste. Marie

*McGuinty Government Helps Tire Processing Facility Create Jobs*

### NEWS

July 16, 2009

A new processing technology in Ontario will create new jobs and provide a cleaner method for reclaiming used tires.

The Northern Ontario Heritage Fund Corporation (NOHFC) is investing \$2 million to help Ellsin Environmental Ltd. establish a plant to test a patented process for reclaiming used tires. As many as 25 jobs will be created when the Sault Ste. Marie plant launches.

The plant will use new green technology that breaks scrap tires down into their original components — carbon black, gas, oil and steel. Some of the recovered materials can potentially be used to generate power.

With environmental approvals, the funding for this project would be provided under the NOHFC Enterprises North Job Creation Program. The program invests in private sector projects to help bring new jobs and economic prosperity to the North.

### QUOTES

"Supporting new technologies and creating green jobs is the right thing to do for our economy and our environment. Projects like this one put Ontario at the cutting edge of green tech, while ensuring that used tires are managed in an environmentally responsible way."

— Dalton McGuinty, Premier of Ontario

"Establishing this innovative new business in our city will help foster job creation and further establish Sault Ste. Marie as a leader in green technology. This initiative will offer new options to manage existing tire disposal and environmental challenges."

— David Orazietti, MPP for Sault Ste. Marie

### QUICK FACTS

- There are currently more than 2.8 million used tires stockpiled across the province.
- Ontario Tire Stewardship is an industry-funded program launching on September 1st to deal with the more than 12 million used tires generated in Ontario each year.
- Used tires can be recycled into a variety of products including: rubber flooring, interlocking patio bricks, roofing shingles, livestock feeders and troughs, landscape mulch, belts and guitar straps, parts for new vehicles and rubberized asphalt to pave streets and highways.

5(e)

- 2 -

**LEARN MORE**

Find out about the NOHFC's Enterprises North Job Creation Program.

Tire recycling across Canada.

---

Premier's Media Office: 416-314-8975

**ontario.ca/ premier-news**  
Disponible en français

16 July, 2009

TR900 Alternative Energy Pilot Plant, Sault Ste Marie Ontario

Ellsin Environmental Ltd, (Ellsin) a privately held Canadian Corporation, has contracted a Canadian technology company, Environmental Waste International Inc. (EWI), to build a pilot demonstration system based on EWI's patented Reverse Polymerization™ process to convert scrap tires into usable and sustainable by-products. The purpose of the project is to confirm both the technological and economic viability of this new process. The business plan involves the establishment of Ellsin as a tire processor under the Ministry of the Environment guidelines utilizing the EWI technology, the construction of a new building, the establishment of a carbon manufacturing operation and the development of an Alternative Energy facility. The system will generate its own electrical power through the use of ultra-clean micro-turbines which, after providing the necessary electrical power directly to the prototype pilot recycling machine, could then feed the remaining electrical energy production into the power grid.

EWI has spent over 15 years researching and developing this technology to help solve many of today's organic waste issues. Ellsin contracted EWI to build a prototype pilot tire system, the TR900. This new machine, the TR900 (its name representing its capability of converting 900 tires per day) will allow Ellsin to showcase the system and to confirm the process' economic viability.

Scrap passenger tires in North America are produced at a pace of one tire per capita per year or approximately 330MM scrap tires produced annually. Management estimates that 25% of all scrap tires will be available for use as raw material input for the future growth of the company. Ellsin feels strongly that the North American market has the capacity for a significant number of larger facilities utilizing this new technology. Additional factories would be developed to process the 2 billion (est.) passenger tires currently in landfills and the other various off-road tires scrapped every year.

The TR900 is the first phase that will then allow for the development of a second TR900 processing line in 2010/11. A large-scale facility that could convert upto 60,000 tires per day is being

16 July, 2009

contemplated in the ensuing four to five years. The completed TR900 will showcase the efficiency and revenue generating capability of this advanced technology for the next stage of investment required. The process will provide a sustainable environmental solution that not only contributes to the reduction of greenhouse gas (GHG) emissions but is a green solution to the environmental problem of tire disposal. This project also plays a role in the reduction of our dependence on our depleting oil reserves by recovery oil from tires as well as generating useable energy.

Revenue for the plant is generated from a tire-tipping fee, which is the fee charged for the disposal of used tires as established by the Ontario Tire Stewardship program and from the sale of the recovered products (carbon black, oil, gas and steel). Non-condensable gases from the process are directed to onsite ultra-clean micro-turbines which produces the power needed to operate the system. Any excess power will be sent to the Sault Ste Marie Public Utility Commission and the Ontario Power Authority. Management believes that the pricing received for these end products, rather than the technological success of this project will determine the economic viability of this model.

Ellsin looks forward to becoming a strong member of the Sault Ste Marie community as it begins this project and plans for our next 10 years of development and job creation. We thank Premier McGuinty and the Government of Ontario; Minister Gravelle of the Ministry of Northern Development, Mines and Forestry; MPP David Orazietti and his office, Mayor Rowswell and the members of the Sault Ste Marie Economic Development office for their strong support of our project.

Ellsin Environmental Ltd., 20 Maud Street, Toronto, Ontario 416-504-0077

Dr. Elliot Strashin  
Chairman  
[Elliot.Strashin@Ellsin.com](mailto:Elliot.Strashin@Ellsin.com)

Robert Maier MBA P.Eng.  
President and CEO  
[Robert.Maier@Ellsin.com](mailto:Robert.Maier@Ellsin.com)

Randy Luck MBA CA  
CFO  
[Randy.Luck@Ellsin.com](mailto:Randy.Luck@Ellsin.com)

5(f)



**CONFIDENTIAL**  
**FAX COVER SHEET**

**ONTARIO LOTTERY AND GAMING  
CORPORATION (OLG)**

4120 Yonge Street, Suite 500, Toronto, Ontario M2P 2B8  
Ph: 416-224-7047 Fax: 416-224-7002

---

**Date:** July 20, 2009

**To:** Mayor John Rowswell  
City of Sault Ste. Marie

**Fax:** 705-541-7171

**From:** Kelly McDougald  
Chief Executive Officer  
Ontario Lottery and Gaming Corporation (OLG)

**Message:**

Please note that there will be a financial transaction to your Municipality's account today in the amount of \$372,517.

This transaction represents the quarterly payment of the 5% allocation from April 1, 2009 to June 30, 2009 as per your agreement with the Ontario Lottery and Gaming Corporation on the operation of OLG Casino Sault Ste. Marie. This brings the grand total to \$16,209,099.

Should you have any questions regarding this payment, feel free to contact Jake Pastore, Manager, Community and Municipal Relations directly at 416-224-7047.

APPROVED \_\_\_\_\_

cc John Black  
Chief Financial Officer  
Ontario Lottery and Gaming Corporation (OLG)

5(f)

### CASINO REVENUE SUMMARY

#### City of Sault Ste. Marie

#### CITY 5% SLOT REVENUE

	TOTAL	Increase over Previous Year
<b>Total 1999</b>	<b>783,232</b>	
<b>Total 2000</b>	<b>1,292,709</b>	65.0%
<b>Total 2001</b>	<b>1,611,235</b>	24.6%
<b>Total 2002</b>	<b>1,926,143</b>	19.5%
<b>Total 2003</b>	<b>1,915,935</b>	-0.5%
<b>Total 2004</b>	<b>1,870,351</b>	-2.4%
<b>Total 2005</b>	<b>1,577,078</b>	-15.7%

#### 2006

January 1 to March 31, 2006	344,906	
April 1 to June 30, 2006	355,429	
July 1 to September 30, 2006	386,201	
October 1 to December 31, 2006	369,363	
<b>Total 2006</b>	<b>1,455,919</b>	-7.7%

#### 2007

January 1 to March 31, 2007	358,727	
April 1 to June 30, 2007	386,432	
July 1 to September 30, 2007	418,484	
October 1 to December 31, 2007	366,564	
<b>Total 2007</b>	<b>1,530,207</b>	5.1%

#### 2008

January 1 to March 31, 2008	352,418	
April 1 to June 30, 2008	388,382	
July 1 to September 30, 2008	399,403	
October 1 to December 31, 2008	376,837	
<b>Total 2008</b>	<b>1,517,040</b>	-0.9%

#### 2009

January 1 to March 31, 2009	356,734	
April 1 to June 30, 2009	372,517	
	<b>729,251</b>	

Total Funds Received since 1999	<b>16,209,100</b>	
---------------------------------	-------------------	--

	Jan. to March	% Increase	April to June	% Increase
1999	0	0	0	0
2000	287,177	0%	317,240	0%
2001	320,150	11%	392,289	24%
2002	430,587	34%	490,694	25%
2003	445,897	4%	496,830	1%
2004	483,157	8%	498,329	0%
2005	393,120	-19%	403,218	-19%
2006	344,906	-12%	355,429	-12%
2007	358,727	4%	386,432	9%
2008	352,418	-2%	388,382	1%
2008	356,734	1%	372,517	-4%

	July to Sept.	% Increase	Oct. to Dec.	% Increase
1999	475,421	0%	307,811	0%
2000	372,049	-22%	316,243	3%
2001	473,346	27%	425,450	35%
2002	534,131	13%	470,731	11%
2003	480,977	-10%	492,231	5%
2004	464,417	-3%	424,448	-14%
2005	408,222	-12%	372,518	-12%
2006	386,201	-5%	369,383	-1%
2007	418,484	8%	366,564	-1%
2008	399,403	-5%	376,837	3%

## OUTSTANDING COUNCIL RESOLUTIONS

As of June 22, 2009

<u>COUNCIL DATE</u>	<u>SUBJECT OF RESOLUTIONS</u>	<u>SPONSORED BY</u>	<u>REPORTING DEPARTMENT</u>	<u>COMMENTS/STATUS</u>
May 8, 2006	Report on development of the local workforce and current labour requirements	J. Collins T. Sheehan	Destiny S.S.M. E.D.C.	May 2009
March 31, 2008	Report on safety concerns on Goulais Avenue between Third and Fourth Line	D. Celetti O. Grandinetti	Engineering	July 2009
May 12, 2008	Report on the topics of green canopy and eco-friendly parking lots	S. Butland J. Caicco	Planning	December 2009
August 18, 2008	Report on next steps for continuation of waterfront walkway	T. Sheehan S. Myers	Planning	September 2009
October 6, 2008	Report on possibility of undertaking a Homecoming Two	T. Sheehan S. Myers	E.D.C.	May 2009
October 20, 2008	Report on next steps for partnership opportunities with City of Sarnia	S. Myers P. Mick	CQI/EDC	May 2009
December 1, 2008	Report on feasibility of installing street lights on Lorraine Avenue and better lighting on path between Lewis Road and Meadow Park Crescent	T. Sheehan S. Myers	Engineering PUC	September 2009
March 23, 2009	Report on dealing with outdoor smoking at City-owned property, parks and playgrounds	P. Mick L. Turco	Committee of PRAC/APH	August 2009
April 6, 2009	Report on possible policy amendments or new policies for requests for financial assistance for competitions that do not qualify under current policy.	O. Grandinetti F. Manzo	PRAC/CAB/CSD	August 2009

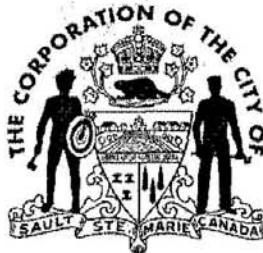
(b)(5)

<u>COUNCIL DATE</u>	<u>SUBJECT OF RESOLUTIONS</u>	<u>SPONSORED BY</u>	<u>REPORTING DEPARTMENT</u>	<u>COMMENTS/STATUS</u>
April 6, 2009	Report on possible continued use/expansion of use of hybrid vehicles in the City's fleet	D. Celetti O. Grandinetti	Engineering	August 2009
May 11, 2009	Report on increasing safety measures possibly lowering speed limit on Great Northern Road from Fifth Line into City	P. Mick L. Turco	Police P. W. & T.	September 2009
May 11, 2009	Report on request to remove Class B Truck Route designation on Fifth Line East (Bruce Johnson)	D. Celetti T. Sheehan	Engineering	September 2009
May 25, 2009	Request from Sault Ski Racers for use of City land (Finn Hill) for training	D. Celetti S. Myers	PRAC	October 2009
June 8, 2009	Report on possible revitalization of the former James Street Mall	L. Tridico F. Fata	Planning	September 2009
June 8, 2009	Report on implications of offering a toilet replacement rebate program	B. Hayes J. Caicco	Engineering P.U.C.	August 2009
June 8, 2009	Report on review of Procedure By-law 99-100	J. Caicco S. Butland	Council Committee	September 2009
June 22, 2009	Report on policy for purchasing tickets on-line for events at Essar Centre	S. Butland S. Myers	C.S.D.	August 2009

(6)(g)

5(j)

Joseph M. Fratesi, B.A. LL.B.  
Chief Administrative Officer



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2009 07 27

Mayor John Rowswell and  
Members of City Council  
Civic Centre

**RE: STAFF TRAVEL REQUESTS**

Dear Council:

The following staff travel requests are presented to you for approval:

1. **Frank Bentrovato - Engineering & Planning – Building Division**  
Part 9 – The House – Health & Safety  
September, 2009  
Woodbridge, ON  
Estimated total cost to the City - \$ 1,838.64  
Estimated net cost to the City - \$ 1,838.64
2. **Carl Rosso – Social Services**  
NOSDA – OW Managers Meeting  
September, 2009  
Bracebridge, ON  
Estimated total cost to the City - \$ 1,110.70  
Estimated net cost to the City - \$ 555.35
3. **Peter Tonazzo – Planning and Engineering**  
Project Management for Planners  
October, 2009  
Toronto, ON  
Estimated total cost to the City - \$ 1,878.00  
Estimated net cost to the City - \$ 1,878.00

Yours truly,

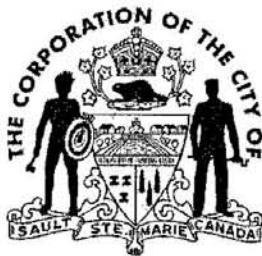
A handwritten signature in black ink, appearing to read "J. Fratesi".

JMF: bb

Joseph M. Fratesi  
Chief Administrative Officer

5(k)

Joseph M. Fratesi, B.A., LL.B.  
Chief Administrative Officer



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2009 07 27

Mayor John Rowswell and  
Members of City Council

**Re: Huron Central Railway**

Appearing elsewhere on your agenda is information regarding actions which have been taken by our City and other communities (Sault Ste. Marie to Sudbury along Huron Central Line), along with industries, both large and small, all of whom will be seriously impacted by the potential loss of the Huron Central Rail Line.

Following the July 14, 2009 which was well attended by over 50 representatives of these communities and industries, as well as representative of the Federal and Provincial governments, a smaller working Committee was formed to follow through on the appropriate actions which were agreed to by the larger group. The group agreed that I would continue to act as Chair of both the large and smaller groups. Armando Plastino, CEO of Essar Steel Algoma, Bill Therriault, of the Sault Ste. Marie Multi-Modal initiative, representatives of Domtar and myself met and arranged to further meet with Mario Brault, President, of Genesee and Wyoming Canada Inc., which operates the Huron Central Rail Line. This meeting took place on Wednesday, July 22, 2009 in Montreal and was also attended by Rene Duchesne, the Vice-President of the Company.

The discussion was very frank and focused on two definite objectives. The first was to explore short term solutions which might be considered to prevent the imminent closure of the Line (August 15, 2009 for the most westerly section which services Essar Steel and October 31, 2009 for the most easterly section which services Domtar). The second objective is to determine how a long term solution might be created by all interested parties that would ensure the viability of the Line.

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Though Huron Central confirmed that the closure process was underway, discussions were had regarding possible arrangements which might in fact, allow Huron Central to remain in operations in the short term (one year) while all of the stakeholders work towards the longer term solution. Notwithstanding the fact that the Board of Huron Central has approved the closure process, Mr. Brault agreed to bring this matter back to his Board's attention to determine under what arrangements, if any, Huron Central would be prepared to participate in the short term. We are hopeful that solutions can be found to reverse the process which has been commenced. Mr. Brault has indicated that his response reflecting his Company's position will be provided over the next several days.

Any solution regarding the short and long term prospects of the Line will require active participation on behalf of both the governments of Canada and Ontario, Canadian Pacific Railway, industry, municipalities and all other stakeholders concerned.

In that regard, recent comments made by Premier Dalton McGuinty, while in Sault Ste. Marie last Thursday to help open the Essar co-generation plant, were very encouraging.

Our working Committee will now contact representatives of both senior levels of government to keep them apprised of our most recent discussions and to continue to seek their support which, no doubt will be required in a very timely fashion, as we move this process forward in a very compressed and aggressive time frame.

Respectfully submitted,



JMF:bb

Joseph M. Fratesi  
Chief Administrative Officer

5(K)

**Sent:** July 17, 2009 11:52 AM  
**To:** 'ron.parker@ic.gc.ca'; 'Nick.Heseltine@ic.gc.ca'; 'louise.paquette@ic.gc.ca'; 'helena.borges@tc.gc.ca'; 'michael.stephenson@tc.gc.ca'; 'john.forster@info.gc.ca'; 'taki.sarantakis@info.gc.ca'; 'phil.howell@ontario.ca'; 'william.forward@ontario.ca'; 'anne.waddell@ontario.ca'; 'bill.hughes@ontario.ca'; 'susanna.zagar@ontario.ca'; 'bruce.mccuaig@ontario.ca'; 'scott.thompson@ontario.ca'; 'david.ward@ontario.ca'; 'kevin.costante@ontario.ca'; 'cal.mcdonald@ontario.ca'; 'bill.thornton@ontario.ca'; 'Tom.Dodds@ic.gc.ca'; 'Forestell, Eileen (NDM)'; 'thibeault.g@parl.gc.ca'; 'hughes.ca@parl.gc.ca'; 'hughesc9@parl.gc.ca'; 'martin.t@parl.gc.ca'; 'martito9@parl.gc.ca'; 'gravelle.c@parl.gc.ca'; 'dorazietti.mpp.co@liberal.ola.org'; City Councilors; 'rbartolucci.mpp.co@liberal.ola.org'; 'mbrown.mpp.co@liberal.ola.org'; 'fgelinacs-co@ndp.on.ca'; John Rowswell; j.fratesi (Internet); 'Nancy Milne'; 'twpmacd@onlink.net'; 'Brianna Coughlin'; 'ronamadio@hotmail.com'; 'rgallagh@onlink.net'; 'Robert V. Gallagher (kencorb@blindriver.ca)'; 'Darren Foster (brucemines@bellnet.ca)'; 'E. W. (Ted) Linley (email@huronshores.ca)'; 'rick.hamilton@city.elliottlake.on.ca'; 'fred.bauthus@city.elliottlake.on.ca'; 'plumtwsp@onlink.net'; 'bishop29@vianet.ca'; Gary Bishop (mary.bray@ontera.net); 'tarbuttownship@bellnet.ca'; 'plumtwsp@onlink.net'; 'hpelky@persona.ca'; 'pat.thessalon@bellnet.ca'; 'johnsontwp@bellnet.ca'; 'Dick Beitz (lairdtwp@soonet.ca)'; 'Bernie Gagnon (bernie.gagnon@domtar.com)'; 'fagillis@persona.ca'; 'jmackenzie@town.espanola.on.ca'; 'Leslie Gamble (ejordan@sables-spanish.ca)'; 'Dennis Golden (baldwin@personainternet.com)'; 'brian@unitz.ca'; 'Doug Nadorozny'; 'John Rodriguez (john.rodriguez@greatersudbury.ca)'; 'ian.wood@city.greatersudbury.on.ca'; 'sayersl@gardenriver.org'; 'Paul Eshkakogan (eshkakogan\_paul@sagamok.ca)'; 'Isadore Day (iday.srfn@ontera.net)'; 'Doug Daybutch (douglasdaybutch@mississauga.com)'; 'Edward Miller (chief@wifn.com)'; 'Franklin Paibomsai (chief@whitefishriver.ca)'; 'aiperti@tenaris.com'; 'jmitre@tenaris.com'; 'WILSON Darren TS.ca'; 'armando.plastino@essar.com'; 'tom.marcolini@ontario.ca'; John Febraro; 'gacton@wishartlaw.com'; 'dube\_m@stmaryspaper.com'; 'dube.m@stmaryspaper.com'; 'michael.rosso@flakeboard.com'; 'lloyd.hotchkiss@flakeboard.com'; 'jim.boniferro@bmwssm.com'; 'sheila.purvis@purvismarine.com'; 'tim.houle@domtar.com'; 'Brady, Mike (ESP)'; 'edward.bumbacco@essar.com'; 'Brenda.Stenta@essar.com'; 'info@purvismarine.com'; 'kevin.g.thompson@esso.ca'; 'cawl03@ontera.net'; 'ron.marleau@ontera.net'; 'Mario Brault'; 'brogers@consolidatedlogistics.ca'; 'david.white@domtar.com'; Bonny Skene; 'Sean.Twinney@shell.com'; 'Michael.M.Wilson@shell.com'; Jerry Dolcetti; 'johnswift@sympatico.ca'; 'graham.young@ic.gc.ca'; 'Don Mitchell'; 'jjgeabelair@sympatico.ca'; 'Theriault'  
**Subject:** FOLLOW-UP: July 14th Huron Central Rail Meeting  
**Attachments:** Northshore Stakeholder Mtg Minutes - 09 July 14.doc; Northshore meeting - HCR Survival-2 - 09 July 14.ppt

Good afternoon,

Attached are the minutes from our meeting of July 14<sup>th</sup>. As well, I have attached the slides that were shown at the meeting. I want to thank all of those who attended. By all accounts it was very productive and was an essential first step in moving this process forward.

For your information the appointed working group met today and we are diligently exploring short term options and strategic solutions. We will likely be meeting with Huron Central representatives in Montreal next week. I will ensure that you are kept informed and engaged as this process moves forward.

One area that we discussed today was the need to ensure that this issue remains on the public radar and political agenda. To this end, in addition to the press release issued today highlighting the meeting, I would strongly urge all affected municipalities and municipal organizations to pass motions of support and all parties to write to the

following individuals to express your concerns and emphasize the need for government involvement in solving this problem including the following:

- MP, MPP
- Honourable Tony Clement, Federal Minister of Industry
- Honourable Jim Prentice, Federal Minister of Environment
- Honourable John Baird, Federal Minister of Transportation and Infrastructure and Communities
- Prime Minister 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
- Premier Dalton McGuinty

Any other suggestions would be welcome.

I look forward to working with you to solve this transportation problem and ensure the economic, social and environmental stability and growth of this part of Northern Ontario.

Yours truly,



**North Shore Stakeholder Meeting  
Re: HCR Closure Announcement**

**MINUTES**

Tuesday, July 14, 2009  
Council Chambers, Civic Centre  
99 Foster Dr., Level 3  
Sault Ste. Marie, ON  
10:00 am

Joe Fratesi, CAO, City of SSM (Chair)  
Bill Therriault, MMTF (Facilitator)  
Susie Lauzon, MMTF (Recorder)  
Full list of attendees is attached

**1) Purpose of the Meeting and Introductions**

The purpose of the meeting was to gather all communities and industry players along the north shore to discuss the pending closure of the Huron Central Rail line between Sault Ste. Marie and Sudbury. Staff and elected officials of both the federal and provincial government also took part in the discussion.

Mayor John Rowswell of the City of Sault Ste. Marie welcomed the delegation.

SSM CAO chaired the meeting.

**2) Background to Date**

As a result of declining rail traffic volumes and the lack of any suitable government infrastructure funding or subsidy, HCR announced it intends to discontinue operations by August 15, 2009, for the portion west of McKarrow, and October 31, 2009, for the portion between Sudbury and Espanola. (CP June 30, 2009)

CP intends to follow the discontinuance process set-out in the Transportation Act:

1. Advertisement & Expressions of Interest (EOI)

- Parties must make their interest known in writing to the CP within 60 days of the first publication of the advertisement
- If anyone is interested in acquiring the line, CP shall disclose the process it intends to follow for receiving and evaluating offers
- CP has six months from the advertised deadline to reach an agreement with an interested party

2. Offers to Governments

3. Discontinuance

- If there is no agreement on sale, lease or other transfer of the railway to any person or to a government and if all steps of this process were complied with, the railway company plans to discontinue the line. Salvage Value = \$24Million

HCR would remain involved if mandated by a third party that would acquire or lease the line from CP.

Activities to Date:

- Expressions of concern conveyed to CP, HCR, federal and provincial representatives by communities, politicians and industry
- Stakeholder meeting with CP June 30th
- Correspondence with CP and HCR since June 30th meeting

See attached overhead presentation for further details.

### 3) Federal and Provincial Government Comments

Federal and Provincial government, from staff to ministers, are aware of the situation and interested in working to find a solution. Sault Ste. Marie's Multimodal Study outlined the condition of the asset in the Infrastructure and Feasibility Assessment phase of their study, conducted by KPMG.

The Railway Association of Canada has also lobbied the Ministry of Energy and Infrastructure for \$90 million to repair several short-line railways in Ontario; of which the largest portion and top priority was the HCR line. Officials cautioned that the business case must demonstrate the line can be profitable before the government would invest large sums money for infrastructure repair. It should also outline the cost of not having the line versus the cost of upgrades.

Government officials are also concerned about the impact of increased truck volumes on communities and road infrastructure.

Ontario does not currently have a Federal/Provincial short line rail infrastructure agreement; most other provinces do.

Current short-line rail infrastructure funding programs may be available via upcoming infrastructure announcements at 50/25/25 split; for private sector, federal and provincial government respectively. Communities would like to see that changed to a 1/3 split.

Communities want to ensure Northern Growth Plan includes a strong infrastructure component.

### 4) Industry Impact

The HCR line is vital to current and future business. Loss of this railway will impact the major northern Ontario industries – steel, forestry/paper and mining – and trickle down through all businesses that support their operations.

Essar Steel Algoma alone estimates 18,000 more trucks per year at current production levels and up to 40,000 per year given current expansion plans. Essar plans to double production, however logistics infrastructure is key to their growth decisions. Without this expansion, thousands of jobs will go unrealized. Competitiveness is essential to ensure viability.

Increases in transportation costs have to be absorbed by the company in order to compete with companies that are closer to the market.

For Domtar, like many other companies, the rail line is critically important to their operations for both inbound and outbound shipments. On average, 1,000 railcars are shipped monthly. Closure of Domtar-Espanola would result in the loss of 675 jobs. Boniferro Millworks, a harvester for Domtar would also have to shutdown operations should they close.

Changes in shipping methods could result in infrastructure costs for some companies. Also, many small businesses, which depend on the rail line, may no longer be viable if forced to use alternate transportation methods.

Other companies are tied directly to the rail line - providing maintenance, service and rail trucks – and would be adversely affected by the line closure.

Several companies are serviced by CN, however their concern, as with all present, is that the closure of this rail line would result in the loss of competition for the area.

First Nations want to bring industry to their communities and rail is essential to growth opportunities. The North Shore Tribal Council is interested in pursuing the rail line and feel they can operate it successfully. They want to play a significant role and begin negotiations with CP.

The following examples were given that would build future capacity:

- Cameco is planning on doubling production in Blind River
- Two new mines are starting up in Massey
- Essar plans to double production

## 5) Community Impact

Closure of the HCR line will result in economic and social costs for all communities along the north shore between Sault Ste. Marie and Sudbury.

Community concerns:

1. Loss of competition = possible rate increases
2. Reduced service to the area
3. Increase in truck traffic would result in:
  - Increase in emissions = environmental concern
  - Impact on road infrastructure
  - Impact on tourism industry
  - Volume of trucks deters travel to the communities
  - Increased traffic on two lane highway = increase of accidents; increased fatalities
4. Job loss; both direct and indirect
5. Directly affects the health on northern Ontario industry in both current and future growth potential
6. Tax loss
7. Inevitable social costs
8. Loss of rail line = loss of transportation options and economic development opportunities in the future

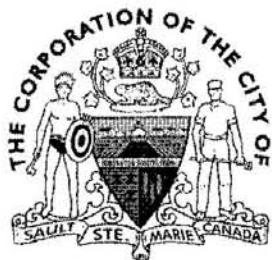
Sudbury's Economic Development team is putting together a report quantifying the impact of the rail line closure on their community.

Note: Passenger rail service was mentioned as a means to increase volumes on the line; however, estimates of \$30 + million are needed to bring the deteriorating line up to freight standards of 25 mph. For passenger service, at speeds of 40+ mph, would require an additional \$30+ million in capital costs.

## 6) Moving Forward

1. The delegation agreed that the first step is to understand what HCR needs to make the operation viable and look collectively at a solution.
2. With only 30 days to the closure of the line between Sault Ste. Marie and McKarrow, a Steering Committee was struck to investigate options and report back to this group by the end of the month. The committee includes: Joe Fratesi as chair, Essar Steel Algoma, Domtar and Vale Inco.
3. A press release will be drafted to convey the results of the meeting and outline the vastness of the impact should the HCR line close. (press release attached for information)

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**NEWS RELEASE  
FOR IMMEDIATE RELEASE  
2009 07 15**

**INDUSTRY AND COMMUNITY LEADERS MEET  
TO ADDRESS PROPOSED RAIL LINE CLOSURE**

(Sault Ste. Marie, ON) Key stakeholders met in Sault Ste. Marie City Council Chambers on July 14, 2009 to develop a plan to retain Huron Central rail line operations between Sault Ste. Marie and Sudbury.

In mid-June, Huron Central Railway announced that it would terminate its lease with Canadian Pacific for operation of the rail line between Sudbury and Sault Ste. Marie, terminating service between Sault Ste. Marie and Espanola by August 15, 2009 with the portion between Espanola and Sudbury being terminated on October 31, 2009.

CP has stated that it has no interest in operating the rail line and unless another operator or purchaser comes forward it intends to permanently close the line. This decision has caused consternation and alarm among the industries and communities that are dependent on the rail line to maintain viability and enhance future growth.

The group that met on July 14 included representatives from affected industries, municipalities, First Nations, federal and provincial representatives, as well as staff from FedNor and the Ontario Ministry of Northern Development, Mines and Forestry. (A complete list of attendees to attached.)

Participants unanimously agreed that the rail line must not be allowed to close – that the loss of the line would be extremely short-sighted, resulting in deep and lasting negative impacts on Northern Ontario's industrial base, particularly steel, forestry/paper and mining, and the businesses that support those operations.

The economic and social costs for communities along the North Shore are significant. Not only would elimination of the rail line result in direct and indirect job losses, the effects of increased truck traffic on highway 17 would be

considerable. Essar Steel Algoma alone estimates that, at current production levels, 18,000 trucks would be required to replace rail transport. Given current expansion plans at Essar, this is expected to grow to 40,000 in the near future.

Additional truck traffic will result in increased emissions; deteriorating infrastructure; a reduction in tourist traffic; an increase in the potential for motor vehicle accidents; and the loss of transportation competition. Increased transportation costs will have to be absorbed by industry and will inevitably result in increased product costs. Many small businesses that currently depend on the rail line may no longer be viable if forced to use alternate transportation methods.

"The rail line between Sault Ste. Marie and Sudbury is essential to the economic and environmental stability and growth of Northern Ontario," says Sault Ste. Marie's Chief Administrative Officer, Joe Fratesi. "It is also a key component of the City's multi-modal plan to develop a major reload and distribution centre"

A working committee of representatives from major industries, chaired by Fratesi will continue to meet to identify and implement next steps required to retain the rail line.

-30-

**For more information please contact:**

Joseph M. Fratesi  
Chief Administrative Officer  
Phone: (705) 759-5347  
E-mail: [j.fratesi@cityssm.on.ca](mailto:j.fratesi@cityssm.on.ca)

*"The Corporation of the City of Sault Ste. Marie will be a leader  
in the provision of efficient, affordable and quality services supporting  
a progressive and sustainable community."*

**North Shore Meeting Re: Huron Central Rail Closure Announcement – July 14, 2009**

Mike Brown	MPP	Algoma-Manitoulin
Tom Farquhar	Executive Assistant to Mike Brown	Algoma-Manitoulin
Carol Hughes	MP	Algoma-Manitoulin-Kapuskasing
David Orazietti	MPP	Sault Ste. Marie
Tony Martin	MP	Sault Ste. Marie-Algoma
Tom Dodds	Director	FedNor
Graham Young	Payment Officer	FedNor
Eileen Forestell	Manager, Sault Ste. Marie Area	Minister of Northern Development, Mines and Forestry
Tom Marcolini	Acting Director	Minister of Northern Development, Mines and Forestry
Bob Gallagher	Mayor	Town of Blind River
Darren Foster	Mayor	Town of Bruce Mines
Fred Bauthus	CAO	City of Elliot Lake
Rick Hamilton	Mayor	City of Elliot Lake
Bernie Gagnon	Mayor	Town of Espanola
Frank Gillis	Councillor	Town of Espanola
Joel MacKenzie	CAO	Town of Espanola
Ian Wood	Chief of Staff to Mayor Rodriguez	City of Greater Sudbury
Lee Mason	Councillor	Township of MacDonald, Meredith & Aberdeen Add'l
Heather Pelky	Mayor	Township of the North Shore
Ron Amadio	Councillor	Township of Prince
John Rowswell	Mayor	City of Sault Ste. Marie
Joseph Fratesi	CAO	City of Sault Ste. Marie
Jerry Dolcetti	Commissioner of Engineering & Planning	City of Sault Ste. Marie
Steve Butland	City Councillor	City of Sault Ste. Marie
James Caicco	City Councillor	City of Sault Ste. Marie
Ozzie Grandinetti	City Councillor	City of Sault Ste. Marie
Pat Mick	City Councillor	City of Sault Ste. Marie
Susan Myers	City Councillor	City of Sault Ste. Marie
Bill Therriault	Chair, Multimodal Task Force	City of Sault Ste. Marie
Don Mitchell	Multimodal Task Force	City of Sault Ste. Marie
John Febbraro	Acting Executive Director	Sault Ste. Marie Economic Development Corporation
Les Gamble	Mayor	Township of Sables-Spanish River
Gary Bishop	Mayor	Township of Spanish

The Corporation of the City of Sault Ste. Marie  
 P.O. Box 580 ~ 99 Foster Drive ~ Sault Ste. Marie, ON P6A 5N1  
 Telephone: (705) 759-2500 ~ Fax: (705) 759-2310

[www.cityssm.on.ca](http://www.cityssm.on.ca)

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Lyle Sayers	Chief	Garden River First Nation
Paul Eshkakogan	Chief	Sagamok First Nation
Jim Boniferro	President and CEO	Boniferro Millworks
David White	Director of Transportation	Domtar
Mike Brady	Maintenance Director	Domtar – Espanola
Bonny Skene	Regional Public Affairs Manager	Domtar – Ontario
Armando Plastino	CEO	Essar Steel Algoma
Brenda Stenta	Manager, Corporate Communications	Essar Steel Algoma
Ed Bumbacco	Manager, Corporate Logistics and Purchasing	Essar Steel Algoma
Lloyd Hotchkiss	Lamination & Logistics Manager	Flakeboard Co. Ltd.
Kevin Thompson	Site Manager	Imperial Oil
Jean-Guy Belair	Vice-President	Lake Superior Eastern Rail Industries Ltd.
Brian Kelly	GCA	Ontario Northland Railway
Ron Marleau	GCA – Ontario Northland Unions	Ontario Northland Railway
Jack Purvis	President	Purvis Marine Ltd.
Sheila Purvis	Management	Sault Multimodal Terminal
Mike Wilson	Terminal Operator	Shell Canada
Marc Dube	External Affairs	St. Marys Paper
John Swift	Secretary-Treasurer	Swift Railroad Contractors
Darren Wilson	General Manager of Transportation	Tenaris Algoma Tubes
Brian Rogers		The Mansour Group

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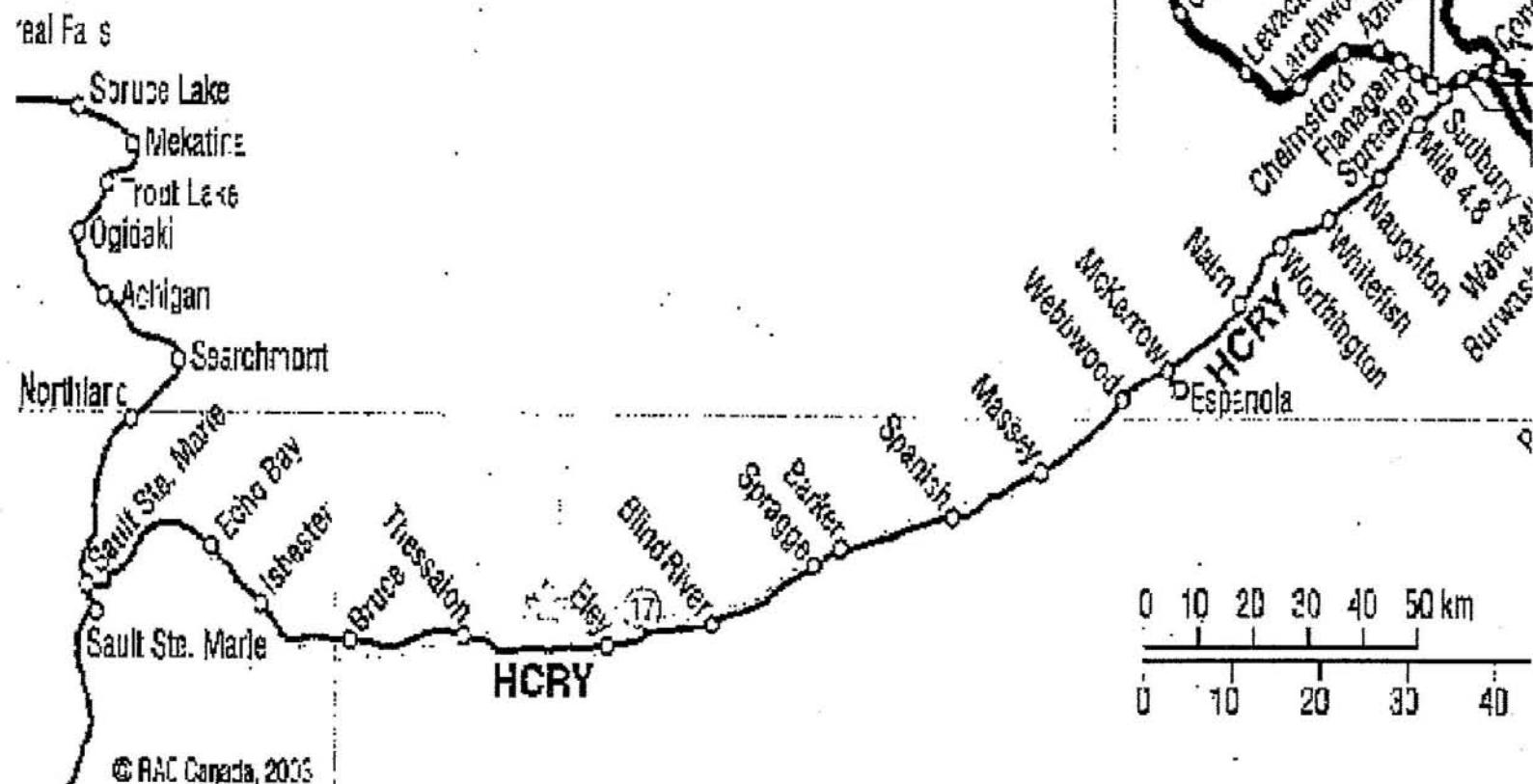
# HCR Survival

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Stakeholder Meeting  
Sault Ste. Marie  
July 14<sup>th</sup>, 2009

# Reference Map

CANADIAN PACIFIC



# Background – HCR

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- Historic rail line
- 1997 - Canadian Pacific (CP) and Huron Central Railway (HCR) entered long-term lease to maintain railway operations
- 2009 - Downturn in the economy & reduced customer requirements- HCR struggled to maintain viability
- CP, HCR and other stakeholders took steps to improve the viability of the line by seeking;
  - Traffic volume commitments from major customers
  - Third party capital investments
  - Federal & Provincial funding

# CP Position

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- “As a result of declining rail traffic volumes and the lack of any suitable government infrastructure funding or subsidy, HCR announced it intends to discontinue operation by August 15, 2009, for the portion west of McKarrow, and October 31, 2009, for the portion between Sudbury and Espanola.” (CP June 30, 2009)
  - The railway line can no longer support continued private sector investment, which is estimated to be \$33 million over the next 10 years
-

# CP Position

---

- Upon return of the rail line, CP does not intend to operate it
  - CP intends to follow the discontinuance process set-out in the Transportation Act (CTA)
  - The CTA outlines a process which provides opportunities for other parties or Governments that may have interest in the railway line
-

# HCR Position

---

Mario Brault President HCR

- “HCR has no intention to purchase or lease the line again”
  - “HCR would only remain involved if mandated by a third party that would acquire or lease the line from CP”
-

# Transfer & Discontinuance of Railway Lines

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## Major Steps

1. Continue process of eliminating service
2. Advertisement & Expressions of Interest (EOI)
3. Offers to Governments
4. Discontinuance

---

Salvage Value = \$24Million

# Interested Parties

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- Parties must make their interest known in writing to the CP within 60 days of the first publication of the advertisement
  - If anyone is interested in acquiring the line, CP shall disclose the process it intends to follow for receiving and evaluating offers
  - CP has six months from the advertised deadline to reach an agreement with an interested party
-

## In a Nutshell

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- If there is no agreement on sale, lease or other transfer of the railway to any person or to a government and if all steps of this process were complied with, the railway company plans to discontinue the line
-

# Impact of HCR Loss

---

- Immediate job losses
  - Immediate loss of tax base
  - Negative impacts on viability/growth of existing industries
  - Severe constraints on future of this part of Northern Ontario
  - Huge environmental implications
  - Road congestion and safety issues
-

# Activities to Date

---

- Expressions of concern conveyed to CP, HCR, Federal and Provincial representatives by communities, politicians and industry
- Stakeholder meeting with CP June 30th
- Correspondence with CP and HCR

# Next Steps

---

- Concrete action is essential
  - Time is of the essence!
-

5(1)

Ralph Robertson  
Manager of Purchasing



Finance Department  
Purchasing Division

2009 07 27

Mayor John Rowswell and  
Members of City Council,  
Civic Centre.

**Re: Tender for Replacement Parking Meter Lower Vault Housings**

Attached hereto for your information and consideration is a summary of the tenders received for the supply and delivery of Replacement Lower Vault Housings for Parking Meters required by the Parking Division of the Public Works & Transportation Department.

The tender was publicly advertised and tender documents forwarded to all firms on our bidders list. A public opening of the tenders received was held June 24, 2009, with Mr. Malcolm White, Deputy City Clerk, in attendance.

The tenders received have been evaluated and reviewed with Mr. Jim Elliott, Commissioner of Public Works & Transportation, and the low tendered price, meeting specifications, has been identified on the attached summary.

Funding will come from the Parking Equipment account.

**RECOMMENDATION**

It is therefore my recommendation that the tender to supply and deliver Replacement Lower Vault Housings for Parking Meters be awarded to J.J. MacKay Canada Ltd., at their total tendered price of \$72,139.20, including taxes.

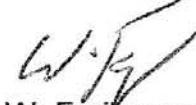
This report is submitted for Council's approval.

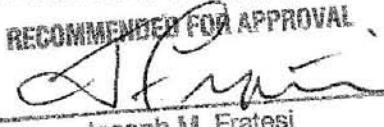
Respectfully submitted,

  
Ralph Robertson  
Manager of Purchasing

RR:nt  
Attach.

Recommended for approval,

  
W. Freiburger  
Commissioner of Finance & Treasurer

  
RECOMMENDED FOR APPROVAL  
Joseph M. Fratesi  
Chief Administrative Officer

**FINANCE DEPARTMENT  
PURCHASING DIVISION  
Budget Amount: \$75,000.00**

**RECEIVED: June 24, 2009  
File: 2009AF01**

**SUMMARY OF TENDERS  
REPLACEMENT LOWER VAULT HOUSINGS FOR PARKING METERS**

		<b>J.J. MacKay Canada Limited New Glasgow, NS</b>	
<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total</u>
Lower Twin Vault Housing Assemblies	160	\$409.00	\$65,440.00
Less: Trade-in of Existing Housings	160	\$10.00	(\$1,600.00)
<b>Net Tendered Price</b>			<b>\$63,840.00</b>
G.S.T.			\$3,192.00
P.S.T.			\$5,107.20
<b>Total Tendered Price</b>			<b>\$72,139.20</b>
<b>Delivery</b>	40 w/days		
<b>Warranty</b>	1 year		
<b>Remarks</b>	Meets Specifications		

Note: The low tendered price, meeting specifications, is boxed above.

Although only one tender was received, the submitted pricing is deemed to be fair and equitable.

It is my recommendation that the low tendered price submitted by J.J. Mackay Canada Limited,  
be accepted.

Ralph Robertson  
Manager of Purchasing

(125)

5(m)

Ralph Robertson  
Manager of Purchasing



Finance Department  
Purchasing Division

2009 07 27

Mayor John Rowswell and  
Members of City Council,  
Civic Centre.

**Re: Tender for RS2 Emulsified Asphalt & M.T.O. Prime**

Attached hereto for your information and consideration is a summary of the tenders received to supply and deliver RS2 Emulsified Asphalt and M.T.O. Prime required for our road resurfacing program during the 2009 construction season.

The tender was publicly advertised and tender documents forwarded to all firms on our bidders list. A public opening of the tenders received was held July 15, 2009, with Councillor S. Butland representing City Council.

The tenders received have been evaluated and reviewed with Mr. J. Elliott, P. Eng., Commissioner of Public Works and Transportation. The low tendered prices, meeting specifications, have been identified on the attached summary.

Funding will come from the Surface Treatment Supplies 2009 Budget.

**RECOMMENDATION**

It is therefore my recommendation that the tender for RS2 Emulsified Asphalt and MTO Prime be awarded to McAsphalt Industries Limited at their tendered unit pricing of \$0.629 for RS2 Emulsified Asphalt and \$1.08 for M.T.O. Prime.

This report is submitted for Council's approval.

Respectfully submitted,

A handwritten signature of Ralph Robertson.

Ralph Robertson  
Manager of Purchasing

RR:nt  
Attach.

Recommended for approval,

A handwritten signature of W. Freiburger.

W. Freiburger  
Commissioner of Finance & Treasurer

**RECOMMENDED FOR APPROVAL**

A handwritten signature of Joseph M. Fratesi.

Joseph M. Fratesi

Chief Administrative Officer

**FINANCE DEPARTMENT  
PURCHASING DIVISION  
BUDGET AMOUNT: \$104,871.41**

**RECEIVED: July 15, 2009  
File #2008WA06**

**SUMMARY OF TENDERS  
RS2 EMULSIFIED ASPHALT AND M.T.O. PRIME**

<u>Description</u>	<u>Qty.(litres)</u>	<u>Price/Litre</u>	<u>Total Price</u>
RS2 Emulsified Asphalt	80,250	\$0.6290	\$50,477.25
M.T.O. Prime	32,200	\$1.0800	\$34,776.00
Sub Total			\$85,253.25
5% G.S.T.			\$4,262.66
8% P.S.T.			\$6,820.26
Total Tendered Price:			<b>\$96,336.17</b>

Note: The low tendered prices, meeting specifications, are boxed above.

The Quantities shown above are an estimate of the City's requirements for 2009 but are not guaranteed.

The single tender received is deemed to be fair and equitable with the tendered prices representing a decrease of 0.16% on the Emulsified Asphalt and an increase of 2.9% on the MTO Prime, from the previous year prices.

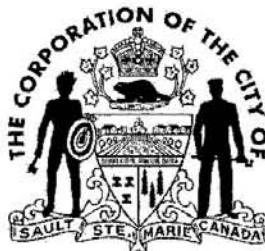
It is my recommendation that the low tendered prices, submitted by McAsphalt Industries, be accepted.

Ralph Robertson  
Manager of Purchasing

5(m)

5(n)

Ralph Robertson  
Manager of Purchasing



Finance Department  
Purchasing Division

2009 07 27

Mayor John Rowswell and  
Members of City Council,  
Civic Centre.

**Re: Tender for Seventy-Five (75) Desktop Personal Computers**

Attached hereto for your information and consideration is a summary of the tenders received for the supply and delivery of Seventy-Five (75) Desktop Personal Computers, as required by our Information Technology Division, as part of the City's P.C. replacement plan.

The tender was publicly advertised and tender documents forwarded to all firms on our bidders list. A public opening of the tenders received was held June 30, 2009, with Councillor L. Turco, representing City Council.

The tenders received have been thoroughly evaluated with Mr. Frank Coccimiglio, Manager of Information Technology, and the tender meeting all of our requirements and specifications, at the lowest cost to the City, has been identified on the attached summary.

Funding for this equipment has been provided within the I.T. Electronic Equipment Reserve account.

**RECOMMENDATION**

It is therefore my recommendation that the tender for the supply and delivery of Seventy-Five (75) Desktop Personal Computers be awarded to Microage Computer Centre, for Option 2, at their total tendered amount of \$63,309.10, including taxes and recycling fees.

This report is submitted for Council's approval.

Respectfully submitted,

R. Robertson

Ralph Robertson  
Manager of Purchasing

RR:nt  
Attach.

Recommended for approval,

W. Freiburger

Commissioner of Finance & Treasurer  
*RECOMMENDED FOR APPROVAL*

Joseph M. Fratesi

FINANCE DEPARTMENT  
PURCHASING DIVISION  
BUDGET: \$65,000.00

RECEIVED: June 30, 2009  
File #2009IA01

SUMMARY OF TENDERS  
SEVENTY-FIVE (75) DESKTOP PERSONAL COMPUTERS

Firm	Option	Manufacturer <u>Model &amp; Processor</u>	QTY	Unit Price <u>before taxes</u>	Stewardship <u>Ontario Fees (EEE) (per unit)</u>	Shipping Cost <u>(per unit)</u>	Total Tendered Price <u>Inc. EEE, Shipping &amp; Taxes</u>	Remarks
Algoma Business Computers Sault Ste. Marie, ON		HP dx7500 Intel Core 2 Duo 3.0 GHz	75	\$830.00	\$14.08	\$5.56	\$72,006.99	Meets Specifications
Bell Aliant Sault Ste. Marie, ON								Does Not Meet Specifications Additional Conditions Required
Microage Computer Centre Sault Ste. Marie, ON	1	HP dc5800 Intel E5200 Processor	75	\$733.57	\$13.44	inc.	\$63,309.10	Does Not Meet Specifications Processor not Core 2 Duo
	2	HP dc5800 Intel Core 2 Duo E7400	75	\$733.57	\$13.44	inc.	\$63,309.10	Meets Specifications

NOTE: The low tendered price, meeting Specifications is boxed above.

It is my recommendation that the low tendered price, submitted by Microage Computer Centre, for Option "2", be accepted.

Ralph Robertson  
Manager of Purchasing

5(n)

5(0)

Ralph Robertson  
Manager of Purchasing



Finance Department  
Purchasing Division

2009 07 27

Mayor John Rowswell and  
Members of City Council,  
Civic Centre.

**Re: Tender for One (1) Para-Transit Mini Buses (2009CK01)**

Attached hereto for your information and consideration is a summary of the tenders received for the supply and delivery of One (1) Para-Transit Mini Bus, as required by our Transit Division.

The tender was publicly advertised and tender documents forwarded to all firms on our bidders list. A public opening of the tenders received was held June 24, 2009, with Councillor L. Tridico, representing City Council.

The tenders received have been thoroughly evaluated and reviewed with Transit Division Staff and the lowest tendered price, meeting specifications, has been identified on the attached summary.

Funding for this equipment is one-third (1/3) funded from the Ontario Bus Replacement Program (OBRP) with the remainder coming from a combination of the 2008 Provincial Capital Grant Program, and the 2007 Federal Public Transit Capital Grant Program.

**RECOMMENDATION**

It is therefore my recommendation that the tender for the supply and delivery of One (1) Para-Transit Mini Bus be awarded to Overland Custom Coach Inc., at their total tendered price of \$97,227.98, including both taxes, for their Option 1.

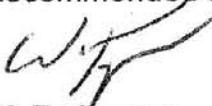
This report is submitted for Council's approval.

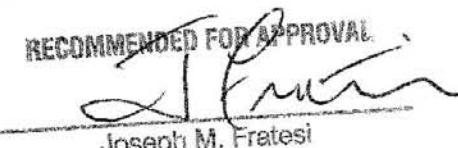
Respectfully submitted,

  
Ralph Robertson  
Manager of Purchasing

RR:nt  
Attach.

Recommended for approval,

  
W. Freiburger  
Commissioner of Finance & Treasurer

  
RECOMMENDED FOR APPROVAL  
Joseph M. Fratesi  
Chief Administrative Officer

FINANCE DEPARTMENT  
PURCHASING DIVISION  
Budget Amount: \$100,000.00

RECEIVED: June 24, 2009  
File #2009CK01

**SUMMARY OF TENDERS  
ONE (1) PARA-TRANSIT MINI BUS**

<b>Firm</b>	<b>Option</b>	<b>Make &amp; Model</b>	<b>Delivery</b>	<b>Warranty</b>	<b>Total Tendered Price inc. taxes</b>	<b>Remarks</b>
Crestline Coach Ltd. Saskatoon, SK		2010 Goshen GCII 2010 GMC G Cutaway	120 w/days	1 yr/20,000 km on Coach 3 yr/60,000 km on Chassis	\$99,652.64	Meets Specifications
Leeds Transit Inc. Elgin, ON		2009 Diamond VIP2500 2009 Ford E450	120 w/days	details not provided	\$101,682.65	Meets Specifications
MacNabb Bus Sales Ingersoll, ON		2010 Startrans Senator 2010 Ford E450	100 w/days	1 yr/20,000 km on Coach 3 yr/60,000 km on Chassis	\$101,166.07	Does Not Meet Specifications Auxiliary Heater not as Specified
Overland Custom Coach Inc. Thorndale, ON	1	2010 Glaval Titan II 2010 GMC G Cutaway	100 w/days from receipt of chassis	5 yr/100,000 miles on Coach 2 yr on Chassis	\$97,227.98	Meets Specifications
	2	2010 Glaval Universal 2009 Ford E450	100 w/days from receipt of chassis	5 yr/100,000 miles on Coach 3 yr/60,000 km on Chassis	\$96,741.28	Does Not Meet Specifications Auxiliary Heater not as Specified Other Minor Variances

NOTE: The low tendered price, meeting specifications, is boxed above.

It is my recommendation that the low tendered price, meeting specifications, submitted by Overland Custom Coach Inc. for their Option 1, be accepted.

Ralph Robertson  
Manager of Purchasing

570

5(p)

Ralph Robertson  
Manager of Purchasing



Finance Department  
Purchasing Division

2009 07 27

Mayor John Rowswell and  
Members of City Council  
Civic Centre

**Re: Tender for One (1) Freestanding Columbarium (2009CI01)**

Attached hereto for your information and consideration is a summary of the tenders received for the supply and delivery of One (1) Freestanding Columbarium required by the Cemeteries Division of the Public Works & Transportation Department.

The tender was publicly advertised and tender documents forwarded to all firms on our bidders list. A public opening of the tenders received was held July 15, 2009, with Councillor S. Butland representing City Council.

The tenders received have been evaluated and reviewed with Mr. John King, Manager of Cemeteries. The tender with 6 additional niches, Option 2, has been identified on the attached summary and best meets the City's requirements.

Funding for the Columbarium was budgeted at \$60,000.00 with an extra \$25,500.00 required, all coming from the Cemetery Reserve Account.

**RECOMMENDATION**

It is therefore my recommendation that the tender to supply and deliver One (1) Freestanding Columbarium be awarded to KMI Columbaria Inc., Option 2, at their total tendered price of \$85,315.00, including taxes. This price does not include site preparation work that is to be done by our own City forces.

This report is submitted for Council's approval.

Respectfully submitted,

R. Robertson  
Ralph Robertson  
Manager of Purchasing

Recommended for approval,

W. Freiburger  
Commissioner of Finance & Treasurer

RR:nt  
Attach.

RECOMMENDED FOR APPROVAL  
  
Joseph M. Fratesi

**FINANCE DEPARTMENT  
PURCHASING DIVISION**  
**Budget Amount: \$60,000.00**

**Received: July 15, 2009  
File: 2009CI01**

**SUMMARY OF TENDERS**  
**ONE (1) FREESTANDING COLUMBIARIUM**

<b><u>Firm</u></b>	<b><u>Opt.</u></b>	<b><u>Type</u></b>	<b><u>Delivery</u></b>	<b><u>Warranty</u></b>	<b><u>Total Price (inc. taxes)</u></b>	<b><u>Remarks</u></b>
KMI Columbaria Inc. Cranbrook, BC	1	Granite/ Aluminum	90 w/days	25 years Granite & Construction	\$83,484.40	Meets specifications 120 Companion Niches 30 Single Niches
	2	Granite/ Aluminum	90 w/days	25 years Granite & Construction	<b>\$85,315.00</b>	Meets specifications Enhanced Option provides 6 additional Single Niches.

Note: Although only one Supplier submitted quotes for this requirement, the prices are deemed to be fair and equitable.  
These prices do not include site preparation to be done by City forces.  
The quoted price, providing a superior solution to the City's requirements, is boxed above.  
It is my recommendation that the quoted price, submitted by KMI Columbaria Inc., for Opt." 2" be accepted.

Ralph Robertson  
Manager of Purchasing

5(p)

5(q)

Ralph Robertson  
Manager of Purchasing



Finance Department  
Purchasing Division

2009 07 27

Mayor John Rowswell and  
Members of City Council,  
Civic Centre.

**Re: Tender for Roof Replacement – Maycourt Children's Centre**

Attached hereto for your information and consideration is a summary of the tenders received for roof replacement at the Maycourt Children's Centre as required by the Community Services Department.

The tender was publicly advertised and tender documents forwarded to all firms on our bidders list. A public opening of the tenders received was held June 30, 2009, with Councillor Lou Turco representing City Council.

The tenders received have been thoroughly evaluated and reviewed with M.R. Wright & Associates Co. Ltd., the consultant for the project, and with Mr. Nick Apostle, Commissioner of Community Services. The low tendered price, meeting specifications, has been identified on the attached summary. A copy of the Engineer's Report is attached for your reference.

A report from the Commissioner of Community Services addressing the source of funds for this project appears elsewhere on the Council agenda.

**RECOMMENDATION**

It is therefore my recommendation that the tender for Roof Replacement at the Maycourt Children's Centre, be awarded to Dynamic Roofing Inc. at their low tendered price of \$77,658.00, including taxes.

This report is submitted for Council's approval.

Respectfully submitted,

A handwritten signature of Ralph Robertson.

Ralph Robertson  
Manager of Purchasing

Recommended for approval,

A handwritten signature of W. Freiburger.  
W. Freiburger  
Commissioner of Finance & Treasurer

RR:nt  
Attach.

RECOMMENDED FOR APPROVAL

A handwritten signature of Joseph M. Fratesi.

Joseph M. Fratesi

THE CORPORATION OF THE CITY OF SAULT STE. MARIE  
P.O. BOX 580 \* CIVIC CENTRE \* SAULT STE. MARIE, ONTARIO, CANADA P6A 5N1  
TEL: (705) 759-5299 \* FAX: (705) 759-1842

FINANCE DEPARTMENT  
PURCHASING DIVISION  
Budget Amount: \$64,500.00

RECEIVED: June 30, 2009  
File #2009SC01

**SUMMARY OF TENDERS**  
**ROOF REPLACEMENT - MAYCOURT CHILDREN'S CENTRE**

<u>Firm</u>	<u>Total Tendered Price (inc. G.S.T.)</u>	<u>Warranty Period</u>	<u>Remarks</u>
Continental Roofing Ltd. Sault Ste. Marie, ON	\$102,511.50	10 years Materials and Labour	Meets specifications Deposit cheque submitted
Dynamic Roofing Inc. Sault Ste. Marie, ON	\$77,658.00	10 years Materials and Labour	Meets specifications Deposit cheque submitted

NOTE: The low tendered price, meeting specifications, is boxed above.

It is my recommendation that the low tendered price, submitted by Dynamic Roofing Inc, be accepted.

Ralph Robertson  
Manager of Purchasing

5(e)

Structural

Civil & Municipal

Environmental

Geotechnical

Mechanical & Electrical

Inspection & Testing

8351

June 30, 2009

Mr. Ralph Robertson  
Manager of Purchasing  
Corporation of the City of Sault Ste. Marie  
99 Foster Drive,  
Sault Ste. Marie ON  
P6A 5X6

**Re: Tenders for Roof Replacement – Maycourt Children's Centre**

Dear Mr. Robertson

The City received two tenders to replace the roof over the Maycourt Children's Centre at Salisbury Avenue in Sault Ste. Marie. The tenders were received by the City clerk's office and both tenders were delivered prior to the closing deadline.

One of the requirements of bidding this work was attending a mandatory site meeting at a predetermined time identified in the contract documents. The bidding contractors each were represented by principals of their respective firms at the meeting.

The tendered documents included certified cheques in the amount of ten (10) percent of the bid amount as required in the instructions to bidders.

The tenders received were as follows:

Contractor	Base Price	GST	Total
Continental Roofing Limited	\$97,630.00	\$4,881.50	\$102,511.50
Dynamic Roofing Inc.	\$73,960.00	\$3,698.00	\$77,658.00

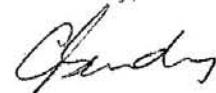
In our report to the City of Sault Ste. Marie in May 2009, we estimated the cost of construction to be \$80,000.00 excluding G.S.T.

Based on our review, we would recommend that the contract be awarded to the low bidder, Dynamic Roofing Inc. in the amount of \$77,658.00.

We trust this is satisfactory for your requirements at this time and if you have any questions or comments we would be pleased to discuss them with you.

5(q)

Yours truly,



G. Saunders, P. Eng.

Encl.  
GJS:gs

NICHOLAS J. APOSTLE  
COMMISSIONER COMMUNITY SERVICES



COMMUNITY SERVICES DEPARTMENT  
Community Centres Division  
Municipal Day Nurseries Division  
Recreation & Culture Division

5(g)

July 27, 2009

Mayor John Rowswell  
and Members of City Council

**Maycourt Day Care – Re-Roofing Project Tender**

Elsewhere on your agenda is a report from the Purchasing Division concerning the tender on this roofing project.

The cost of this project, including the cost of professional fees, is over budget by approximately \$9,000. The funding for this project was received through the DSSAB and we have been advised that they anticipate funding the overage, however they won't be able to confirm this until later this year. Purchases within the Day Care budget can be adjusted to cover the additional costs until we know if the DSSAB is able to cover the extra cost.

The roof at the Maycourt Day Care Centre needs to be replaced for the health, safety and the well being of those at the facility. Therefore it is recommended that the tender be approved.

Respectfully submitted as information,

Nicholas J. Apostle  
Commissioner Community Services

/a/council/maycourt roofing tender

cc: Purchasing Division  
C. Ferguson, Manager of Day Care

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi  
Chief Administrative Officer

5(r)

**Shelley J. Schell, CA**  
Manager of  
Finance and Audits

**Finance Department**



2008 07 27

Mayor John Rowswell and Members of City Council

**RE: Sault Ste. Marie International Youth Association - Buskerfest**

The Sault Ste. Marie International Youth Association - Buskerfest has submitted a Request for Financial Assistance for 2009. The request is for in-kind services for street cleaning and garbage/recycling pickup during the festival. This service has been provided for the past five years outside of the Financial Assistance policy.

**RECOMMENDATION**

The Finance Department has reviewed this request to ensure that all financial information is complete, that eligibility criteria is met and assessment criteria has been applied, in accordance with the Financial Assistance Policy for Sustaining and Other Grants. The Sault Ste. Marie International Youth Association - Buskerfest does meet the eligibility criteria.

Respectfully submitted,

A handwritten signature in black ink that reads "Shelley Schell".

Shelley J. Schell, CA  
Manager of Finance and Audits

Recommended for approval,

A handwritten signature in black ink that reads "W. Freiburger".

W. Freiburger, CMA  
Commissioner of Finance and Treasurer

RECOMMENDED FOR APPROVAL

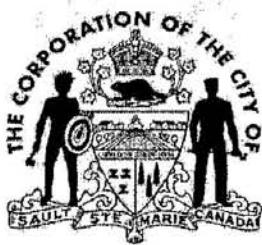
A handwritten signature in black ink that reads "Joseph M. Pratesi".

Joseph M. Pratesi  
Chief Administrative Officer

5(s)

HUMAN RESOURCES DEPARTMENT

John R. Luszka, Commissioner  
Peter Niro, Manager  
Roy Dewar, Health & Safety Manager  
Della-Marie Iley, Disability Case Manager



CIVIC CENTRE  
99 Foster Drive,  
Sault Ste. Marie, ON.  
P6A 5X6  
Tel: (705) 759-5361  
Fax: (705) 541-7177

2009 07 27

Mayor John Rowswell  
And Members of City Council

**RE: COLLECTIVE BARGAINING**

**FEBRUARY 1, 2009 TO JANUARY 31, 2012**

**MEMORANDUM OF SETTLEMENT**

1. CUPE LOCAL 3 PUBLIC WORKS & TRANSPORTATION
2. CUPE LOCAL 3 COMMUNITY SERVICES GROUP  
(Parks, Arenas, Pools, Cemeteries)
3. CUPE LOCAL 67 DAY CARE GROUP

I am pleased to provide to City Council the above noted Memoranda for renewal collective agreements for a three (3) year term.

All three agreements follow the same general trend in wages and benefits as established earlier by the CUPE 67 Civic Centre Group.

Specifically, that represents wage increases of:

- 3% Effective February 1, 2009  
2.5% Effective February 1, 2010  
2.5% Effective February 1, 2011.

Improvements in vision care and prescription drug coverage are also consistent across all groups.

Council ratification of the Memoranda is requested.

Yours truly,

A handwritten signature in black ink, appearing to read "John Luszka".

John Luszka  
Commissioner  
Human Resources Department

RECOMMENDED FOR APPROVAL

A handwritten signature in black ink, appearing to read "Joseph M. Fratesi".

Joseph M. Fratesi  
Chief Administrative Officer

JL:ef

c.c. J. Fratesi

5(s)

COLLECTIVE BARGAINING  
THE CITY OF SAULT STE. MARIE  
&  
CUPE LOCAL 67 Day Care GROUP

APPENDIX A  
TO MEMORANDUM OF SETTLEMENT 2009

**MEMORANDUM OF SETTLEMENT**

THE CORPORATION OF THE CITY SAULT STE. MARIE  
(Hereinafter referred to as "the Employer")

AND

CUPE LOCAL 67 Day Care GROUP

1. The parties herein agree to the terms of the memorandum as constituting full and final settlement of all matters in dispute.
2. The undersigned representatives of the parties do hereby agree to recommend complete acceptance of all the terms of this memorandum to their respective principals.
3. The parties herein agree that the term of the collective agreement shall be from June 1, 2009 to May 31, 2012.
4. The parties herein agree that the said collective agreement shall include the terms of the previous collective agreement which expired on May 31, 2009 provided, however, that the amendments contained in Appendix A (attached) be incorporated.

**Appendix A**

SIGNED THIS 23<sup>rd</sup> DAY OF JUNE, 2009.

**FOR THE UNION**

Dan McBride  
Melodee Watson  
Maria Lino  
Paula Goff

**FOR THE EMPLOYER**

R. A. Ross  
D. J. Johnson  
P. J. Johnson

**Appendix "A"****Article 3      Union Security****3:02 Amend clause to read as follows:**

The City shall deduct from the salary of each employee commencing with the first pay cheque, the current monthly Union dues as set out from time to time, and remit same as set out in Article 3:03, provided such dues are to be uniformly levied for a period of not less than 12 months. **The City will provide to the union with each dues remittance a list indicating by employee the bi-weekly earnings upon which union dues are based and the employee status.**

**Agreed June 23<sup>rd</sup>, am**

**12:04 changed to trial period for six months**

"When a supply staff employee is moved to a permanent vacancy in a full time or regular part-time position, he/she will be on a trial period for six (6) months and if performance is not satisfactory to the City during this period he/she will revert back to the supply list. During such trial period the employee shall have the right to revert to the supply staff list."

**Agreed June 23<sup>rd</sup> , am**

**Union Proposal 11:03 -**

**Agreed – June 22<sup>nd</sup> pm**

**Article 12:03 –** Third line , second paragraph add the words "full" before work days....balance of article remains unchanged. **Agreed June 22<sup>nd</sup> , pm**

**Article 14:01** Change following "Where possible"... the application for the leave of absence shall be submitted at least one (1) month prior to the date of leave. The Manager of Daycares or designate shall respond to such request within 5 working days from receipt of the application. **Agreed June 23<sup>rd</sup> am.**

**Union      14:02 – Same as other Cupe Groups –****City Counter:**

**When death occurs to a member of an employee's immediate family, the employee will be granted leave of absence on compassionate grounds and will be granted time off with pay up to a maximum of four (4) working days for any days which are normally straight time working days and fall within the period from the day of the death up to and including the day of the funeral. If the funeral is more than two hundred kilometres (200 km) from Sault Ste. Marie, the four (4) working days shall be any days which are normally straight time working days and fall within the period from the day of the death up to and including the day following the funeral.**

**Immediate family means: mother, father, sister, brother, spouse, common-law spouse, son, daughter, grandchildren, grandparents, mother-in-law, and father-in-law. Leave of absence without loss of pay for four (4) working days shall be granted to an employee to attend the funeral of a child of a spouse as defined under per part (b) sections (i) and (iii) below.**

**Leave of absence without loss of pay for one (1) working day shall be granted to an employee to attend the funeral of the employee's brother-in-law or sister-in-law**

**Non attendance at the funeral regardless of distance disqualifies the employee from funeral leave.**

**"spouse" means a person**

- (a) **to whom the person is married, or**
- (b) **with whom the person is living outside marriage in a conjugal relationship, if the two persons,**
- (i) **have cohabited for at least one year,**
- (ii) **are together the parents of a child, or**
- (iii) **have together entered into a cohabitation agreement under section 53 of the *Family Law Act*; ("conjoint")**

**Agreed June 23<sup>rd</sup>, am**

**Article 15 – New:** Shift selection – once a year to select shifts by seniority – practice to continue once per year with the understanding that all the duties that are part of the particular shift chosen must be performed. i.e. shoveling ,furniture set up....  
**To appear in Memorandum of Settlement Only**

**Union 15:06**

**City Counter Proposal:**

**With regards to absences due to vacation (at least one week) and Maternity/Parental Leaves known in advance only and where operationally feasible, employees may request a "shift change" at their present location provided the following:**

- 1. Employees wanting shift changes as a result of scheduled vacations will provide to their supervisor a written request of such change by March 31<sup>st</sup> of that calendar year.**
- 2. Employees wanting shift changes as a result of a Maternity/Parental leave will provide to their supervisor a written request of such change at least one month prior to the commencement of the leave.**

**New****Mandatory Membership (College of Childhood Educators)**

There will be no requirement for any bargaining unit member to become a member of a professional College or other governing work related body unless required by a ministry directive, regulation or legislation.

All DayCare teachers covered under this collective agreement must obtain and maintain membership within the College of Early Childhood Educators in order to be employed as a City DayCare Teacher.

The City will reimburse full-time qualified ECE and qualified ECE Supply Staff working long term leaves the applicable membership fees upon receipt of proof of membership payment.

Other Supply Staff will have a percentage reimbursement based on the number of hours worked during the current calendar year. Proof of membership payment is required.

Failure for any City ECE employee to maintain membership will result in immediate suspension and possible discharge. It is understood that an employee will have their employment terminated if valid proof of membership is not provided within (60) calendar days.

**Union New 15:07**

**City Counter:** City will provide a minimum of 4 staff meetings in addition to a maximum of 3 paid professional development days per year which include where possible supply staff for P.D. days .

**Union 17:01**      **Addition of Family Day with deletion of Heritage Day -Agreed June 22<sup>nd</sup>, pm**

**Monetary**18:00      WELFARE PLANGreen Shield- Semi-Private**City Proposal**18:01      Extended Health Care PlanVision Care

**Effective the 1<sup>st</sup> of the month following ratification of the Memorandum of Settlement by the parties, increase Vision Care amount to \$250.**

**Effective February 1, 2011, increase Vision Care amount to \$300.**

**\*Please note; Eye exams for children under 20 still covered by OHIP.**

Prescription Drug Benefit

**Effective the 1<sup>st</sup> of the month following ratification of the Memorandum of Settlement by the parties, increase Pharmacy Dispensing Fee Cap to \$9.00.**

**Effective February 1, 2011, increase Pharmacy Dispensing Fee Cap to \$10.00.**

Paramedical Benefits

**NEW – 12 Month Pregnancy/Parental Replacement Supply Staff Employees – Limited Benefit Coverage**

**Prescription Drug Benefit Plan at 90%/10% Co-Insurance  
(Plan subject to elimination of OTC's and \$8 Dispensing Fee Cap)**

**Vision Care - \$100 per 24 months**

- Active Employees Over Age 65

**Effective the 1<sup>st</sup> of the month following ratification of the Memorandum of Settlement by the parties, provide the following benefits to employees who continue to be actively employed beyond age 65:**

- Limited Extended Health Care to retirement or age 70 max. No dependent coverage with the exception of spouse.
  1. Drug plan capped at \$1000 per annum. Remains 90%/10% co-insurance; \$8 dispensing fee cap; no OTC. Dependent Spouse under age 65 not subject to \$1000 per annum cap.
  2. Paramedical capped \$500 per annum.

3. Vision Care - \$200/24months. No eye examination coverage.

4. No coverage of medical items.

- Life: Reduce to \$10,000 fixed to retirement or age 70 max.

Benefits implemented effective the first of the month following the date the employee attains age 65.

**18:04      Life Insurance Early Retiree**

Effective the 1<sup>st</sup> of the month following ratification of the Memorandum of Settlement by the parties, increase maximum to \$10,000 Life Insurance Benefit up to age 65. Remains employee paid.

Article 20:02      Delete      Agreed

**Article 22:03      Amend this clause to read \$0.50/km to reflect current practice.**

Please note that it is also the practice of the City to adjust the allowance when the City adjusts its kilometre reimbursement amount under the Mileage/Car Allowance Policy.

Article 23:00      Wages

- **Increase Standard Wage Scale as follows:**

Effective June 1, 2009      + 3 %

Effective June 1, 2010      + 2.5%

Effective June 1, 2011      + 2.5%

**Retroactivity to active employees**

Article 25:00      Termination Clause

**This agreement shall be effective from June 1, 2009 and shall remain in effect until May 31st, 2012 and unless either party gives to the other party a written notice of termination or of a desire to amend this agreement, then it shall continue in effect for a further year without change and so on from year to year thereafter.**

Letter #5      To be consistent with wording used in 12:03 of the collective agreement the City proposes that Calendar days be replaced by Working Days. **Agreed June 22, pm**

Letter #4      **Delete – not required**

Balance of Letters Unchanged –      **Agreed June 23<sup>rd</sup>, am**

Appendix A Job Title - Delete Resource Teacher – not used –      **Agreed June 22, pm**

**MEMORANDUM OF SETTLEMENT**

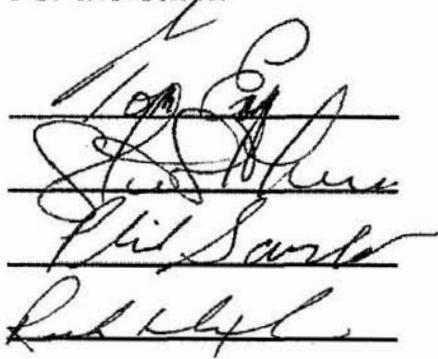
**THE CORPORATION OF THE CITY OF SAULT STE. MARIE  
&  
C.U.P.E. LOCAL 3 COMMUNITY SERVICES**

1. The parties herein agree to the terms of the memorandum as constituting full and final settlement of all matters in dispute.
2. The undersigned representatives of the parties do hereby agree to recommend complete acceptance of all the terms of this memorandum to their respective principals.
3. The parties herein agree that the term of the collective agreement shall be from February 1, 2009 to January 31, 2012.
4. The parties herein agree that the said collective agreement shall include the terms of the previous collective agreement which expired on January 31, 2009 provided, however, that the following amendments are incorporated:

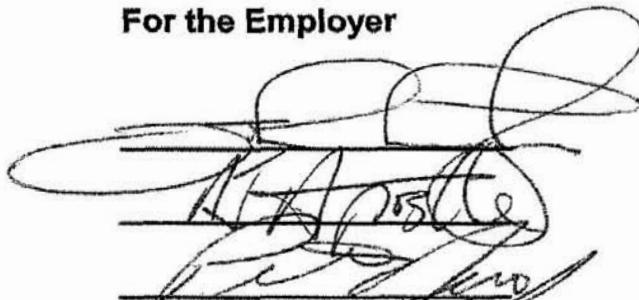
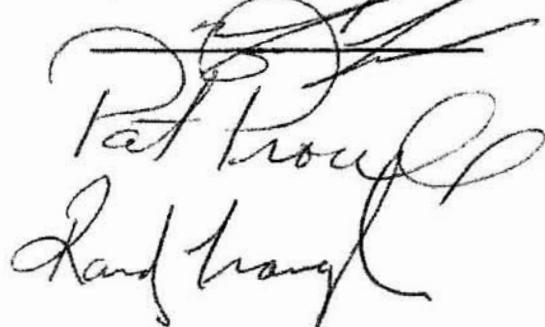
**Appendix A**

Signed this 1<sup>ST</sup> day of June 1, 2009.

**For the Union**

  
Lori Sarsota  
Riley

**For the Employer**

  
Pat Trouillat  
  
Land Lang

*5(s)*

**COLLECTIVE BARGAINING**  
**THE CITY OF SAULT STE. MARIE**  
**&**  
**CUPE LOCAL 3 COMMUNITY CENTRES GROUP (CSD)**

**MEMORANDUM OF SETTLEMENT**  
**APPENDIX A**

**June 1, 2009**

## UNION LANGUAGE PROPOSALS

### ARTICLE 3 UNION SECURITY

Existing clause.

- 3:01 Union dues shall be deducted from all employees after thirty days of employment. Deductions shall be forwarded to the Secretary-Treasurer of the Union, not later than the 15th day of the month following in respect of which deductions have been made, accompanied by a list of all employees from whose wages the deductions have been made.

City proposal

Amend 3:01 to read as follows:

- 3:01 Union dues shall be deducted from all employees after thirty days of employment. Deductions shall be forwarded to the Secretary-Treasurer of the Union, not later than the 15th day of the month following in respect of which deductions have been made, accompanied by a list of all employees from whose wages the deductions have been made. **The City will provide to the union with each dues remittance a list indicating by employee the bi-weekly earnings upon which union dues are based and the employee status.**

### ARTICLE 7 NO DISCRIMINATION

- 7:02 City Counter Proposal

Introduce a new clause 7:02 to read as follows:

If an employee believes they have been subject to conduct contrary to the City's Code of Conduct, they shall submit their concern in writing to their respective Department Head with a copy to the Union. The Department Head will provide a written response to the employee with a copy to the Union upon conclusion of the investigation by the Department Head.

If the employee is not satisfied with the Department Head's response, the employee may submit the concern to the Chief Administrative Officer with a copy to the respective Department Head and Union. Upon conclusion of an investigation, the Chief Administrative Officer will

provide a written response to the employee with a copy to the respective Department Head and Union.

## ARTICLE 8 GRIEVANCE PROCEDURES

8:02

Proposal to extend time limits to 10 days.

Withdrawn by the Union May 21, 2009

8:05(a) Withdrawn by the Union May 21, 2009

## 11:00 PROMOTIONS, VACANCIES AND NEW POSITIONS

**Amend 10:03 to provide for a Probationary Period of 1020 hours within any consecutive 180 day period. Further the City agrees per the Union's proposal of May 26, 2009 to change existing clause to read as follows:**

11:03 Method of Making Appointments: Promotions or transfers to vacancies and new positions shall be according to employees' seniority standing, ability and proficiency to perform the work. Where ability and proficiency to perform the work are equal, seniority shall be the determining factor. A promoted employee shall be on probation until they have worked 440 hours within any period of 90 consecutive days for such employee to prove efficiency. In the event the successful applicant proves unsatisfactory in the position **or requests to return to their former position** during the aforementioned trial period, they shall be returned to their former position without loss of seniority and any other employee promoted or transferred because of the rearrangement of positions shall also be returned to their former position without loss of seniority.

## ARTICLE 14 LEAVE OF ABSENCE

14:05 Bereavement

Agreed: City Counter-proposal - Change to be consistent with CUPE Local 67 language:

Amend clause to read as follows:

When death occurs to a member of an employee's immediate family, the employee will be granted leave of absence on compassionate grounds and will be granted time off with pay up to a maximum of four (4) working days for any days which are normally straight time working

days and fall within the period from the day of the death up to and including the day of the funeral. If the funeral is more than two hundred kilometres (200 km) from Sault Ste. Marie, the four (4) working days shall be any days which are normally straight time working days and fall within the period from the day of the death up to and including the day following the funeral.

Immediate family means: mother, father, sister, brother, spouse, common-law spouse, son, daughter, grandchildren, grandparents, mother-in-law, and father-in-law. Leave of absence without loss of pay for four (4) working days shall be granted to an employee to attend the funeral of a child of a spouse as defined under part (b) sections (i) and (iii) below.

Leave of absence without loss of pay for one (1) working day shall be granted to an employee to attend the funeral of the employee's brother-in-law or sister-in-law

Non attendance at the funeral regardless of distance disqualifies the employee from funeral leave.

**"spouse" means a person**

- (a) to whom the person is married, or
- (b) with whom the person is living outside marriage in a conjugal relationship, if the two persons,
  - (i) have cohabited for at least one year,
  - (ii) are together the parents of a child, or
  - (iii) have together entered into a cohabitation agreement under section

**53 of the Family Law Act; ("conjoint")**

**ARTICLE 17                  OVERTIME**

17:01        Proposal re Lieu Time

Agreed May 21, 2009 Re-new existing Letter of Understanding P – Time off In-lieu of Overtime.

17:03        Overtime Distribution proposal.

Withdrawn by the Union.

**ARTICLE 20 PAID HOLIDAYS**

20:01 Defer to City Original Proposal

**ARTICLE 22 SICK LEAVE PROVISIONS**

22:03 Sick Leave Record on Pay Stub Proposal

No change required. Reflected on bi-weekly pay stub.

**ARTICLE 23 PENSIONS**

23:03 Agreed to delete to be consistent with prevailing legislation.

**Article 15 Regular Hours of Work and Working Conditions**

15:04 Withdrawn by the Union, April 14, 2009.

**Article 19 Sick Leave**

19:07 The City reserves the right to request medical verification it deems suitable for any sick leave absence.

19:10 The Union withdrew their proposal April 14, 2009.

**Article 20 Paid Holidays**

20:01 The parties agree to the City's Original proposal to include "Family Day" in this clause and delete the reference to Heritage Day.

**ARTICLE 24 GENERAL CONDITIONS, PRESENT CONDITIONS AND BENEFITS**

24:07 (NEW)

- Access to Human Resources File

Create a new Article 24:05 to read as follows:

*Employees may request, in advance, the examination of the Human Resources Department File of his/her record. The file shall be shown to the employee during*

*regular working hours at a time mutually agreed upon by the Commissioner of Human Resources or designate and the employee.*

- Proposal regarding purging of records

Withdrawn by the Union

## ARTICLE 26 INCLEMENT WEATHER

Heat Stress proposal      Union to defer to Joint Health and Safety Committee

### **Letters of Understanding**

A - Departmental/Divisional Seniority	City proposal: Renew for the term of the collective agreement.
B - Subsidized work programs	City proposal: Renew for the term of the collective agreement.
C - Labour Pool Promotion	City proposal: Renew for the term of the collective agreement.
D - Temp. Group Leaders	City proposal: Renew for the term of the collective agreement.
E - Joint Consultation	City agrees to incorporate the provisions of this letter into Article 4. Delete existing 4:07 and replace with provisions of the letter.
F - Retroactivity	City proposal: Renew for the term of the collective agreement.
G – Riding Mower	City proposal: Renew for the term of the collective agreement.
H – WSIB Top Up	See Monetary Proposals
I - Absenteeism	City proposal: Renew for the term of the collective agreement.
J – Shifts	City proposal – Amend to read Community Centres Division and renew for term of collective agreement.

K – Locks	Proposal to delete letter withdrawn by the City. <b>Renew letter for term of agreement.</b>
L – Mechanics	City proposal: Renew for the term of the collective agreement.
M – interpretation of 10:08	City proposal: Renew for the term of the collective agreement.
N – Vacation Selection	City proposal: Renew for the term of the collective agreement.
O – Opening of Facilities	Renew letter for term of agreement.
P – Time off in Lieu of Overtime	City proposal: Renew for the term of the collective agreement.

New Letter Q.to read as follows:

**The Disability Case Manager or designate shall request the attendance of a Union Representative\* at a meeting required for the accommodation of an employee with:**

- (a) a permanent disability or
- (b) a temporary disability known at the outset to be for a duration greater than thirty (30) days

**\* The Union shall designate the representative(s) to deal with disability related matters. Unavailability or non-attendance of the designated Union representative at meetings arranged by the Disability Case Manager or designate shall not delay the accommodation process.**

Union can propose alternative accommodations including entry level positions.

It is understood the employee and union will be provided with a reasonable amount of time to consider and respond to a proposed permanent disability accommodation plan.

**The Disability Case Manager or designate will arrange quarterly meetings with the designated Union Representative to review accommodation activity.**

## CITY LANGUAGE PROPOSALS

### **City Proposal**

Change "Community Centres and Marine Facilities Division" to read "Community Centres Division" wherever it appears in the collective agreement.

Union agreed to City original proposal.

### **ARTICLE 16 COMMUNITY CENTRES AND MARINE FACILITIES DIVISION**

16:01/02 Agreed to delete existing 16:01 and renumber accordingly.

Amend 15:01(a) to read as follows:

Normal hours of work shall be eight (8) hours per day and forty (40) hours per week **with two (2) consecutive days off**.

### **ARTICLE 17 OVERTIME**

17:06 The Union agreed to the City Original Proposal on the basis that this provision is agreed upon under Local 3 PWT.

### **20:00 PAID HOLIDAYS**

20:01 The Union agreed to the City Original Proposal.

## **LETTERS OF UNDERSTANDING**

### ***City Proposals***

1. Letter A Division/Department Seniority Renew for term of agreement.
2. Letter B Subsidized Work Programs Renew for term of agreement.
3. Letter C Labour Pool Assignment Renew for term of agreement.
4. Letter D Group Leader Assignment Renew for term of agreement.

5. Letter E	Joint Consultation Committee	Renew for term of agreement.
6. Letter F	Retroactivity	Renew for term of agreement.
7. Letter G	Riding Mower Rate of Pay	Renew for term of agreement.
8. Letter H	WSIB Top Up	See City Monetary Proposal
9. Letter I	Absenteeism	Renew for term of agreement.
10. Letter J	Shift Schedules- Comm. Ctr.	Renew for term of agreement.
11. Letter K		Locks Operation                      Delete Letter – <b>Proposal Withdrawn by the City. Renew letter for term of agreement.</b>
12. Letter L	Mechanics	Renew for term of agreement.
13. Letter M	Interpretation 10:08(5)(a)/(b) (iii)	Renew for term of agreement.
14. Letter N	Vacation Scheduling	Renew for term of agreement. Amend title to be "Letter of Understanding"
15. Letter O	Arenas and Pools	<b>Renew letter for term of Agreement.</b>
16. Letter P	Time off in lieu of overtime	Renew for term of agreement.
17. Information Item – Duty to Accommodate		See City Counter proposal above.

**NEW LETTER****City Proposal**

Add the following NEW Letter of Understanding –

**Consolidation of the Local 3 CSD Collective Agreement**

*Whereas the parties agree that it is beneficial to consolidate the Local 3 Community Services Collective Agreement in whole or in part into the Local 3 Public Works and Transportation Collective Agreement the parties agree to form a Committee consisting of Union representatives from Local 3 CSD (3*

representatives- one (1) from each of Cemeteries, Parks & Facilities), Local 3 PWT (2 representatives) and representatives of the City for this purpose.

The parties will meet during the term of the collective agreement to endeavour to negotiate and agree upon in the form of a Memorandum of Agreement, the additions, deletions and/or modifications necessary to consolidate the Local 3 CSD agreement into the Local 3 PWT Collective Agreement.

## MONETARY PACKAGE

### ARTICLE 17 OVERTIME

Amend clause to read as follows:

17:03 An employee shall be entitled to a minimum of three (3) hours at time and one-half (1 ½) the employee's regular rate of pay when called out to work overtime.

17:06 Meal Allowance – CSD to be amended in accordance with Local 3 PWT settlement.

### **ARTICLE 21 GROUP WELFARE PLAN**

Amend benefit coverage as follows:

21:01 Extended Health Care Plan

#### Vision Care

Effective the 1<sup>st</sup> of the month following ratification of the Memorandum of Settlement by the parties, increase Vision Care amount to \$250.

Effective February 1, 2011, increase Vision Care amount to \$300.

\*Please note; Eye exams for children under 20 still covered by OHIP.

Prescription Drug Benefit

Effective the 1<sup>st</sup> of the month following ratification of the Memorandum of Settlement by the parties, **increase Pharmacy Dispensing Fee Cap to \$9.00.**

Effective February 1, 2011, **increase Pharmacy Dispensing Fee Cap to \$10.00.**

Paramedical Benefits

Massage Therapy – City is prepared to withdraw its proposal.

Dental Plan

Proposal regarding 'ODA minus 2 years'. – Withdrawn.

- Active Employees Over Age 65

**City counter-proposal.**

**Provide the following benefits to employees who continue to be actively employed beyond age 65:**

- Limited Extended Health Care to retirement or age 70 max. No dependent coverage with the exception of spouse.
  1. Drug plan capped at \$1000 per annum. Remains 90%/10% co-insurance; \$8 dispensing fee cap; no OTC. Dependent Spouse under age 65 not subject to \$1000 per annum cap.
  2. Paramedical capped \$500 per annum.
  3. Vision Care - \$200/24months. No eye examination coverage.
  4. No coverage of medical items.
- Life: Reduce to \$10,000 fixed to retirement or age 70 max.

**Benefits implemented effective the first of the month following the date the employee attains age 65.**

18:04        **City Counter Proposal Life Insurance Early Retiree**

**The City counter proposes a maximum \$10,000 Life Insurance Benefit up to age 65. Remains employee paid.**

**ARTICLE 22 SICK LEAVE PROVISIONS**

The City is prepared to discuss in a Labour Management forum information with respect to a Weekly Indemnity short term disability program.

**22:05 Counter Proposal**

Subject to PWT Local 3 agreement to this proposal, add the following sentence to the existing clause:

22:05 No member shall draw during their active service with the City, accumulated sick leave benefits if their absence from work is not due to illness as attested by the Certificate of a medical practitioner, if required by the Department Head.

**The City shall pay up to thirty dollars (\$30) for the completion of an Injury/Illness Status Report (IISR) when requested by the employer. The employee shall be required to submit to their supervisor a receipt of payment in order to qualify for reimbursement.**

22:06 Renew Letter of Understanding H.

**ARTICLE 25:00 TOOLS, EQUIPMENT & CLOTHING**

25:03 Effective the 1<sup>st</sup> of the month following ratification of the Memorandum of Settlement by the parties, increase safety footwear allowance to \$140.

Effective February 1, 2010, increase Safety Footwear Allowance to \$145.

**ARTICLE 27:00 WAGES****27:02 Standard Hourly Wage Scale**

- Increase Standard Hourly Wage Scale as follows:

**Effective February 1, 2009 + 3%**

**Effective February 1, 2010 + 2.5%**

**Effective February 1, 2011 + 2.5%**

*Retroactivity to active employees and any employees who retired between February 1, 2009 and the date of ratification of the Memorandum of Settlement by the parties.*

27:03(a) Students

Increase student wage scale by the same percentages as outlined in 27:02 above.

27:03(b) The City is prepared to agree with the Union proposal to amend this clause to read as follows:  
The Union will be notified of students hired to perform work under the Labourer classification identified in Appendix A.

## **ARTICLE 28:00 TERM OF AGREEMENT**

City proposal

Amend clause to read as follows:

28:01 This Agreement shall continue in force and effect from February 1<sup>st</sup>, 2009 until January 31<sup>st</sup>, 2012. Either party to this Agreement may, not more than ninety (90) days, and not less than thirty (30) days prior to January 31<sup>st</sup>, 2012 present to the other party in writing proposed terms of a new or further Agreement and/or Amendments to this Agreement and a conference shall be held within fifteen (15) days at which time the parties will commence negotiations on the proposed amendments and/or the terms of a new Agreement. Failing agreement by January 31<sup>st</sup>, 2012, this Agreement and all its terms will continue in force until a new Agreement is executed.

## **APPENDIX A**

City counter proposal

- Add the following statement under the Cemetery Division

*Employees assigned to operate the Cremator will be paid at Job Class 8.*

- Carpenter – Effective the 1<sup>st</sup> full pay period following ratification of the Memorandum of Settlement by the parties Carpenter Rate adjusted to JC 15.

- Carpenter/Cabinetmaker – Effective the 1<sup>st</sup> full pay period following ratification of the Memorandum of Settlement by the parties Carpenter Rate adjusted to JC 15.
- **Facility Operator JC 10 – Effective the 1<sup>st</sup> full pay period following ratification of the Memorandum of Settlement by the parties Facility Operator JC 10 rate adjusted to JC 11.**

## FACILITY OPERATORS

Implementation effective the first of the month following ratification of the Memorandum of Settlement by the Parties.

- Add new 'Facility Operator I' Trainee Rate – JC 8
- Add new 'Facility Operator II' Trainee Rate – JC 9

Clarification Notes Regarding the Implementation of Facility Operator Trainee Rates.

- Facility Operator Trainee I – JC8

Will be required to successfully complete within 12 months of hiring (1) Certified Pool Operator (CPO) Certificate and (2) Written Examinations of the Technical Safety & Standards Association (TSSA) for the Refrigerator Operator Class "B" Certificate.

Failure to obtain the above noted qualifications within twelve (12) months from the date of hire will result in termination of employment. **Termination for failure to obtain the necessary qualifications within the twelve (12) month period will not be subject to the grievance procedure.**

In the event the employee was unable to complete the above noted qualifications within the twelve (12) months following hiring due to circumstances beyond the employee's control, the City reserves the right to extend the twelve (12) month limit in order for an employee to successfully acquire the above noted qualifications.

- Facility Operator Trainee II – JC9

Employee must possess the CPO and have successfully passed the written examinations for Refrigeration Operator Class B Certificate.

- Facility Operator – JC 10 (Note: JC 11 effective 1<sup>st</sup> full pay period following ratification of the Memorandum of Settlement by the parties)

Employee possesses and is expected to maintain valid CPO Certificate and Refrigeration Operator Class B Certificate.

Failure to maintain the requisite qualifications shall result in disciplinary action up to and including discharge.

Note:

Mr. P. Sarlo: Possesses Class B but not CPO. Grandfathered into JC 10 but will not be permitted to work in Pools unless CPO Certificate successfully obtained.

Mr. D. Irvine – Possesses Class B but not CPO.

Maintains JC 10 Facility Operator rate pending successfully passing CPO exam by no later than Friday October 30, 2009. Mr. Pat Proulx will arrange and administer the CPO exam as soon as possible.

Failure to successfully complete the examinations will result in the employee immediately reverting to the JC8 Facility Operator Trainee classification and on a without prejudice basis will be assigned to work as an Operator Trainee I.

If he successfully passes the exam by October 30, 2009, the employee maintains the JC 10 Facility Operator position.

Mr. B. Lalonde – Grandfathered into JC 12 Work Group Leader Facilities. Possesses Class B but not CPO.

Mr. B. St. Germain – Possesses CPO but not Class B.

Maintains JC 10 Facility Operator rate pending successfully completing Class B examinations by no later than Friday October 30, 2009.

Failure to successfully complete the examinations will result in the employee immediately reverting to the JC8 Facility Operator Trainee classification and on a without prejudice basis will be assigned to work as an Operator Trainee I.

If he successfully completes the examinations by October 30, 2009, the employee maintains the JC 10 Facility Operator position.

#### Transferred Parks Employees

In the event Parks personnel are required to be transferred to Facilities, the employees so transferred shall be assessed against the requirements of Facility Operator and will be paid JC 8, 9 or 10 accordingly.

- Reflect JC 12 Work Group Leader – Facilities classification in Appendix A.
- **Information Item : Part-time Employees per 10:05**

**As a matter of information, Part-time employees will be used for vacation replacement; replacement for absences due to illness/injury and to augment full time staff as may be required.**

**Part-time employees will be paid at the rate specified in the collective agreement for the respective classification in which they are assigned to work.**

Part-time employees are eligible for only those benefits as required by law.

#### LETTERS OF UNDERSTANDING

- Letter H      WSIB – Renew the letter for the term of the collective agreement.**

\*\*\*\*\*

COLLECTIVE BARGAINING  
THE CITY OF SAULT STE. MARIE  
&  
CUPE LOCAL 3 PWT GROUP

**MEMORANDUM OF SETTLEMENT**

**APPENDIX A - Amended**

**Edit: Changes Only**

**Article 3 Union Security**

3:03      Agreed

The Finance Department has confirmed the following information can be accessed : employee bi-weekly earnings upon which dues are based and employee status e.g. permanent, temporary etc. The City is in agreement with providing the above noted additional information with each dues remittance.

**Article 7 Discrimination**

City amended proposal:

Add new 7:02 to read as follows:

*If an employee believes they have been subject to conduct contrary to the City's Code of Conduct, they shall submit their concern in writing to their respective Department Head with a copy to the Union. The Department Head will provide a written response to the employee with a copy to the Union upon conclusion of the investigation by the Department Head.*

*If the employee is not satisfied with the Department Head's response, the employee may submit the concern to the Chief Administrative Officer with a copy to the respective Department Head and Union. Upon conclusion of an investigation, the Chief Administrative Officer will provide a written response to the employee with a copy to the respective Department Head and Union.*

## Article 8 Grievance Procedure

Agreed

The City is in agreement with the Union's original proposal to modify clause 8:02 to read as follows:

- 8:02 Complaint

*Grievances shall first be dealt with as a complaint.*

*The employee, who may be accompanied by a Union Steward, shall bring the complaint forward to their respective Division Head or the designate.*

***Subject to the exceptions under 8:04 and 8:05, it is understood that there is no grievance until the respective Division Head or designate has first had the opportunity to adjust the complaint. Any resolution to a complaint at this step is understood to be without precedent or prejudice to either party.***

*If the Union and the employee are not satisfied with the resolution at the Complaint step, the employee shall submit the grievance in writing to the Chairperson of the Union Grievance Committee. If the Union Grievance Committee considers the grievance to be justified then the Union may proceed to Step 1 of the grievance procedure.*

### **Time Limits**

**Agreed – May 22, 2009: for the term of this collective agreement under a new Letter of Understanding #9, to assign the Elected Group Vice President of Local 3 PWT to day shifts The Union withdrew their proposal regarding extending the time limits under the grievance procedure from 5 to 10 days. The City reserves the right to reassign from time to time the Group Vice President to other shifts based upon operational demands.**

Article 10:00 Seniority

## 10:04 Probationary Period

Amend 10:04 to read as follows:

**An employee shall be on probation until they have worked one thousand and forty (1040) hours and during such period..... (balance of clause unchanged).... from the day they commenced work. Overtime hours shall not be counted for the purpose of establishment on a job in a line of sequence.**

Article 13 Hours of Work and Overtime

## 13:02 Agreed by the parties.

The City to incorporate Letter of Understanding #9 as a new 13:02(e) to read as follows:

RE: TIME OFF IN LIEU OF OVERTIME

*Employees may request time off in lieu of overtime with the following conditions:*

- *Maximum Time Off in Lieu – 40 hours (i.e. 5 work days) in a calendar year.*
- *Requests for lieu time off will be considered on an individual basis at the time of request.*
- *Approval at the sole discretion of the Commissioner of Public Works and Transportation based upon the operational requirements of the Department.*
- *If not utilized, will be paid out.*
- *Lieu time off shall not be granted from June 1<sup>st</sup> to September 30<sup>th</sup> in any given calendar year with the exception of Mechanics and Welders where lieu time off shall not be granted during the Winter Control Season.*

*Note: Clarification*

*Mechanics & Welders – Permitted lieu time off June 1 to November 15th*

*All others – Permitted lieu time off October 1<sup>st</sup> to May 31<sup>st</sup>.*

Article 17 Sick Leave

17:02 Amend clause to read as follows:

Sick leave shall not be paid to employees on their probationary period, however, upon successful completion of the probation period such employee shall be credited with one and one-half (1 1/2) days per month from the date of employment.

Article 21:00 Inclement Weather

New – Heat Stress

The Union will defer this matter to the Joint Health & Safety Committee.

Article – NEW: Personnel File

The City is in agreement with the first paragraph of the Union's original proposal.

Letters of Understanding

Letter Of Understanding #5

Interpretation of 10:03

The City agrees with the union original proposal to include this under article 10.

Letter Of Understanding #9

Time Off in Lieu of Overtime

See City Counter-proposal under 13:02 above.

Letter Of Understanding #13      Permanent Disability Accommodation  
    City counter-proposal

Amend existing letter to read as follows:

**The Disability Case Manager or designate will request the attendance of a Union Representative\* at a meeting required for the accommodation of an employee with:**

- (a) a permanent disability or
- (b) a temporary disability known at the outset to be for a duration greater than thirty (30) days

\* The Union shall designate the representative(s) to deal with disability related matters. Unavailability or non-attendance of the designated Union representative at meetings arranged by the Disability Case Manager or designate shall not delay the accommodation process.

Union can propose alternative accommodations including entry level positions.

It is understood the employee and union will be provided with a reasonable amount of time to consider and respond to a proposed permanent disability accommodation plan.

**The Disability Case Manager or designate will arrange quarterly meetings with the designated Union Representative to review accommodation activity.**

#### **Information Item**

#### **Consolidation of PWT and CSD collective agreements**

**The parties agree to address this item as follows:**

Add the following NEW Letter of Understanding –

#### **Consolidation of the Local 3 CSD Collective Agreement**

**Whereas the parties agree that it is beneficial to consolidate the Local 3 Community Services Collective Agreement in whole or in part into the Local 3 Public Works and Transportation Collective Agreement the parties agree to form a Committee consisting of Union representatives from Local 3 CSD (3 representatives- one (1) from each of Cemeteries, Parks &**

*Facilities), Local 3 PWT (2 representatives) and representatives of the City for this purpose.*

*The parties will meet during the term of the collective agreement to endeavour to negotiate and agree upon in the form of a Memorandum of Agreement, the additions, deletions and/or modifications necessary to consolidate the Local 3 CSD agreement into the Local 3 PWT Collective Agreement.*

## CITY LANGUAGE PROPOSALS

### ARTICLE 2 RECOGNITION

City Amended Proposal

The City withdraws its proposal under this clause with the following clarification:

From time to time, the City has and will continue to use Non-Union staff for a shift or several shifts to perform the work of the bargaining unit for the purposes of testing new equipment and/or methods and/or procedures.

The City will address student employment with an amended proposal under Schedule A (below).

### 8:00 GRIEVANCE PROCEDURE

The Union agreed to the City original proposal:

Amend clause to read as follows:

STEP I The Employee assisted by a Steward or an officer of the Union shall first take the matter up with the respective Division Head or Superintendent of Operations. The Superintendent of Operations shall reply within five (5) working days.

### ARTICLE 14 VACATIONS WITH PAY

14:01 – 14:07 The Union agreed with the City's original proposal.

### SCHEDULE A

Students City amended proposal:

## MONETARY PACKAGE

### **ARTICLE 13                  HOURS OF WORK & OVERTIME and SCHEDULE A**

**13:02**

- Delete 13:02 ( c ) Day Worker Shift Premium
- Amend 13:03 effective the first full pay period following ratification of the Memorandum of Settlement by the parties to provide for a Shift Work premium of \$0.90 for Afternoons 13:03 (a); nights 13:03(b); and Sunday 13:03 (d).
- Amend 13:03 (a);(b) and (c) effective February 1, 2011 to be \$0.95.

**13:08 Meal Allowance**

**To appear in Memorandum of Settlement Only:** As a matter of information, the City may replace the current voucher system with a reimbursement through the payroll system on the employees' pay cheques.

**Amend existing clause as follows:**

The City shall pay a meal allowance of **eleven dollars (\$11.00)** (effective the 1<sup>st</sup> of the month following ratification of the Memorandum of Settlement by the parties) for an employee required to perform more than two (2) hours overtime work continuous with the end of the regular scheduled shift.

Should the employee be required to complete an additional five (5) hours of continuous employ in excess of the aforementioned two (2) hours, then the employee shall receive an additional meal allowance of **eleven dollars (\$11.00)**.

**In addition the City shall pay a meal allowance of eleven dollars (\$11.00) for an employee required to work five (5) consecutive hours on a callout.**

**Increase Meal Allowance amount to eleven dollars and fifty cents (\$11.50) effective February 1, 2011.**

**Article 14 Vacations With Pay**

**Seasonal Employees**

**Add a new 14:10**

Percentage vacation pay for Seasonal Employees shall be calculated as follows:

14:10 New

- (a) For Seasonal Employees with twelve (12) months but less than sixty (60) months of active service at January 1<sup>st</sup>, the employee shall be paid four percent (4%) of total gross earnings as vacation pay with each bi-weekly pay cheque.
- (b) For Seasonal Employees with sixty (60) months but less than one hundred and twenty (120) months of active service at January 1<sup>st</sup>, the employee shall be paid six percent (6%) of total gross earnings as vacation pay with each bi-weekly pay cheque.
- (c) For Seasonal Employees one hundred and twenty (120) months but less than one hundred and eighty (180) months of active service at January 1<sup>st</sup>, the employee shall be paid eight percent (8%) of total gross earnings as vacation pay with each bi-weekly pay cheque.
- (d) For Seasonal Employees with one hundred and eighty (180) months but less than two hundred and forty (240) months of active service at January 1<sup>st</sup>, the employee shall be paid ten percent (10%) of total gross earnings as vacation pay with each bi-weekly pay cheque.
- (e) For Seasonal Employees with two hundred and forty (240) months but less than three hundred and sixty (360) months of active service at January 1<sup>st</sup>, the employee shall be paid twelve percent (12%) of total gross earnings as vacation pay with each bi-weekly pay cheque.
- (f) For Seasonal Employees with three hundred and sixty (360) months or more of active service at January 1<sup>st</sup>, the employee shall be paid fourteen percent (14%) of total gross earnings as vacation pay with each bi-weekly pay cheque.

Note: "Active Service" means time worked as a Seasonal Employee. Periods of layoff and Personal Unpaid Leaves of Absence are not 'active service'. Periods of WSIB Absence and Approved Union Leave are deemed to be 'active service'. To be credited for a full month of 'Active Service' the employee must be employed eighty (80) or more regular hours in the month.

**(g) If a Seasonal Employee is hired as a permanent employee, vacation entitlement shall be calculated as follows:**

**Months worked as a Seasonal Employee / 12 = Equivalent Years of Continuous Service for Vacation Purposes**

**Vacation Entitlement in the year an employee becomes classified as a Permanent Employee shall be reduced on a prorated basis for each month of employment in the calendar year as a Seasonal Employee.**

**Note: To appear in the Memorandum of Settlement Only**

The preceding represents a full and final resolution of all matters pertaining to Seasonal Employees and Vacation Entitlement. Grievance 2008-249 (City Reference # 359) is deemed resolved.

#### **Article 16 Welfare Plan**

16:01      Extended Health Care Plan

##### Vision Care

Effective the 1<sup>st</sup> of the month following ratification of the Memorandum of Settlement by the parties, **increase Vision Care amount to \$250.**

Effective February 1, 2011, **increase Vision Care amount to \$300.**

\*Please note; Eye exams for children under 20 still covered by OHIP.

##### Prescription Drug Benefit

Effective the 1<sup>st</sup> of the month following ratification of the Memorandum of Settlement by the parties, **increase Pharmacy Dispensing Fee Cap to \$9.00.**

Effective February 1, 2011, **increase Pharmacy Dispensing Fee Cap to \$10.00.**

- Active Employees Over Age 65

Provide the following benefits to employees who continue to be actively employed beyond age 65:

- Limited Extended Health Care to retirement or age 70 max. No dependent coverage with the exception of spouse.
  1. Drug plan capped at \$1000 per annum. Remains 90%/10% co-insurance; \$8 dispensing fee cap; no OTC. Dependent Spouse under age 65 not subject to \$1000 per annum cap.
  2. Paramedical capped \$500 per annum.
  3. Vision Care - \$200/24months. No eye examination coverage.
  4. No coverage of medical items.
- Life: Reduce to \$10,000 fixed to retirement or age 70 max.

Benefits implemented effective the first of the month following the date the employee attains age 65.

16:05        Life Insurance Early Retiree

The City counter proposes a maximum \$10,000 Life Insurance Benefit up to age 65. Remains employee paid.

**ARTICLE 17            SICK LEAVE**

17:07    Amend this clause to read as follows:

No member shall draw during their active service with the City, accumulated sick leave benefits if their absence from work is not due to illness as attested by the Certificate of a medical practitioner, if required by the Department Head.

The City shall pay up to thirty dollars (\$30) for the completion of an Injury/Illness Status Report (IISR) when requested by the employer. The employee shall be required to submit to their supervisor a receipt of payment in order to qualify for reimbursement.

**ARTICLE 19****TOOLS, EQUIPMENT AND WORK CLOTHING**

19:01

City amended proposal:

**Increase Mechanic Tool allowance to one hundred and seventy five dollars (\$175) effective the first of the month following ratification of the Memorandum of Settlement by the parties.**

Effective the 1<sup>st</sup> of the month following ratification of the Memorandum of Settlement by the parties, increase safety footwear allowance to \$140.

Effective February 1, 2011, increase Safety Footwear Allowance to \$145.

**SCHEDULE A****WAGE SCHEDULE**

- Increase Standard Wage Scale as follows:

<b>Effective February 1, 2009</b>	<b>+ 3.0%</b>
<b>Effective February 1, 2010</b>	<b>+ 2.5%</b>
<b>Effective February 1, 2011</b>	<b>+ 2.5%</b>

**SCHEDULE B****JOB CLASSIFICATION****Operators**

City Proposal:

1. Street Flusher classifications from Job Class 7 to Job Class 6 effective the first full pay period following ratification of the Memorandum of Settlement by the parties.
2. Lead Hand to JC 9 effective 1<sup>st</sup> full pay period following ratification of the Memorandum of Settlement by the parties.
3. Students: The parties agree to discuss Students in the Labour Management meeting forum. The parties will specifically address the issue of jobs students would be assigned.
4. Add new classification of "Paving Stone & Cement Finisher" to Schedule "B" as a Carpentry/Masonry Cluster Posted Position.
5. Add "Asphalt Raker" to JC4 pool
6. Add "Gradeperson" to JC6 Pool
7. Delete "Gradall"
8. Delete "Bombardier"

9. Add "Line Painting Operator" JC 6
10. Add "Sidewalk Plow" to JC6 Pool
11. Amend "Municipal Tractor" to read "Tractor"
12. Delete "One Person Patcher Operator"

**Lines of Sequence –Attached: Amended Line of Sequence Chart.** Revised chart reflects that Labourer/Operators move up and down the Lines of Sequence to Landfill and to Operations. Also, the revised chart reflects that in the event of a Layoff per 10:14, employees would revert through Job Class 4 and 2 Labour prior to layoff.

Add the statement in the clarity notes that the Janitor/Watchperson and Scale Operator "are posted positions and incumbents filling such posting will not be bumped during layoff. "

\*\*\*\*\*

**COLLECTIVE BARGAINING 2009****THE CITY OF SAULT STE. MARIE  
&  
CUPE LOCAL 3 PWT****ADDENDUM TO MEMORANDUM OF SETTLEMENT**

Amend Memorandum of Settlement Appendix 1 dated June 2, 2009 only as follows:

**Article 10:00 Seniority**

Amend clause to read as follows:

10:04 An employee shall be on probation until they have worked a **cumulative one thousand and forty (1040) hours** and during such period the employee shall not be subject to rights under the grievance procedure. Employees who have completed the probationary period are deemed to be seasonal employees and will be placed on the seniority list and credited with seniority from the day they commenced work. Overtime hours shall not be counted as part of the **one thousand and forty (1040) hours** for the purpose of establishment on a job in a line of sequence.

**Letter of Understanding 13**

Amend existing letter to read as follows:

**The Disability Case Manager or designate will request the attendance of a Union Representative\* at a meeting required for the accommodation of an employee with:**

- (a) a permanent disability or
- (b) a temporary disability known at the outset to be for a duration greater than thirty (30) days

- The Union shall designate the representative(s) to deal with disability related matters. Unavailability or non-attendance of the designated Union representative at meetings arranged by the Disability Case Manager or designate shall not delay the accommodation process.
- Either party may request a re-scheduling of a meeting with notice to the other party within five (5) days of such meeting being scheduled

- Both parties recognize the benefits of early and safe return to work and the parties endeavour to schedule meetings to deal with such matters as promptly as possible.

Union can propose alternative accommodations including entry level positions.

It is understood the employee and union will be provided with a reasonable amount of time to consider and respond to a proposed permanent disability accommodation plan.

**The Disability Case Manager or designate will arrange quarterly meetings with the designated Union Representative to review accommodation activity.**

#### **Information Item**

#### **Consolidation of PWT and CSD collective agreements**

The parties agree to address this item as follows:

Add the following NEW Letter of Understanding –

##### Consolidation of the Local 3 CSD Collective Agreement

*Whereas the parties agree that it is beneficial to consolidate the Local 3 Community Services Collective Agreement in whole or in part into the Local 3 Public Works and Transportation Collective Agreement the parties agree to form a Committee consisting of Union representatives from Local 3 CSD (3 representatives- one (1) from each of Cemeteries, Parks & Facilities), Local 3 PWT (3 representatives) and representatives of the City for this purpose.*

*The parties will meet during the term of the collective agreement to endeavour to negotiate and agree upon in the form of a Memorandum of Agreement, the additions, deletions and/or modifications necessary to consolidate the Local 3 CSD agreement into the Local 3 PWT Collective Agreement.*

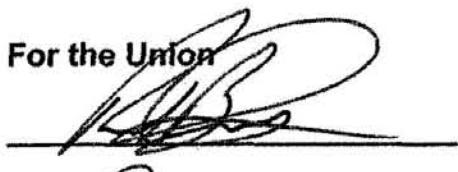
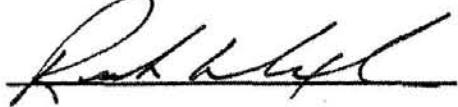
**Schedule B**

- **Wastewater Operator – Increase to Job Class 9 effective the 1<sup>st</sup> full pay period following ratification of the Memorandum of Settlement by the parties.**
- **Scale Operator: Delete reference to JC 2. Reflect as a fixed wage rate for this position in the collective agreement which incorporates the agreed Pay Equity adjustment.**

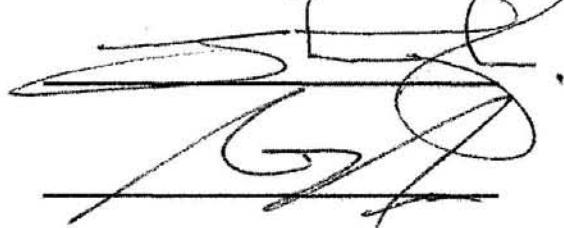
**Line of Sequence & Posted Positions Chart**

- Change “Line Painting Cluster Posted Positions” to read “Line Painting & Sign Shop Cluster Posted Positions” chart to reflect downward reversion only in the event of layoff.
  - Move Sign Painter JC 10 and Painter Sign Shop JC 7 to Line Painting & Sign Shop job cluster.
  - Reflect Boiler Operator /Handyperson JC 10 and Trades Helper Wastewater JC5 on the chart under Regular Posted Positions.
- .....

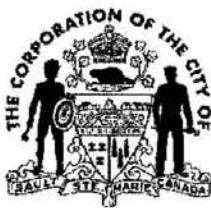
For the Union

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Dated this 26<sup>th</sup> day of June 26, 2009.



July 27, 2009

Mayor John Rowswell  
and Members of City Council

### **Essar Centre - FedNor Project Update**

In September 2008 it was reported to Council that we received funding from FedNor for a number of items pertaining to the Essar Centre. A subsequent meeting was held with FedNor staff; an application for additional funding was submitted; and approval from FedNor was received. The additional funding was for items relating to the Scotties Tournament of Hearts (STOH), specifically, enhancements to the Corporate Suite in order to turn it into a multi-use Media/IT Centre that can be used as a Corporate Suite as well as an additional meeting area, and function as a needed media/IT Centre for the STOH.

The project is approximately 80% complete. An updated list of individual project items along with their budget amounts is attached.

Most of the items are coming in close to their budgeted amounts. There is a contingency amount that is covering a few of the minor overages; however there are a few items that are over budget by a significant amount. These items are the Rigging System, Breakout Room Amenities, Media/IT Centre, Seating - Elephant and In-fill.

The original estimate for the rigging system was based upon information from our local riggers and a promoter representative. The intent of the system is to alleviate the need (cost) for a Genie Lift for rigging shows (this was a major concern from our prime promoter). After the tender was awarded we were fortunate enough to have a professional show rigger from Toronto come into the building to rig a show and they reviewed the design. The rigger identified that the design would not eliminate the need for a Genie Lift for all shows and that a few adjustments were needed in order to achieve your goal. We were able to alter the tender so that the adjustments could be made, at a later date. We would now like to implement those changes so that we can achieve our goal of not requiring a Genie Lift for all shows. The estimated cost for this adjustment is approximately \$40,000. including professional fees.

The Breakout Room was originally constructed as an empty space that needed to be fit-up in order to be used for its intended purpose – for a breakout/meeting room for conventions/events. Our preliminary design did not take into consideration all of the necessary changes such drywall and a bulk-head for the portable wall. This work is being done by City forces and will be approximately \$25,000. extra.

The Media/IT Centre's original cost estimate only allowed for minimal professional fees. Once this portion of the project was started we were advised by the Building Division that we were required by the Building Code have a competent person (professional) involved through all aspects of the design and construction. This has meant an increase of approximately \$8,000. to this item.

5(+)

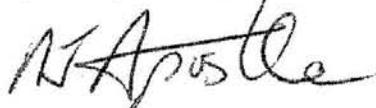
The cost estimate for the elephant and in-fill seating was \$80,000. for each for a total of \$160,000. This estimate was based on an inexpensive design that we later found out would be costly, difficult, and time-consuming to remove/replace for events. The modified design is the appropriate one based on having to remove/replace the seats for events. Recent quotes for the modified design, from the original manufacturer, are \$99,500. for the elephant seating if done on its own; \$193,000. for the in-fill if done on its own; and \$273,000. if both the elephant and in-fill are done at the same time. The Committee met recently with the Soo Greyhounds regarding the possibility of their involvement in this aspect of the project. They have agreed to participate financially in the project; specifically they will contribute \$113,000. so that both the infill and elephant seating can be installed.

The Rigging System, Breakout Room, and Media/IT Centre are very important projects for the Essar Centre to be able to attract concerts, shows, conventions, and sporting events; therefore, staff is recommending that the overages in these aspects of the project be funded from the contingency allowance for the project.

#### **Recommendation**

It is recommended that Council approve the extra costs for the Rigging System (\$40,000.), Breakout Room (\$25,000.), and Media/IT Centre (\$8,000.) with the funds coming from the project's contingency allowance; and further that staff proceed with implementing the infill and elephant seating; and in addition that staff formalize the participation of the Soo Greyhounds organization in the implementation of the extra seating.

Respectfully submitted,

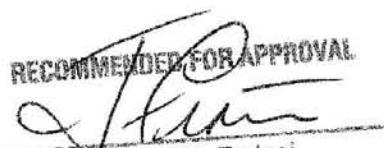


Nicholas J. Apostle  
Commissioner Community Services

[unclear]

cc: D. Torrie, Soo Greyhounds  
B. Freiburger, Commissioner of Finance  
N. Fera, Manager Community Centres

attachments

  
RECOMMENDED FOR APPROVAL  
Joseph M. Fratesi  
Chief Administrative Officer

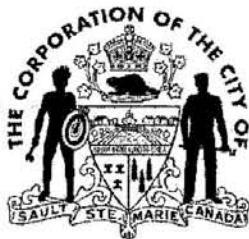
## Fed Nor Project 2008 2009

ELIGIBLE - SUPPORTED	Budgeted	To Date	Committed	Balance
Privacy Screening/Partition - Media IT Area	18,000.00	0.00	18,000.00	0.00
Large Projection Screen	1,500.00	0.00	1,400.00	100.00
LCD Projector	7,500.00	0.00	2,900.00	4,600.00
CD/DVD Player	1,000.00	0.00	1,000.00	0.00
Video Conferencing Capability	0.00	0.00		0.00
Plasma/LCD Screens	0.00	0.00		0.00
Smart Boards	3,000.00	0.00		3,000.00
Sound System	5,000.00	0.00		5,000.00
Security Camera System	21,000.00	20,734.19		265.81
Electronic Interior Information Boards	95,000.00	100,748.00		(5,748.00)
Exterior Digital Signage (2)	80,000.00			80,000.00
Rigging System	162,000.00	147,875.00	0.00	14,125.00
Communications System	25,000.00	24,278.17		721.83
Professional Fees	8,000.00	0.00		8,000.00
Construction - Work Area and Lounge	29,000.00	0.00	29,000.00	0.00
				0.00
				0.00
FED NOR - TOTAL	456,000.00	293,635.36		110,064.64
City Funded - SUPPORTED				
Breakout Room Amenities				
Chairs	20,000.00			20,000.00
Tables	5,000.00			5,000.00
Flip charts	1,500.00			1,500.00
White board	5,000.00			5,000.00
Stage 20x10x2(h)	2,500.00			2,500.00
Plasma/LCD screens	5,000.00			5,000.00
Podium	1,000.00			1,000.00
Carpeting	15,000.00		13,776.00	1,224.00
Portable wall	12,000.00			12,000.00
Artistic murals on walls	2,500.00			2,500.00
Elephant seating	80,000.00			80,000.00
In-fill seating	80,000.00			80,000.00
Pipe and drape -	10,000.00	5,162.64	4,800.00	37.36
Tables for convention floor	25,000.00	21,794.62		3,205.38
Chairs for convention floor	100,000.00	97,783.20		2,216.80
Barricade (Bike Rack)	7,000.00	6,885.00		115.00
Barricade (Stage Security)	15,000.00		14,000.00	1,000.00
Stage Wings/Platforms	12,000.00			12,000.00
Stage Wheelchair Ramp	17,200.00			17,200.00
Stage Guard Rails/Stage and table Skirting Table cloths	17,000.00			17,000.00
Box Office - partition walls	12,000.00	1,143.16		10,856.84
Genie Lift - used	30,000.00			30,000.00
Forklift	25,000.00			25,000.00
Contingency	85,300.00		23,000.00	62,300.00
Shore Power				
Total				
City Funded Total	585,000.00			396,655.38
Total Project				1,041,000.00

Note: All amounts include PST but not GST

(+) 5

JOSEPH J. CAIN  
MANAGER RECREATION & CULTURE DIVISION



5(u)  
COMMUNITY SERVICES DEPARTMENT  
RECREATION & CULTURE DIVISION  
Bellevue & Bondar Marinas  
Cultural  
Historic Sites  
Leisure Services/Leadership  
Recreational Lock  
Roberta Bondar Tent Pavilion  
Seniors' Services  
Sports/Events/Development

2009 07 13

Mayor John Rowswell  
and Members of City Council

**REQUEST FOR FINANCIAL ASSISTANCE FOR  
NATIONAL / INTERNATIONAL SPORTS COMPETITIONS**

Attached are financial assistance requests from the following:

**Two teams attending the 2009 World Karate & Kickboxing Council's Canadian Championships:**

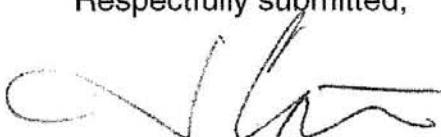
**Ried's Martial Arts: John Reid and Kelly Ryan**

**Korean Martial Arts: John Gencarelli, Alfonso Gioia, Jessica Infanti, Tristan Meringer, Andrew Aitken**

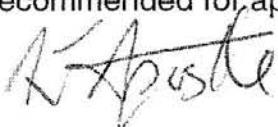
These teams qualified to represent Northern Ontario at the WKC Canadian Championships held in Ottawa, Ontario from May 15 - 17, 2009.

Each team qualifies for assistance under the criteria of the Financial Assistance Policy for International/ National Sports Competitions. The Parks and Recreation Advisory Committee has reviewed the applications and recommends assistance for the applicants under the team category of 2 – 6 participants in the amount of \$400 each. City Council is therefore requested to approve a grant of \$400.00 for each of the respective teams.

Respectfully submitted,

  
Joseph J. Cain  
Manager Recreation and Culture

Recommended for approval,

  
Nicholas J. Apostle  
Commissioner Community Services

  
RECOMMENDED FOR APPROVAL  
Joseph M. Fratesi  
Chief Administrative Officer

JOSEPH J. CAIN  
MANAGER RECREATION & CULTURE DIVISION



COMMUNITY SERVICES DEPARTMENT  
RECREATION & CULTURE DIVISION  
Bellevue & Bondar Marinas  
Cultural  
Historic Sites  
Leisure Services/Leadership  
Recreational Lock  
Roberta Bondar Tent Pavilion  
Seniors' Services  
Sports/Events/Development

2009 07 27

Mayor John Rowswell  
and Members of City Council

### **Sault Ste. Marie Canal Recreational Lock Memorandum of Agreement**

#### **Background**

In 1995, The Government of Canada entered into a Memorandum of Agreement (MOA) with the Province of Ontario and the City of Sault Ste. Marie to reconstruct the lock at the Sault Canal from a commercial lock into a recreational lock. The MOA with the City involved the operation and maintenance of the lock for a period of 10 years. The MOA was to expire on July 14, 2008, however, it was extended by a Letter of Agreement for a period of one year.

#### **MOA Renewal**

Staff from both Parks Canada and the City's Community Services Department have had discussions on a number of occasions and have come to an agreement for the renewal of the MOA for another 10-year period. The City's Legal Department and Finance Department staff have also reviewed the proposed agreement. This agreement formalizes the manner in which we have been operating over the past 10 years.

Highlights of the renewed MOA are as follows:

- Maintains the 75% / 25% cost split between Parks Canada and the City;
- Maintains the provision in the original MOA for Parks Canada to charge a lockage fee;
- Provides a more defined financial reconciliation process ;
- Allows Parks Canada first right of refusal on any contract for maintenance work;
- Allows for the termination of the MOA by either party with two years written notice.

5(v)

City Council is requested to approve entering into a renewed 10-year Memorandum of Agreement with Parks Canada to operate and maintain the Recreational Lock at the Sault Ste. Marie Canal National Historic Site of Canada.

A By-Law appears elsewhere on the Agenda for City Council's approval.

Recommendation

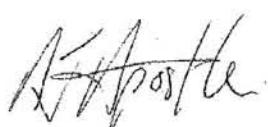
It is recommended that City Council approve entering a renewed 10-year Memorandum of Agreement with Parks Canada to operate and maintain the Recreational Lock at the Sault Ste. Marie Canal National Historic Site of Canada.

Respectfully submitted for approval,



Joseph J. Cain  
Manager Recreation and Culture

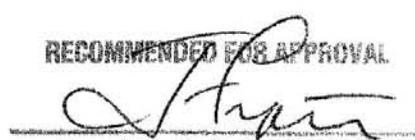
Recommended for approval,



Nicholas J. Apostle  
Commissioner Community Services

cc:    B. Freiburger, Commissioner of Finance  
         L. Bottos, City Solicitor  
         N. Kenny, Assistant City Solicitor  
         S. Schell, Manager of Finance & Audits

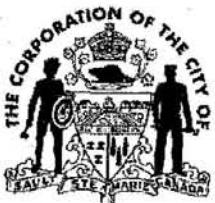
RECOMMENDED FOR APPROVAL



Joseph M. Fratesi  
Chief Administrative Officer

5(w)

NICHOLAS J. APOSTLE  
COMMISSIONER COMMUNITY SERVICES



COMMUNITY SERVICES DEPARTMENT  
Community Centres Division  
Municipal Day Nurseries Division  
Recreation & Culture Division

July 27, 2009

Mayor John Rowswell  
and Members of City Council

**West End Community Centre (WECC) – Steering Committee**

Council will recall that a previous committee existed which reviewed the feasibility plan and business plan for the Multi-Use Indoor Sports Centre. The Sports Council was originally part of this committee however they had given notice that they did not see a need to be involved on the committee, therefore they were not considered for the new West End Community Centre Steering Committee; the structure of which was approved at the June 22, 2009 Council meeting.

Recently a meeting was held with the Sports Council executive to review their input on the WECC project. I am pleased to report that they have reconsidered their position and would like to be part of the Steering Committee. Attached are copies of emails from Jill Pateman and Jeff Giovanatti (Executive Member). The Executive has identified Jill Pateman, Manager, Sault Sports Council as the person they would like to have representing them on the Committee.

**Recommendation**

It is recommended that Council approve the addition of one member, representing the Sports Council, on the West End Community Centre Steering Committee.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "N. J. Apostle".

Nicholas J. Apostle  
Commissioner Community Services

jpcouncil/wecc committee sports council added

cc: WECC Steering Committee  
J. Pateman, Sports Council

attachments

RECOMMENDED FOR APPROVAL

A handwritten signature in black ink, appearing to read "J. Fratesi".  
Joseph M. Fratesi  
Chief Administrative Officer

5(w)

**Nick Apostle**

---

**From:** JEFF GIOVANATTI [GIOVANJ@email.adsb.on.ca]  
**Sent:** Thursday, June 25, 2009 9:41 PM  
**To:** Nick Apostle; James Caicco; j.fratesi (Internet)  
**Cc:** Jill Pateman  
**Subject:** Thank you Gentlemen

Good evening Mr. Apostle, Mr. Caicco, and Mr. Fratesi,

Jill Pateman (sports council director) has forwarded the "follow up letter" that Mr. Apostle had sent to her yesterday morning, and I would like to follow up with each of you as well.

As a member of our great community and as a member of sports council I would like to thank each of you for the time taken to address the "New Sports Complex" project with us. I wish all members involved nothing but the best, and hope that this Sports Complex becomes a reality in the near future!

Have a great weekend! (Hope this nice weather continues into the weekend!!)

Sincerely,

Jeff Giovanatti

5(w)

**Nick Apostle**

---

**Subject:** FW: West End Community Centre Project

**From:** "Jill Pateman"

**Date:** Fri, 26 Jun 2009 09:46:04 -0400

**To:** Nick Apostle<n.apostle@cityssm.on.ca>

**Subject:** RE: West End Community Centre Project

Hello all,

I will represent the Sports Council on the Steering Committee for the community complex.

Jill

---

**From:** Nick Apostle

**Sent:** June 24, 2009 10:31 AM

**To:** Jill Pateman

**Cc:** Bianca Berlingieri; James Caicco; 'jmelisek@bdo.ca'

**Subject:** West End Community Centre Project

Jill

I wanted to thank the Sports Council executive members and you for attending the meeting yesterday (Tuesday June 23, 2009, at 4:00 p.m.) regarding the West End Community Centre and discussing the issues surrounding the letters from the Sports Council. Although there was heated discussion during the meeting in the end there was a clearer understanding of the issues and concerns from both sides.

At the end of the meeting the Sports Council was asked to reconsider their position and notify the City (Nick Apostle) as to whether they would be involved in the Steering Committee for this project. Please advise me of their decision as soon as possible.

I truly hope that we can move forward together on this exciting project.

Nick Apostle

---

Nicholas J. Apostle

Commissioner of Community Services

Community Services Department

The Corporation of the City of Sault Ste. Marie

99 Foster Drive

Sault Ste. Marie, Ontario

P6A 5X6

Phone# - 705-759-5264

Email - n.apostle@cityssm.on.ca

5(x)

Jerry D. Dolcetti, RPP  
Commissioner

Don J. Elliott, P. Eng.  
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378  
Fax: (705) 541-7165

2009 07 27

Our File: Contract 2009-7E

Mayor John Rowswell  
Members of City Council

**RE: CONTRACT 2009-7E  
MISCELLANEOUS CONSTRUCTION/PAVING**

Tenders received for Contract 2009-7E were opened at a public meeting on Wednesday, June 17, 2009 in the Tarentorus Room of the Civic Centre. Present at the opening was Councilor James Caicco as well as City staff and contractor representatives.

The contract calls for the resurfacing of Wellington Street from East Street to Gore Street, resurfacing of Bingham Street, various asphalt patches for PWT, and our annual crack-filling allowance. A total of two (2) tenders were received. Each tender has been checked by City staff. There was a mathematical error on the low tender which has been corrected and does not affect the outcome of the bidding. The low tender of **\$893,143.70** (excluding GST) was received from Ellwood Robinson Limited. A portion of this work is being funded by Public Works and Transportation who have advised, is within their budget. Further, the remainder of the contract is under the **\$785,000** allocated for this contract in the miscellaneous construction budget, by approximately **\$27,000**. Accordingly, we recommend Contract 2009-7E be awarded to Ellwood Robinson Limited.

By-law ~~2009-144~~<sup>144</sup> authorizing execution of the Contract has been placed on the Agenda for your consideration.

Respectfully submitted,

Carl Rumiel, P. Eng.  
Design & Construction Engineer

Recommended for approval,

Jerry D. Dolcetti, RPP  
Commissioner  
Engineering & Planning

/bb

*RECOMMENDED FOR APPROVAL*  
  
Joseph M. Fratesi  
Chief Administrative Officer

Jerry D. Dolcetti, RPP  
Commissioner

Don J. Elliott, P. Eng.  
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

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5(y)

2009 07 27

Our File: Contract 2009-11E

Mayor John Rowswell  
Members of City Council

**RE: CONTRACT 2009-11E – CONNECTING LINK  
SECOND LINE EAST RESURFACING – NORTH STREET TO OLD GARDEN RIVER ROAD**

Tenders received for Contract 2009-11E were opened at a public meeting on Thursday, June 25, 2009 in the Steelton Room of the Civic Centre. Present at the opening was Councilor Pat Mick as well as City staff and contractor representatives.

The contract calls for the resurfacing of Second Line from North Street to Old Garden River Road. It also includes the resurfacing of Landslide Road which will receive the recycled asphalt donated by Second Line. The City has learned that the approved 2009 Connecting Link allocation from the MTO includes funding from North Street to Great Northern Road only, not to Old Garden River Road. The grant totals **\$877,500**, which includes \$262,500 for the North to Sackville section and \$615,000 from Sackville to Great Northern Road.

A total of two (2) tenders were received. Each tender has been checked and everything is in order. The low tender of **\$ 1,793,745.95** (excluding GST) was received from Pioneer Construction. Staff estimates that when the section from Great Northern Road to Old Garden River Road is removed, and the allowance for asphalt cement is added, the contract price will be **\$1,567,779.47**. After the \$877,500 grant is applied to the Second Line portion, the total City share is **\$690,279.47**. This exceeds the \$500,000 connecting link budget approved by Council by \$190,279.47, however, it can be covered by the underuns in tenders previously closed and awarded in the 2009/10 capital program.

Accordingly, we recommend Contract 2009-11E be awarded to Pioneer Construction, with removal of the section between Great Northern Road and Old Garden River Road.

By-law 2009-~~145~~<sup>145</sup> authorizing execution of the Contract has been placed on the Agenda for your consideration.

Respectfully submitted,

A handwritten signature of Carl Rumiel.

Carl Rumiel, P. Eng.  
Design & Construction Engineer

Recommended for approval,

A handwritten signature of Jerry D. Dolcetti.

Jerry D. Dolcetti, RPP  
Commissioner  
Engineering & Planning

/bb

**RECOMMENDED FOR APPROVAL**  
A handwritten signature of Joseph M. Fratesi.  
Joseph M. Fratesi  
Chief Administrative Officer

5(z)



July 23, 2009

Hi Susan & Terry:

Council was informed on June 8th, 2009 that the PUC was going ahead with replacing a section of watermain on Trunk Road from Lake Street to the Kentucky Fried Chicken restaurant which would require the closure of Lake Street on the south side of Trunk Road (from June 9 to August 31). Obviously work has not commenced as of yet. PUC now informs us that they will be set to begin work sometime in August. Engineering will send out updated notices for construction to the affected businesses/residents when we get a firm schedule from the PUC and the Contractor.

Donna, by copy of this, could this email please be printed and included in the council package on 2009 07 27 for their information.

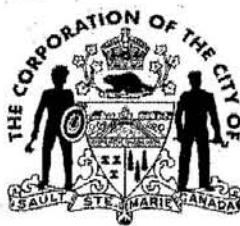
Regards,  
Carl

Carl Rumiel, P.Eng.  
Design and Construction Engineer  
Department of Engineering and Planning  
Corporation of the City of Sault Ste. Marie  
Ph. (705)749-6378  
Fax (705)541-7165

copy to: July 27, 2009 City Council Agenda

Jerry D. Dolcetti, RPP  
Commissioner

Don J. Elliott, P. Eng.  
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378  
Fax: (705) 541-7165

5(a)

2009 07 27

Our File: Contract 2008-8E

Mayor John Rowswell  
Members of City Council

**RE: CONTRACT 2008-8E – CONNECTING LINK  
SECOND LINE EAST AT GREAT NORTHERN ROAD – WESTBOUND RIGHT TURN  
LANE**

Council may recall that the construction of the westbound right turn lane at the intersection of Second Line and Great Northern Road was deferred last year due to the fact that utility easements had not been finalized.

Our intention was to construct a turn lane in early 2009, prior to the closing of Third Line. Unfortunately the utility easements and utility relocations are only now being finalized, and we are faced with the closure of Third Line, east of Great Northern Road. In consultation with our Public Works and Transportation department, they are recommending, and Engineering agrees, that it would not be wise to restrict eastbound traffic on Second Line to one lane westbound, which would be necessary for the construction of the right turn lane. This intersection already experiences a forced flow level of service at times, and without the alternative route of Third Line, congestion could be serious, especially in emergency situations. Accordingly, we have advised MTO once again that we wish to carry forward the 2008 connecting link allocation for the right turn lane, for construction in 2010.

The Engineering Department recognizes that the east-west arteries in Sault Ste. Marie are under considerable strain this year, given the closure of Third Line, lower McNabb Street, Wellington in the downtown core, as well as PUC watermain work on Fourth Line and patchwork on Queen Street East. The patience of the motoring public is appreciated by the City and the construction crews in the field.

This report is submitted for Council's information.

Respectfully submitted,



Don Elliott, P. Eng.  
Director of Engineering Services

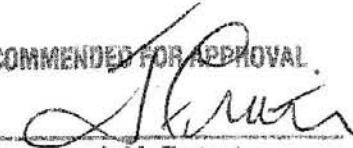
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Recommended for approval,



Jerry D. Dolcetti, RPP  
Commissioner  
Engineering & Planning

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi  
Chief Administrative Officer

5(bb)

Jerry D. Dolcetti, RPP  
Commissioner

Don J. Elliott, P. Eng.  
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378  
Fax: (705) 541-7165

2009 07 27

File: B-09-04

Mayor John Rowswell and  
Members of City Council

**Re: Storm Sewer/Aqueduct Repair and Replacement  
Urban Only Levy Surplus**

Council is aware that **\$1.5 million** of the **\$6 million** annual budget for capital works comes from the urban only levy. It is reserved for storm sewer and aqueduct work within the urban service line. The storm sewer component of road reconstruction projects and all aqueduct repairs are covered by this levy.

**Flood Control Aqueducts**

The City retained the firm of STEM Engineering, to conduct a biennial inspection and report on the condition of the four major flood control aqueducts. Staff directed the consultant to provide a 5-year capital works plan in order to more accurately forecast expenditures required for proper maintenance of these aqueducts. This plan was to ensure the City is not faced with a surprise similar to the extensive repair required on the Farwell Terrace aqueduct in 2005-07. It is noted that there have been two small openings which have surfaced in the Fort Creek aqueduct, which will be repaired this year.

The estimated capital works program for 2010 through 2014 totals **\$11 million**. Two factors could reduce that cost. The first is that all aqueduct funding is eligible for provincial Water and Erosion Control Infrastructure (WECl) funding from the Ministry of Natural Resources. This funding is for 50% of capital works and is accessed through application by the Conservation Authority. Council is aware that the Authority has accessed almost \$1 million, with possibly more to follow for the Farwell Terrace aqueduct repairs already completed. While there is no guarantee that the funding is available, it is a likely source of some funds. The second factor is that regular monitoring of the structures may reveal that the repairs can be deferred based on conditions at the time of inspection.

The highest priority as recommended by the consultant, is rehabilitation of the Fort Creek aqueduct, where it crosses Alexandra Street and the Central Creek box culvert where it crosses Young Street.

**Miscellaneous Construction**

In addition to the needs of the aqueducts and the capital works program, there are many outstanding small-scale storm sewer projects on the miscellaneous construction list, some dating back to 1975. The two highest priority projects are the replacement of a failed cross

culvert under North Street in the vicinity of Morrison Avenue, and the requirement for a storm sewer to improve drainage on Broadview Drive.

### Discussion

Over the past few years, a surplus of approximately **\$2.4 million** has accumulated in the urban only account, due to under-runs on the storm sewer components of capital works projects. It is the recommendation of the Engineering & Planning Department that this money be used to begin work on capital improvements to aqueducts, and complete two small storm sewer projects. The Engineering & Planning Department will work together with the Conservation Authority with applications for WECI funding for the aqueducts.

Given current engineering workloads, the requirement for appropriate structural expertise and in accordance with the City policy for the hiring of consulting engineers, the firm of STEM Engineering should be retained to provide engineering services for this work. The pre-design budget estimates for these projects total **\$1.75 million**. What remains of the **\$2.4 million** surplus should be used for future aqueduct projects.

### Recommendation:

The Engineering & Planning Department recommends that:

- the annual urban only levy budget remain at **\$1.5 million**
- **\$1.75 million** of the **\$2.4 million** 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

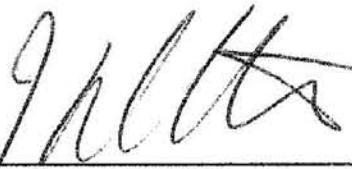
Respectfully submitted,

  
\_\_\_\_\_  
Don J. Elliott, P. Eng.  
Director of Engineering Services

/bb

C: Linda Whalen, Sault Ste. Marie Region Conservation Authority

Recommended for approval,

  
\_\_\_\_\_  
Jerry D. Dolcetti, RPP  
Commissioner  
Engineering & Planning Department

5(cc)

Jerry D. Dolcetti, RPP  
Commissioner

Don J. Elliott, P. Eng.  
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378  
Fax: (705) 541-7165

2009 07 27

Our File: B-77-33

Mayor John Rowswell and  
Members of City Council  
Civic Centre

**RE: ENGINEERING SERVICES – LANDFILL GAS COLLECTION PROJECT**

At the regular meeting of 2009 05 11, Council approved retaining the firm of AECOM Canada Ltd. for the design and construction of the landfill gas collection system.

By-law 2009-140, authorizing execution of an engineering agreement between the Municipality and AECOM Canada Ltd. can be found elsewhere on Council's Agenda and is recommended for approval. The estimated upset limit fee in the agreement for these services amounts to \$343,000.00.

Respectfully submitted,

Susan Hamilton Beach, P. Eng.  
Land Development & Environmental Engineer

Recommended for approval,

Jerry D. Dolcetti, RPP  
Commissioner  
Engineering & Planning Department

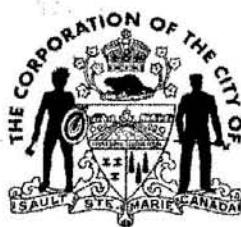
SHB/al

RECOMMENDED FOR APPROVAL  
  
Joseph M. Frates  
Chief Administrative Officer

5(dd)

Jerry D. Dolcetti, RPP  
Commissioner

Don J. Elliott, P. Eng.  
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378  
Fax: (705) 541-7165

2009 07 27

File: B-07-08

Mayor John Rowswell and  
Members of City Council

### **Re: Toilet Replacement Rebate Program**

The purpose of this report is to address the Council resolution dated June 8, 2009 moved by Councilor Hayes and seconded by Councilor Caicco:

Whereas water is our most valuable resource and practicing water conservation benefits you and your community; and

Whereas it is recognized that half the water we use is wasted and that between 40% and 50% of household water usage is consumed in your bathroom and that your toilet is responsible for 30% of your total bathroom consumption; and

Whereas new low-flush toilets use less than  $\frac{1}{2}$  the water of older models resulting in possible savings on your water bill of close to \$100.00 per year; and

Whereas several municipalities in Ontario and across Canada currently offer a low-flush toilet rebate program;

Now therefore be it resolved that appropriate staff report back to Council on the implications of offering a toilet replacement rebate program in Sault Ste. Marie.

### **Background**

City staff recently met with PUC Inc. to discuss the implications of offering a toilet replacement rebate program in Sault Ste. Marie - as they are responsible for the treatment and distribution of municipal water. PUC Inc. indicated that they would take a lead role in water conservation and develop a comprehensive community strategy, which may consider a toilet replacement rebate program. However, City staff would be consulted - as needed - to assist in the development of a water conservation strategy for the community.

General objectives of this program might include: initiating a water conservation steering committee; determining water reduction targets and timelines; overall budget; application process and administration; qualifying homes and products; number of rebates per household and per year; amount and gradation of rebate; advertising; rebate distribution, tracking and quality controls; monitoring results; and disposal/recycling of inefficient products.

## General Information:

Some preliminary research was conducted providing an overview of water conservation through toilet replacement. Many homes are still equipped with traditional 13 litre toilets, which can account for 1/3 of the water used inside the home<sup>1</sup>. Rebates are offered across the Province<sup>2</sup> in addition to the 1996 Ontario Building Code requirement for ULF models in new buildings. These rebates are in place to encourage the replacement of older inefficient models with a 6 litre ULF, which could decrease toilet water consumption by 70%<sup>3</sup>.

Replacing inefficient fixtures, rebates and incentives, education and policies, regulations, and legislation are many ways in which water conservation can be accomplished. For example, the *Canada Water Act* supports water conservation in the management of water resources. The benefits of water conservation can include reduced pressure on the water supply, reduce the amount of water that requires treatment and subsequently defer or offset costly infrastructure upgrades that may be required in the future. The later was experienced in Barrie, Ontario where water conservation mitigated costly infrastructure upgrades saving \$21.8 million dollars<sup>4</sup>. Although Sault Ste. Marie is not growing nearly as rapidly as Barrie, Ontario, a lesson can be taken from their experience.

Even with all the potential benefits of ULF toilets, there are some concerns with the performance of these models. Consumers should consider the age of the home, water use patterns, slope of the lateral and condition of the plumbing when purchasing a toilet. However, the Uniform North American Requirements (UNAR) provides a list of toilets that have performed well under the Maximum Performance (MaP) Test<sup>5</sup> and meet requirements under the Los Angeles Supplementary Purchase Specification (SPS)<sup>6</sup>. Toilets listed under the UNAR are utilized as qualifying toilets for many rebate programs.

## Municipal Examples:

Six municipalities, four from northern Ontario and two from southern Ontario (populations 50,000 to 160,000), were contacted in relation to toilet replacement rebate programs in their communities. Although all municipalities were working towards water conservation and efficiency efforts – including upgrades to treatment facilities and summer lawn watering restrictions – only three of the six municipalities offer toilet rebates. All three municipalities offering toilet rebates include it as part of a larger water conservation program, with additional rebates for washing machines, showerheads, and rain barrels. Washing machines and shower heads utilize significant amounts of water - 22% and 17% respectively (Figure 1) – but also require energy consumption to heat the water.

<sup>1</sup> Government of Canada and CMHC. 2004. Maximum Performance Testing of Popular Water-Efficient Toilet Models. Research Highlights. Technical Series 04-109.

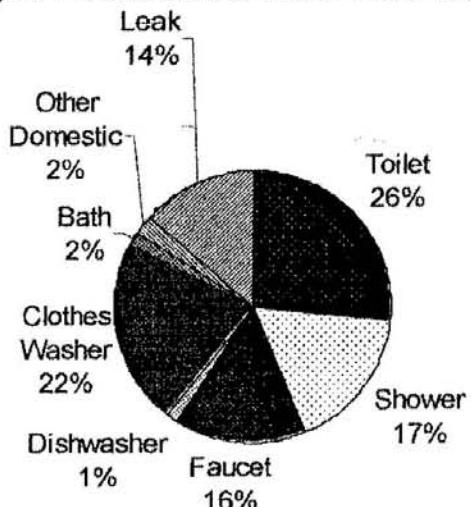
<sup>2</sup> Toiletrebate.com. 2008. Toilet Rebates USA & Canada. [Online]. Date Accessed: 16 June 2009. Available at: <http://www.toiletrebate.com/index.php>.

<sup>3</sup> Natural Resources Canada. 2009. Better Water Use Means Bigger Savings. [Online]. Date Accessed: 19 June 2009. Available at: <http://oee.nrcan.gc.ca/residential/personal/new-homes/water-conservation.cfm?attr=4>.

<sup>4</sup> U.S Environmental Protection Agency. 2002. Cases in Water Conservation: How Efficiency Programs help Water Utilities Save Water and Avoid Costs.

<sup>5</sup> Veritec Consulting Inc. and Koeller and Company. 2009. Maximum Performance (MaP) Testing of Popular Toilet Models. [Online]. Date Accessed: 16 June 2009. Available at: [http://www.cwwa.ca/pdf\\_files/MAP%2013th%20Edition%20-%20February%202009.pdf](http://www.cwwa.ca/pdf_files/MAP%2013th%20Edition%20-%20February%202009.pdf)

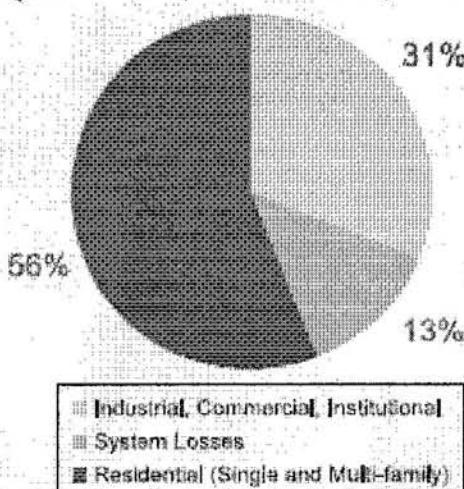
<sup>6</sup> California Urban Water Conservation Council. 2008. Toilet Fixtures. [Online]. Date accessed 02 July 2009. Available at: <http://www.cuwcc.org/2column.aspx?id=8162>

**Figure 1 Breakdown of Indoor Water Use**

Source: AWWA Research Foundation – Residential End Use of Water

Rebates spanned from \$40 to \$125 for approved toilets. Some programs offered a tiered system, including additional dollars for the purchase of a 3 litre/6 litre dual flush systems. The highest rebate of \$125 accounted for the installation by a professional plumber. It was common to have the rebate credited to the resident's water bill. A limit to how many rebates per household was established, but the number of rebates given annually ranged from 190 to 1800 depending on the municipality. All programs were well advertised online and had an established list of qualifying toilets.

More than 50% of municipal water use is consumed by the residential sector (Figure 2). Sault Ste. Marie has similar consumption patterns with residential water use representing approximately 47-49% of the community's metered consumption, with the remainder being used in commercial, industrial and institutional sectors<sup>7</sup>. This provides Sault Ste. Marie with an opportunity to expand Northern Ontario's dedication to water conservation and expand the programs and services provided to local residents.

**Figure 2 Municipal Water Use by Sector**

Source: Environmental Canada. (2007). Municipal Water 2004 Statistics. Municipal Water Use Report.

<sup>7</sup> Information provided by PUC Inc.

5(dd)

**Recommendations:**

The Engineering and Planning Department recommend to Mayor and Council that the City of Sault Ste. Marie:

- Work with the PUC Inc. – 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.

Respectfully submitted,

*Madison Saunders*

---

Madison Saunders, MES  
Environmental Initiatives Coordinator

Recommended for Approval:

*Jerry Dolcetti*

---

Jerry D. Dolcetti, RPP  
Commissioner  
Engineering & Planning Department

F:\ENGINEERING DATA\Saunders\Fleet Management\Idle Free SSM\Council Report - Anti-Idling Campaign.doc

*RECOMMENDED FOR APPROVAL*

*Joseph M. Fratesi*  
Chief Administrative Officer

5(ee)

July 27, 2009

Mayor John Rowswell and  
members of City Council

**RE: HOMECOMING - EDC Response to Council Resolution**

At its meeting of October 6, 2008, City Council passed a resolution requesting the SSMEDC to prepare a report as to the potential for a future Homecoming in Sault Ste. Marie. The resolution reads:

*Moved by: T. Sheehan*

*Seconded by: S. Myers*

*Whereas 2008 is the 10<sup>th</sup> anniversary year of Sault Ste. Marie's Homecoming event (1998); and*

*Whereas one of the Homecoming's goals was to unite people who had left our community for various reasons with a purpose of having them move back to their home town Sault Ste. Marie; and*

*Whereas Homecoming 1998 received great support from the community, the City of Sault Ste. Marie, Economic Development Corporation and senior levels of government; and*

*Whereas Homecoming created a data base of people with their hometown Sault Ste. Marie who were interested in keeping in touch with their hometown hopefully with a purpose to start a business, take a job and raise a family;*

*Now therefore be it resolved that City Council congratulates all who were involved in Homecoming 1998 and further be it resolved that City Council requests that the Economic Development Corporation bring back a report on how our community might undertake Homecoming Two. CARRIED.*

In response to the Council Resolution, the SSMEDC recommends that if City Council wishes to move forward on a Homecoming, the best time would be to tie into the 2012 Centennial Celebrations for the City of Sault Ste. Marie. The SSMEDC would like to suggest the following recommendations and suggestions.



## Sault Ste. Marie 2012 Centennial Celebrations – A Time in History

Since 2012 is a very special year for the City, it is recommended that a "City Centennial Celebrations Committee" would be formed comprising of appropriate representation from City Council, City staff, SSMEDC representative (Festivals and Events), and would invite participants from existing events, such as Rotaryfest and Bon Soo, who could provide information on what they have planned for 2012, as well as discuss opportunities to add a unique twist to their event for that year.

This Committee could provide the means to drive a Homecoming marketing campaign that would support the existing and new events and would coordinate in collaboration the existing events, as well as the development of new events that would be undertaken throughout the centennial year.

### **War of 1812:**

There already is a major celebration planned for a 3 year period starting in 2012, commemorating the War of 1812, of which Sault Ste. Marie and area played a significant role.

The local organizing committee has been meeting for over a year now and has solicited public input for deciding on specific events to be developed. These events would play a key part of the City's Centennial Celebration and would require appropriate collaboration as well.

### **Homecoming Resources**

From past experience we are all aware of the significant amount of time and funding it required to undertake the original project in 1998. As such any revisiting of this initiative, although perhaps not as ambitious as the first one, would still take a significant commitment to plan and implement. Dedicated resources both human resources and financial capital would need to be raised. For the first homecoming, the SSMEDC and City did provide financial and in-kind contributions. There was considerable support from senior levels of government as well as the private sector community. As well hundreds of volunteers were mobilized through the Homecoming and Rotaryfest to make the event a great success.

The concept is a good one that could be developed into a "signature" event for the Centennial Year Celebrations, and could help drive the "visiting friends and relatives market segment.



The City Centennial Committee would have access to the SSMEDC background documentation (Report and Recommendations for Future Homecoming Event) from the previous Homecoming. There is a wealth of information in this material along with all of the support documentation pertaining to strategies, organization, etc. As well, the SSMEDC would provide the Homecoming Data Base System that was created. Although the contact information is somewhat dated; this data base would be a good start to start the marketing activities to build interest for the event.

### **Size and Scope**

The SSMEDC would suggest that a future Homecoming would focus on the marketing aspect and let the existing organization develop the events. The City would look at those special events it would create to celebrate the Centennial Year. It is recommended that the City Centennial Committee would be provided with dedicated contract staff – Ontario Works and Employment Ontario programs (Homecoming 1998 had 10 dedicated staff through a contribution from HRDC) that would provide support for getting things done. This contract team would have a project leader and would report directly to the City Centennial Committee.

As well, the financial resources raised from all sources to support the Homecoming event was approximately \$500,000.

### **Marketing**

TSSM has indicated that they would provide a significant marketing support role. The major focus of the 2011-2012 marketing would be the City's 100<sup>th</sup> anniversary and the events and activities that would be featured in that year, however it would still have to address the regular marketing involving attractions packaging as well. Certainly TSSM would provide input during planning stages so as to best capitalize on marketing opportunities and the ability to tie into any provincial and federal campaigns.

### **Next Steps**

If City Council is supportive of a Homecoming to tie into the City's Centennial Year Celebration, it is recommended that City Council would appoint and form the City Centennial Year Committee and this Committee could work with staff on a strategy, plan, contract resources, seed financial capital, and recommendations that would be brought back for City Council for consideration and approval.



5(ee)

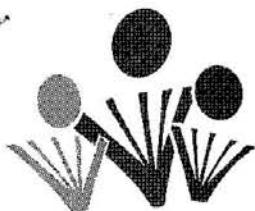
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Ian McMillan, Executive Director TSSM

Bruce Strapp CEO

cc: SSMEDC Board of Directors  
TSSM Management Committee  
Joe Fratesi, CAO  
Nick Apostle, Commissioner of Community Services  
Kim Streich-Poser, Commissioner of Social Services  
Bill Freiburger, Commissioner of Finance





Sault Ste. Marie

# Public Library

5(ff)

50 East Street, Sault Ste. Marie, Ontario P6A 3C3

Mayor John Rowswell and Members of Council  
City of Sault Ste Marie  
99 Foster Drive  
P.O. Box 580, Civic Centre  
Sault Ste. Marie, Ontario  
P6A 5N1

June 19, 2009

**Re: West End Community Centre & Korah Library Branch**

Your Worship Mayor John Rowswell & Members of Council:

I am writing on behalf of the Sault Ste. Marie Public Library Board to convey the Board's appreciation for the foresight and long term planning you and the City's senior administrative staff have undertaken in regard to the Sault Ste Marie Public Library's need to find a more suitable location and building for the provision of public library services to residents in the west end of the City.

As you are aware, our Korah Branch which currently serves the west end of the City is located in the old Korah Township Administration building and is no longer suitable for use as a public library branch. In particular, it will be very costly to retrofit the building to meet the accessibility standards the province is mandating for all public buildings. As well, the current building configuration does not provide the Library with appropriate space to conduct programs and provide services that speak directly to the needs of the west end residents.

A 6,000 square foot library branch situated in the proposed West End Community Centre is the best location for replacing the Korah Branch the Library Board has been ask to consider over the years. Locating a community library branch in the proposed West End Community Centre creates a win-win situation for the public, the Library and no doubt the other partners by:

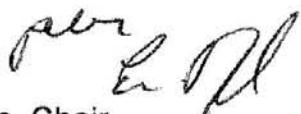
- being centrally located within the west end of the City
- allowing residents to participate in a number of community activities under one roof, so to speak (ie. soccer, arena, library, and community meeting space)
- acting as a local community gathering place – the Library would be able to enhance and increase its community based programs with on-site access to community meeting rooms and well designed library space
- allowing the Library to broaden its outreach activities in the west end of the City, which includes partnering with other social and community service providers.

5(ff)

The Library Board looks forward to a positive outcome for the City's West End Community Centre infrastructure stimulus funding application. It is a little known fact that a Florida State study has shown for ever one dollar spent on libraries the return on investment is \$6.42. So by being a part of the project, the Library can increase the economic stimulus affect beyond the normal one time anticipated economic impact.

The Sault Ste Marie Public Library Board is supportive of the City's efforts to assist the Library in finding a new location for its Korah Library Branch by way of including it as a vital community partner in the proposed West End Community Centre. If the Library can be of assistance to the City with respect to moving forward on the said application and the West End Community Centre project as a whole, feel free to contact either myself or Liz Rossnagel our CEO/Director of Public Libraries.

Sincerely,



Chris Rous, Chair  
Sault Ste. Marie Public Library Board

cc. David Orazietti, Member of Provincial Parliament for Sault Ste. Marie  
Hon M. Aileen Carroll, Ontario Minister of Culture

5(99)

## MEMORANDUM

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**TO:** CITY OF SAULT STE. MARIE MAYOR AND COUNCILLORS  
**FROM:** H. J. BRIAN CURRAN, General Manager, Public Utilities Commission.  
**DATE:** June 25, 2009  
**SUBJECT:** Toilet Replacement Rebate Program

---

I am responding to the City Council resolution requesting that appropriate staff report back to council on the implications of offering a toilet replacement rebate program in Sault Ste. Marie.

One of the specific targets for the Public Utilities Commission in 2009 is to prepare a comprehensive water conservation strategy for the city. The strategy will consider the effectiveness and economic feasibility of various types of rebate options such as that identified in the recent council resolution. We will be consulting with appropriate city departments in the formulation of our strategy. It is my intention to bring our water conservation plan to council before the end of this year.



---

H. J. Brian Curran, General Manager

cc      Public Utilities Commission  
          City of Sault Ste. Marie, C.A.O.  
          Commissioner of Engineering & Construction  
          City Clerk



# CITY COUNCIL RESOLUTION

5(gg)

Date: June 8, 2009

Agenda Item

MOVED BY  
SECONDED BY

Councillor  
Councillor

B. Hayes  
J. Caicco

Whereas water is our most valuable resource and practicing water conservation benefits you and your community; and

Whereas it is recognized that half the water we use is wasted and that between 40% and 50% of household water usage is consumed in your bathroom and that your toilet is responsible for 30% of your total bathroom consumption; and

Whereas new low-flush toilets use less than ½ the water of older models resulting in possible savings on your water bill of close to \$100.00 per year; and

Whereas several municipalities in Ontario and across Canada currently offer a low-flush toilet rebate program;

Now therefore be it resolved that appropriate staff report back to Council on the implications of offering a toilet replacement rebate program in Sault Ste. Marie.

CARRIED  
 REFERRED

DEFEATED  
 OFFICIALLY READ NOT DEALT WITH

AMENDED

DEFERRED

*James A. Caicco*  
SIGNATURE

C.A.O.  
 City Solicitor  
 Comm. Finance/Treasurer  
 Comm. Eng. & Planning  
 Comm. Human Resources

Comm. Community Services  
 Comm. P.W. & Transportation  
 City Clerk  
 Fire Chief  
 Police Chief

Mayor  
 Dir. Libraries  
 E.D.C.  
 Cons. Authority  
 PUC  
 B. Hayes  
 J. Caicco

**Kim Streich-Poser, MSW,RSW**  
**Commissioner**



**SOCIAL SERVICES DEPARTMENT**  
*Finance  
 Ontario Works  
 Housing Operations  
 Housing Programs  
 Community Child Care*

**DATE:** Monday, July 27, 2009

**TO:** City of Sault Ste. Marie Mayor and Council

**2009 Extension of the Canada- Ontario Affordable Housing Program ( AHP)**

The New Rental Housing Component of the 2009 AHP Extension Program will lead to the creation of new affordable rental housing units with focus on, but not limited to, seniors and persons with disabilities. The two levels of upper government have committed over 350 million dollars for new rental projects between 2009/10 and 2010/11. The New Rental Housing component will increase the supply of rental housing for households on, or eligible to be on, social housing waitlists.

Social Housing was devolved to the District of Sault Ste Marie DSSAB at the local level through the Social Housing Reform Act 2000. The one main difference between the current Rent Geared to Income program (RGI) and the new AHP program is the availability of ongoing subsidy.

The current RGI program receives yearly subsidy funding from the Federal government via the province. The new AHP program will receive no subsidy dollars for units built under the program. The logic is that AHP dollars received by a developer to build are such that the building should not require extra funds beyond any revenues generated from resident rents. That said, the DSSAB may have the ability to use existing Rent Supplement funds if required to offset some costs. The funding being made available in the new AHP, on a per unit basis, is \$120,000.00 to a maximum of \$150,000.00. The maximum contribution is available to projects that incorporate enhanced energy measures and provide units for low income seniors and persons with disabilities.

The Sault Ste. Marie Social Housing Application Center waitlist has increased to approximately 1000 applicants. This number is made up of seniors, singles, families and individuals requiring accessible units. The highest need on the waitlist is for one and two bedroom units.

The new AHP funding has one requirement which is outside the Sault Ste. Marie DSSAB's devolved jurisdiction and speaks directly to it's member municipal/ regional entities area of responsibility. The requirement is to reduce local property taxes for new build rental housing projects to a level that is equivalent or lower to a single residential rate. In order to have any new Social Housing projects under the new AHP funding move

5(h)

ahead this requirement must be in place. Other Municipal entities have passed similar bylaws in order for proposed AHP projects in their jurisdiction to be considered for final approval by the Ministry of Municipal Affairs and Housing. In order to facilitate other requirements the District of Sault Ste Marie Social Services Board will need to pass resolutions that compliment the city's tax bylaw.

Housing Programs has been contacted by a local Housing Non Profit Proponent's consultant looking at accessing AHP funding to construct a new apartment building. As of this report they are not shovel ready according to the Ministry of Municipal Affairs and Housing guidelines but they are working towards this goal. I have been in contact with several other possible proponents including a Social Housing Non Profit Provider that has also started the application process. With this in mind, city council may receive other requests to reduce the current property tax level.

Recommendation:

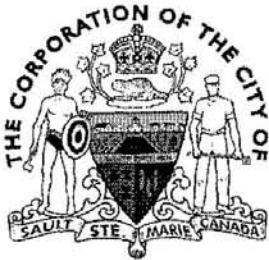
In order to facilitate local development of new affordable housing and improve the chances of non profit housing providers and local groups to access 100% federal/provincial funding under the new build component of the current Affordable Housing Program, it is therefore recommended that City of Sault Ste. Marie to pass a municipal housing facility by law that reduce local property taxes for new build rental projects to a level that is equivalent or equal to a single residential rate.

Respectfully submitted,

Rick Cobean  
Manager of Housing Programs

5(h)

**William Freiburger, CMA**  
Commissioner of Finance  
and Treasurer



Finance Department

2009 07 22

Rick Cobean  
Manager Housing Programs  
Social Services Department  
Housing Programs Division  
180 Brock Street  
Sault Ste. Marie ON P6A 3B7

Dear Mr. Cobean:

**Re: Implications of Municipal Tax Assistance required for Infrastructure Housing Projects**

A 54 unit housing development project is being proposed under a Federal Provincial Infrastructure Program.

The program requires municipal taxes be levied at the residential tax rate instead of the multi-residential tax rate.

**Implications**

The vacant property for the proposed housing development currently pays property taxes of \$1,163.

By comparing to existing developments, the estimated taxes would be \$55,427 at the multi-residential tax rate. The City would be required to levy at the residential tax rate resulting in an estimated tax levy of \$44,423. The estimated impact of the annual required tax assistance is \$11,004.

This tax assistance would be required annually for 20 years or until such times as the forgivable loan has been earned or repaid.

This is provided for your information.

Yours truly,

W. Freiburger, CMA  
Commissioner of Finance and Treasurer  
Finance Department

WF/kl

[Home](#) > [The NewsRoom](#) > [News Releases](#) > 2009/69

## The NewsRoom



**Natural Resources Canada**  
**2009/69**  
**July 21, 2009**

### **Creating Jobs and Benefiting Science: Canada-Ontario Partnership Invests in New Research Centre in Sault Ste. Marie**

**SAULT STE. MARIE** — Thanks to a joint investment by the Governments of Canada and Ontario, a new, multi-million dollar research centre in Sault Ste. Marie will be built to help improve Canada's environment while creating jobs and stimulating the economy. To be located at the federal government's Great Lakes Forestry Centre (GLFC), the new Invasive Species Centre will be dedicated to combatting alien invasive species that threaten Canada's natural resources and ecosystems.

"Our Government is delivering results by investing in sound projects that will create jobs now while helping to protect our country's precious natural resources for the future," said the Honourable Lisa Raitt, federal Minister of Natural Resources. "By utilizing our talented scientists in Sault Ste. Marie, we are ensuring that Canada remains a world leader in finding ways to detect, contain and control invasive species."

The Government of Canada is contributing a total of \$13.4 million to the GLFC, consisting of \$9 million in funding over two years for the new Invasive Species Centre and \$4.4 million to modernize the GLFC facilities. The Government of Ontario has committed \$15 million to the Invasive Species Centre initiative. Building the new centre will provide jobs and economic stimulus in the Sault Ste. Marie area.

"The new Invasive Species Centre in Sault Ste. Marie will provide a boost to the local economy and will help us coordinate provincial, national and international efforts to check the spread of terrestrial and aquatic invading species and the negative effects they can have on the health of our ecosystems and economy across Ontario," said the Honourable Donna Cansfield, Ontario Minister of Natural Resources. "We are fortunate to live in a province blessed with an abundant variety of plants, animals, birds, fish and insects, but we need to stop the spread of invasive species if we are to preserve the province's biodiversity."

The Great Lakes Forestry Centre is one of six Canadian Forest Service centres in Canada. The Government of Canada's investments in the new centre and the forestry lab upgrades are part of Canada's Economic Action Plan, which provides \$250 million over the next two years to modernize federal laboratories. This funding, one of several job-creation investments of the Economic Action Plan, will modernize these facilities while stimulating regional economies.

FOR BROADCAST USE:

Canada's Natural Resources Minister Lisa Raitt today announced that the governments of Canada and Ontario will build a new, multi-million dollar Invasive Species Centre in Sault Ste. Marie. The new research facility will help to combat alien invasive species that threaten Canada's natural resources and ecosystems.

Media may contact:

Jocelyne Turner  
Press Secretary  
Office of the Minister  
Natural Resources Canada  
613-996-2007

or

Media Relations  
Natural Resources Canada  
Ottawa  
613-992-4447

or

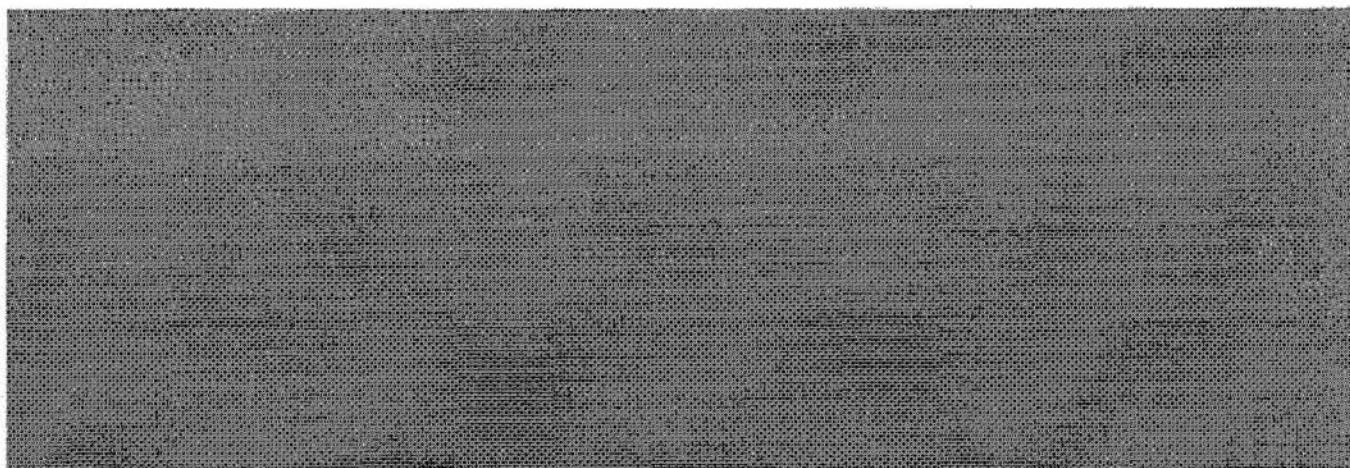
Stefanie Millon  
Office of the Minister  
Ontario Ministry of Natural Resources  
416-314-2198

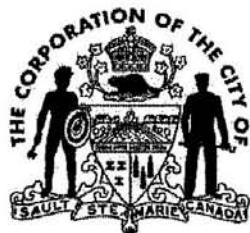
or

Media Desk  
Ontario Ministry of Natural Resources  
Toronto  
416-314-2106

**NRCan's news releases and backgrounders are available at [www.nrcan.gc.ca/media](http://www.nrcan.gc.ca/media).**

Date Modified: 2009-07-21





2009 07 27

## **REPORT OF THE ENGINEERING & PLANNING DEPARTMENT**

### **PLANNING DIVISION**

**TO:** Acting Mayor Pat Mick  
and Members of City Council

**SUBJECT:** Application No. A-20-09-Z – filed by 285W Limited

**SUBJECT PROPERTY:** Location – Located on the west side of Wilson Street, approximately 107m (351') north of its intersection with Bruce Street, civic no. 285 Wilson Street  
Size – The irregularly shaped parcel has approximately 76.2m (250') frontage on Wilson Street; 1.7 ha (4.2 acres)  
Present Use – Multi-Tenanted Industrial Building  
Owner – 285W Limited

**REQUEST:** The applicant, 285W Limited is requesting a Special Exception to the current "M.2" (Medium Industrial) zone to permit a recycling centre for furniture, mattresses, electronics, Styrofoam and orphan plastics, which are plastics that are not currently, part of the curb side program.

**CONSULTATION:** Engineering – No objections  
Building Division – No comment  
Legal Department – No comments  
PUC Services – No objection  
Fire Services – No objection

Conservation Authority – See attached letter  
CSD – No concerns  
Municipal Heritage Committee – No concerns  
PW&T – No comments or objections  
Accessibility Advisory Committee – No comment

## **PREVIOUS APPLICATIONS**

In 1995 a temporary rezoning application was filed to permit a bus depot for a period not to exceed 3 years. The application was withdrawn by the applicant.

### **Conformity with the Official Plan**

The subject property is designated 'Industrial' on Land Use Schedule 'C' of the Official Plan. The proposed recycling centre is an industrial use which conforms to the Industrial Policies of the Official Plan.

### **Comments**

The applicant is requesting a rezoning by way of a Special Exception to the current "M.2" (Medium Industrial) zone to permit a 'Recycling Centre' for furniture, mattresses, electronics, styrofoam and 'orphan plastics' which are plastics such as bags, that are not currently part of the curb side program. The proposed recycling centre will be operated by Community Living Algoma.

The subject property is 1.7 ha (4.22 acres) with frontage on Wilson and Cedar Streets. Originally built by National Grocers as a food terminal, the existing building is quite large and currently occupied by a number of different industrial uses, including warehousing and transportation, and a number of small contractors.

The recycling centre will be open to the public, and the majority of drop offs will be of a household nature, capable of being transported by personal vehicles. Commercial trucks will be utilized to ship materials and refuse once it has been received, dismantled, sorted, and/or bailed. The majority of shipping and receiving will occur from the rear, or southwest receiving door, outlined as 'D' on the attached site plan. Larger items such as televisions will be received along the Wilson Street frontage at door 'F' on the site plan. Dismantling, sorting, and bailing will occur inside the building.

Given the size and space available within the existing building, outdoor storage associated with the use will be minimal, and limited to the southwest portion of

the property adjacent to the rail line and away from residential uses to the northeast.

Correspondence (attached) from the Sault Ste. Marie Region Conservation Authority notes that the subject property is in a potential groundwater recharge area. The proposed recycling centre poses a minimal threat to the city's drinking water aquifer; however, safeguards for the proper storage of petroleum and chemical products should be instituted on site.

### **SUMMARY**

The proposed recycling centre will have minimal impacts to the residential neighbourhood to the north and east. Truck traffic will be minimal, and outdoor storage and refuse bins will be located on the southwest corner of the property, adjacent to the rail line, and well separated from nearby residential uses.

Nearby residents will not see a notable increase in truck traffic as primary access to the site will be from Bruce Street and along Wilson Street, which is currently occupied by a number of commercial/industrial uses.

This site has a long history of warehousing and transportation oriented uses. From a land use perspective, such uses not unlike the proposed recycling centre, as long as outdoor storage is limited to the garbage bins shown on the site plan attached. Even though there are no immediate or future plans for outdoor storage beyond the bins shown on the site plan, the implementing by-law should prohibit the outdoor storage of loose items, which have not been adequately bailed or secured in a manner that eliminates items from being blown around, or away from the subject property.

### **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.

6(6)(a)

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.

RECOMMENDED FOR APPROVAL



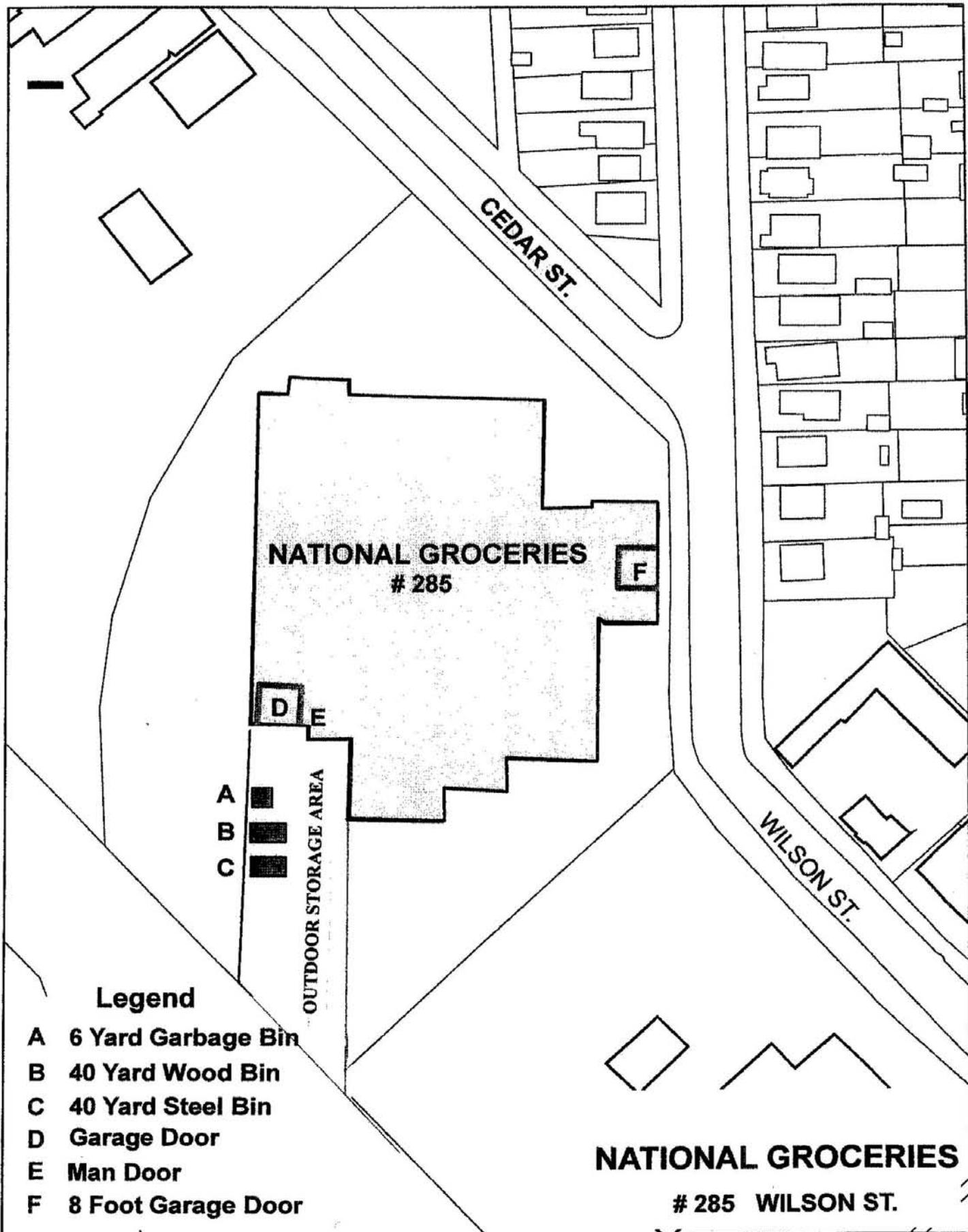
Joseph M. Fratesi  
Chief Administrative Officer

PT/pms

**PUBLIC NOTICE** – 2009 07 27, Council Chambers, Civic Centre

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6(6)(a)





6(b)(a)

1100 Fifth Line East  
Sault Ste. Marie, ON P6A 5K7  
Phone: (705) 946-8530  
Fax: (705) 946-8533  
Email: nature@ssmrca.ca  
[www.ssmrca.ca](http://www.ssmrca.ca)

Donald B. McConnell, MCIP, RPP,  
Planning Director  
City of Sault Ste. Marie  
P.O. Box 580  
Sault Ste. Marie, ON P6A 5N1

June 26, 2008

VIA FAX 541-7165

**Conservation Authority Comments:**

**Application #** A-20-09-Z  
**285W Limited**  
**285 Wilson Street**  
**Sault Ste. Marie**

The subject property is not located in an area under the jurisdiction of the Conservation Authority with regard to the O. Reg. 176/06 for Development, Interference with Wetlands and Alterations to Shoreline and Watercourses.

The subject property is under consideration of the Drinking Water Source Protection Program of the Conservation Authority with regard to Drinking Water Source Protection as it is within the Potential Groundwater Recharge Area.

Therefore the following recommendations on the rezoning application from the Drinking Water Source Protection are offered (during and after construction):

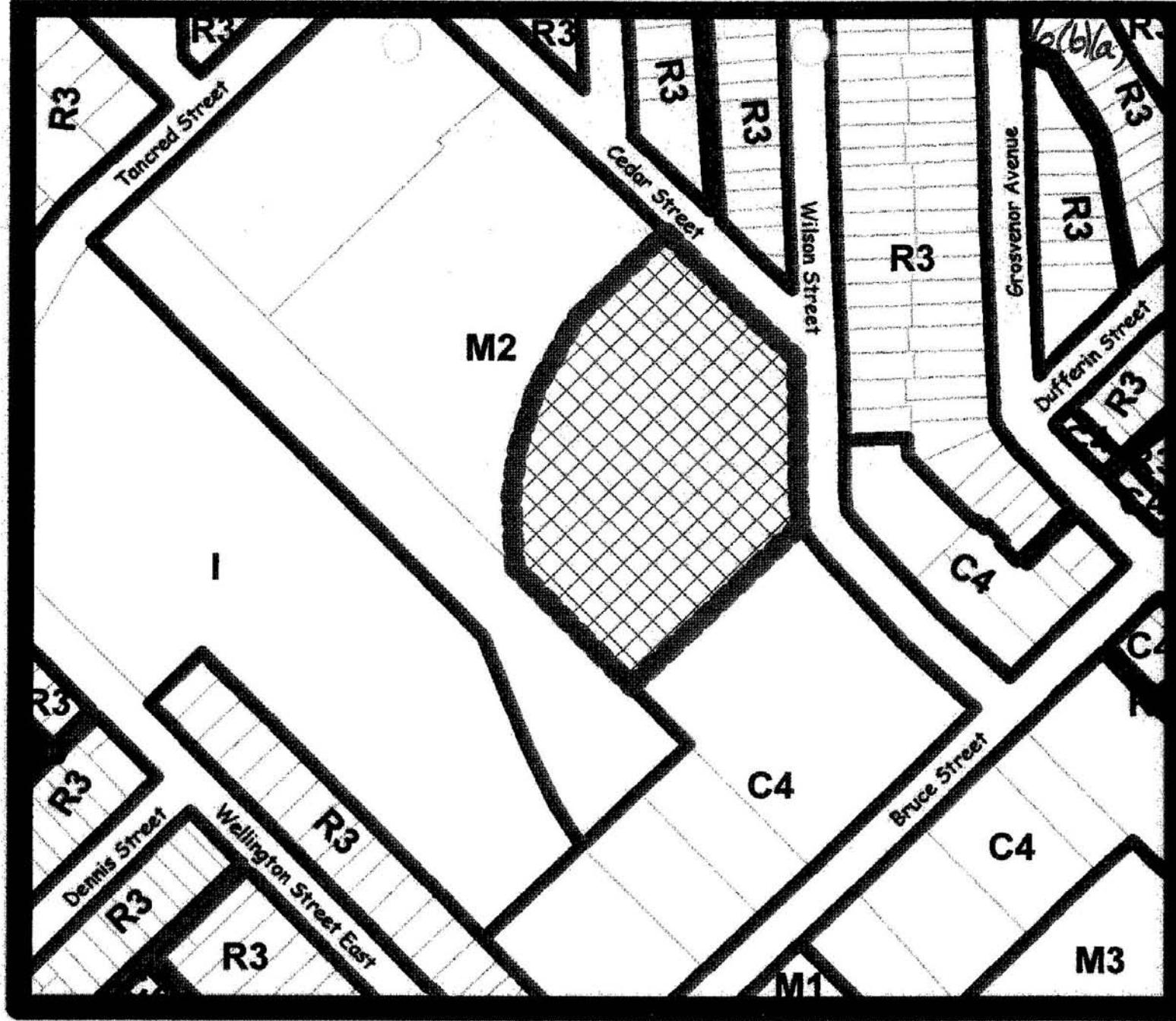
1. Safeguards for the proper storage of any petroleum products are instituted on site.
2. Safeguards for the proper storage of any chemical products are instituted on site.

Should you have any questions on our comments please contact our office.

Sincerely,

A handwritten signature in black ink, appearing to read "Marlene McKinnon".

Marlene McKinnon  
GIS Specialist



# EXISTING ZONING MAP

APPLICATION A-20-09-Z  
285 WILSON STREET



Metric Scale  
1 : 2500  
Maps  
26 & 1-29



Subject Property - 285 Wilson St



Subject Property - 285 Wilson St



R2 - Single Detached Residential Zone



R3 - Low Density Residential Zone



C2 - Central Commercial Zone



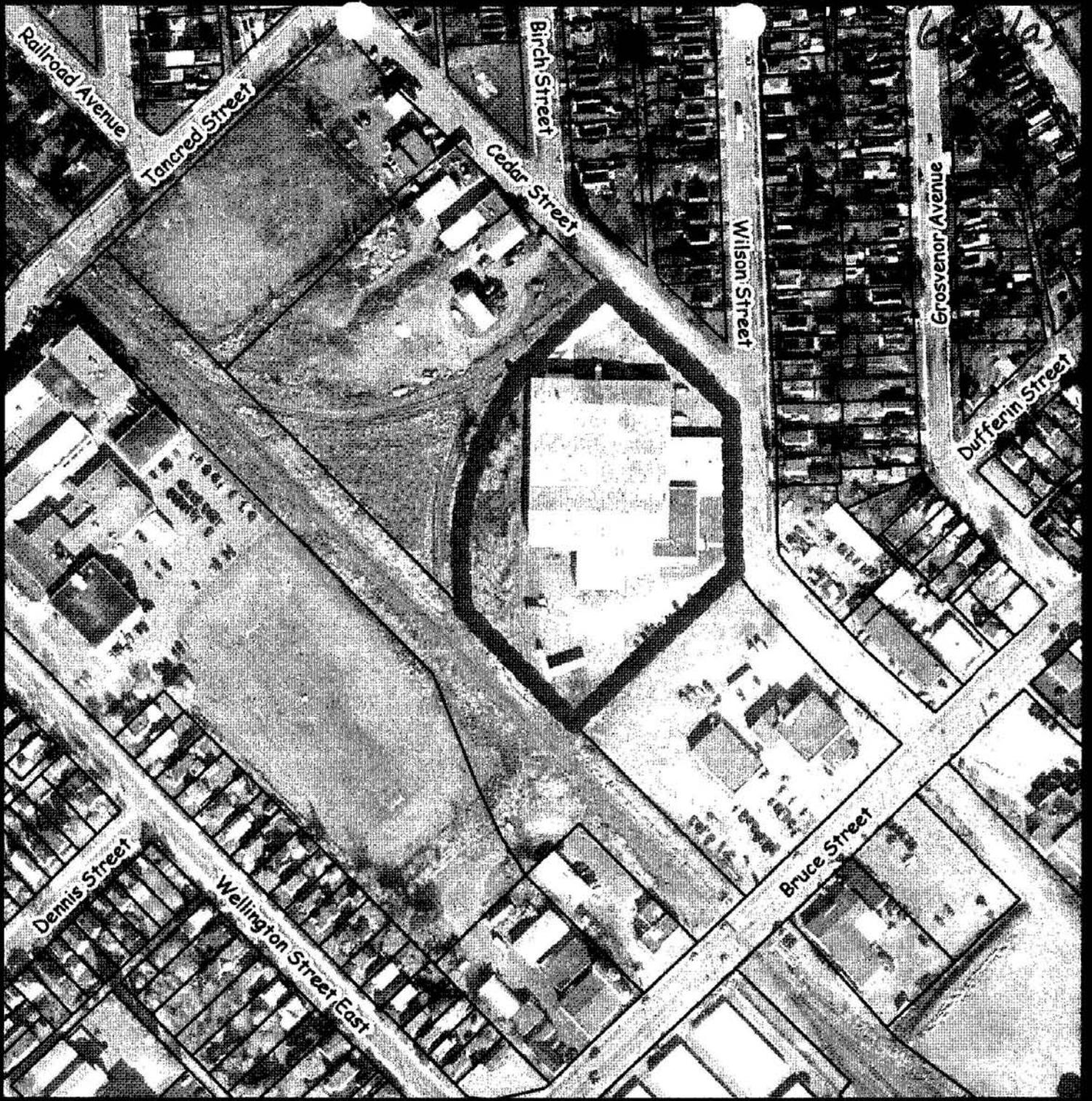
C4 - General Commercial Zone



M1 - Light Industrial Zone



M2 - Medium Industrial Zone



# 2008 ORTHO PHOTO MAP

APPLICATION A-20-09-Z  
285 WILSON STREET

## Legend



Subject Property - 285 Wilson St

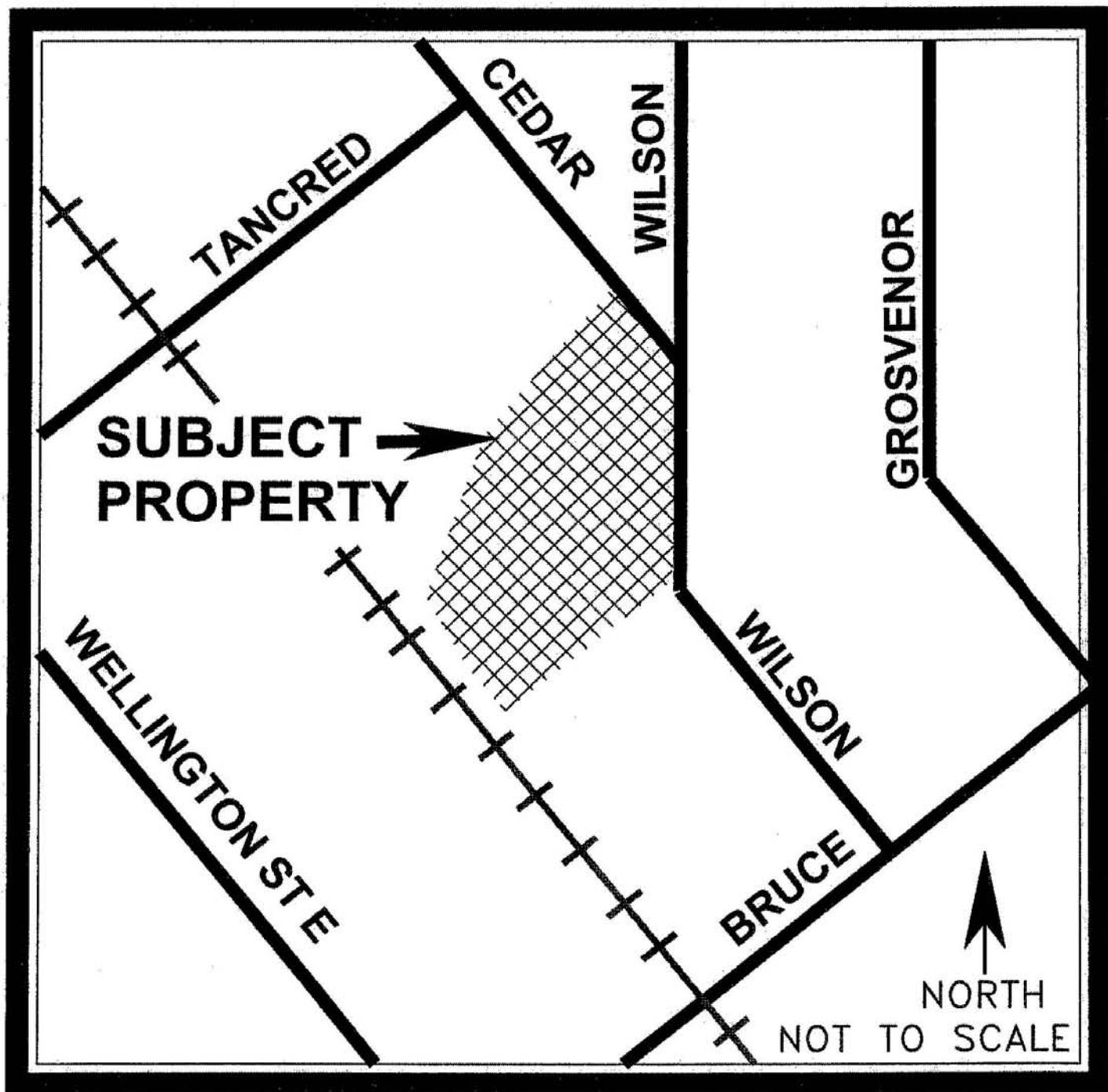
Metric Scale  
1 : 2500



Maps  
26 & 1-29

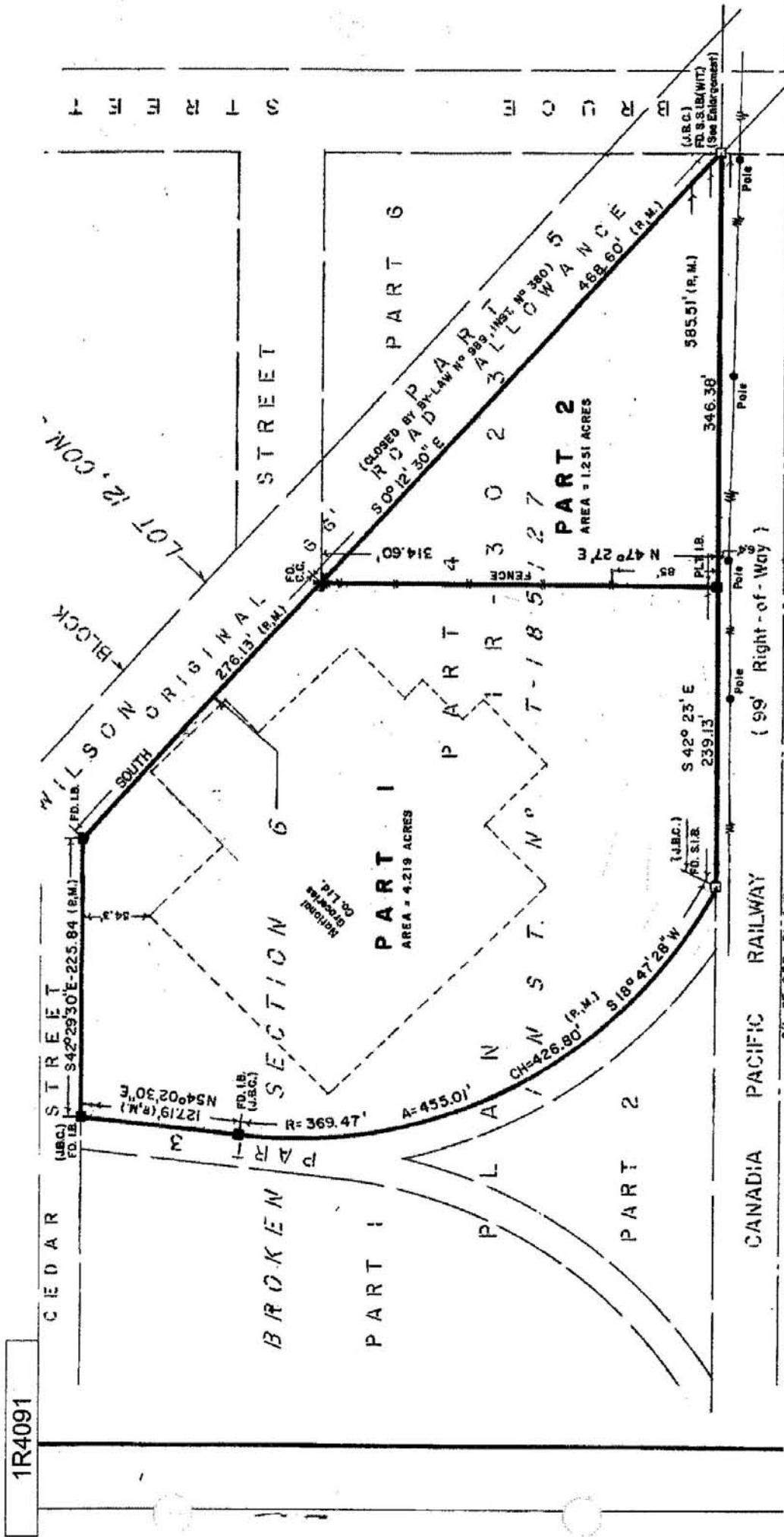
Mail Label  
A20-09

6(6)(a)

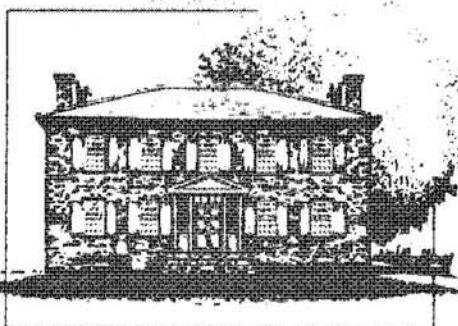


**APPLICATION A-19-09-Z**

6(6)(a)



6(8)(a)



July 27, 2009

Mayor John Rowswell  
and Members of City Council

## *Ermatinger • Clergue National Historic Site*

### **ERMATINGER•CLERGUE NATIONAL HISTORIC SITE – VISITOR CENTRE LEGACY PROJECT FOR THE WAR OF 1812 BI-CENTENNIAL COMMEMORATION**

On November 3, 2008 a presentation and report was provided to Council highlighting the schematic designs and the virtual tour of the proposed project that encompasses the development of a Gold Level LEED Green building - Visitor Centre capital project (including the legacy gallery for the War of 1812), Summer Kitchen re-design and Site Accessibility.

As part of that presentation the Historic Sites Board provided a report to Council outlining the next phase in their proposed Centre – the creation of the Business Plan, through the approved funding from the Ministry of Tourism, Investment and Development Office, Tourism Development Fund.

The Visitor Centre has been identified on the City's strategic plan, and also ranks fourth (4<sup>th</sup>) on the infrastructure project list endorsed by City Council.

During the months of June and July 2009, the Historic Sites Board was able to complete the Business Plan through the contracted services of BDO Dunwoody, as well as the final concept package from C. Tossell – both packages / summaries are attached to this report, and the proposed centre is now called the: Heritage Discovery Centre. The projected cost to construct the new Centre is \$4 million.

As presented to Council at previous delegation presentations, it is the hope of the members of the Historic Sites Board to have the proposed project completed and open to visitors prior to the 200<sup>th</sup> Anniversary of the Ermatinger Old Stone House, the 100<sup>th</sup> Anniversary of the City of Sault Ste. Marie, and the commemoration of the War of 1812 – all arriving in the year 2012.

Face-to-face meetings have been conducted with Canadian Heritage Cultural Spaces, FedNor, Northern Ontario Heritage Fund Corp., and also with the offices of our local MPP and MP, in order to search out the potential of both Federal and Provincial funding. Based on the Business Plan the majority of the capital required for this project needs to be secured from Federal (\$2 M) and Provincial (\$1.7M) funding programs with the remainder to come from City (\$200,000) and the Historic Sites Board (\$100,000).

Due to the limited time frame for construction and to open in 2012, the Historic Sites Board is proposing the following for Council approval:

- Approval and commitment of the municipal land on the west side of the property – Specifically lots 6, 8, 9, 11, 12, 14, 16 & 20;
- Approval to apply for significant capital funding through applications to various Federal and Provincial departments and ministries;
- Approval and commitment of the municipality to the ongoing annual operations of the Site including the proposed Centre (should capital funding be found for design, construction and exhibition). It should be noted that in the Business Plan the cost to operate the Site nets out to

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zero, assuming revenue projections are realized. The additional operating costs to the City in 2012 would range from \$12,000 to \$105,000 based on best-case and worst-case scenarios.

At the Historic Sites Board meeting of July 9, 2009, 12:00 noon, Civic Centre, the members passed the following resolution:

Moved by: C. Gruhzit  
Seconded by: K. Yukich

"Resolved that the Historic Sites Board recommends to City Council that staff research, and complete the application through Cultural Spaces Canada – Canadian Heritage, for capital funding for the Ermatinger•Clergue National Historic Site's – Heritage Discovery Centre, and research and pursue all other sources of potential funding for the aforementioned attraction."

**CARRIED**

The Historic Sites Board understands that all applications will be conditional pending approvals of significant funding from other levels of government, and will report again to Council regarding the outcome from such applications. The Historic Sites Board will also continue to utilize funds from the reserve account / Trust Fund should it be required for this project.

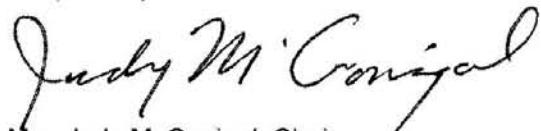
**Recommendation**

The Members of the Historic Sites Board are seeking City Council's endorsement and support of the Heritage Discovery Centre by approval of the following:

- A commitment of the required municipal property to the west of the Ermatinger•Clergue National Historic Site on which to build the Centre;
- The submission of applications for significant capital funding to various Federal and Provincial programs;
- A commitment 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 to \$105,000 based on best-case and worst-case scenarios.

On behalf of the members of the Historic Sites Board, I am asking for your support of the recommendations and the efforts of the Historic Sites Board. Thank you in advance for consideration of this request.

Respectfully submitted,



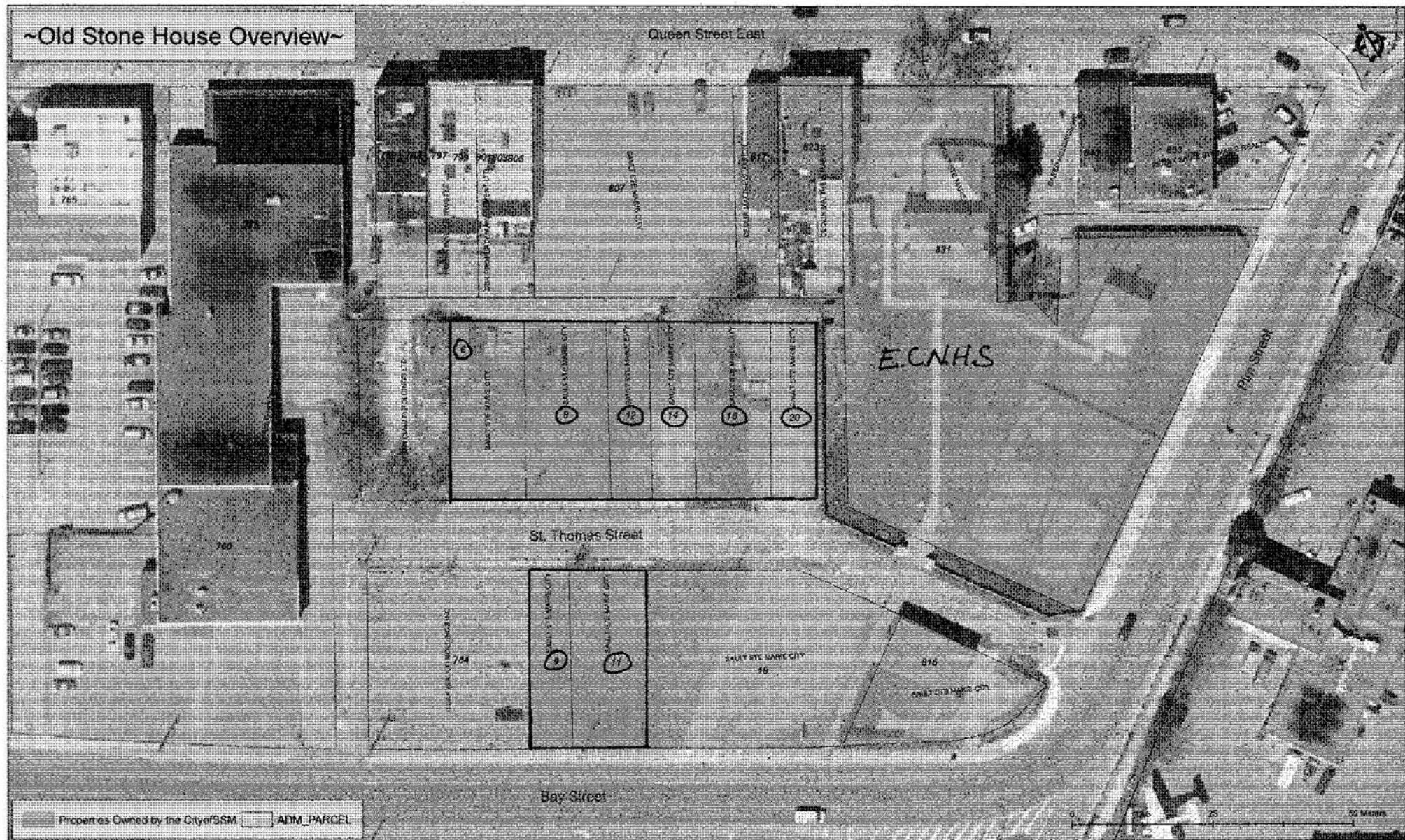
Mrs. Judy McGonigal, Chair  
Historic Sites Board

johsb/2009/council3 report July 27.doc

cc: J. Fratesi, CAO, City of Sault Ste. Marie  
B. Freiburger, Commissioner of Finance  
N. Apostle, Commissioner CSD  
J. Cain, Manager of Recreation & Culture  
K. Fisher, Curator ECNHS  
D. McConnell, Planning Director

attachments

## ~Old Stone House Overview~



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Sault Ste. Marie  
ECONOMIC  
DEVELOPMENT  
CORPORATION



DEVELOPMENT

Sault Ste. Marie  
a division of the SSMEDC



ENTERPRISE

CENTRE  
Sault Ste. Marie  
a division of the SSMEDC



TOURISM

Sault Ste. Marie  
a division of the SSMEDC

July 10, 2009

Mayor John Rowswell and  
Members of City Council

Re: Algoma Games for Health (AGH) – Application to City's EDF  
SSMEDC Board Recommendation to Support \$50,000 Contribution

The SSMEDC has received an application to the City Economic Development Fund from Algoma University (AU) – Algoma Games for Health requesting \$50,000 in a financial contribution to support the development of a Speech Therapy Game Prototype critical to supporting AU's partnership with the Toronto Rehabilitation Institute. Overall the development of this intellectual property and subsequent partnership with Toronto Rehab will be instrumental to the growth of the Algoma Games for Health Centre. Algoma University has a clear project vision:

*"The project vision is to implement and grow a cutting edge video game development studio in Sault Ste. Marie to create and market products for the serious game industry. The studio will target games of benefit to the health care sector with an initial focus on speech rehabilitation for individuals who have suffered a stroke."*

Algoma University is requesting City Council to consider assistance in covering the costs for the development of the game prototype as this would support the University's overall goal in building out the Centre. As well, Algoma University has stated that this is critical element to be developed quickly. The revised project has been modified as compared to the original application. The financial strategy is to combine the University's financial (\$340,132.00 Year 1 and 2) and in-kind resources (\$28,000 Year 1); in-kind contributions (\$150,000/annum 5 years) from Pseudo Interative Inc. and the SSMIC (\$5,000); the allocation of a portion of funding (\$130,500 over 2 years) that Algoma University has already received from NOHFC (Total funding AU received - \$522,000) to support three senior management and development positions; and a new application (\$294,780) to the Industry Canada Community Adjustment Fund Program. This application to the CAF is very competitive and Algoma University has stated that they would still proceed with the project if they are denied funding to this program. Algoma University is not applying to NOHFC or FedNor for additional funds for this project. Therefore there is no need to attach any conditions to other funding for this City EDF application as most of the funding is in place or not dependent upon funding that has been applied to.

The Algoma Games for Health project will see the production of two video gaming products that would support a) the rehabilitation for victims of stroke and b) design and construct 3D environments that are critical for testing of rehabilitation medicine products to help the disabled with real world challenges. The project will lay the foundation for the development of the Algoma Games for Health Centre which would be a new institutions affiliated with Algoma University that would support the video game industry sector in Sault Ste. Marie. Algoma University has implemented in partnership with the University of Abertay Dundee, Scotland the Master's in Computer Game Technology degree program and the Algoma Games for Health will utilize and retain faculty and students with excellent jobs in Sault Ste. Marie.



This project meets the job creation criteria of the City EDF as this project will have a direct impact on hiring students from the Master's in Computer Game Technology and has the potential to creating very new, highly paid, and diversified jobs by the end of the three years. Certainly the risk of these jobs will depend upon these two products along with others that the Algoma Games for Health Centre will produce and their success in the market place. The applicant has outlined the expectations for the job creation in the proposal. The Centre would create two faculty positions (current) that will grow to 3 or 5 positions within the first year, and by the end of year three (3) there is the potential to sustain 40 positions in the Centre that would be supporting the development and testing of video game products for health applications. The applicant has indicated there is an expectation that with the successful sustainability of this Centre, there is a potential to have over 100 video game industry sector jobs in Sault Ste. Marie. These job numbers are truly dependent upon the success of this centre and the ability develop the entrepreneurs in this sector.

New and direct property tax benefits to the City are very small or negligible for the project. As the intent of the project is to be on campus and it is a University affiliated centre, there is no new direct tax revenue to the City of Sault Ste. Marie. Although this project does not have immediate direct impact on this criterion (expanded tax base) of the City EDF, it does not disqualify it from consideration. The Centre if successful has the potential to affect the expansion of the tax base through the attraction of new businesses, as well as new knowledge based workers, and the overall growth of the University. There may be longer term awards as this industry sector encourages further private sector investment in the Sault and the City might see longer term benefits of businesses leasing or creating new space that would have a direct positive impact on City tax revenues.

The third criteria that the City EDF supports is economic diversification and new industry sectors whether it is through strategy, marketing, or project development. This project meets this criteria and it does support the Destiny Sault Ste. Marie's economic diversification strategy. It supports directly the Science and Technology and Post Secondary Education Strategy for Sault Ste. Marie. This project aligns with federal and provincial government efforts on innovation and it is the intent for the Centre to take advantage of several key government programs. Algoma University has also forged strategic partnerships with the Toronto Rehab Centre (a University of Toronto teaching hospital) which will provide the medical expertise for the development of these products and will have expertise on applications in the market place. They have confirmed their support in writing. Pseudo Interactive Inc. is a private video gaming technology firm that is partnering on this project and are providing invaluable knowledge input as well as providing the video game engine and licensing in order to provide the system for serious games products. Their letter of support is attached to the application. Finally, the Sault Ste. Marie Innovation Centre is playing a strategic role in developing this project and providing oversight to ensure success and they are providing in kind resources to support this initiative.

In the application, Algoma University has identified the strengths, weaknesses, opportunities, and threats for this project. They have profiled the market size for the one of their first products to be developed that will support stroke rehabilitation. It is a sizeable market and certainly if the product meets successful testing, it would probably receive endorsement from the Toronto Rehab Centre that could go a long way in supporting the distribution of that product for sale. There is lots of literature within the application on the video gaming market for consideration. It is relatively a new field for SSMEDC staff and in reviewing financial information there is not a lot of industry financial profiles that we can refer to do full due diligence on the financials. It is anticipated that this project will receive due diligence from the senior levels of government and it would be recommended that we recommend any financial contribution from the City is conditional upon approvals from the other funding institutions and successful execution of agreements between the partners.

The SSMEDC has an excellent working relationship with Algoma University and has confidence in the University managing this project with support from the SSMIC. There is a good management and oversight for this project and having the opportunity to meet with Dwayne Hammond and to review his credentials, he will be an invaluable asset not only to the University but for this project.

The applicant has identified appropriate time frames for reporting on the City EDF to the SSMEDC for an interim report and final reports to be submitted in February 2010 and August 2010, respectively. This will cover the time frame for when the funds from the City's EDF will be utilized. The SSMEDC does recommend that the Algoma Games for Health would provide annual reports or updates to the SSMEDC and City on their success in building out new jobs and industry sector diversification.

#### **Availability of City EDF**

SSMEDC and City of Finance Staff have reviewed the 2009 City EDF and have also identified unused funding from previous City EDFs. In the current 2009 City EDF, there is \$ 249,333 balance remaining and City Finance has identified City EDF amounts from previous years 2005, 6, 7, and 8, an amount of approximately \$ 248,000. The combined balance of the 2009 City EDF is \$ 497,333 prior to consideration of this application for \$50,000.

#### **CEO Recommendation**

This is a very exciting project that is certainly showcasing the next stages to Algoma University's quest to build out a Video Gaming Industry Sector in Sault Ste. Marie. It started as a concept in the 90s with BRIDGE; the University worked hard to develop the partnership with the University of Abertay Dundee, Scotland on a Master's program and its certification; the University established a very successful Video Games Conference and Competition that continues in Canada and the U.S. today; and with students (future employees) now in the Master's of Science in Computer Game Technology, the University is implementing its next step - the Algoma Games for Health Centre in Sault Ste. Marie.

It is the recommendation of the SSMEDC Board for City Council to approve the Algoma University application for \$50,000 from the City EDF for the development of the Game Prototype.

1. Whereas the SSMEDC commends Algoma University and its partners in having the vision and strategy to support a new economic sector for Sault Ste. Marie – Video Games Industry Sector and
2. Whereas the SSMEDC recognizes that the University has developed an innovative project – Algoma Games for Health building upon its competitive and emerging knowledge strengths in the area of computer game technology, and
3. Whereas Algoma University is raising \$1.6 million in start up capital to support the Algoma Games for Health Centre over five (5) years, and
4. Whereas Algoma University and its partner, the Toronto Institute of Rehabilitation require timely and critical financial assistance in developing a unique Speech Therapy Game Prototype that will innovate therapies to support stroke victims in their recovery, and
5. Therefore the SSMEDC recommends one time funding of \$50,000 from the City's Economic Development Fund to support the costs related to developing the Game Prototype; and
6. That Algoma University will provide the City with a working Game Prototype at its completion and will provide reports on the Algoma Games for Health Centre project in June and August of 2010, and an annual or update report thereafter.

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Martha Scott, Algoma University, and Bruce Strapp, CEO will be in attendance at the City Council meeting to speak briefly on this project and to address any questions pertaining to the AU EDF application. Celia Ross will be on vacation and won't be attending.



D. Bruce Strapp, CEO

Cc: SSMEDC Board of Directors  
Dr. Celia Ross, President, AU  
Dr. Martha Scott, Manager, Research and Partnerships, AU  
Dwayne Hammond, Adjunct Faculty, AU  
Tom Vair, President & CEO, SSMIC

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SAULT STE. MARIE ECONOMIC DEVELOPMENT CORPORATION

Board of Directors Meeting

Monday, July 6, 2009  
Russ Ramsay Board Room – Civic Centre  
11:30 am.

AGENDA ITEM 2.1

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Moved by: S. Myers

Seconded by: M. Bruno

Resolved to accept the CEO's Report dated 2009 06 26 on the Algoma Games for Health (AGH) Application to City's EDFund and approve the actions contained within the Report be recommended to City Council for consideration under the Economic Development Fund as outlined below:

1. Whereas the SSMEDC commends Algoma University and its partners in having the vision and strategy to support a new economic sector for Sault Ste. Marie – Video Games Industry Sector; and
2. Whereas the SSMEDC recognizes that the University has developed an innovative project – Algoma Games for Health building upon its competitive and emerging knowledge strengths in the area of computer game technology; and
3. Whereas Algoma University is raising \$1.6 million in start up capital to support the Algoma Games for Health Centre over five (5) years; and
4. Whereas Algoma University and its partner, the Toronto Institute of Rehabilitation require timely and critical financial assistance in developing a unique Speech Therapy Game Prototype that will innovate therapies to support stroke victims in their recovery; and
5. Therefore the SSMEDC recommends one time funding of \$50,000 from the City's Economic Development Fund to support the costs related to developing the Game Prototype; and
6. That Algoma University will provide the City with a working Game Prototype at its completion and will provide reports on the Algoma Games for Health Centre project in June and August of 2010, and an annual or update report thereafter.



July 10, 2009

Dr. Celia Ross, President  
Algoma University  
1520 Queen Street East  
Sault Ste. Marie, ON  
P6A 2G4

Dear Mayor Rowswell and Members of the City Council:

We are writing to request that the City of Sault Ste. Marie approve \$50,000.00 in funding for Algoma Games for Health (AGH), a research and development initiative of Algoma University. A motion to approve this funding was passed by the EDC board on June 6<sup>th</sup>, 2009. As you may be aware, Algoma Games for Health is a new video game development studio with a vision to create and market serious game products of benefit to the health care and rehabilitation medicine sectors. AGH has already negotiated an agreement with Toronto Rehabilitation Institute to create a speech therapy game to assist individuals who have suffered aphasia (speech impairment) as a result of stroke. The requested money will be used to acquire consultant expertise in game art/programming needed to complete the prototype on time and on budget, and to launch the studio. The studio is projected to grow to a mature size of 50 employees over a ten year period and will establish Sault Ste. Marie as the centre of excellence for serious game development in Canada.

AU deeply appreciates the strong support expressed by members of the EDC Board for this exciting project. Our application leverages recent successful funding acquired through the Knowledge Infrastructure Program and the NOHFC to support research and develop initiatives in the health and environmental sciences. As you are already aware, the University is thrilled to have received \$16M in federal and provincial funding to construct a BioSciences and Technology Convergence Centre. Planning for the Centre is well underway, and 1500 square feet of space have been specifically allocated to AGH for a game development studio that includes a game testing area for the disabled and workstations for programmers, game artists and technical development consultants. In addition, we have just received \$522,000.00 in funding from the NOHFC to support three senior management and development positions. The positions will provide project management, business administration, and grant writing expertise for AU's R and D initiatives, including Algoma Games for Health. This will greatly increase the University's capacity to provide support infrastructure for the studio. The above funding is already secured.

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Algoma University has committed \$340,132.00 as a cash contribution, over a two year period, to provide the salaries of Dwayne Hammond, studio producer and strategic adviser to the M.Sc. Program in CGT and one new programmer/coder. There is also a small travel budget and other in kind contributions. This is a significant institutional contribution, especially in light of the University's other long term financial obligations to the new building project.

Our funding request to the City of Sault Ste. Marie, in the amount of \$50,000.00, will be used to acquire short term consultant expertise to complete the speech therapy game prototype already in development, and meet a very time sensitive deadline with project partners at Toronto Rehabilitation Institute. It is critical for the reputation of the studio and the establishment of a viable gaming industry in Sault Ste. Marie, that we fulfill our commitment to Toronto Rehab as quickly as possible. The IP and signed agreements that will result from this project will pave the way to marketing games for stroke victims, as well as developing numerous spinoff products. Completing the prototype within a 12 - 18 month timeframe will also go a long way towards leveraging additional funding in the future.

We thank you very much for your consideration of this request and for your ongoing support of Algoma University.

Sincerely,

Dr. Celia Ross,

President, Algoma University

[president@algomau.ca](mailto:president@algomau.ca)

6(8)(b)

Algoma Games for Health

"An R and D initiative of Algoma University to create serious game products for the  
rehabilitation medicine sector"

Revised Application submitted to the Sault Ste. Marie Economic Development Corporation

June 29<sup>th</sup>, 2009

## 4.1 Applicant Information

### 4.1.1 Legal Name of Business/organization

Legal Name of Applicant	Algoma University (AU)
Operating Name	Algoma University (AU)
Address	1520 Queen Street East Sault Ste. Marie, ON P6A 2G4
Contact person	Arthur Perlini, Academic Dean and Associate Professor of Psychology
Telephone Number	(705) 949-2301 Ext. 4116
Type of Business (e.g. main product or service)	Not-For-Profit Education and Research – development of serious game products for the health sector

### 4.1.2 Names of Officers, Directors and Principals

1. Mayor/Chief/President, etc.	Dr. Celia Ross, President
2. Executive Director/CAO/Band Manager, etc	Dr. Celia Ross, President
3. Finance Officer/Claims Office, etc.	Dr. Celia Ross, President

### 4.1.3 History of Organization

In October of 1964, the Algoma College Association was incorporated by Letters of Patent of the Province of Ontario. One year later, Algoma University College was established as a non sectarian institution affiliated with Laurentian University. Following a period of growth and development in the liberal arts, social sciences, and business and computer science programs, Algoma reached a threshold in terms of leveraging opportunity and growing academic programs under the existing mentorship and affiliation agreements with Laurentian University.

Legislation creating Algoma University (AU), Ontario's nineteenth autonomous University, was passed on June 18, 2008. Research and development will play an increasingly important role as Algoma University seeks to fulfill its mission by offering an excellent education in liberal arts, sciences and professional programs. AU seeks to provide students with excellence-based training

in the sciences and liberal arts that will enable them to gain employment in a knowledge-based economy,

#### **4.1.4 Organization Mandate**

Algoma recently completed a five year Strategic Plan for Research to shape the transition to independent status and to implement a vision to build the R and D sector in Northern Ontario. The mandate for the strategic plan emphasizes adherence to provincial and federal strategic growth priorities related to environmental issues, health and medicine, technological advancements, digital interactive media, and “green” technologies.

#### **The major objectives of Algoma University College's Strategic Research Plan are to:**

- Strengthen academic programs through the encouragement of faculty and community-based research;
- Improve and increase research opportunities open to our undergraduate and future graduate students;
- Enrich the faculty experience through adjunct professorships, research clusters involving outside expertise and private sector involvement and policies designed to enable research activities and commercialize research outcomes;
- Contribute to the economic development of our region; and,
- Contribute to the restoration of self-determination, health, language and culture of First Nations communities and peoples.

Four institutional strategic research areas emerged in our Strategic Research Plan:

- Biological and Environmental Sciences;
- Information Technology including Computer Game Technology/Artificial Intelligence, Health Informatics and Geographic Information Services - GIS;
- Community Economic & Social Development; and,
- Indigenous Governance, Culture and Health

The cornerstone of AU's strategic plan for science-based programs is the development of a BioSciences and Technology ‘Convergence Centre’ to facilitate leading-edge innovation in life sciences, information technology, and computer - gaming and health sector research and to incubate community level business and development interests. The Centre is designed to build on strengths of the region, supporting innovation from concept (education and research) to application (policy, methodologies, and commercialization). The University has recently been awarded 16M in combined federal and provincial funding from the Knowledge Infrastructure Program – a project that will see completion of the Convergence Centre by March, 2011. The Algoma Games for Health video game development studio is an integral part of this new facility with approximately 1500 square feet allocated to computer gaming infrastructure for up to 24 developers, a game testing area for disabled clients and state of the art game design hard and soft infrastructure.

Information and Communications Technology has become seminal to the management of health and geographic systems. Cutting edge 'serious' games are being used today for urban planning, medicine, conflict resolution, emergency first response, education and defense. Algoma U will develop this cluster of research directions and priorities to leverage their multi-disciplinary and multi-professional assets and to build on their Masters of Science in Computer Game Technology, provided in conjunction with the University of Abertay, Dundee, Scotland.

In 2007, AU retained the services of Dwayne Hammond as Strategic Advisor to the Masters of Science in Computer Game Technology and studio manager for Algoma Games for Health, the focus of this funding application. Mr Hammond has extensive experience in the commercial video game development sector and has worked on several high profile projects in the entertainment industry. Mr. Hammond has worked extensively to cultivate private sector and other institutional partners for this project, as outlined in Section 4.1.6 of this application.

#### **4.1.5 Key Contacts for Initiative**

Mr. Dwayne Hammond  
Adjunct Faculty,  
Strategic Advisor, M.Sc. in CGT,  
Algoma University.  
[Dwayne.hammond@algomau.ca](mailto:Dwayne.hammond@algomau.ca)

Dr. Martha Scott,  
Manager, Research and Partnerships,  
Algoma University  
[Martha.scott@algomau.ca](mailto:Martha.scott@algomau.ca)

#### **4.1.6 Contributing Partners**

AGH has partnered with medical subject matter experts at Toronto Rehabilitation Institute and are working together to develop a prototype game to provide speech therapy to individuals who have experienced aphasia (speech impairment) as a result of stroke. This exciting project will lead to the development of a marketable serious game product with the potential to provide speech rehabilitation through the experience of interactive 'gameplay'. The project will be sold online and/or out of the box to a world wide market, where it is estimated that approximately 15 million individuals suffer a stroke annually. An additional private sector partner, Pseudo Interactive Inc. has provided a significant in kind contribution of a video game engine (valued at \$10 million) that can be used multiple times without license fees to provide code sequences for a number of serious game products.

AU has agreed to provide the salary and benefits for Dwayne Hammond, studio producer and technical lead, as well as the salary and benefits of one additional programmer to ensure start up personnel for the studio and expertise to work on the existing game prototype.

#### 4.1.7 References

Please refer to the attached letters of support from Toronto Rehab and Pseudo Interactive Inc.

### 4.2 Project Information

#### 4.2.1 Project Description

*Overall Project Vision:*

*The vision of Algoma Games for Health is to implement and grow a cutting edge video game development studio in Sault Ste. Marie to create and market products for the serious game industry. The studio will target games of benefit to the health care sector with an initial focus on speech rehabilitation for individuals who have suffered a stroke.*

*Focus of This Funding Application:*

*This funding request, in the amount of \$50,000.00, will enable AGH to retain specific consultant expertise in the area of game coding and game art that will be used to finish an existing speech therapy game prototype. Completion of a viable prototype on time and on budget will demonstrate the capacity and potential of the studio to world class partners, such as Toronto Rehab, and will facilitate signing of IP agreements with Toronto Rehab to allow marketing of the game products and creation of additional spinoff games from the prototype. Revenue generated from the prototype and its products will grow the studio and the video game industry in Sault Ste. Marie, thus establishing the Sault as a hub of serious gaming activity in Canada, and internationally.*

This emerging opportunity targets increasing global market share for serious games, the lack of an existing centre of excellence for serious game design in Canada, existing assets of AU, including the only Masters level degree program in Computer Game Technology in Canada and development of a vibrant partnership with medical subject matter experts at Toronto Rehab. The unprecedented interest in games with the potential to promote and encourage a healthy lifestyle, provide therapy, and/or to mitigate the economic and social impacts of chronic disease on an aging population, has fuelled the incorporation of AU's Algoma Games for Health.

**The Concept of Serious Games:**

The concept of serious games attracted attention in 2002, with the U.S. army's release of the video game "America's Army" ([www.americasarmy.com](http://www.americasarmy.com); Gudmundsen, 2006). As cited in the peer-reviewed article, "Serious Games—an overview" (Susi et al., 2007), in 2002, the Woodrow Wilson Center for International Scholars in Washington, D.C. founded the 'Serious Games Initiative' to undertake research into the nature and effectiveness of serious games. Since that time, the concept of serious games has become widespread and has expanded to include all games developed for purposes other than entertainment. Both 'game-based learning' (GBL) and digital game based learning (DGBL) are forms of serious games in that they deal with gaming applications that have defined learning outcomes and they improve training objectives through engagement, motivation, role playing and repeatability of outcomes. Recent Google searches on the term serious games yielded over 1 million hits. Serious games, designed to run on personal

computers or video game consoles, are used in numerous applications including training, advertising, corporate development, government, the military, environmental simulation, health care, and education. Common to all themed applications of serious games is the element of pedagogy (i.e. activities that impart knowledge or skills through education or instruction) in addition to elements of storyline, art and software that are common to all video game products. In the field of health care, the number of new applications is on the rise. Ben Sawyer, co-founder of the Serious Games Initiative, expects healthcare to be the application of serious games that will grow the most in the coming years ([www.sgseurope.com/health.php?langue=EN](http://www.sgseurope.com/health.php?langue=EN)). Examples of games shown to have a positive impact on physical or mental health include:

- Physical fitness—games such as *Dance Dance Revolution* (Maine Medical Centre, Portland, ME) and *Wii Fit* are examples of games developed for the entertainment sector that have proved effective as serious games as well;
- Self-directed health care applications: games such as *Hungry Red Planet*, funded by the National Institutes of Health in the US, to teach children about healthy eating and nutrition;
- Games to facilitate dealing with chronic disease such as diabetes, cancer, asthma and smoking. For example, the game *Nanoswarm: 'Invasion from Inner Space and Escape from Dian'*, was developed to reduce the incidence of childhood obesity, a risk factor for early onset of type 2 diabetes;
- Games designed to alleviate pain symptoms through provision of game-based distractions, or to lessen anxiety prior to surgery. (Michael and Chen, 2006; Cromley, 2006);
- Recovery and rehabilitation applications: this is the focus of Algoma Games for Health;
- Applications designed to diagnose and treat mental illness, including post traumatic stress disorder (example of game—*'Full Spectrum Warrior'*). One example of a game to improve the focus of children with ADHD is *S.M.A.R.T. brain games* ([www.braingames.com](http://www.braingames.com));

In 2008, the Robert Wood Johnson Foundation provided 2M US dollars in funding to 12 academic institutions to develop gaming applications for the health care sector. Examples of funded projects include the Mindless Eating Challenge (Cornell University, Department of Communication) a mobile phone game to teach younger adolescents about health eating through a reward-based system; the Breath Biofeedback Video game for children with cystic fibrosis (University of Vermont School of Medicine) and games to improve glycemic (blood sugar) control in diabetics (University of Washington School of Medicine, Seattle, WA).

#### Project Governance:

AGH will be structured as a not-for-profit institution affiliated with Algoma University in Sault Ste. Marie, Ontario. Day to day activities and selection of research and development projects will be overseen by a Board of Directors comprised of an industry expert in video game development, AU's Academic Dean, Dr. Arthur Perlini, one faculty member from the Department of Mathematics and Computer Science (to be confirmed), and two members at large that may serve on the Board on a rotating basis. Initially, one representative from the Master's in

Computer Science (CGT) and one representative with medical expertise from Toronto Rehab will be invited to serve on the Board. In the future, Digital Infusion, Inc. (DII - name subject to search at time of incorporation), a for-profit spinoff company, will be responsible for marketing online and out of the box versions of games developed through the AGH game development studio. DII will have a separate Board of Directors. The Board of Directors will be accountable to a range of professional, governmental and community level stakeholders that may include Children's Rehabilitation Centre Algoma, the Algoma Health Unit, the Heart and Stroke Foundation, the Group Health Centre, and the Canadian Hearing Society, among others.

#### 4.2.2 Objectives

Objective 1:

*'Position Sault Ste. Marie as a world-wide hub for research and commercialization activities in games for health and capture a significant global market share in this industry'*

Sault Ste. Marie is uniquely positioned to assume a leadership role in the serious games industry as a result of strategic planning undertaken by Algoma University in 2007/2008. The University entered into a partnership with the University of Abertay, Dundee, Scotland to offer the only Master's level Computer Science degree in Computer Game Technology in Canada. In 2007, AU retained Dwayne Hammond, an experienced game producer and developer, to provide strategic oversight for the advanced degree initiative, and to forge partnerships with community, private and public sector organizations for the purposes of designing and marketing state of the art serious game products through the creation of Algoma Games for Health (AGH). AGH, located in Sault Ste. Marie, has successfully combined academic and industry level expertise to bring the utmost in competitive advantage to the project.

Objective 2:

*'Provide practical, innovative gaming solutions for individuals who experience barriers to health, rehabilitation and/or quality of life as a result of chronic disease, disability or age'*

Loss of speech and communication impairment as a result of stroke, injury or neurological disease is a significant disability that affects both young and aging sectors of the population. Each year, approximately 140,000 Canadians and 15M individuals worldwide suffer some form of permanent or temporary disability as a result of stroke. One third of individuals who suffer a stroke also experience temporary and potentially long term speech impairment or "aphasia".

Objective 3:

*'Stimulate and expand the undergraduate and graduate level training opportunities at Algoma University in the field of video game technology and provide a mechanism to attract and retain locally grown highly qualified professionals within a Northern Ontario-based industry'*

Currently, students enrolled in the Masters in Computer Game Technology degree program will graduate and leave Northern Ontario to seek employment in game development studios in other major centers such as Montreal, Toronto and/or Vancouver. After investing significant resources in training this pool of experts, it is essential to the economic health of Sault Ste. Marie and

Northern Ontario as a whole to provide a vehicle to retain this talent in the north and to grow an industry locally. Many of the students have expressed interest in remaining in Northern Ontario after graduation, but currently there is no opportunity to realize this goal. The Masters program will experience an enhanced potential to attract students if realistic employment opportunities are presented. At the same time, a local community college is embarking on a game-based initiative and is in the process of designing courses in Game Art, an essential technical service required by any gaming studio to create a unique look and feel for their product. AGH is poised to take advantage of the opportunities provided by existing infrastructure at AU to create a viable, economically competitive industry that fits into the expressed provincial strategy to grow the digital media sector. The initiative also addresses the mandate of the Northern Development and Mines Growth Plan for Northern Ontario, currently under development (draft to be released, 2009).

*Objective 4:*

*'Provide grass roots opportunities to engage in the video game industry and encourage development of community-level, private and public sector partnerships to strengthen the gaming research and development hub in Sault Ste. Marie, Ontario'*

A number of community and public sector events have been initiated and/or hosted by AU, through the efforts of Dwayne Hammond and Associate Professor Jay Rabovich, to grow the reputation of the region as a hub for video game activity in Canada. This year, a special session of the AU initiative, Future Play, partnered with the Game Developers Conference® Canada (GDC Canada) 2009 to bring a series of influential speakers, panels and sessions to foster thought-provoking and industry changing ideas. 'The conference objective is to provide an atmosphere for discussion and networking between researchers, educators, industry-professionals, and students to advance the game industry by focusing on three main themes: Future Game **Development**, Future Game **Impacts and Applications** and Future Game **Talent**'. AU is proud to be associated with Futureplay. A second initiative, 'Protolaunch', will be hosted locally in Sault Ste. Marie in 2009 (Trillium Foundation funding now announced), and will provide opportunity for regional youth, including First Nations, to participate in a video game development competition. Both Futureplay and Protolaunch will raise the profile of gaming in Northern Ontario and attract attention to the Master's program and to AGH.

*Objective 5:*

*'Develop a template for inter-professional and multidisciplinary R and D that leverages the complementary strengths and expertise of health care/medical specialists and video game development specialists who share a conviction in the potential of serious games to improve health care and reduce economic burden on the health care system'*

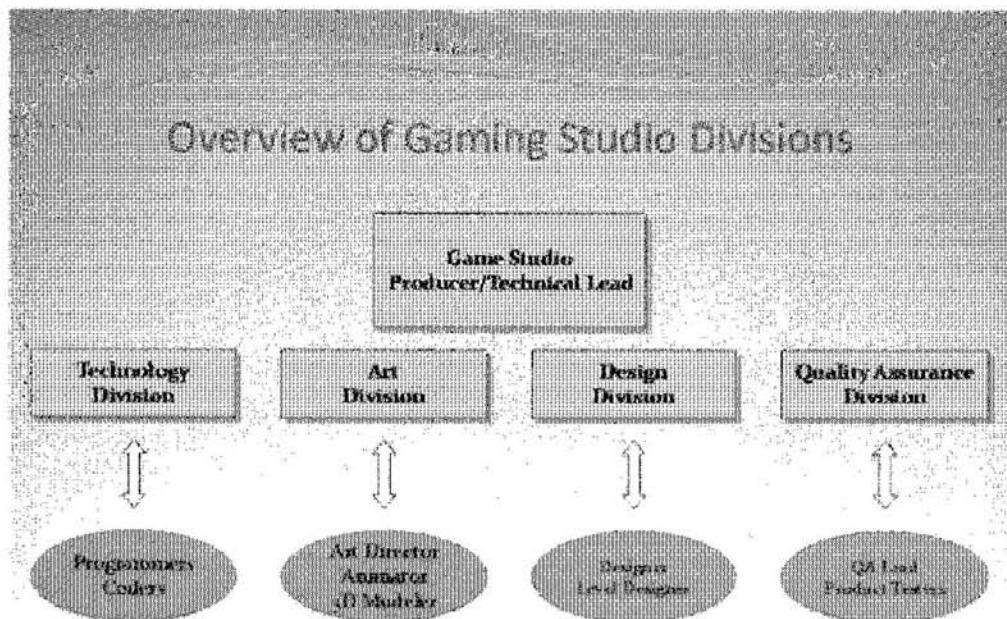
Development of the serious games industry is unique in that it requires combined effort on the part of multi-professional/multidisciplinary collaborators in order to drive the development of product. Video game expertise is critical to the development of high quality and visually engaging interactive game products with clear objectives and incorporation of "fun" based learning features. However, without competent and cutting edge medical research and trained medical professionals to provide the therapy component for the story and learning outcomes, the

games will not realize objectives of rehabilitation and will fail to benefit the end users. Algoma Games for Health is fortunate to have developed the basis for collaboration between gaming industry experts, with advanced skills of programming, art direction and technical production, with the medical expertise of Toronto Rehab. The reputation and contribution of this organization will greatly enhance the success of the gaming studio.

#### Objective 6:

*'Take advantage of a time sensitive opportunity to gain competitive advantage in a growing sector of the video game industry'*

Currently, there is significant effort on the part of existing studios to raise the global profile of serious gaming. In the US and the UK, conferences, research consortia and programs have been implemented to specifically promote serious game development and undertake the research needed to demonstrate the efficacy of game products. The Serious Game Initiative (SGI) has instituted an annual 'Games for Health' Conference, to be held this year for the fifth time, in Boston, Massachusetts. Attendance has grown steadily at the conference, whose expressed mandate is to "develop a community and best practices platform for the numerous games being built for health care applications." The project brings together researchers, game developers and medical professionals who share a vision to create games of benefit to the health sector. Algoma Games for Health is poised to take advantage of the growing momentum surrounding serious games, anticipated to be a 1—10 billion dollar industry in the U.S. alone, by 2011. However, this opportunity is time sensitive, given the competitive field of players and the infusion of capital into the industry worldwide. Canada needs to move quickly to gain a share of the global market in games targeted to the health sector and education and to convert the resources already in place in Sault Ste. Marie into a viable and innovative industry with the potential to provide economic stimulus at regional, provincial and national scales.



Video game development studios require technical expertise in four basic divisions, as shown in Figure 1, above. Dwayne Hammond will serve as the Game Studio producer/technical lead, based on his past professional experience, and will be responsible for oversight of the technology, art and design divisions. Currently, senior Master's level students from the Game Technology program are assisting with prototype coding and design tasks.

In order to expedite the game development process, AU has made a significant cash contribution to continue Mr. Hammond's salary and benefits once existing NOHFC funding for his position expires in the fall of 2009. The University has also committed funding for a junior - level programmer to work exclusively on the stroke therapy game prototype. However, additional consultant expertise in the areas of game coding and game art is needed to complete development of the existing prototype as quickly as possible and demonstrate the capacity of the studio to project partners. The expertise of these individuals will be such that they have the potential to move into lead or senior level positions as the studio grows. Ultimately, salaries of full time studio developers will be supported by AGH revenues once the studio achieves fiscal sustainability, by Year 3 – 5 of operation.

#### **Overview of Key Personnel in a Typical Game Studio:**

##### **Studio Manager/Technical Director:**

The studio manager implements and oversees the growth of a serious game studio in Sault Ste. Marie Ontario and ensures a smooth ramp up, based on an existing business plan. The position also involves management of the gaming team to achieve the goal of delivering quality product on time and on budget. The game studio manager promotes the vision and mission of the company through retention of superior game development talent and implementation of management policies that result in competitive, marketable product for health care/rehabilitation medicine clients.

During the preproduction period, this individual will design and implement a plan that outlines tasks and timelines and estimates the manpower required to develop a particular serious game application. This individual will evaluate and manage expectations for the Game prototype, and will build and properly equip the development team with the most current hardware and software infrastructure. The studio manager/technical director also reviews, sources and acquires the technology and tools needed to implement the game and ensures that the studio's unique brand and reputation are realized in the gaming product. This position is also responsible for ensuring that technical processes and issues are understood by and explained to all members of the team and its consultant partners, including health care providers and medical technology experts, in order to maximize workplace efficiency, ensure high quality product and guarantee customer/end user satisfaction. Decisions regarding retained versus expendable game features also fall within the responsibility of the technical director. During ramp up, Dwayne Hammond will fulfill the dual role of studio manager and technical director.

Mr. Hammond's responsibility as Studio Manager will be greatly assisted by the expertise of project management staff, including a business manager, grant writer and R and D development manager. Funding for these new positions was recently acquired by the University through

SSMIC's successful application to NOHFC for positions to grow the Convergence Centre in Sault Ste. Marie. These positions will enable Mr. Hammond to focus on the game development process and completion of the prototype. Funding from NOHFC will enhance the studio's chances of success and will position AGH to leverage upcoming federal and provincial funding opportunities.

#### **Game Programmer:**

The Game programmer will be responsible for programming all aspects of the game and will be proficient at working with code based on the game engine. This individual will create and implement content in all areas of the project, including the full range of levels/environments, character behaviors and processes that drive how the game plays. Under the direction of the technical director and in collaboration with the game artists and other technical leads, the programmer will undertake tasks in a variety of areas over the life of the development cycle. This individual's high standard of expertise is fundamental to the success of the project, and, ideally, the successful candidate will have experience working on three or more shipped products. A Bachelor's or Master's degree in Computer Science, with training in C++ and other programming languages is essential to the role, along with a strong grasp of 2D and 3D math and physics. Graduates of AU's M.Sc. in CGT would be highly qualified to provide this level of consultant expertise.

#### **Game Artist:**

This individual is responsible for the way the game looks and 'feels'. The artist is involved with all aspects of the appearance of the game, including development of game environments/levels within guidelines of the target platform, as developed by the technical lead, lead artist and the game producer. Working within a team environment, the game artist will create, model, texture, light and polish all aspects of the game assets to ensure that both the prototype and the final shipped product conform to the project concept design and game play. Knowledge of a broad range of platforms and styles, including both 2D and 3D mediums is essential for this position. Participation in team meetings and flexibility with respect to feedback/review processes are essential to ensure that the game art enhances the overall production. Consultant expertise to develop game art components of the speech therapy prototype will be obtained using a competitive bidding/hiring process.

#### **Level Designer:**

The level designer works collaboratively with the studio team to translate game concepts into playable levels that enhance the serious game objectives. In the case of the speech therapy prototype currently under development, the level designer would create play levels of increasing complexity to facilitate vocalization of sounds, words, sentences and paragraphs and implement a defined level reward system to build and reinforce correct and coherent speech patterns. Regardless of game concept, the level designer works closely with 2D and/or 3D artists, game coders/programmers and technical leads to create the look and feel of the game levels. The level designer is also responsible for scripting dialogue and in-game events. Setting up and populating game levels and producing documentation that details level design in the game are also

undertaken by the level designer. Although a level designer is not essential to development of the initial prototype, AU is seeking funding for a consultant programmer with level design expertise through other applications – i.e. the Community Adjustment Fund competition.

#### **Quality Assurance Lead and Product Testers:**

The role of the quality assurance lead is to test software for playability (usability), reliability, consistency and absence of program bugs and defects. This individual must also possess excellent written and oral communication skills to document bugs and recommendations found during the testing process. Game play experience with console systems and PC's as well as hands on network experience would be an advantage. The overall objective of the position is to ensure player satisfaction and to limit negative feedback/economic consequences related to the game product once it is released to market. Although feedback concerning the efficacy of a serious game to improve health outcomes is a vital part of the medical consultation and testing process, the primary role of the QA/product tester is limited to technical features of the game that relate to design, programming and level production— i.e. the technical aspects of the game that can be corrected by the video game studio team. During AGH ramp-up, one individual will be retained by Year 2 to undertake tasks of a quality assurance lead. Game testers (possibly Masters level students) will be used on a part time basis just prior to release of the game product to market. There is a testing facility built into the design for the future AGH studio in the Convergence Centre.

#### **Key Personnel Development and Recruitment Strategy:**

The presence of the Masters degree in Computer Game Technology at AU will significantly enhance the ability of the studio to access and retain consultant expertise required for this project. Since all members of a video game development studio have a high level of expertise (and remuneration), the success of the studio is strongly dependent on the quality of the development team. The team's credentials represent any video game studio's strongest asset and qualities of integration, dedication to the project mission and team member job satisfaction are fundamental to establishing the studio's reputation and ensuring that the AGH model is supported by both private sector partners and medical experts.

#### **Overview of Initial Project:**

##### **A: Prototype of a Speech Therapy Game for Stroke Rehabilitation:**

This project was selected as a starting point for an ongoing collaboration between Toronto Rehab and Algoma University. The relationship between these two institutions has been documented in a Memorandum of Agreement. The project involves development of a video game prototype to assist patients who experience speech and communication difficulties post stroke. Dr. Elizabeth Rochon, senior scientist at Toronto Rehab and associate professor in the Department of Speech-Language Pathology at the University of Toronto, has developed a “naming therapy” card game to improve speech memory, language recovery and articulation/vocalization processes in stroke patients. Using an existing game concept and a computer word-building program, Algoma

Games for Health is developing a digital version of the game that builds on video game principles of interactivity, immersion, rewards for user accomplishment and fun-based learning to create a prototype product. AU's contribution will result in a marketable product that can improve the accessibility and duration of post-stroke speech therapy within the patient's home and/or in a variety of professional health care settings. The speech therapy video game will form the basis of initial market ready product for AGH. Spinoffs from this game potentially include products to benefit ESL learners, and pre-school aged children mastering language skills for the first time.

#### **4.2.3 Performance Targets**

The success of this initiative will be measured in a number of ways, including:

- Retention of consultant expertise in the area of game coding and game art within Year 1 of the project;
- Completion of a prototype video game to assist with speech therapy of individuals who have suffered aphasia a result of stroke (in partnership with Toronto Rehab);
- Refinement and production of the abovementioned prototype into a marketable game product (Year 3 of operation);
- Launch of at least one game product for online distribution by the end of Year 3 of the project; and,
- Achievement of break even status for the studio by Year 4 of the project.

#### **Tools to Measure Success and Monitor Feedback:**

The following tools will be used to ensure that the project remains focused and delivers on performance targets of the business plan:

- Evaluation of game product efficacy through clinical trials (if deemed necessary) administered by medical consultants at Toronto Rehab;
- Development of a Website blog to encourage participation of user groups, health care providers and the world-wide rehabilitation therapy community;
- Ongoing analysis of market research and tracking of global sales of serious game spinoff products (for the health care, education and language training markets) on an ongoing basis post ramp up;
- Use of surveys to address usability and effectiveness of game products post release; and,
- Tracking and implementation of feedback from quality assurance personnel and testers employed to test game features and debug all aspects of game performance.

In addition to the above strategies, regular feedback and review provided by the Board of Directors of the corporation will ensure that the project remains focused and on budget. The

implementation of the following knowledge transfer strategy is also integral to the success of the marketing strategy described in Section 4.2.5 of this application.

### **Knowledge Transfer Strategy:**

The following tools will be used to promote the studio and advertise products and services:

- Development of Northern Ontario regional game competitions such as 'Protolaunch';
- Hosting and ongoing development of Future Play, a annual game development conference initiative of AU;
- Attendance at and submission of papers/abstracts to serious gaming conferences and peer reviewed journals targeted to enhance international opportunities and profile of AGH;
- Development of an interactive website and online product store;
- Implementation of advertising tools targeted to chronic disease help groups—discussion groups, blogs;
- Use of social media where possible;
- Expansion of game design course offerings to the undergraduate level Computer Science Degree at AU to stimulate interest in video game studios as a career path;
- Ongoing promotion of the M.Sc. degree program in Computer Game Technology (note that the program is now near capacity for the upcoming academic year) ;
- Cultivation of research links and potential partnerships with community based rehabilitation organizations in the Algoma Region and with the Robert Wood Johnson Foundation (U.S.) - an American organization that funds and promotes serious games within the university system;
- Development of a joint research initiative with at least one international collaborator by Year 5 of the project.

#### **4.2.4 Impacts and Limitations of Project**

This section of the application will present an overview of market research, establish a need for therapy game products, discuss potential competition and review strengths and weaknesses of the project that have been addressed in the business plan.

#### **Analysis of the Video Game Sector—Games for Entertainment:**

New NPD data, released in January 2009, indicate that the Canadian video games market saw a record \$2.09 billion in revenues in 2008, with year over year growth of 23% for combined hardware, software and accessory sales. In keeping with global trends, Wii dominated the market in computer console products, with 44.1% of the sales, followed by the Xbox with 25.5%

and Playstation3 with 21.7%. Top-selling games included Rock Band (MTV games), Rockstar's Grand Theft Auto IV and Wii Fit. Interestingly, Wii Fit has crossed a significant boundary and is now regarded as both entertainment and as a serious game product. Numerous studies are currently being undertaken to document the health benefits of Wii game products, especially to maintain physical fitness amongst North America's aging population. Similarly, in Australia, the games market realized a 47% growth in 2008, with the industry's value rising to 1.96 billion. Software sales alone rose by 57%, according to data from independent research groups such as GfK Retail and Technology Australia (figures released by the Interactive Entertainment Association of Australia). Family based games increased most in sales with a 137% sales growth over 2007. In the U.S., according to data from market researcher NPD Group, Americans bought \$21.33 billion worth of video game products in 2008. December marked the first time that the gaming industry's revenue topped \$5 billion in a single month. Wii produces 2.4 million consoles each month worldwide, and has increased production several times to keep up with demand. Wii Fit, along with the console, is frequently sold out at retail sales outlets.

#### **Contribution of Serious Games to the Industry:**

As a result of the relatively recent introduction of serious games into the video game market, there is little data or specialized, credible, market research to inform the development of the business plan. To address this situation, companies such as Digital 2.0, associated with Coventry University in the UK, are currently undertaking a global mapping of serious game products and their use. Although the report, (not yet released), will focus primarily on the serious game industry in the U.K., there will be some information on a global scale. Digital 2.0 points out that this type of market information is needed to expedite the growth of the industry. Forrester Research released a market survey undertaken in the U.S. (August 2008) entitled "It's Time to take Games Seriously" (appended to this application). Forrester predicts that there will be significant increase in global market share for serious games as a result of technology populism, the greening of IT and the emergence of "millenials" born between 1980 and 2000, who buy into the concept of learning through the gaming environment.

AGH, through its association with an academic institution, will be uniquely positioned to undertake ongoing market research designed to address these questions and improve market knowledge in the future.

#### **Overview of Competition:**

Currently there are few to no competitive game products on the market that specifically target speech therapy, stroke rehabilitation and/or improvement of oral communication skills.

Most existing products are inexpensively produced, single level games created for a 2D environment that lack the look and feel of successful entertainment-based games, such as those created for Xbox 360 and Play Station 3. Limited character development and flexibility restrict end user engagement with the product; thus, the game is less likely to achieve successful outcomes.

Although there are some speech therapy software products available, (e.g. products produced by Parrot Software), these products are not game-based and do not deliver on key advantages of a

gaming environment such as interactivity, fun-based learning, realistic/immersive simulation of real world environments and enhanced learning through level-based reward systems.

### **SWOT Analysis:**

#### **Strengths:**

- Existing hard and soft infrastructure for game development at AU including industry standard software and computer lab facilities;
- Existing human resources to drive creative and administrative aspects of the project and provide video studio team leadership – i.e. Dwayne Hammond and project management personnel to be retained through recent NOHFC funding;
- Access to unlimited use of a valuable game engine (\$10Million +) that will enable more rapid and efficient coding to potentially accelerate development of new game products;
- Vibrant gaming industry in Canada and escalation of dollar value/financial forecasting for serious game development sector;
- International target market with numerous potential clients, based on health care statistics (including high global incidence/prevalence of stroke/chronic disease conditions resulting in disability); and,
- Demographics of an aging population that will create demand for innovative rehabilitation technologies in the future that can be implemented in a variety of living/care environments.

#### **Weaknesses:**

- The video game industry is very competitive and the opportunity to capitalize on existing niche strengths in Northern Ontario is time sensitive. Rapid implementation of the studio and development of a technically excellent, marketable game within a two - three year time frame are essential to establishment of reputation for the studio and the ability of AGH to maximize opportunity with Toronto Rehab;
- Requirement for additional testing of efficacy of serious game products through ongoing research. Games that provide therapy and therefore may require clinical trials will be time consuming and more costly to produce. The partnership with Toronto Rehab will expedite and facilitate this process, leaving AGH free to concentrate on technical issues.

#### **Opportunities:**

- Partnership with Toronto Rehab and other community based rehabilitation organizations has the potential to create numerous present and future projects for a video game studio—this organization has access to significant financial and human resources in the field of rehabilitation therapy and is supported by a large multi-million dollar funding base;
- Graduates of the M.Sc. Degree in CGT will provide an ongoing and local pool of highly

qualified talent to fill positions in the mature studio;

#### **Threats:**

- The video game sector is relatively resilient to the recent economic downturn. In fact, North American sales of video game products during the last financial quarter (including December 2008) were higher than in previous quarters of the fiscal year. The cost per unit game is substantially less than a single attendance at a traditional entertainment sector event (i.e. a movie or concert). That being said, funding agencies are experiencing a downsizing of capital and fewer competitions exist to assist in ramp up of new enterprises. Funding for digital media is limited in Canada and additional effort is required to make the business case for serious versus entertainment based game studios;
- The challenge for AGH will be to obtain sufficient funding for a studio of appropriate size to produce competitive product within the identified window of opportunity.

#### **Establishment of Need for Rehabilitation Therapy Products:**

- Based on statistics published by the Canadian Heart and Stroke Association, stroke is the third leading cause of death in Canada. Annually, more than 140,000 Canadians die from stroke (7% of annual deaths), with more fatalities amongst women compared to men;
- About 300,000 Canadians are currently living with disabilities as a result of stroke episodes;
- Of every 100 people who have a stroke, 25 recover with a minor impairment or disability, 40 are left with a moderate to severe impairment and 10 are so disabled that they require long-term care;
- 80% of Canadians have at least one of the risk factors for heart and/or cerebrovascular disease: daily smoking, physical inactivity, being overweight, self-reported high blood pressure, or diabetes;
- In the United States, as of 1999, approximately 1.1M Americans reported experiencing difficulties as a result of a stroke. There are currently about 4.7 million stroke survivors living the United States;
- According to the World Health Organization, 15 million individuals suffer stroke worldwide each year. Of these, 5 million are permanently disabled. Europe averages approximately 650,000 stroke deaths each year. Approximately one third of the disabled experience communication impairment and require both intensive, short and long - term rehabilitation of speech capacity;

#### **Target Market Identification:**

Games for health, and the speech therapy game in particular, have the potential to address rehabilitation needs of a variety of sectors of the population. Spinoff games derived from the original prototype are also feasible and will address needs/demand of the following target market:

- Patients experiencing post stroke communication difficulties as a result of aphasia (there are three types/causes of speech impairment);
- Patients suffering from brain injury or brain tumor with loss of speech function;
- Alzheimer patients who wish to practice verbalization skills and retain memory function;
- Patients/children suffering from autism who require specialized technologies to improve oral communication skills;
- Hard of hearing individuals who wish to practice vocalization of sounds and intonation/inflection;
- Learners of English as a second language;
- Health care providers and professionals including clinicians, speech and language pathologists and occupational therapists who provide services to those who experience communication disabilities;
- Students at an elementary and pre-school level who are seeking to improve the complexity and consistency of their oral communication skills.

#### **4.2.5 Methodology and Timing**

Milestones (in order of execution)	Timeline
Business Plan Preparation	February, 2009
Presentation of business plan to potential project funders	March, April 2009
Finalization of IP and Commercialization Agreements with Loreand Rehab	June - July, 2009
Recruitment of Consultant Expertise (based on secured funding)	August, 2009
Development of Prototype Speech Therapy Game	Ongoing - March 2010 completion
Creation and Implementation of AGH website	October, 2009
Interim Report to Funding Agencies including EDC	February 2010
Recruitment of Year 2 expertise	June, 2010

Development of Marketable Product—Year 2	April 2010— April 2011
Final Report to EDC	August 2010
Development of Online Sales & Marketing Tools/Website	May 2011—
Product Launch	October 2011 Product Launch November 2011
Development of Additional Game Products based on Prototype	November 2010— December 2011
Recruitment and Hiring of Additional Studio Personnel	April—2012

#### Location of Studio:

#### Timing: Location and studio facilities already in place

During Year 1 of operations, the video game studio will be co-located within existing computer lab facilities shared with the Masters in Computer Game Technology at Algoma University. Dwayne Hammond, as Studio Producer and Technical Director, will continue to utilize his existing office space in the Sault Ste. Marie Innovation Centre. Additional programmers and the game artist can work on the prototype in the Computer lab facilities in Years 1 and 2. The studio will relocate to the Convergence Centre at the end of March, 2011.

#### Retention of Start up Personnel:

Highly qualified personnel are fundamental to the success of any game development studio and are the primary asset of the business. AU is fortunate to have two experienced game developers associated with the prototype project.

#### Dwayne Hammond, Adjunct Faculty (AU) and Strategic Advisor to the M.Sc. in CGT degree program:

Dwayne Hammond has significant experience in team-based game development, prototype development, level design and game production with three Canadian video game companies. From 2005—2006, he was senior game designer and producer with Gameloft (Montreal, Quebec) where he designed the award-winning Derek Jeter 3D Baseball, 2005. As level designer with Rockstar Games (Toronto, Ontario), Dwayne developed environmental concepts and geometry for the PS2 title, “The Warriors” using 3ds Max. Prior to coming to AU as an adjunct professor and strategic advisor to the Computer Game Technology degree, Dwayne worked as a game designer at Pseudo Interactive (2006/2007, Toronto, Ontario), where he contributed, as part of the development team, to PS3’s launch title, “Full Auto 2”. Dwayne has extensive experience in all phases of game production and design, including pitching of

prototype games to game publishers and mentoring/managing the various technical divisions that collaborate to produce a game.

**Tommy Brett, Coordinator of the MSc in Computer Game Technology (AU and University of Abertay, Dundee, Scotland):**

Mr. Brett, who is currently coordinating the Masters in Computer Game Technology degree at AU, was educated in Scotland at the University of Abertay, Dundee. He specializes in console game development, graphics programming, artificial intelligence for computer game development, sound and acoustic engineering for gaming, and audio production methods. His expertise in audio engineering is invaluable in creating a prototype game for speech therapy. Mr. Brett is part of the development team for Algoma Games for Health, in addition to providing academic assistance and course material development expertise for the MSc degree. Tommy has extensive experience with a number of industry standard, software applications including MS Visual Studio, Sony Soundforge, Steinberg Cubase SX, Adobe Flash professional and Adobe Flex Builder 3.

**Product Development Process:**

Tasks and milestones to develop a typical serious game prototype, followed by an initial polished product for market, are as follows:

1. Establish clear gaming objectives, learning outcomes and the game play approach in collaboration with medical/rehabilitation experts to ensure that the product will address needs of the end user. **(this task has already been completed);**
2. The Studio Producer/technical director meets with the technical production team to agree on game concepts and establish the workflow of the project;
3. Each developer completes tasks to produce a working prototype model that is further refined through additional of level design and artistic elements to achieve the target look and feel of the game. **(this task is already ongoing and will be enhanced by retention of additional consultant expertise);**
4. The prototype game is evaluated by the Quality Assurance Lead and game testers to ensure that the product is bug free, consistent and playable. Game documentation is developed so that the game can be tested by medical consultants and end users/patients;
5. The game product is evaluated by the medical team to ensure that identified rehabilitation objectives;
6. The game is refined and edited by the technical team to address any issues identified by the medical team;
7. The game is made production ready and the advertising and marketing strategy is implemented to sell the product and generate revenues; and,
8. Regular updates and revisions to the game product are implemented as a result of provider/patient feedback (marketing surveys).

## Branding and Advertising Tools:

Development of an interactive website that is accessible to a disabled population and their support infrastructure (family, friends, volunteer organizations, health care providers) is essential to marketing of online product. It is also essential that the 'per unit' cost of games for rehabilitation/therapy applications be low enough to permit purchase by the target market. Issues of cost, computer literacy and access to computer infrastructure must be addressed by the marketing strategy.

## Sales Strategy:

The commercialization strategy will include the following:

- Direct sales to customers using the AGH website. A range of speech therapy game products will be available for download with upgrades available at minimal or no extra charge. Estimated cost per unit will not exceed \$32.00 CDN;
- Direct access to customers over the Toronto Rehab website, and their affiliated research organizations;
- Direct sales to providers of health care insurance, who may offer these games free of charge to clients at high risk of cardiovascular disease/stroke;
- Direct sales to clients accessed through the distribution channel of health insurance providers;
- Direct sales to rehabilitation agencies worldwide—these organizations will pay full price for the product license with game costs ranging between \$200 and \$400 CDN per license. Health care providers may redistribute games free of charge to patients with limited economic resources;
- Sales to educational institutions where rehabilitation professionals are trained;
- Development of partnerships with Apple to sell games for health on iTunes—this strategy has been used successfully to market video game products in the entertainment industry;
- Direct sales to long term care facilities, speech pathologists and their organizations, occupational therapists, school boards and other providers of services to mitigate impacts of communication related disabilities.

### **4.3 Costs and Financing**

#### **4.3.1 Detailed Project costs**

**See attached budget and financial statements, including sales forecasting**

#### **4.3.2 Financing arrangements and Funding Partners**

The objective of the funding strategy is to achieve sustainability (break even status) through sale of online spinoff products, marketed by AGH and/or Digital Infusion, Inc. The time frame to

achieve break even status is expected to be four to five years post ramp up.

- Ongoing funding for Research and Development projects and prototype development will be provided by CIHR, NSERC, NSERC strategic grants, Digital media competitions (e.g. Ontario Media Development Corporation – Creative Cluster Partnership), CFI, and OMRI many of whom have identified video gaming and digital media as strategic growth areas;
- Funding for consultant expertise to finish the game prototype and launch the studio will be provided through an application to the City's Economic Development Fund. This contract will be advertised by Algoma University;
- The Studio producer and game programmer salaries and benefits will be financed by AU. In addition three Computer Sciences Department faculty members will provide input into the project;
- Funding for Project Management has already been secured from NOHFC - \$522,000.00 for three positions, commencing in 2009, to manage projects, develop partnerships in the R and D sector (including AGH) and provide business administration oversight;
- A funding request is in process to the CAF fund to obtain additional studio resources and capital infrastructure (at the request of FedNOR);
- By Year 3, it is expected that revenue will be generated through the sale of online game products. These funds will provide ongoing cash flow to support personnel, grow the studio and develop new game products for the health care sector;
- It is feasible that periodic fee for service arrangements and subcontracts with larger studios in the entertainment sector can be solicited to "pay the bills", although this is not the primary focus of the studio;
- By Years 4 - 5, capital to offset salaries of permanent studio employees and other studio costs (infrastructure, overhead, software licenses) will be generated through online sale of serious video game products and the studio will achieve break even status; and,
- By Year 10, the revenue generated will cover costs to operate the video game studio at an approximate size of 40—50 paid positions. There will also be significant spinoff activity in Sault Ste. Marie, with the creation of additional studios, post production companies and marketing companies.

#### **4.3.3 In-Kind Contributions**

**Private Sector Partner, Pseudo Interactive Inc, provides unlimited Use of Video Game Engine:**

Pseudo-Interactive, Inc., a private sector contributor to this project, has supplied a cost-free license for a game engine to Algoma Games for Health. Based on information provided in a

letter of support from Richard Hilmer, previous president of Pseudo-Interactive, Inc., this engine has had approximately \$10M invested in its creation. The initial licensing fee, valued at \$150,000.00 per title has been waived, thus allowing Algoma Games for Health to use the license free of charge. Portions of code from the engine can be extracted for use in new games, thereby reducing game production costs and accelerating the time needed to create new game products. This is a significant asset to the studio and constitutes a major in kind contribution to the project. The engine has been valued at \$600,000.00 over a three year period. There is unlimited potential to continue to use the engine as the studio grows and matures.

Existing computer hardware and software are currently available, as an in kind contribution of AU, to create the prototype game for stroke rehabilitation.

During the first year of studio operation (prior to construction of Convergence Centre), Algoma University will continue to absorb studio overhead and operating costs including costs associated with use of physical space, access to computer workstations and existing commercial software licenses, and other fixed costs associated with operating the studio within the existing computer labs at AU. Operating costs will form part of the in kind contribution of AU to the project.

#### **4.3.4 Balance, Financial Statements and Cash Flow Projections**

Extrapolating stroke and disability incidence/prevalence data to the world wide situation, it is reasonable to assume that 3.75M of those who experience stroke globally are left with a mild disability. Six million (6M) individuals would be left with moderate to severe disability. Both of these groups would require ongoing rehabilitation to regain quality of life and improve function to pre-stroke levels.

To project the global market demand for a video game product designed to improve speech and communication skills, we then apply statistics from the medical literature on the prevalence of aphasia and other speech related disorders that commonly occur post stroke to the 9.75 million individuals (see above) who have experienced longer term disability as a result of a stroke event each year. Language impairment or aphasia occurs in more than one third of people who suffer a stroke on the left side of their brain. This translates into just over 3.2M individuals who would derive benefit from the game product being developed by AGH. This 3.2M figure represents the calculated target market for online sales, based on stroke aphasia statistics alone (i.e. not including end users with other forms of neurological impairment, or ESL learners who wish to improve their speech in English).

#### **Sales Forecasting:**

If we assume that only 0.5% of the target population purchases the game in a 12 month period post stroke, then the number of speech therapy games sold annually (worldwide) would be  $3,200,000 \times 0.005 = 16,000$  units. At a selling cost of \$32.32 per game, including payment transaction fees, a small sales commission and taxes, this would yield annual revenue in Year three post ramp up of \$517,120.00. This is a very conservative sales estimate, and a low per unit price. This model also assumes that only individuals that have suffered stroke within the last 12 months will purchase the product. Since the period of speech recovery post stroke can extend for

many years, it is likely that the target market will be much larger than that used in this forecasting model.

Annual revenues would be expected to escalate in subsequent years post product launch. By Year 4, it is expected that two products will be offered online. It is predicted that 16,000 units of the original game will again be sold, along with 25,000 units of a spinoff game, resulting in total sales of 41,000.00 units. This represents a revenue generation of \$1,325,120.00. The ten year sales revenue is expected to top the 3M dollar mark.

#### **4.4 Economic Benefits**

##### **4.4.1 Description of how project promotes economic growth and diversification**

##### **4.4.2 Projected job creation**

It is estimated that, within one year of operation, 3 development jobs will be created within the local economy of Sault Ste. Marie. There is a potential for 2 additional positions, depending on the outcome of the CAF competition. By Year ten of operation, a minimum of 100 industry related jobs will be in place in the north as a result of growth of the AGH studio, additional business start ups in the fields of production services, new game development studios, retailing of products, development of game portals and websites, requirements for advertising, and post production services. Additional competitive and entertainment based gaming studios are anticipated to locate within the region as an outcome of the development of AGH as a hub of gaming activity with international reputation for excellence of product. We also anticipate that approximately 30 students (graduate and undergraduate) will be enrolled at AU in gaming programs and an equivalent number of students in local community colleges who are currently developing Game Art programs. These numbers will continue to increase as a result of gaming activity in the community and hosting of serious game conferences and competitions, administered by AGH. Spinoff economic impacts of job creation will also occur in the retail, housing and professional sectors providing significant stimulus to the economy of Sault Ste. Marie and Northern Ontario in general.

##### **4.4.3 Potential for Tax Assessment Increase**

The initial prototype project, to take place on the campus of AU, will not result in direct tax assessment increase for the University; however, the tax base of Sault Ste. Marie will significantly expand as a result of game coders, artists, designers and private sector gaming industry growth in the City. These employees and businesses will significantly expand the tax base of SSM.

##### **4.4.4 Other Economic and community Benefits**

Currently, there is significant development of the serious game industry in the U.S. and in the UK, with other European sectors beginning to take notice. The industry is quickly becoming established in Australia, Scandinavian countries and in Germany. It is essential that Canada move quickly to become established in this growing industry and to garner a share of the global marketplace through online sale of serious game products.

AU is positioned to make a unique contribution to the serious game industry and to establish a hub of serious gaming activity in Sault Ste. Marie. The initiative will attract highly qualified and highly paid employees, in the knowledge based sector, who will work and live in the community and provide significant local economic stimulus. There will also be an influx of additional students to the City, pursuing upper level training in Computer Game Technology, and enrolling in AU's undergraduate program in Computer Science. Spinoff industries will continue to grow the industry locally, enabling Sault Ste. Marie to compete with more established, southern Ontario gaming industries in the entertainment sector. The creation of a state of the art game studio in the Convergence Centre will enable AGH and the University to continue to leverage funding for R and D in the interactive digital media sectors. This is anticipated to be multi-million dollar investment for the City of Sault Ste. Marie.

#### **4.5 Other Community Benefits and Synergies with local initiatives**

##### **4.5.1 How the Project complements other local initiatives**

Attraction of highly qualified professionals with specializations in game production, design and programming/coding will be facilitated by the presence of the Masters in Computer Game Technology degree program at AU and the development of the studio. In addition, a local college is planning to implement a video game art specialization in the future. This locally-trained pool of artists will facilitate attraction and retention of video game personnel within the art technical division of the business and will complement and provide highly skilled personnel who can then be employed by the Algoma Games for Health Studio. These combined efforts will establish significant game assets and synergies and will firmly establish Sault Ste. Marie as a hub of gaming activity in Ontario, and in Canada.

Spinoff activities designed to accelerate the pace of this development are already funded, including 'Protolaunch' (funded by the Trillium Foundation), an initiative to sponsor video game development training and a local game design competition for Sault area and regional youth, including Aboriginal youth. Local community support for 'Protolaunch' has been overwhelming. This program will be initiated later in 2009.

It is quite common for video game studios to create additional spinoff companies and generate new business start-ups locally, as evidenced by the existing model in place at Coventry University in the UK.

##### **4.5.2 Impact on the community as a whole**

The creation of a serious game studio to develop rehabilitation therapy products will provide numerous benefits to individuals who suffer impacts to their speech and communication abilities as a result of neurological disability and/or stroke. Cardiovascular disease and stroke are chronic conditions of high prevalence in Northern Ontario and many community based organizations have been established to deal specifically with rehabilitation therapy – e.g. Algoma Children's Rehab.

Video game products will provide community wide benefits including:

1. Opportunity to maximize and reinforce benefits of short term, intensive speech therapy,

- delivered post stroke, through ongoing game play involving a user defined card game;
2. Ability to extend the benefits of traditional therapy indefinitely and at minimal cost to the user;
  3. Ability to progress through a series of increasingly complex therapy exercises designed to build, restore and expand vocabulary, vocalization and oral communication;
  4. Building of self-esteem, thereby enabling the patient to re-establish connections with family, peers, and support providers and facilitation of re-integration into a social and/or work environment;
  5. Reduction of the economic costs of rehabilitation with a lessening of the burden on the health care system;
  6. Provision of additional tools and cost-effective therapy options for use by health care providers, including speech pathologists, occupational therapists, and clinicians, who seek to provide ongoing and innovative care for those afflicted by stroke;
  7. Expansion of spinoff game products into additional niche markets including the education and training sector; and,
  8. Provision of self-directed therapies that can be implemented in regional home care or long term care environments.

March 24, 2009

Dear Mr. Hammond,

I am writing to express my excitement and support for the expansion of the video game development capacity of Algoma Games for Health at Algoma University. This initiative represents a much-needed opportunity for growth of the serious game industry in Canada, as it will provide high quality gaming expertise for many of our most innovative rehabilitation research projects.

In 2008 Toronto Rehabilitation Institute entered into a Memorandum of Understanding with Algoma University. The express purpose of this agreement is to work together towards the development of Gaming Technology Applications for Toronto Rehab research initiatives. In particular, we anticipate that a major thrust of the agreement will involve drawing upon your expertise and that of other Algoma University faculty, staff and students to improve the immersive quality of 3D spaces in our CFI funded iDAPT project. In addition, we anticipate that the gaming expertise of you and your colleagues will help us develop rehabilitation and health programs (i.e., video 'games') that will be widely available therapy tools for the future.

As you know, we greatly value the work that we have already begun together and believe that it has enormous potential for future research, therapy and commercialization purposes. Members of Toronto Rehab's Communication Research Team, which is comprised of basic and applied scientists from several domains, are engaged in a variety of clinical research projects aimed at developing rehabilitation programs for patients with various neurological disorders (e.g., stroke, Parkinson's disease, dementia). The project we have begun collaborating on with you, where we are converting to a gaming environment a treatment program we have developed for stroke patients with aphasia, is one example of how the contributions of serious gaming expertise to our research endeavours will massively increase our opportunities for data collection (e.g., via the internet) and result in new, promising therapy tools for the future. The team has discussed several other project possibilities with you, which we are eager to launch.

We believe that the combination of our research and clinical expertise with your groups' gaming expertise provides a unique opportunity to produce excellent video game products for health and rehabilitation applications that will be the best worldwide. Members of my research team and I highly endorse your efforts to expand the capacity of Algoma Games for Health and we look forward to developing more projects and products together in the future.

Toronto Rehabilitation  
Institute  
A University of Toronto  
Teaching and  
Research Hospital

University Centre  
550 University Avenue  
Toronto, Ontario M5G 2A2

Tel: 416-597-3422  
[www.torontorehab.com](http://www.torontorehab.com)

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Please do not hesitate to contact me if I can be of further assistance in this regard.

Sincerely,



Elizabeth Rochon, Ph.D.  
Senior Scientist and Communication Research Team Leader, and  
Associate Professor,  
Department of Speech-Language Pathology  
University of Toronto

6(8)(b)

December 4, 2008

RE: Algoma Games for Health Studio

To Whom It May Concern:

My name is Richard Hilmer. I am a founder and former President of Pseudo Interactive Inc., a videogame development studio founded in 1996. Known for our strong physics and rendering technology, Pseudo grew to over 60 people and released launch titles on the Xbox, GameCube, PlayStation 2, Xbox 360, and PlayStation 3 while working closely with major publishers such as Microsoft, Electronic Arts, and SEGA.

The Algoma Games for Health studio is uniquely positioned to develop leading edge 'serious games' for health care. The combination of Algoma University's game development expertise and talent pool, with Toronto Rehab's clinical knowledge and field-testing capabilities, makes for a potent combination that will be difficult for any other studio to match. In addition, the aging populace and increased penetration of gaming technology will undoubtedly increase the demand for the types of products the studio would be so well positioned to deliver.

Not only is the studio a good business case, but its purpose is a good moral example for other businesses, both in and out of games. Providing a better way for the sick and injured to heal is as good a cause as any charity. I am so confident in, and encouraged by, the Algoma Games for Health concept that I have agreed to supply a license to Pseudo's engine and tools technology which defers any up-front charges. The Pseudo technology, which has released games on the newest console hardware, includes a cutting-edge physical simulator, and has had nearly \$10M invested in its creation, would typically have an initial licensing fee of \$150,000 per title.

I believe that this studio has the potential to create jobs in Ontario in the multimedia and health sectors, as well as becoming a centre for games for health development nationally. I therefore recommend that you offer whatever support you have available to help make it a reality.

Thank you for your time.

Yours truly,



Richard Hilmer

Algoma Games for Health - Five Year Budget and Balance Sheet (includes sales forecast)					
Budget Category - all positions are 1.0 FTE unless otherwise indicated	Year 1	Year 2	Year 3	Year 4	Year 5
<b>Human Resources:</b>					
<b>Studio Management Personnel:</b>					
Game Studio Manager/Technical Director (cash contribution of AU until end of Yr 3)	98,333.00	101,282.99	104,321.48	106,000.00	125,000.00
<b>Technical Division:</b>					
Junior Programmer	58,466.00	75,000.00	77,000.00	80,000.00	85,000.00
Consultant Expertise - game programming (to work exclusively on prototype)	50,000.00				
Senior Game Programmer				82,000.00	82,000.00
<b>Art Division:</b>					
Artist (CAF application)	65,000.00	65,000.00	74,475.00	77,000.00	79,000.00
User Interface Artist - consultant expertise - CAF application			84,357.00	87,000.00	89,000.00
Senior Artist				81,900.00	81,900.00
<b>Design Division:</b>					
Game Designer/level programmer - Consultant expertise, CAF application	75,000.00	75,000.00	87,000.00	99,300.24	100,000.00
Game Designer					95,000.00
<b>Quality Assurance Division:</b>					
QA Lead (at \$70,000)			70,000.00	70,000.00	70,000.00
<b>Business Administration:</b>					
Project Management Personnel (convergence centre)(0.25 FTE each of three positions) - funded by NOHFC - in kind contribution of SSMIC to AGH	65,250.00	65,250.00			
Administration and Sales: (based on base pay of 45,000 plus sales commission - 1.7% per game product - not included in spreadsheet)			45,000.00	45,000.00	45,000.00
<b>Total Human Resources -Years 1 - 3</b>	412,049.00	381,532.99	542,153.48	728,200.24	851,900.00
<b>Hard and Soft Infrastructure:</b>					
Computer Hardware (including costs of additional computers) (in kind - AU)	12,000.00				15,000.00
Computer Software (AU in kind contribution - until Year 3 when additional software will be purchased from sales revenues)	10,000.00		20,000.00		
Other Office and Admin Supplies (AU in kind contribution)	1,000.00	1,000.00	5,000.00	5,000.00	6,000.00
Studio Website Design, Implementation and Maintenance (AU contribution)	5,000.00	1,200.00	20,000.00	1,200.00	1,500.00
In kind contribution of the SSMIC to project development and business plan preparation	5,000.00				
<b>Other Expenses:</b>					
Cost of Leased Space to House Studio (in kind contribution of AU)				15,000.00	15,000.00
Waiver of License Fee for use of Gaming engine (in kind contribution from Pseudo Interactive Inc.)	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00

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Server Costs Associated with Online game delivery and client management			20,000.00	25,000.00	30,000.00
Licence renewals and data subscriptions - software - AU in kind contribution			10,000.00	25,000.00	25,000.00
Travel and Accomodation (cash contribution of AU)	8,000.00	10,000.00	20,000.00	25,000.00	30,000.00
Attendance at Conferences and Professional Seminars, Knowledge Transfer (AU contrib.)	2,000.00	3,000.00	5,000.00	10,000.00	10,000.00
Promotional Materials			10,000.00	15,000.00	20,000.00
Recruitment (retain HQP)			5,000.00	5,000.00	5,000.00
Consulting Fees to Retain Health Care Professionals (in kind contribution)					
Banking, Reporting and Accounting Costs			10,000.00	20,000.00	30,000.00
Legal fees			10,000.00	20,000.00	20,000.00
<b>Total Projected Costs - Other Infrastructure</b>	<b>193,000.00</b>	<b>165,200.00</b>	<b>285,000.00</b>	<b>316,200.00</b>	<b>357,500.00</b>
<b>Total Cost of Gaming Studio Ramp Up (Fixed Costs)</b>	<b>\$605,049.00</b>	<b>\$546,732.99</b>	<b>\$827,153.48</b>	<b>\$1,044,400.24</b>	<b>\$1,209,400.00</b>
Portion of Envelope requested from EDC	50,000.00				
Portion of Envelope Contributed by Pseudo Interactive Inc.	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00
Portion of Envelope Contributed by AU -cash contribution	166,799.00	176,702.97	150,000.00		
Portion of Envelope contributed by AU as an in kind contribution	28,000.00				
Portion of envelope contributed by NOHFC to project development - already secured	65,250.00	65,250.00			
SSMIC (in kind - business plan financials)	5,000.00	0.00			
Portion of Envelope requested from CAF - Industry Canada	140,000.00	154,780.02			
<b>Total Funding Envelope</b>	<b>605,049.00</b>	<b>546,732.99</b>	<b>300,000.00</b>		
Product 1. Sales revenue based on 16,000 units of ESL game at \$32.32 (selling price) per unit for each of Years 3 and 4. Sales predicted to be 25,000 units in Year 5			\$517,120.00	\$517,120.00	\$808,000.00
Product 2. 25,000 units of stroke rehabilitation game @ \$32.32 per unit , cost to customer, (Year 4)				\$808,000.00	
Product 2. 32,000 units of stroke game @ 32.32 per unit - cost to customer (Year 5)					\$1,034,240.00
<b>Total Sales Revenue</b>			\$517,120.00	\$1,325,120.00	\$1,842,240.00
<b>Total Income (Funding, in kind contribution, plus Revenues)</b>			\$817,120.00	\$1,475,120.00	\$1,992,240.00
<b>Algoma Games for Health Year End Balance</b>			<b>-\$10,033.48</b>	<b>\$430,719.76</b>	<b>\$782,840.00</b>

Note: Surplus from year 4 will be used to retain approximately five additional game development personnel

Note: the  
\$32.32  
includes  
variable costs ·  
paypal, profit,  
production  
costs, taxes

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Calculation of Annual Fixed Costs following Launch of Product Line 1) - Yr 3

Description of Fixed Cost	Cost (\$)*	Costs (\$)	Costs (\$)
	Year 3	Year 4	Year 5
Computer Lab and Office Space (in kind contribution of AU until Year 4)	\$0.00	\$0.00	\$12,000.00
Salaries of Employees	\$689,320.48	\$858,120.48	\$958,120.48
Web Page maintenance	\$1,200.00	\$1,200.00	\$1,500.00
Legal Fees	\$20,000.00	\$20,000.00	\$20,000.00
Office and Admin Expenses	\$5,000.00	\$5,000.00	\$6,000.00
Software and License Renewals	\$20,000.00	\$25,000.00	\$25,000.00
Server Costs (to maintain client database and deliver online gaming)	\$20,000.00	\$25,000.00	\$30,000.00
Advertising and Promotion Costs	\$10,000.00	\$15,000.00	\$20,000.00
Travel and Conference Fees/Networking and Partnership Development	\$35,000.00	\$35,000.00	\$40,000.00
Staff Recruitment	\$5,000.00	\$5,000.00	\$5,000.00
Banking, Reporting and Accounting Fees	\$20,000.00	\$20,000.00	\$30,000.00
Additional Hardware Costs			\$15,000.00
<b>Total Annual Fixed Costs (does not include in kind contribution for game engine from sheet 1)</b>	<b>\$825,520.48</b>	<b>\$1,009,320.48</b>	<b>\$1,162,620.48</b>
* Based on Sheet 1 spreadsheet			
Per Unit Price to Cover Fixed Costs			

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Annual Variable Costs	Costs (\$)	Year 3	Year 4	Year 5	Year 10 (Estimate)*
Sales Targets: Number of units sold		16,000.00	41,000.00	57,000.00	100,000.00
Base Cost of Item before variable costs added in	\$25.00				
PayPal Transaction Fee (overseas) - 3.2% of selling price + \$0.30 CAD	\$1.10				
PST and GST based on per unit price of \$25.00 (8% +5%)	\$3.25				
Sales Commission -\$0.50 per unit (2% of unit cost) to a ceiling of \$50,000 per year per sales rep	\$0.50				
Gross Profit	\$2.00				
Total Variable Costs Per Unit Sales@ a base cost of \$25.00 per game product	\$6.85				
Selling Price per unit (Game)	\$32.32				
Total Annual Revenue		\$517,120.00	\$1,325,120.00	1,842,240.00	\$3,232,000.00
Note: These estimates are based on projected revenues for two speech development/therapy products. It is anticipated that additional spinoff games will be created and additional R and D activity will take place with the potential to generate significant revenue in other health care sectors. These are conservative estimates.					

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**DEVELOPMENT**  
Sault Ste. Marie  
a division of the SSMEDC



**ENTERPRISE CENTRE**  
Sault Ste. Marie  
a division of the SSMEDC



**TOURISM**  
Sault Ste. Marie  
a division of the SSMEDC

July 10, 2009

Mayor John Rowswell and  
Members of City Council

Re: Sault Ste. Marie Innovation Centre (SSMIC) – Application to the City's Economic Development Fund (EDF)

This Report is in response to Sault Ste. Marie Innovation Centre's application request for EDF funding to support two projects: the establishment of a Biofuel Co-op and contribute to the Sustainable Biomass Production Zone initiative.

The Sault Ste. Marie Economic Development Corporation's Board of Directors passed a resolution at their regular meeting on Monday, July 6, 2009 in support of this application as outlined in the attached CEO's Report for the consideration and recommendation by City Council.

SSMEDC Board of Directors and CEO appreciate the consideration and support of City Council.

Respectfully Submitted

A handwritten signature in black ink that reads "D. Bruce Strapp".

D. Bruce Strapp, CEO

Cc: E. Caldwell, SSMIC

Attachment: SSMEDC Board of Directors Resolution 2009 07 06  
SSMEDC CEO's Report  
SSMIC EDF Application



SAULT STE. MARIE ECONOMIC DEVELOPMENT CORPORATION

Board of Directors Meeting

Monday, July 6, 2009  
Russ Ramsay Board Room – Civic Centre  
11:30 am.

AGENDA ITEM 2.2

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Moved by: D. Mitchell

Seconded by: M. Moore

Resolved to accept the CEO's Report dated 2009 06 30 and recommends that the SSMEDC Board of Directors supports a recommendation to City Council for approval of the \$30,000 to the Sault Ste. Marie Innovation Centre from the City EDF 2009 with the following conditions:

- That \$20,000 of this funding would go towards the establishment of the Bio-fuel Cooperative and that the SSMIC would report to SSMEDC and City Council semi annually on this project (results and financial) and provide a final report once this project is completed.
- That \$10,000 of this funding would go towards the Sustainable Biomass Production Zone project and would be done in partnership with the SSMEDC and that these funds would be conditional upon securing agreements for the balance of funds required from the other partners.

June 30, 2009

Greg Punch, President and  
SSMEDC Board of Directors

**Re: SSMIC application to the City Economic Development Fund - \$30,000  
Biofuel Coop and Sustainable Biomass Production Zone Projects**

The Sault Ste. Marie Innovation Centre (SSMIC) has submitted an application to the City Economic Development Fund requesting \$30,000 to support two projects: the establishment of a Biofuel Coop (\$20,000) and to provide a contribution to the Sustainable Biomass Production Zone initiative (\$10,000).

For the information of the SSMEDC Board of Directors, a further updated application is attached to this report, which was received after the SSMEDC package was released to the Board on Monday.

The SSMEDC will be receiving the final reports shortly on the Oilseed and Fibre Feasibility Project. The findings of these reports have been positive. SSMIC and Development SSM staff have been proactive in moving forward on several of the recommendations. As well, there are some initial developments by two of project private sector partners engaged in this project. STTM is setting up in Heron Industrial Park in the former Teleflex building, which will host their biofuel generator and will have space to assemble their technology for export. This investment will reach approximately \$500,000. Secondly, although St. Marys Paper is not solely dependent upon the results of this study, it will certainly be a benefit to St. Marys Paper as to the availability of biomass for their cogeneration plant. St. Marys Paper has submitted its proposal (\$35 million + investment) to the Province and they are awaiting the results.

The next steps on two of the top priority projects from the work today is the establishment of a Biofuel Coop that would develop the model (partners), a business case and the necessary applications for a pilot facility for the collection and processing of oilseed crops for commercial fuel purposes. It is necessary to work with the partner stakeholders (users and suppliers) in Sault Ste. Marie and Algoma to establish a Coop that would provide a sustainable supply of biomass that would feed STTM and St. Marys Paper as well as future business opportunities identified in the study. The SSMIC has established an approximate budget of \$60,000 and has approached the following partners: the City, NOHFC, the two area Community Futures Development Corporations, the

SSMIC, and in-kind contributions from grower/cooperators to support the development of this Biofuel Coop.

The second project, the Sustainable Biomass Production Zone Project (\$110,000/2 years) involves a partnership with Development SSM, a division of the SSMEDC (the applicant) in a funding proposal that has been submitted to the Rural Economic Development Program, Ontario Ministry of Agriculture, Food, and Rural Affairs that would support the Sustainable biomass Production Zone Project. This project would take approximately two years to complete and would focus on the production, assessment, and commercial use of private woody and agricultural biomass that would support biomass sources for cogeneration operations.

In meeting with the various stakeholders of this project, both St. Marys Paper and STTM representatives have advocated for both of these initiatives and are supporting these initiatives with their participation. Along with Flakeboard, Meakin Forest Products, Boniferro Millworks and several other private partners, St. Marys Paper, and STTM participation along with their own investments are testimony to the potential of the Alternative Energy Sector from biomass supply.

### **Job Creation**

Job Creation efforts for both of these projects would see the opportunity for 2 to 3 direct jobs through internship and contract work. As identified in the EDF application, both STTM and St. Marys Paper have intent on creating full time jobs based upon business development plans and investment. The greatest opportunity for long-term sustainable jobs would be created in the harvesting, production, and transportation of our biomass inventory. This would be the result of those identified business opportunities coming to fruition as a result of the Co-op and the Sustainable Biomass Production Zone projects being successful.

### **Balance of the City EDF**

There is sufficient funds in the City EDF 2009 for this project and staff will have an updated summary for the Board meeting on July 6, 2009.

### **CEO recommendation**

The CEO recommends that the SSMEDC Board of Directors supports a recommendation to City Council for approval of the \$30,000 to the Sault Ste. Marie Innovation Centre from the City EDF 2009 with the following conditions:

- That \$20,000 of this funding would go towards the establishment of the Bio-fuel Cooperative and that the SSMIC would report to SSMEDC and City Council semi annually on this project (results and financial) and provide a final report once this project is completed.

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- That \$10,000 of this funding would go towards the Sustainable Biomass Production Zone project and would be done in partnership with the SSMEDC and that these funds would be conditional upon securing agreements for the balance of funds required from the other partners.

### **Conclusion**

Upon the SSMEDC Board of Director's consideration of this application and final recommendation, the CEO will bring forward a report for City Council's consideration.



D. Bruce Strapp, CEO

**Application for Funding from the Sault Ste Marie Economic Development Fund 2009****APPLICANT INFORMATION****Legal Name of business/organization**

Sault Ste Marie Innovation Centre  
1520 Queen St. E., Rm NW307  
Sault Ste Marie ON P6A 2G4

**Names of Officers, Directors & Principals**

Chair – Chris Wray; CAO; Township of Michipicoten  
Treasurer – Kelly McLellan; Director, Financial Planning & Analysis; OLG  
Secretary - Dereck Whitmell; Project Director, New Lottery Systems, Information Technology; OLG  
Steve Butland; City Councillor  
Jim Harmar; Senior Partner; Shelby Environmental Services  
Dan Theriault; Forest Business Analyst; Ministry of Natural Resources  
Art Osborne; Provincial Aviation and Forest Fire Information Officer, MNR  
Dr. Celia Ross; President; Algoma University College  
Lynn Watkins; Senior Manager, Talent Management, OLG  
Marc Dube; External Business Manager, St. Mary's Paper  
Leslie Smith, Environment and Community Relations specialist, Bookfield Renewable Power  
Fred Lalonde, Alfred Lalonde Consulting, Proprietor  
Tom Vair, Executive Director  
Errol Caldwell, Research Director

**History of the Organization/Association**

Science Enterprise Algoma (seA), a science economic development organization centered in Sault Ste Marie, was formed in 2004 with the objective of developing an enhanced natural resources and life sciences infrastructure and economic development opportunities based on the commercialization of research and innovation opportunities originating out of Sault Ste. Marie's science community. SeA has recently merged with the Sault Ste Marie Innovation Centre and, moving forward the new entity will retain the Sault Ste. Marie Innovation Centre name.

Previously the Sault Ste Marie EDC acted as a corporate sponsor for seA through a Memorandum of Understanding and provided corporate support services such as financial/accounting, legal and administrative support. SeA's Executive Director, Mr. Errol Caldwell, was employed under a memo of understanding with the Sault Ste. Marie Economic Development Corporation and is now on SSMIC payroll as Director of Research. Offices for Errol Caldwell and project staff are located at the Sault Ste. Marie Innovation Centre. At the SSMIC, Mr. Caldwell continues his previous lead roles with seA for establishing an invasive species centre in Sault Ste Marie, a natural products technology centre and associated bioeconomic development projects for local forest and agricultural based businesses.

**Organization Mandate****Vision Statement**

Build and actively develop an innovative science and technology hub: a perpetual generator of Knowledge and prosperity.

**Mission Statement**

To drive business growth, facilitate research and commercialize innovation in globally significant areas of science and technology through partnerships, expert advice, community development, business incubation, youth outreach and sector development activities.

**Organization Values**

- Excellence
- Creativity
- Enthusiasm
- Honesty
- Respect
- Synergy
- Empowerment
- Agility

SSMIC has realized many of its original goals since it became operational in July of 2000. It has contributed over \$16,620,292 to the local economy, and created over 445 jobs. The organization operates a Business Incubator for start-up IT organizations, provides support services to small/medium sized IT enterprises (SME), promotes the use of information technology (IT) in the Algoma District, and undertakes strategic market development projects to grow the innovation economy. This includes the operation of an award-winning GIS department that has been recognized internationally for its unique model and leading-edge services in the health and human services sector.

Within seA Mr. Caldwell has enhanced community efforts with federal, provincial and municipal governments, private industry, academia and not for profit organizations to build upon existing capacity for science infrastructure and in the commercialization and application of research and innovation based on natural resource sustainability and life sciences. SeA has led advancement of science applications and capacity building that benefits the broader region of Northern Ontario. A specific example is through Mr. Caldwell's role in leading development of the Invasive Species Research Institute and also as a founding member and past Board Director with Innovation Initiatives Ontario North (IION). In addition to this management committee role, Mr. Caldwell has had a lead role in the delivery of the bioproduct sector component of the pan-northern IION program and was instrumental in a recent provincial funding decision for a Bioprospecting Research Chair located at Algoma University. Pertinent to this EDF request for funding is an ongoing role in diversifying local agriculture forestry and industrial sectors through the introduction of new crops and their associated value added products, in particular oilseed crops and their association with biodiesel production. Other projects include finding new uses for current crops and fallow land.

**Key Contact for Initiative**

SSMIC Research Director – Mr. Caldwell has over 21 years experience in management of research projects within the Great Lakes Forestry Centre and also at a national level. He was founding Chair of the Ontario Federal Council Science Committee and has received several national awards for his efforts in science awareness, capacity building and youth outreach. He was the lead individual and also co-chair for the Youth Science Forum held in Sault Ste Marie in April 2005 and was a leading force behind establishment of IION, Science Enterprise Algoma and local bio-based business efforts.

**Contributing Partners**

Contributing organizations for the Sustainable Biomass Production Zone project at present include Stick It to the Man Technologies, the Algoma Federation of Agriculture, St. Mary's Paper, Development Sault Ste. Marie, Flakeboard, IION, Meakin Forest Products, First Nations associated with the North Shore Tribal Council and the Sault Ste. Marie Innovation Centre. There are a number of local municipalities who have also been approached for funding. Community support will strengthen a current funding application to RED and other funding programs. Results from this study will assist local businesses and new businesses with access to additional biomass required to meet commercial objectives, retain and expand job opportunities.

## References

Norm Jaehrling, Executive Vice President, Forest BioProducts Inc.  
 Karen Shaule, Chairperson, Algoma Federation of Agriculture  
 Marc Dube, St. Mary's Paper  
 Celia Ross, President Algoma University

## Project Information

There are two objectives of this application based on seA's role which is now continuing with the merger of the Innovation Centre and seA i.e.

- 1) Facilitate the commercialization and expansion of local bio-based businesses through innovation and access to feedstock.
- 2) Improve Sault Ste Marie's standing as a centre for renewable energy.

The total funding requested of \$30,000 from the 2009 EDF is broken down to specific projects as follows:

### a) Oilseed and Fibre Feasibility Project – Phase Two – Biofuel Coop

SSMIC in collaboration with the SSMEDC, local businesses and federal and provincial funders have just completed a study examining the potential of oilseed production and agri-forestry fibre use to assist in rural economic development and in support of Sault Ste Marie private sector growth. The study summarized potential for business growth associated with the production of oilseed crops for local industrial application, notably biodiesel production focused at SITTM Technologies. The report also identifies commercial potential fuel pellet production capacity based on agricultural crop fibre and the use of woody material from unused farm land. Next steps in this effort include establishment of a co-operative or partnership approach for infrastructure funding to process materials as well as to lead development of the business model. Several businesses and agricultural producers have expressed strong interest but in particular, SITTM has committed to be a commercial champion for the project.

### Performance Targets

- The SSMIC will enter into an agreement with the East Algoma Soil and Crop Association to contract for a qualified individual to work with business partners and the grower community and to seek other expert advice to facilitate establishment of a co-operative for production, processing and marketing of oilseed crops for biodiesel, livestock feed and other applications of benefit locally.
- This agreement will also provide assistance to pursue fuel pellet business development based on agricultural and woody biomass fibre available from farming operations, private woodlots and/or abandoned farmland.
- Funding proposals will be prepared to obtain support required for biomass processing infrastructure and equipment necessary to establish a pilot facility for both oilseed and pellet applications.
- SSMIC staff and the IION Bioproduct Sector Specialist will provide overall project management to ensure efficient delivery of objectives.

### Request to Council

Financial support of \$20,000 from the EDF will cover the costs associated with delivery of services via the EASCA and will facilitate development of next steps, i.e. the formation of a cooperative model between rural and private sector partners and the preparation of associated funding requests to establish a pilot facility for the collection and processing of oilseed crops and potentially fuel pellets for commercial applications.

### b) Biomass Inventory Project

A separate study is currently nearing completion. With financial support from the 2008 EDF, a project leader was contracted and a steering committee of local business leaders,

SSMEDC, OMAFRA, OMNR, IION and First Nations was established to provide estimates and analysis of forest and agricultural biomass from Crown and private lands within Algoma District. This biomass inventory is extremely important information for local businesses which rely on biomass feedstock for their operations and heat and energy e.g. Flakeboard, St. Mary's Paper, Meakin, etc. In addition, this information is critical in considering opportunities for expansion of existing businesses or establishment of new enterprises including but not limited to fuel pellets. As a sub-project to this inventory analysis, SSMIC has completed a waste cooking oil study to estimate the potential supply of used cooking oil that could be available for local biodiesel production. The full inventory analysis is expected to be completed within several weeks. The study will include an analysis of current and projected gaps in the availability of biomass feedstock in support of local businesses. This gap will be the basis of a two year project for which EDF seed funding is requested as follows:

**c) Sustainable Biomass Production Zone Project**

SSMIC in collaboration with the SSMEDC and the above Steering Committee has applied to several funding programs to undertake an economic development project to establish a sustainable, increased supply of bio-based feedstock in support of local industry. Specifically we are seeking funds from a number of funding agencies and community partners totaling \$110,000 for a two year project examining production, assessment and commercial use of private woody and agricultural biomass of benefit to local businesses. The scope of this project would focus on addressing the biomass gap identified in the aforementioned inventory analysis and include management of current agriculturally based projects as well as the exploration of private woodlot biomass and low quality biomass sources for cogeneration operations. This project would also incorporate emerging bio-based opportunities that are of interest to local companies, such as facilitating the procurement of feedstock for bio diesel production.

**Performance Targets**

- Contract a project coordinator, in cooperation with local businesses and the EDC, to establish targets for crop and biomass species and biomass quantities required to fill current or projected gaps in supply demand.
- Establish and monitor crop trials to encourage grower acceptance and increased acreage of targeted crop production.
- Facilitate the development of harvesting and sustainable use of woody and coppiced material from unused farm land and other available properties.
- Pursue increased access to sustainable, affordable fibre from local woodlot owners and work with the OMNR, First Nations and other land managers to seek increased availability of biomass as required by local industry.
- Produce material and reports as required to facilitate information access and market development for biomass and related value added businesses

**Request to Council** – approval of \$10,000 as the community contribution to the \$110,000 SBPZ project for which we are pursuing the balance of funding from Rural Economic Development (RED), CanAdvance or other funding sources.

6(8)(c)

### Costs and Financing Summary

#### Detailed project costs

#### Bio-fuels Project Budget

Revenues		Expenditures	
EDF	\$20,000.00	Algoma Soil and Crop Improvement Association: Crop and Bio-fuels specialist	\$14,600.00
NOHFC	\$27,000.00	Bio-fuels Intern	\$31,800.00
Sault Ste. Marie and Area CDC	\$2,550.00	Travel Expenses	\$4,700.00
East Algoma CFDC	\$2,550.00	Supplies and Materials	\$2,000.00
Sault Ste. Marie Innovation Centre	\$1,000.00	Cooperator time @ \$40.00/hr	\$2,080.00
Grower/cooperator donated time, labour, equipment and opportunity costs	\$4,257.63	Opportunity costs (alternative land use)	\$2,177.63
Total	\$57,357.63	Total	\$57,357.63

#### SBPZ Funding Summary

Sources of Funding	Cash Contribution towards Approved Eligible Costs (\$)	% of Total Eligible Costs	In-Kind Contributions towards Ineligible Costs (\$)	Total Contributions (\$)
Applicants/Co-applicants				
1. Sault Ste. Marie Economic Development Corporation	10,000	9.1		6.6
2. Sault Ste. Marie Innovation Centre	1,000	0.91	13,800	9.7
3. St. Mary's Paper	2,000	2		1.3
4. Flakeboard	750	0.68	3,000	2.5
5. SITTM Technologies Inc.		0	25,000	16.5
Other private sources of finances including supporters (list if applicable)				
1. Township of Plummer Additional	100	0.091		0.066
2.				
Requested from Rural Economic Development Program	96,150	87.4		63.3
TOTAL	110,000	100	41,800	100

6(8)(c)

### **Summary of EDF Request**

Item	Request
Biofuel Co-op (see financial breakdown above)	\$20,000
SBPZ Project Contribution (see breakdown of other funding levered above)	\$10,000 (conditional)
Total	\$30,000

### **Impacts and Limitations of Projects**

Additional funds that are being sought for the above SBPZ project are not yet confirmed. In these cases, the funding from the EDF has been identified as conditional upon confirmation of other funding applications. Other funding requests as contributions to contractual positions are essential to the completion of the projects described.

### **Methodology and timing (including key dates for progress reports and final report to Council)**

Funding requested along with other contributions from funding requests will cover project costs from June 2009 to July 2011. Reports will be submitted every six months or as otherwise required by the EDC Board and Council.

### **Financing arrangements (e.g., equity, loans, etc.) and funding partners**

Additional funding is being sought from NOHFC (intern), Rural Economic Development Fund, CanAdvance, CFDC's and various local businesses (St. Mary's Paper and FlakeBoard confirmed), municipalities and interest groups.

### **In-kind contributions**

The Sault Ste Marie Innovation Centre, SITTM Technologies, FlakeBoard and St. Mary's Paper are providing in-kind support of facilities and services through access to staff expertise and facilities as required.

### **Balance, Financial Statements, Cash flow projections (historical and projected)**

See attached.

### **Demonstrated need for assistance and supporting documentation and applications to other government assistance programs, etc.**

Supporting documentation including funding applications to other organizations will be made available as they develop.

### **Economic Benefits**

### **Description of how the project promotes economic growth and diversification**

All the projects and activities described have been included previously as areas of interest to Destiny Sault Ste Marie for economic diversification. The economic opportunities associated with the oilseed and fibre project have recently been identified in a final consultant's report.

### **Projected job creation**

**6(8)(c)**

One of our main supporters, SITTM, has indicated the potential for at least 4 jobs in biodiesel production and another 8 to 10 jobs in equipment manufacturing. St. Mary's Paper has indicated the possibility of supplementing or creating two hundred jobs in the forestry sector in harvesting and transportation of biomass for their cogeneration facilities.

**Potential for tax assessment increase**

The projected establishment of biodiesel, oilseed processing, pelletizing and other facilities offers the potential to increase the tax base.

**Other economic and community benefits**

Rising fuel costs put a strain on all aspects of a community. The projects outlined will encourage development of alternative fuel sources while offering ways for the community to diversify its agricultural and forest economy through new ventures. These projects also have the potential to increase production of feedstock for identification of other value added products and related commercial products.

**Community Benefits**

**How the project complements other local initiatives**

Currently, existing industries are experiencing a shortage of affordable wood fiber and biomass within the Algoma district to support their operations. It is critical that new fiber initiatives pursued are not detrimental to these businesses. The Sustainable Biomass Production Zone project will compliment these industries, and a number of energy related initiatives throughout the city and surrounding area by focusing on alternate feedstock. These initiatives include the St. Mary's Paper cogeneration initiative and the efforts of SITTM Technologies, but are not limited to these organizations.

**Impact on the community as a whole**

This project will continue and promote the development of the bioeconomy of Sault Ste. Marie and the surrounding area and will help to establish Sault Ste. Marie as the hub for the emerging new bioeconomy in the Algoma district.

7(b)

June 22 2009

The attached petition signed by all 9 current resident-homeowners living on the East side of the Town Line between the Second Line and Base Line ask to have this petition presented to Council for consideration as soon as possible.

Please contact R. G. MARSHALL 606 Town Line 779-2226 for any questions or clarification.

Thankyou.



Robert G. Marshall

c: F. Manzo

O. Grandanetti

RECEIVED	
CITY CLERK	
JUN 22 2009	
NO.:	CAO, manzo
DIST.:	Grandinetti J. Elliott
Prince Twp administrator	

7(b)

The undersigned residents of the East side of the Town Line between the Second Line and Base Line would like to submit the following request for consideration;

A transfer in the care/maintenance and any upgrading on this portion of the Town Line from Prince Township to the City of Sault Ste. Marie.

Currently any project on this section of road is under the stewardship of Prince Township who does not have sufficient equipment or experienced people on staff to carry out the necessary upkeep. Contact with Prince Township regarding road problems are usually ignored and little is done to correct them.

The undersigned pay their taxes to the City of Sault Ste. Marie and feel that it would serve us in a more effective manner to have the City of Sault Ste. Marie take over the servicing of this part of the Town Line.

Current agreements with Prince Township that are presently in place are not working on this section of the road.

During the winter season, all road maintenance is carried out by the City of Sault Ste. Marie and we ask that this system lead to a summer schedule on this portion of the Town Line as well.

We look forward to a favourable reply.

NAME	ADDRESS	PHONE NUMBER	SIGNATURE
A+C HANES	590 TOWN LINE	779-3275	el hanes
Lee Anne Evans	6018 TOWN LINE	779-2871	Lee Anne Evans
Russell Evans	6018 TOWNLINE	779-2871	Russell Evans
KEITH WALLS	656 TOWNLINE	779-2222	Keith Walls
Phyllis Walls	656 TOWNLINE	779-2222	Phyllis Walls
Karla PARR	778 TOWNLINE	779-2225	Karla Parr
Charles PARR	778 TOWNLINE	779-2225	Charles Parr
SEAN + BRENDA McNAMARA	- 576 Town L.	779-3407	J. McNamara
ZULIA + MARIO CALDERS	912 Town L	779-3356	Zulia + Mario Calders

7(b)

RECEIVED  
CITY CLERK

7(c)

JUL - 2 2009

NO.: 51338

DIST:

PETITION

We the undersigned property owners and residents of St. Andrew's Terrace are IN FAVOUR and are requesting the possible reconstruction or resurfacing of St. Andrew's Terrace, between North Street and John Street. This roadway is currently being used as a major thoroughfare for residents travelling into and exiting the downtown core, Steelton area and the west end of the City. We believe that this street is currently in major disrepair, ultimately posing several risk factors to property owners, residents and users of the area.

Contact is Councillor L. Tridico

NAME	ADDRESS	IN FAVOUR OF RECONSTRUCTION OR RESURFACING
MARIO FRANIELLA	28 St. Andrew's	Mario Franella
BRENT BABER	30, ST. ANDREW'S	Brent Baber
Malcolm Mathews	36 St. Andrew's Terr	Malcolm Mathews
MARY & MARIO COLIZZO	44 St. Andrew's Terr	Mary Colizza
Alan & Esther Silver	46 St. Andrew's Terr	Esther Silver
Troy S. J. S.	62 St. Andrew's	Troy S. J. S.
Todd Jolin	78 St. Andrew's <sup>TEAR</sup>	Todd Jolin
TERRY Jolin	82 St. Andrew's <sup>TEAR</sup>	Terry Jolin
Shirl Currie	86 St. Andrew's	Shirl Currie
Steve Currie	86 St. Andrew's Terr	Steve Currie
JOSH CURRIE	86 St. Andrew's Terr	Josh Currie
LINDA McMICHAEL	53 St. Andrew's TEAR	Linda McMichael
FRANCES DUPUIS	53 St. Andrew's Terr	Frances Dupuis

**PETITION**

We the undersigned property owners and residents of St. Andrew's Terrace are IN FAVOUR and are requesting the possible reconstruction or resurfacing of St. Andrew's Terrace, between North Street and John Street. This roadway is currently being used as a major thoroughfare for residents travelling into and exiting the downtown core, Steelton area and the west end of the City. We believe that this street is currently in major disrepair, ultimately posing several risk factors to property owners, residents and users of the area.

NAME	ADDRESS	IN FAVOUR OF RECONSTRUCTION OR RESURFACING
Kate Broadbagen	49 St Andrews Terr	Kate Broadbagen
Sallie Legena	45 St Andrews Terr	Sallie Legena
Brenda Ringuette	45 St Andrews Terr	Brenda Ringuette
Melanie Quakergic	33 St Andrews Terr	Melanie Quakergic
Jacques Nicoll	33 St Andrews Terr	Jacques Nicoll
Aaron Belleda	33 St Andrews Terr	Aaron Belleda
Tara Lambert	25 St Andrews	Tara Lambert
Adam Lambert	25 St Andrews	Adam Lambert
Jennifer Hope	24 St Andrews Terr	Jennifer Hope
Rosanne Andreola	24 St Andrews Terr	Rosanne Andreola
Louie Andreola	24 St Andrews Terr	Louie Andreola
Yves Bureau	15 " " "	Yves Bureau
Sharon Francella	28 St. Andrews	Sharon Francella

③ 7(c)

## **PETITION**

We the undersigned property owners and residents of St. Andrew's Terrace are IN FAVOUR and are requesting the possible reconstruction or resurfacing of St. Andrew's Terrace, between North Street and John Street. This roadway is currently being used as a major thoroughfare for residents travelling into and exiting the downtown core, Steelton area and the west end of the City. We believe that this street is currently in major disrepair, ultimately posing several risk factors to property owners, residents and users of the area.

Fax 759-2310  
7(d)

To: The City Of Sault Ste Marie Ontario

The Elliot Field Ball Park located on Rossmore Road was recently fenced along the entire ball field and beyond. This fence now prevents all pedestrian traffic that enjoyed the use of the hill during the summer months and winter months to have to climb the fence in order to easily gain access to the hill and the upper soccer field to play. Children and adults alike are in danger of injuring themselves trying to climb over this fence. Although we are not opposed to having the fence there, we are simply requesting that a pedestrian walkway/opening be created, at a midway point in the fence, so that pedestrians can access this hill without hurting themselves.

This situation needs to be attended to before a child or adult hurts themselves while attempting to cross over the fence.

Sincerely,

The Undersigned

July 21, 2009

Sent in To AGENDA Review For THE  
July 27 Council Meeting on BEHALF OF THE  
RESIDENTS OF ROSSMORE RD By FRANK FATA,  
WARD 5 COUNCILOR.

THORNICKS DONNA

7(d)

Signature

Name (please print)

Address

Anthony J.  
GioiaANTHONY Gioia15 Rossmore Rd, SSITony J. O.Christine Gioia15 Rossmore Rd, SSMNUNZIA O.TONY OLIVIERO11 ROSSMORE Rd SSME. GattoNUNZIA OLIVIERO11 ROSSMORE Rd SSMT. VillanowitzENRICO GATTO55 Rossmore Rd PPIP. VillanowitzTELE VILLANOWA31 Rossmore SSMBob RogersBob Villanowitz31 RossmoreNancy RogersBob Rogers13 ELLIOTT Rd.T. D.Nancy Rogers113 Elliott Rd.GNVTodd Desing115 Elliott Rd.Trisha VitTrisha Vit117 Elliott Rd.

7(e)



Northern Ontario  
School of Medicine

FedNor Canada

For Immediate Release - December 4, 2006

## Northern Ontario School of Medicine Supports Development of a Clinical Research Institute for Northern Ontario

The Northern Ontario School of Medicine (NOSM) announces its support for the creation of a clinical research institute in Sault Ste. Marie, which will service research initiatives taking place all across Northern Ontario.

This support follows the outcome of a recent feasibility study undertaken by SHI Consulting in consultation with community members and NOSM staff and faculty with experience in Northern research initiatives. The study was coordinated by Destiny Sault Ste. Marie and funded by FedNor and the City of Sault Ste. Marie. The goal was to assess the recommendation to create a clinical research institute for Northern Ontario included within the report "*Creating a Sustainable Health Research Industry in Northern Ontario*," which was commissioned by NOSM and released in November, 2005.

Dr. Greg Ross, Associate Dean of Research for NOSM stated, "The Northern Ontario School of Medicine fully supports the development of a research institute in Sault Ste. Marie. This institute will provide the infrastructure and central gathering place for the network of research initiatives taking place all across Northern Ontario. It will be a vital component for any scientist doing research in this part of the province."

Dr. Tim Best, one of the feasibility study team members and Section Leader of Surgery for NOSM, noted that the clinical research institute will support and facilitate studies across diverse disciplines affecting healthcare that span the entire geographic region served by NOSM. "The institute will also facilitate educating researchers, both current and future, and will represent the opportunity to advance the range, quantity and quality of clinical medical research in the North," noted Dr. Best.

The feasibility study recommends the immediate hiring of resources for the institute. Dr. Ross confirmed that the recruitment of a Research Coordinator for the institute is well underway. The Research Coordinator will be responsible for liaising with clinical research scientists, NOSM stakeholder and partner institutions, preparing research funding proposals, and assisting in the development and preparation of strategy papers.

West Campus  
Lakehead University  
955 Oliver Road  
Thunder Bay ON P7B 5E1  
Tel: 807-766-7300  
Fax: 807-766-7370

East Campus  
Laurentian University  
935 Ramsey Lake Road  
Sudbury ON P3E 2C6  
Tel: 705-675-4883  
Fax: 705-675-4858

[www.normed.ca](http://www.normed.ca)

Mayor of Sault Ste Marie, John Rowswell expressed his support for the further development of Northern Ontario School of Medicine programs and services within Sault Ste. Marie. "The development of a clinical research institute in our community complements the fact that Sault Ste. Marie is one of the most highly technical research and development centres in Northern Ontario. We hope that Sault Ste. Marie's participation will further secure the creation of the Northern Ontario School of Medicine's clinical research institute in Sault Ste. Marie."

Research at NOSM is recognized as a critical component of medical education. The research initiatives developed in partnership with the School are internationally recognized and supported by competitive, peer-reviewed funding awarded on the basis of scientific excellence.

The Northern Ontario School of Medicine is a pioneering faculty of medicine. The School is a joint initiative of Lakehead and Laurentian Universities with main campuses in Thunder Bay and Sudbury, and multiple teaching and research sites across Northern Ontario. By educating skilled physicians and undertaking health research suited to



Northern Ontario  
School of Medicine

7(e)

community needs, the School will become a cornerstone of community health care in Northern Ontario.

- 30 -

To access a copy of the report "Creating a Sustainable Health Research Industry in Northern Ontario", please visit [www.normed.ca/research](http://www.normed.ca/research). For further information, or to arrange an interview, please contact:

Yonaniko Grenon, Communications Officer  
(705) 662-7243  
[yonaniko.grenon@normed.ca](mailto:yonaniko.grenon@normed.ca)

Tracie Smith, Communications Officer  
(807) 766-7314  
[tracie.smith@normed.ca](mailto:tracie.smith@normed.ca)

# Bring clinical research to Sault

**A**lmost two years ago, Northern Ontario School of Medicine and Algoma University began discussing a memorandum of understanding that would see the two institutions establish a clinical research institute in Sault Ste. Marie.

Ward 1 Coun. Steve Butland is getting impatient and so should everyone else in Sault Ste. Marie.

**G**What I'm saying is don't leave us in this state of limbo. You either support us or you don't, but I'm hoping for a response back in the affirmative."

*Ward 1 Coun. Steve Butland*

Establishing the clinical research institute would be much more than a feather in Sault Ste. Marie's cap. The possibilities for medical discovery and advancement are equally exciting.

Potential projects include a research network for clinicians and scientists and a natural

products chemistry project using the boreal forest and biotechnology.

Great ideas, but without a commitment from the medical school, they mean nothing.

NOSM is supposed serve all northern regions. This situation puts that notion to the test.

Butland wants an answer about the research institute one way or another.

"What I'm saying is don't leave us in this state of limbo. You either support us or you don't, but I'm hoping for a response back in the affirmative," Butland told *The Sault Star*.

He said the local committee promoting the proposal will try to move ahead regardless.

We certainly hope the school of medicine comes through with a commitment.

It's good policy and, as far as we can tell, it's part of the school's mandate to serve the North and to spread the research potential equally.

*Frank Rupnik  
The Sault Star*

## Letters to the Editor

Opinion letters submitted for publication should be exclusive to *The Sault Star* and in electronic or hard copy format for publication, along with a day telephone number.

May 18, 2009

Dr. R. Strasser  
Founding Dean and Professor  
Northern Ontario School of Medicine  
935 Ramsey Lake Rd., 8<sup>th</sup> Floor  
Sudbury, ON P3E 2C6

Dear Dr. Strasser,

I write you regarding a local committee's ongoing pursuit of establishing a Clinical Research Centre in Sault Ste. Marie. As you are no doubt aware I have expressed in the past on several occasions my concern that resources, staff and finances of NOSM were less than equitably distributed amongst the founding municipalities. My concern remains but wish to specifically address the potential to establish a Clinical Research Institute in SSM.

A local committee has been meeting on a continual basis for nearly 5 years and although committed and perseverant, any progress towards the goal has been solely through local initiative. Dr. A. Perlini, Dean of Algoma U. has been our primary spokesperson through this exercise and his patience and that of the other committee members have been beyond exemplary.

I have enclosed pertinent information which I believe quite accurately defines the present situation. The release of December 4, 2006 from NOSM is the one piece of supportive documentation that certainly kindled some optimism and enthusiasm to continue the pursuit of the initiative.

In the fall of 2007 Drs. Strasser and G. Ross from NOSM and Drs. C. Ross and A. Perlini of AUC entered into discussions to sign collaborative agreements between the institutions; The Memorandum of Understanding which emanated from those discussions has gone unsigned and therefore not endorsed by NOSM. There have been extenuating circumstances as to why it was not signed; the most recent is that it is in the hands of NOSM's legal team to rework the agreement. One can only question the length of time required to endorse a collaborative agreement; but more germane would be to question the measure of commitment of NOSM to establish a Clinical Research Institute?

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Page two  
2009 05 18

One would argue whether Sault Ste. Marie could forge ahead to realize its ambition, but one cannot argue the great value and impetus an endorsement and partnership with NOSM would do to enhance the initiative.

It is hoped that Sault Ste. Marie can establish a niche in clinical research with the approval, assistance and resources from NOSM to facilitate its ultimate success.

I would request a prompt and hopefully positive response as to NOSM's meaningful and substantive role in our Clinical Research Institute.

Respectfully submitted,

Stephen Butland  
Councillor



Northern Ontario  
School of Medicine

7(e)

June 25, 2009

Mr. Steve Butland  
Councillor  
Corporation of the City of Sault Ste. Marie  
Sault Ste. Marie, ON

Dear Mr. Butland:

Thank you for your letter dated May 18 regarding a proposed Clinical Research Centre in Sault Ste. Marie. This letter was received after media reports that a letter had been sent.

Recently I have had a discussion with Dr. Celia Ross and Dr. Arthur Perlini of Algoma University relating to this matter.

A face to face meeting has been scheduled in Sudbury to further this discussion. Participating in the meeting will be Dr. Celia Ross, Dr. Arthur Perlini, Dr. Greg Ross, Mr. Ken Adams and me.

After the meeting we will be able to comment on the future developments of this project.

Sincerely,

Dr. Roger Strasser  
Dean and Professor  
Northern Ontario School of Medicine

Cc: Dr. Celia Ross  
Dr. Arthur Perlini  
Dr. Greg Ross  
Mr. Ken Adams  
Mayor John Roswell

West Campus  
Lakehead University  
955 Oliver Road  
Thunder Bay ON P7B 5E1  
Tel: 807-766-7300  
Fax: 807-766-7370

East Campus  
Laurentian University  
935 Ramsey Lake Road  
Sudbury ON P3E 2C6  
Tel: 705-675-4883  
Fax: 705-675-4858

# GLOSSARY OF PAVEMENT MAINTENANCE

7(f)

**Hot Mix Overlay:** placing a layer of hot mix over existing pavement. Thin overlays are at least 40mm thick if conventional asphalt is used but thinner overlays can be laid with specialized mixes. The most common rehabilitation technique (as opposed to preventive maintenance technique) is a similar form of hot mix overlay. Commonly known as "Shave and Pave", this process involves milling and replacing up to 80mm of asphalt. Thicker overlays can extend the life of a pavement by 15 to 20 years.

**Benefits:**

- provides new waterproof surface
- mitigates surface ravelling
- seals small cracks
- improves ride quality and corrects surface irregularities
- improves surface friction

**Selection and Application:** used on stable pavements with a sound base, but have a surface which exhibits minor surface distresses such as cracking, rutting, ravelling and roughness. Can be used to strengthen pavements. Do not use on pavements showing structural distress or pavement failure. Defects will quickly reflect through the new surface.

**Service Life:** 5 - 15 years

**Hot in Place Recycling:** heating the existing pavement and reblending the asphalt. Rejuvenators and virgin hot mix may be added. Typical thickness: 25 - 50 mm.

**Benefits:**

- provides new waterproof surface
- slows surface ravelling
- seals small cracks
- improves ride quality and corrects surface irregularities
- improves surface friction

**Selection and Application:** used on stable pavements with a sound base, when the surface exhibits minor surface distresses such as cracking, rutting, ravelling and roughness. Can be used to strengthen the pavement when applied in conjunction with an HMA overlay. Do not use on pavements showing structural distress or pavement failure. Defects will quickly reflect through the new surface.

**Service Life:** 5 - 12 years

**Micro-surfacing:** the application of a cold mix of dense-graded aggregate, polymer modified asphalt emulsion, water, and mineral fillers. Capable of filling wheel ruts up to 40mm deep when the pavement has stabilized and is not subject to plastic deformation.

**Benefits:**

- improves surface friction
- slows surface ravelling, seals small cracks
- improves ride quality and corrects surface irregularities

**Selection and Application:** used on stable pavements with a sound base that have minor surface distresses such as cracking, rutting, ravelling and roughness. Can be used to correct rutting. Do not use on pavements showing structural distress or pavement failure. Defects will quickly reflect through new surface

**Service Life:** 5 - 7 years

**Fog Seal:** a light application of diluted slow-setting emulsion.

**Benefits:**

- rejuvenates dry and brittle asphalt surfaces
- seals very small cracks and surface voids
- slows the rate of weathering and oxidation

**Selection and Application:** Use on structurally sound pavements to improve surface conditions on pavements showing signs of minor cracking, weathering, segregation or ravelling.

**Service Life:** 1 - 2 years

  
**Crack Sealing:** routing, cleaning and filling the crack with sealant. Moisture infiltration is the primary cause of pavement deterioration. Crack sealing prevents water and debris from entering a crack. 'Crack Filling' does not involve routing and does not fully seal the crack.

**Benefits:**

- prevents moisture and debris from getting into cracks
- prevents water damage to the pavements structure
- extends pavement life by 3-5 years

**Selection and Application:** use for cracks less than 25mm wide, spaced uniformly along the pavement and with limited edge deterioration. Use Crack Filling for older pavements with wider, more random cracking. Best applied during cool dry weather (0°C - 15°C) when cracks are almost fully open.

**Service Life:** 3 - 5 years

once they have been microsurfaced the skid resistance comes right back to where it should be. And at about \$4 a square metre, it's almost half the cost of a thin lift overlay."

The city expects to be able to use pavement preservation techniques on about 70 kilometres of roads this year. An additional 30 kilometres of roads will be completely resurfaced, typically using shave and pave and partial and full depth in-place recycling techniques.

The city also hopes to use more warm mix next year (a new asphalt that is laid at cooler temperatures than traditional hot mix and thus conserves energy and reduces greenhouse gas emissions).

"We did a 3,500 tonne warm mix trial to pave about seven kilometres on John Quinn Road last year and it's holding up well," Morand concludes.

## **City of Brockville**

### **Road Maintenance and Rehabilitation**

**Population:** 24,000

**Roads:**

120 center-lane kilometres

273 lane-kilometres

**Road Budget (2009):**

\$280,000 (milling, overlaying and crack sealing)

(plus an additional one-time expenditure of \$130,000 from gas tax funding)

Smaller municipalities don't need a complicated or sophisticated pavement management program, maintains Conal Cosgrove, director of operations for the city of Brockville.

"With just over a hundred kilometres of roads, it is a relatively small inventory. Handling the assessment is a very manageable job for one person to do and because the appraisal is somewhat subjective, having the same person do it every year provides some consistency."

Each road is given a pavement condition index based on a visual rating and the ratings are updated annually. Reconstruction work is based on a three-year forward looking assessment and integrated with the 10-year capital budget. The reconstruction plan is also co-ordinated with a utilities co-ordinating committee to make sure, as Conal says, "that we are not working at cross-purposes."

"Council sets the budget and then we try to maintain a balance between reasonable size paving jobs and making sure that we are covering as much of the city as we can," he says. "But at the rate that we are reconstructing our roads, it is going to take about 50 years to do the entire network and asphalt pavement just doesn't last that long. Even though our budget is increasing, we are falling behind."

Last year, the city rehabilitated just under three kilometres of roads - less than 3 percent of the road network.

"Over 90 percent of our roads are urban cross-section and our biggest issue is reflective cracking so surface treatment is not usually effective," Cosgrove points out. "If we are going to do the work, we prefer to do a mill and overlay to get rid of shallow cracking and re-establish a good drainage profile."

The Brockville staff periodically reviews the latest pavement technology and mixes to see if any of them are applicable but given the volume of traffic in the city, Cosgrove says that "the tried and true works fine."

"We are not going to use something just because it is new. A smaller municipality has the advantage of keeping it simple."

*continued with Glossary of Pavement Maintenance Techniques ...*



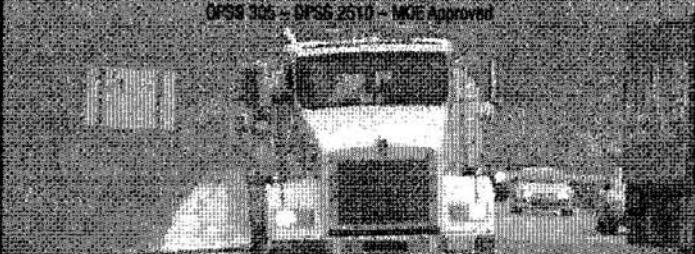
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**UNSTOPPABLE PEST**

# Beetle onslaught on track to kill every ash tree in city

**IAIN MARLOW**  
STAFF REPORTER

Toronto's ash trees could be gone in as little as 10 years, killed by an unstoppable beetle that is spreading rapidly across the province, the city's forestry czar says.

"It's the elimination of a *genus* from this part of the continent, which is absolutely staggering," said Richard Ubbens, the city's director of urban forestry. "It will wipe out all ash trees."

The emerald ash borer beetle, a shimmering blue-green insect native to parts of east and central Asia, has been eroding the ash population of the northeastern United States and southwestern Ontario for years. Larvae eat serpentine pathways just beneath the bark, which slowly cut off the flow of water and nutrients within the tree. Death may take years.

Attempts to slow the beetle's on-

slaught have thus far failed, carving out and cutting down vast swaths of ash in southwestern Ontario. In a tactic similar to those used to slow forest fires, did not halt the spread of the beetle eastward. A pesticide derived from the neem tree, called TreeAzin, costs roughly \$300 per tree to apply, making it impractical for all but the largest, most beloved of privately owned ash trees, Ubbens said. TreeAzin will only act like a "vitamin" would against a cold — meaning it is no guarantee.

"There's no point in even trying anymore to eradicate it," Ubbens said of the beetle, noting that by the time an infestation is noticeable, the tree is beyond saving.

Ash borer beetles were first discovered in Toronto in 2007, at random, by an entomologist who noticed tell-tale tiny exit holes in an

BEETLE continued on GT3



Attempts to halt march of emerald ash borer beetle have failed.

# Beetle seen as unstoppable

BEETLE from GT1

ash tree's bark. By the end of 2008, it had spread as far east as Montreal and as far north as Sault Ste. Marie. The beetles can drift in the wind but may also be spread by the sale of firewood.

Ubbens estimates that as much as 6 per cent of Toronto's trees are ash, but close to 10 per cent in outlying municipalities. Infestations have also been identified in Halton, Peel, York, and Durham regions. Ash is a naturally occurring species in Canadian forests, where the percentage is much higher. Ash, a hardwood, is used for producing furniture, cabinets and baseball bats, among other things.

Varieties of ash have been favoured for planting in urban environments; this was especially the case after Dutch elm disease destroyed many urban trees.

"Urban foresters thought that ash was a good alternative because it was hardy, and they were planting ash and it was doing fine until this insect came along," said Dale Simpson, manager of the National Tree Seed Centre in Fredericton. "It's a good case in point — that whether it's in an urban environment or elsewhere in nature, you need to have a diversity of species."

Since 2002, when the potential for beetle infestations in the city became known, Toronto diversified its reforestation and naturalization programs as well as the types of trees it planted in urban areas.

Simpson's national tree seed centre, part of Natural Resources Canada, has started stockpiling ash tree seeds for future generations. Dried and frozen, the seed will remain viable for "decades and decades," Simpson said, and will have a germination rate of about 70 per cent when it is replanted — sometime after the alien invasion has run its course.



TORONTO STAR FILE PHOTO

Tell-tale tracks from the destructive emerald ash borer beetle can be seen on this tree. Toronto's ash trees could be gone in 10 years, experts say.

Last year, in a sample of 150 ash trees cut down for testing, every one was dying. Last week, 57 were cut down and so far, Ubbens said, all of them have likewise shown signs of emerald ash borer beetles.

But there is some hope. Despite the hordes of beetles fanning out across the province, it's unlikely they will reach all ash trees. Chestnut blight fungus, which eradicated most of the American chestnut in the first half of the last century, could not get to all chestnut trees, and some are still around.

Ubbens, musing on the unlikely extinction of the ash tree, notes: "Nature, in and of itself, is very resilient."

**It's the  
elimination  
of a genus from  
this part of the  
continent, which  
is absolutely  
staggering,"**

RICHARD UBBENS,  
TORONTO'S DIRECTOR  
OF URBAN FORESTRY

,

7(g)

Patrick M. McAuley, P. Eng.  
Commissioner



Public Works &  
Transportation Department

2009 05 11

Mayor John Rowswell  
And Members of Council  
Civic Centre

**RE: EMERALD ASH BORER - INVESTIGATION OF ASH TREES  
COUNCIL UPDATE**

This report has been prepared to provide Council with an update on the Emerald Ash Borer and to recommend further action.

As Council is aware, the Emerald Ash Borer has recently been discovered in Sault Ste. Marie. The Emerald Ash Borer (EAB), an invasive beetle that kills ash trees, was first found in both south-eastern Michigan and Essex County, Ontario in 2002. Since then, it has infested or killed an estimated 40 million ash trees in North America and continues to be found in new areas.

EAB is strictly regulated by the Canadian Food Inspection Agency (CFIA) as a plant pest under the Plant Protection Act. "Federal Ministerial Orders" prohibit the movement of specific materials, including any ash material and firewood from certain areas of the province. Anyone violating these restrictions is subject to a fine and/or prosecution.

EAB has recently been confirmed in Sault Ste. Marie, Ontario (September 2008), with six trees on private property and one tree on city property. As a result, the City received a "Notice of Prohibition" from the Canadian Food Inspection Agency (CFIA) that prevented the removal of any species of ash tree from this particular area. The Emerald Ash Borer Delimitation Survey Block established by the CFIA staff includes the Queenstown area, as well as east to Shannon Road and north to Northern Avenue.

The infected tree on city property has since been removed and disposed of and the CFIA has advised the owners of the six remaining infected trees that they are responsible for the disposal of these trees.

#### **Discussion**

Staff met with the Canadian Forestry Service (CFS) to determine what action the City of Sault Ste. Marie should be taking with respect to this infestation. Staff has advised the CFS that if funds are available, it is the city's intent to chemically (Biological Insecticide-Neem) treat the trees along Queen Street when it is jointly determined it is necessary by City and CFS staff. The CFS advice is that chemical treatment at this stage may not be effective since there is no evidence that the trees along Queen Street are infected.

7(g)

2009 05 11

Page 2

They recommend that as part of a program, an inventory of city owned ash trees be carried out to determine the size, concentration and location of the trees. Once an inventory has been completed, the CFS staff would carry out a trapping program to help delineate the distribution of the insect within the City. This information would provide the City with a plan of where to prioritize chemical treatment to protect City owned high value Ash trees.

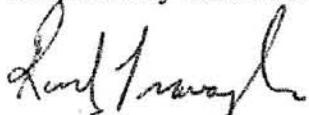
The City has curtailed ordering Ash species as part of our annual tree order which provides trees for Engineering subdivision agreements as well as street and park plantings. Alternate species would be recommended to residents and also planted within our parks and along our streets.

The City of Sault Ste. Marie has received a "Ministerial Order" on April 28, 2009. The ministerial order will be enforced by CFIA and has been established as the City's municipal boundaries for the movement of ash wood. The CFIA is focusing its efforts on preventing the movement of regulated materials from infested areas to areas where EAB has not been detected. Regulated materials include logs, branches, nursery stock, chips and firewood of Ash Species. Those who move these materials from regulated areas without prior permission from the CFIA could face fines and/or prosecution.

### **Recommendations**

It is recommended that the City of Sault Ste. Marie initiate an inventory of ash trees on City owned property beginning with the "Delimitation Survey Block" and that this work proceeds if funding is identified by staff from any appropriate sources.

Respectfully submitted,



Randy Travaglini  
Manager of Parks

RT:sf

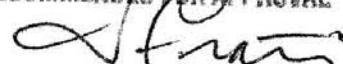
/pwt/DeptShare/Council 2009/Emerald Ash Borer Investigation

Recommended for Approval



Patrick McAuley, P. Eng.  
Commissioner

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi  
Chief Administrative Officer

---

The Corporation of the City of Sault Ste. Marie  
Public Works and Transportation Department  
128 Sackville Road ~ Sault Ste. Marie, ON P6B 4T6  
Telephone: (705) 759-5207 ~ Fax: (705) 541-7010  
[www.cityssm.on.ca](http://www.cityssm.on.ca)

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de la Nativité](#)[Fall Celebration](#)

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Elk Lake Fish On

Special Council Meeting

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## **Welcome to the Elk Lake Centennial Website !**

Please Browse the many events coming soon !

### **New ! Printable Civic Weekend Schedule Now Available !**

*Check Often, as many updates will be implemented during the year 2009.*

#### **Events Dates**

**2008**

December

**2009**

July 3rd - 4th

July 3rd - Aug 3rd  
July 31st - Aug 1st

#### **Questions & Answers Section**

*Check Out "Look Who's Coming" to the Elk Public School/Town Reunion.\**

*"Regarder Qui Vient" à la Retrouvaille de l'École de la Nativité.\**

Last updated July 20, 2009\*

#### **Elk Lake Centennial Silver Coin**

A limited edition of 200 coins has been produced in celebration of the Township of James 100 years.

The coins are available at the Township Office for \$150.00 each.

For more information call 678-2171 or email [elklake@ntl.sympatico.ca](mailto:elklake@ntl.sympatico.ca)

**10(a)**

THE CORPORATION OF THE CITY OF SAULT STE. MARIE  
BY-LAW 2009-139

**AGREEMENT:** (L.5.7) 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.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie, **ENACTS** as follows:

1. **EXECUTION OF DOCUMENTS**

The Mayor and the City Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to an agreement in the form of Schedule "A" hereto dated the 19<sup>th</sup> day of June, 2009 and the Ontario Minister of Transportation for funding under the Ontario Bus Replacement Program.

2. **SCHEDULE "A"**

Schedule "A" hereto forms part of this by-law.

3. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

READ THREE TIMES and PASSED in open Council this 27 day of July,  
2009.

\_\_\_\_\_  
ACTING MAYOR – PAT MICK

\_\_\_\_\_  
CITY CLERK – DONNA IRVING

D Bylaws\2009\2009-139 Agt MTO re Bus replacement

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CITY SOLICITOR

**Ministry of  
Transportation**

Office of the Minister

Ferguson Block, 3rd Floor  
77 Wellesley St. West  
Toronto, Ontario  
M7A 1Z8  
416 327-9200  
[www.mto.gov.on.ca](http://www.mto.gov.on.ca)

**Ministère des  
Transports**

Bureau du ministre

Édifice Ferguson, 3<sup>e</sup> étage  
77, rue Wellesley ouest  
Toronto (Ontario)  
M7A 1Z8  
416 327-9200  
[www.mto.gov.on.ca](http://www.mto.gov.on.ca)



10(a)

June 19, 2009

His Worship John Rowswell  
Mayor  
The City of Sault Ste. Marie  
PO Box 580, 99 Foster Drive  
Sault Ste. Marie, Ontario  
P6A 5N1

Dear Mayor Rowswell:

**RE: Letter of Agreement between Her Majesty the Queen in right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario (the "Ministry") and the City of Sault Ste. Marie (the "Municipality") Related to Funding Provided to the Municipality under the Ontario Bus Replacement Program (this "Letter of Agreement")**

---

This Letter of Agreement is in response to the application received from the Municipality for funding under the Ontario Bus Replacement Program (the "OBRP").

The Ministry has now completed its review of the application and wishes, subject to the terms and conditions set out below, to provide the Municipality with funding for the replacement of ageing transit buses in support of strong communities, increased public transportation reliability, reduction of municipal operating costs, and investment in the renewal of transportation systems.

Funding from the Ministry to the Municipality under the OBRP (the "OBRP funding") will be provided in accordance with the terms and conditions set out in this Letter of Agreement and the OBRP 2009 Guidelines and Requirements (the "Guidelines and Requirements"), including compliance with the Province's Canadian Content for Transit Vehicle Procurement Policy.

In consideration of the mutual covenants and agreements contained in this Letter of Agreement and the Guidelines and Requirements, which the Municipality has reviewed and understands and which are hereby incorporated by reference, and other good and valuable consideration (the receipt of which is hereby acknowledged), the Ministry and the Municipality covenant and agree as follows:

1. In accordance with and subject to the terms and conditions set out in this Letter of Agreement and the Guidelines and Requirements, the Ministry agrees to provide OBRP funding to the Municipality up to, unless the Ministry otherwise agrees upon in writing, a maximum amount of \$33,300.00.
2. The OBRP funding to be provided under section 1 is subject to the Municipality having provided the Ministry with the required number of copies of this Letter of Agreement signed by the Municipality, certified copies of the authorizing municipal by-law(s) and a binding agreement between the Municipality or a transit operator, as applicable, and a manufacturer of transit buses for the purchase of such transit buses to be delivered in 2009 and, where applicable, a binding operating agreement between the Municipality and a transit operator.
3. Despite Section 1, the Municipality understands and agrees that any amount payable under this Letter of Agreement may be subject, at the sole discretion of the Ministry, to adjustment for consistency with the agreements described in Section 2, and any other adjustments as set out in the Guidelines and Requirements, including those related to annual appropriations of funds by the Legislative Assembly of Ontario.
4. Unless terminated earlier in accordance with the terms and conditions set out in this Letter of Agreement or extended at the Ministry's option and with the consent of the Municipality, the term of this Letter of Agreement shall commence on the effective date, which shall be the last date it is signed by one of the representatives from the Municipality, and shall expire on March 31, 2010.
5. The Ministry may terminate this Letter of Agreement at any time, without cause, upon giving at least sixty (60) days written notice to the Municipality. If the Ministry terminates this Letter of Agreement without cause, it may: a) cancel all further OBRP funding payments; and b) determine the Municipality's reasonable costs to terminate any binding agreement between the Municipality and a transit operator or a manufacturer of transit buses acquired under the OBRP, and permit the Municipality to offset these costs against the OBRP funds remaining in the possession or under the control of the Municipality.
6. If the Ministry fails to receive the necessary appropriation from the Legislature for the OBRP, the Ministry, in addition to any adjustments it may make under section 3, may terminate this Letter of Agreement immediately by giving notice to the Municipality. In such instance, the Ministry shall have the same rights as those set out in paragraphs 5 a and b.
7. This Letter of Agreement constitutes the entire Agreement between the Ministry and the Municipality with respect to the subject matter contained in this Letter of Agreement, and supersedes all prior oral or written representations and agreements.
8. Any changes to this Letter of Agreement shall be by written amendment signed by the Ministry and the Municipality.

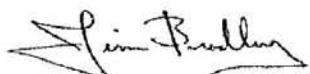
9. Any provisions, which, by their nature are intended to survive the termination or expiration of this Letter of Agreement, shall survive its termination or expiration, including the Municipality's indemnification obligations.
10. The Municipality hereby consents to the execution by the Ministry of this Letter of Agreement by means of an electronic signature.

If the Municipality is satisfied with and accepts the terms and conditions of this Letter of Agreement, please secure the required signatures for the four enclosed copies of this Letter of Agreement and return two fully signed and dated copies to:

Ministry of Transportation  
Division Services and Program Management Office  
27<sup>th</sup> Floor, Suite # 2702  
777 Bay Street  
Toronto, Ontario  
M7A 2J8

Once the Ministry has received the signed and dated copies of this Letter of Agreement and related certified copies of the authorizing municipal by-law(s), and agreements set out in Section 2, the Ministry may, in accordance with the OBRP, make arrangements for the payment of OBRP funding to the Municipality.

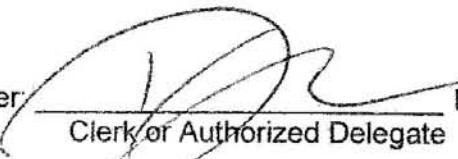
Yours sincerely,



Jim Bradley  
Minister of Transportation

I have read and understand the terms of this Letter of Agreement, as set out above, and by signing below I am signifying that the Municipality has consented to be bound by these terms.

Per: P. A. Mick Date: July 27, 2009  
Head of Council Acting Mayor - Pat Mick

Per:  Date: July 27, 2009  
Clerk or Authorized Delegate Clerk - Donna Irving

THE CORPORATION OF THE CITY OF SAULT STE. MARIE  
BY-LAW 2009-140

**AGREEMENT:** (E.3.4.4) 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.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie, **ENACTS** as follows:

1. **EXECUTION OF DOCUMENTS**

The Acting Mayor and the Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to an agreement in the form of Schedule "A" hereto made between the City and AECOM Canada Ltd. for the provision of engineering services for the design and construction of the landfill gas collection system.

2. **SCHEDULE "A"**

Schedule "A" hereto forms part of this by-law.

3. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

READ THREE TIMES and PASSED in open Council this 27<sup>th</sup> day of July, 2009.

---

ACTING MAYOR – PAT MICK

---

CITY CLERK – DONNA IRVING

D:\Bylaws\2009\2009-140\AECOM Agrt – Landfill Gas Collection

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CITY SOLICITOR

*10(b)*

- 1 -

SCHEDULE "A"

AGREEMENT

FOR

PROFESSIONAL CONSULTING SERVICES

MEMORANDUM OF AGREEMENT dated the 1st day of June, 2009

-BETWEEN-

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

Hereinafter called the 'Client'

THE PARTY OF THE FIRST PART

-AND-

AECOM Canada Ltd.

Hereinafter called the 'Consultant'

THE PARTY OF THE SECOND PART

WHEREAS the Client intends to undertake detailed design and construction of a landfill gas collection and flaring system,

hereinafter called the 'Project' and has requested the Consultant to furnish professional services in connection therewith;

**NOW THEREFORE WITNESSETH** that in consideration of the covenants contained herein, the Client and the Consultant mutually agree as follows:

**ARTICLE 1 - GENERAL CONDITIONS****1.01 Retainer**

The Client hereby retains the services of the Consultant in connection with the Project and the Consultant hereby agrees to provide the services described herein under the general direction and control of the Client.

In this Agreement the word Consultant shall mean professionals and other specialists engaged by the Client directly and whose names are party to this Agreement.

**1.02 Services**

The services to be provided by the Consultant and by the Client for the Project are set forth in Article 2 and such services as changed, altered or added to under Section 1.08 are hereinafter called the 'Services'.

**1.03 Compensation**

The Client shall pay the Consultant in accordance with the provisions set forth in Article 3. For purposes of this agreement, the basis of payment shall be as specified in Article 3.2.2.

**1.04 Staff and Methods**

The Consultant shall perform the services under this agreement with that degree of care, skill and diligence normally provided in the performance of such services as contemplated by the agreement at the time such services are rendered and as required by the Professional Engineers Act (RSO 1990, Chapter P. 28) and regulations therein. The Consultant shall employ only competent staff who will be under the supervision of a senior member of the Consultant's staff.

**1.05 Drawings and Documents**

Subject to Section 3.2.4 of Article 3, drawings and documents or copies thereof required for the Project shall be exchanged between the parties on a reciprocal basis. Documents prepared by the Consultant for the Client, including record drawings, may be used by the Client, for the Project herein described. In accordance with Article 1.06, the client indemnifies the Consultant for unauthorized use of the documents and deliverables.

**1.06 Intellectual Property**

All concepts, products or processes produced by or resulting from the Services rendered by the Consultant in connection with the Project, or which are otherwise developed or first reduced to practice by the Consultant in the performance of his Services, and which are patentable, capable of trademark or otherwise, shall be considered as Intellectual Property and remain the property of the Consultant.

The Client shall have permanent non-exclusive royalty-free license to use any concept, product or process, which is patentable, capable of trademark or otherwise produced by or resulting from the Services rendered by the Consultant in connection with the Project and for no other purpose or project.

**1.07 Records and Audit**

- (a) In order to provide data for the calculation of fees on a time basis, the Consultant shall keep a detailed record of the hours worked by staff employed for the Project.
- (b) The Client may inspect timesheets and record of expenses and disbursements of the Consultant during regular office hours with respect to any item which the Client is required to pay on a time scale or disbursement basis as a result of this Agreement.
- (c) The Consultant, when requested by the Client, shall provide copies of receipts with respect to any disbursement for which the Consultant claims payment under this Agreement.

**1.08 Changes and Alterations and Additional Services**

With the consent of the Consultant the Client may in writing at any time after the execution of the Agreement or the commencement of the Services delete, extend, increase, vary or otherwise alter the Services forming the subject of the Agreement, and if such action by the Client necessitates additional staff or services, the Consultant shall be paid in accordance with Section 3.2.1 for such additional staff employed directly theron, together with such expenses and disbursements as allowed under Section 3.2.4. In the event that the client delays the project then the consultant shall have the right to renegotiate the agreement.

**1.09 Suspension or Termination**

Either party may at any time by notice in writing to the other party, suspend or terminate the Services or any portion thereof at any stage of the project. Upon receipt of such written notice, the Consultant shall perform no further Services other than those reasonably necessary to close out his Services. In such an event, the Consultant shall be entitled to payment in accordance with Section 3.2. for any of the Consultant's staff employed directly thereon together with such expenses and disbursements allowed under Section 3.2.

If the Consultant is practicing as an individual and dies before his Services have been completed, this Agreement shall terminate as of the date of his death, and the Client shall pay for the Services rendered and disbursements incurred by the Consultant to the date of such termination.

**1.10 Indemnification**

The Consultant shall indemnify and save harmless the Client from and against all claims, actions, losses, expenses, costs or damages of every nature and kind whatsoever which the Client, his employees, officers or agents may suffer, to the extent the Consultant is legally liable as a result of the negligent acts of the Consultant, his employees, officers or agents in the performance of this Agreement.

The Client agrees to hold harmless, indemnify and defend the Consultant from and against any and all claim, losses, damages, liability and costs of defense arising out of or in any way connected with the presence, discharge, release or escape of contaminants of any kind, excluding only such liability as may arise out of the negligent acts of the Consultant in the performance of consulting services to the Client within this project.

**1.11 Insurance**

The Client will accept the insurance coverage amount specified in this clause section (1.11) as the aggregate limit of liability of the Consultant and its employees for the Client's damages.

**a) Comprehensive General Liability and Automobile Insurance**

The Insurance Coverage shall be \$2,000,000.00 per occurrence and in the aggregate for general liability and \$2,000,000.00 for automobile insurance. When requested, the Consultant shall provide the Client with proof of Comprehensive General Liability and Automobile Insurance (Inclusive Limits) for both owned and non-owned vehicles.

**b) Professional Liability Insurance**

The Insurance Coverage shall be in the amount of \$2,000,000.00 per claim and in the aggregate. When requested, the Consultant shall provide to the Client proof of Professional Liability Insurance carried by the Consultant, and in accordance with the Professional Engineers Act (RSO 1990, Chapter P. 28) and regulations therein.

**c) Change in Coverage**

If the Client requests to have the amount of coverage increased or to obtain other special insurance for this Project then the Consultant shall endeavour forthwith to obtain such increased or special insurance at the Client's expense as a disbursement allowed under Section 3.2.

It is understood and agreed that the coverage provided by these policies will not be changed or amended in any way nor cancelled by the Consultant until thirty (30) days after written notice of such change or cancellations has been personally delivered to the Client.

**1.12 Contracting for Construction**

Neither the Consultant nor any person, firm or corporation associated or affiliated with or subsidiary to the Consultant shall tender for the construction of the Project, or have an interest either directly or indirectly in the construction of the Project.

**1.13 Assignment**

Neither party *may assign this Agreement without the prior consent in writing of the other.*

**1.14 Previous Agreements**

This Agreement supersedes all previous agreements, arrangements or understandings between the parties whether written or oral in connection with or incidental to the Project.

**1.15 Approval by Other Authorities**

Unless otherwise provided in this Agreement, where the work of the Consultant is subject to the approval or review of an authority, department of government, or agency other than the Client, such applications for approval or review shall be the responsibility of the Consultant, but shall be submitted through the offices of the Client and unless authorized by the Client in writing, such applications for approval or review shall not be obtained by direct contact by the Consultant with such other authority, department of government or agency.

**1.16 Principals and Executives**

The use of principals and executives on a time basis by the Consultant, will be in accordance with Section 1.23.1 (c).

**1.17 Sub-Consultants**

The Consultant may engage others as sub-consultants for specialized services provided that prior approval is obtained, in writing, from the Client and may add a mark-up of not more than 5% of the cost of such services to cover office administration costs when claiming reimbursement from the Client plus the cost of the additional insurance incurred by the Consultant for the specialized services.

**1.18 Inspection**

The client, or persons authorized by the Client, shall have the right, at all reasonable times, to inspect or otherwise review the Services performed, or being performed, under the Project and the premises where they are being performed.

**1.19 Publication**

The Consultant agrees to obtain the consent in writing of the Client before publishing or issuing any information regarding the Project.

**1.20 Confidential Data**

The Consultant shall not divulge any specific information, communicated to or acquired by him, or disclosed by the client in the course of carrying out the Services provided for herein and identified by the Client as being confidential. These obligations of confidentiality shall not apply to information which is in the public domain, which is provided to the Consultant by a third party without obligation of confidentiality which is independently developed by the Consultant without access to the Client's information, or which is required to be disclosed by law or by court order. No such information shall be used by the Consultant on any other project without the approval in writing of the client.

### **1.21 Dispute Resolution**

- (a) If requested in writing by either the Client or the Consultant, the Client and the Consultant shall attempt to resolve any dispute between them arising out of or in connection with this Agreement by entering into structured non-binding negotiations with the assistance of a mediator on a without prejudice basis. The mediator shall be appointed by agreement of the parties. If a dispute cannot be settled within a period of ninety (90) calendar days with the mediator, the dispute shall be referred to and finally resolved by arbitration under the rules of the province having jurisdiction or by an arbitrator appointed by the agreement of the parties.
- (b) No person shall be appointed to act as mediator or arbitrator who is in any way interested, financially or otherwise, in the conduct of the work on the Project or in the business or other affairs of either the Client or the Consultant.
- (c) The award of the arbitrator, including an award for costs if applicable, shall be final and binding upon the parties.
- (d) The provisions of The Arbitration Act, R.S.O., 1991, Chapter 17, as amended shall apply.

### **1.22 Time**

The Consultant shall perform the Services expeditiously to meet the requirements of the Client and shall complete any portion or portions of the Services in such order as the Client may require.

The Client shall give due consideration to all designs, drawings, plans, specifications, reports, tenders, proposals and other information submitted by the Consultant, and shall make any decisions which he is required to make in connection therewith within a reasonable time so as not to delay the work of the Consultant.

### **1.23 Estimates, Schedules and Staff List**

#### **1.23.1 Preparation of Estimate of Fees, Schedule of Progress and Staff List**

When requested by the Client, and where payment is calculated on a time basis, the Consultant shall provide, for approval by the Client:

- (a) An estimate of the total fees to be paid for the Services.
- (b) A Schedule showing an estimate of the portion of the Services to be completed in each month and an estimate of the portion of the fee which will be payable for each such month.
- (c) A Staff list showing the number, classifications and hourly rate ranges for staff, principals and executives, for which the Consultant will seek payment on a time basis. The Consultant shall relate such information to the particular type of work that such staff is to perform, while employed on the Project. Such list shall designate the member of the Consultant's staff who is to be the liaison person between the Consultant and the Client.

#### **1.23.2 Subsequent Changes in the Estimate of Fees, Schedule of Progress and Staff List**

The Consultant will require prior written approval, from the Client for any of the following changes:

- (a) Any increase in the estimated fees beyond those approved under Subsection 1.23.1 (a).
- (b) Any change in the schedule of progress which results in a longer period than provided in Subsection 1.23.1 b).
- (c) Any change in the number, classification and hourly rate ranges of the staff provided under Subsection 1.23.1 c).

#### **1.23.3 Monthly Reporting of Progress**

When requested by the Client, the Consultant shall provide the Client with a written report showing the portion of the Services completed in the preceding month.

**ARTICLE 2 - SERVICES****2.01 Consultant's Planning and Preliminary Design Services**

The Consultant shall provide the following services for the Sault Ste. Marie Landfill Gas System, unless already provided:

Refer to the attached letter dated February 2, 2009 from Dillon Consulting for a breakdown of the Scope of Services.

**2.02 Client's Services for Planning and Preliminary Design Services**

The Client shall provide the Consultant with the following, unless already provided:

1. Copies of available information, investigations/studies undertaken for or related to the Work.
2. Access to and the use of existing plans, profiles, utility information, legal documents (plans), reports and correspondence relevant to the Project.
3. General direction of the Consultant in the provision of services and approvals within reasonable time as necessary during the currency of this agreement.
4. Publication of notices to the public.
6. Assisting the Consultant to gain access to private properties.

**2.03 Services to be Provided by Consultant for Detailed Design and Tendering**

Refer to the attached letter dated February 2, 2009 from Dillon Consulting for a breakdown of the Scope of Services.

**2.04 Services to be Provided by Client for Detailed Design**

1. Access to and, where necessary, copies of existing plans, profiles or other topographic information showing or pertaining to existing conditions within the Project area.
2. Registered land plans, legal documents and surveys, where necessary, defining the property limits of existing rights-of-way and other parcels of land affected by the Project, and as required in the acquisition of property and lands for the Project.
3. Specimen contract drawings for the guidance of the Consultant in the design of the Project to the standards required by the Client.
4. General direction of the Consultant in the provision of the services.
5. Any available information regarding utilities necessary for the preparation of the plans.
6. Arranging and making provision for the Consultant's entry and ready access to property (public and private) as well as to the site of the Project, as necessary to enable him to perform his services.
7. Additional soils information as the Consultant may require for proper design.
8. Designating in writing an individual to act as his Representative who will transmit instructions to and receive information from the Consultant.
9. Acquisition of any lands that may be required.

**2.05 Services to be Provided by Consultant for Contract Administration and Construction Inspection of the Project**

1. Undertake contract administration and provide resident inspection during the construction phase.
  2. Provide post construction services including warranty inspections, release of holdbacks, and as-constructed records.
- 2.06 Services to be Provided by Client for Contract Administration and Construction Inspection of the Project**  
 (Not Applicable)
- 2.07 Milestones**

The Consultant shall endeavour to perform the services set forth in paragraphs 2.01 and 2.03 of this Agreement in the time frames provided for in the February 2, 2009 letter from Dillon Consulting, a copy of which is attached hereto.

### **ARTICLE 3 - FEES AND DISBURSEMENTS**

#### **3.1 Definitions**

For the purpose of this Agreement, the following definitions shall apply:

- (a) **Cost of the Work:**
- (i) The "Cost of the Work" shall mean the total cost of the Project including all materials, equipment, sales taxes, labour and contractor's overhead and profit, necessary to complete the work for which the Consultant prepares designs, drawings or specifications, for which he is responsible. Where sales taxes are not included in the cost of the work, the fee shall be adjusted upwards by the factor equivalent to the sales taxes. The adjusted fee may be computed to the nearest one-tenth of one percent (1/10%).
  - (ii) Wherever the client furnishes labour or other service which is incorporated in the work, the current price of labour or other service when the work was executed shall be used to compute the Cost of the Work.
  - (iii) Whenever used materials or equipment is furnished by or on behalf of the Client, the fair market value of such materials or equipment, as though it was purchased new, shall be used to compute the Cost of the Work.
  - (iv) In computing the Cost of the Work, no deductions shall be made on account of any penalties or damages claimed by the Client from any contractor or on account of any other sum withheld from any contractor.
  - (v) The Cost of the Work shall not include any fees and disbursements due to the Consultant, the Client's engineering and office expenses, or cost of land.
- (b) **Site:**

Site includes the actual work site and other locations where the checking of materials, equipment and workmanship is carried out.

#### **3.2 Basis of Payment**

##### **3.2.1 Fees Calculated on a Percentage of Cost Basis**

(Not Applicable)

##### **3.2.2 Fees Calculated on a Time Basis**

The Client shall pay the Consultant a fee, calculated on a time basis, for that part of the Services described in Article 2. Fees on a time basis for all staff shall be hourly rates based on job classifications as follows:

- a) Staff on normal assignments - Payroll Cost multiplied by a factor of 2.0.
- b) Services During Construction:
  - (i) For all services, except for staff full-time continuously on site - Payroll cost multiplied by a factor of 2.0.
  - (ii) For site staff working full-time continuously - Payroll cost multiplied by a factor of 1.7.

For a project of over one (1) year duration, or for projects which become extended beyond one (1) year in duration, the consultant may from time to time seek approval from the client to adjust hourly rates and such approval shall not be unreasonably withheld.

### **3.2.2.2 Time Expended**

All time expended on the assignment, whether in the Consultant's office, at the Client's premises, or elsewhere, and including travel time, shall be chargeable. This also includes, but is not limited to, stenographic and clerical staff engaged in the preparation of documents such as reports and specifications.

### **3.2.3 Lump-Sum Fee / Negotiated Fee**

#### **3.2.3.1 Lump-Sum Fee Basis**

(Not Applicable)

### **3.2.4 Reimbursable Expenses**

In addition to the fee, the Consultant shall be reimbursed at cost plus an administrative charge of 5%, plus the cost of additional insurance incurred by the Consultant, for all expenses properly incurred by him in connection with the project, including but not limited to: vehicle use charges, travelling and living expenses, long distance telephone charges, facsimile transmission charges, printing and reproductions, progress photography, advertising for tenders, special delivery and express charges, overtime premium costs, and the cost of providing and maintaining site offices, supplies and equipment, chemical and physical tests.

#### **3.2.4.1 Information Technology and Reprographic (ITR) costs incurred by the Consultant shall be reimbursed at a standard charge rate of \$0 per labour hour expended. The assessment shall include all information technology resources required for purposes of providing the services contemplated under this agreement, including: computer equipment/systems, computer software, computer supplies, networking (local and wide area), and labour associated with computer management, administration and support. Computer systems include all types of computers, such as: general purpose microcomputers, PC-CADD microcomputers, graphic design workstations, and notebooks. The ITR charge shall also include all regular in-house convenience copying and printing. Cost for reproducing specifications and drawing set shall not be included in this rate.**

#### **3.2.4.2 Telecommunication costs (COM) other than video-conferencing incurred by the Consultant shall be reimbursed at a standard charge rate of \$0 per labour hour expended. The assessment shall include in-house costs for use of telephone/telecommunication services (including maintenance and support) and facsimile transmissions.**

### **3.3 Payment**

#### **3.3.1 Fees Calculated on a Time Basis**

The Consultant shall submit an invoice to the Client for all Services completed in the immediately preceding month. Interest at the annual rate of 12 percent (1 percent monthly) will be paid on the total outstanding unpaid balance commencing 30 days after the Client has received the Consultant's invoice.

#### **3.3.2 Fees Calculated on a Percentage of Cost Basis**

(Not Applicable)

**10(b)**

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**3.3.3 Lump Sum Fee/Negotiated Fee**

(Not Applicable)

**CONSULTANT**

The signatory shall have the authority to bind the corporation or company for purposes of this agreement

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Name)

\_\_\_\_\_  
(Title)

**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**

The signatory shall have the authority to bind the municipality or its agency for purposes of this agreement

XXXXXX XXXX ACTING MAYOR - PAT MICK

XXXXXX XXXX CITY CLERK - DONNA IRVING

XXXXXX XXXX

*10(6)*

SCHEDULE "A"

to Memorandum of Agreement

Dated the 1<sup>st</sup> day of June, 2009 A.D.

1. The estimated fees/upset fee limit for each phase of the project is as follows:

Task	Scope of Work	Estimated Fee	Estimated Disbursements	Upset Fee Limit
1. LFG Management System Design, Approvals, and Tendering	As per Agreement		\$145,400	
2. Construction Quality Assurance	As per Agreement	\$95,580	\$81,500	
3. Project Management	As per Agreement	\$20,520		

Note:

(i) Fees excludes taxes.

2. A range of billing rates for each employee classification is as follows:

Classification	Billing Rate (\$/hour)	Anticipated Staff Allocation to this Project
Senior Engineer	120 - 200	6
Intermediate Engineer	80 - 120	4
Senior Technician	80 - 120	8
Intermediate Technician	60 - 80	4
Support Staff	50 - 70	4

AECOM  
523 Wellington Street East, Sault Ste. Marie, Ontario P6A 2K6  
T 705.942.2612 F 705.942.3642 www.aecom.com

April 23, 2009

Project Number:

Susan Hamilton Beach, P. Eng  
City of Sault Ste. Marie  
Engineering Department  
99 Foster Drive, 5<sup>th</sup> Floor  
Sault Ste. Marie, Ontario  
P6A 5N1

Dear Mrs. Hamilton Beach:

**Re: Landfill Gas Collection System – Work Program**

We have prepared a work program and fee estimate to undertake the detail design, tendering, approvals, contract administration, resident inspection and commissioning of Phase 1 of the proposed active landfill gas collection system at the landfill.

The work will be undertaken with AECOM as the lead consultant with Dillon and SCS Engineers providing specialized subconsultant services. AECOM will provide overall project management, resident inspection and contract administration services while Dillon/SCS will be responsible for detail designs, tender preparation, approvals and technical support during construction and commissioning.

Our subconsultant, Dillon Consulting has prepared a detailed work program which is appended to this letter. The work program outlines the tasks and activities to be undertaken and their fees for the roles described above. The estimated overall fees including AECOM fees for overall project management, contract administration and resident inspection are summarized in the Table below.

<b>Professional Engineering Fees</b>	
<b>Description</b>	<b>Estimated Fees and Disbursements</b>
Dillon/SCS as per attached Work Plan	\$223,000
AECOM (overall project management/contract administration and resident supervision)	\$120,000
<b>Total</b>	<b>\$343,000</b>

The timelines for the design component are included in the attachment. Our construction administration/inspection fee estimate has been developed assuming an 18 week construction period.

**10(b)**

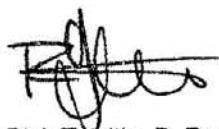
Page 2  
City of Sault Ste. Marie – Engineering Dept.  
April 23, 2009

We have also contacted Larry Wilcox for an update on the City's funding application. His expectation is that announcements should be forthcoming in the near future and speculated that we may hear something before the end of March, 2009.

We are prepared to initiate work as soon as authorization is received.

Should you have any questions regarding this submission please contact the undersigned.

Sincerely,  
**AECOM Canada Ltd.**



Rick Talvitie, P. Eng.  
*rick.talvitie@aecom.com*

RT:nm

Encl.

10(b)



February 2, 2009

AECOM  
523 Wellington Street East  
Sault Ste. Marie, ON P6A 2M4

Attention: Mr. Rick Talvitie  
Branch Manager

**Sault Ste. Marie Municipal Landfill – Landfill Gas System Detailed Design, Approvals and Construction Quality Assurance Work Plan**

235 Yorkland Blvd.  
Suite 800  
Toronto, Ontario  
Canada  
M2J 4Y8  
Telephone  
(416) 229-4646  
Fax  
(416) 229-4692

Dear Sirs:

We are pleased to provide our work plan to undertake detailed design of the landfill gas collection and flaring system, to apply for the required approvals from MOE for these works, to provide tendering assistance, and to provide certain quality assurance services during the construction phase.

**PROJECT UNDERSTANDING**

The Sault Ste. Marie Municipal Landfill (previously known as the Cherokee Landfill) has been receiving waste since the early 1960s. Provisional Certificate of Approval A 560102 was issued in 1989 for an expansion of the Landfill. The approved fill area is 44.6 hectares. The landfill is now owned and operated by the City of Sault Ste. Marie. Very little area of the landfill is currently completed to final design contours.

There are currently 31 vertical landfill gas (LFG) extraction wells installed in the east area of the Landfill. Thirty (30) of these wells are equipped with a wellhead flare for odour control.

A building exists south of the landfill which is being used by a private company for a pilot project on a thermal technology for waste disposal. A future landfill gas to energy (LFGE) facility may be located in the vicinity of this existing building.

The Landfill currently receives about 60,000 tonnes of waste per year. SCS Engineers, as a sub-consultant to Dillon, previously prepared LFG recovery projections. SCS also prepared conceptual LFG collection system plans for the Landfill. The conceptual plans included a final buildout plan, which considered the complete construction and filling of the Landfill.

...cont'd

Dillon Consulting  
Limited

AECOM, Mr. Rick Talviti  
Sault Ste. Marie Municipal Landfill  
Page 2  
February 2, 2009

The City of Sault Ste. Marie plans to construct the initial LFG collection system for the Landfill and the blower/flare station in 2009/2010. The initial collection system will be based on SCS' November 2008 conceptual plans. The blower/flare system is anticipated to include the following items:

- A new enclosed flare and appurtenances.
- A new, common blower skid capable of feeding the new flare and a potential, future end user.
- A new, common control system capable of controlling the new flare, and the new blower skid.

It will be necessary to obtain a Certificate of Approval for air and noise emissions from the blower/flare station. In addition, it will be necessary to obtain an amendment to the existing waste disposal site Certificate of Approval for the alteration constituted by these works.

Dillon, along with our sub-consultant SCS Engineers, will undertake the detailed design, preparation of contract documents, and preparation of applications for approvals for the first phase of the LFG collection system. In addition, Dillon and SCS Engineers will provide tendering assistance and certain construction quality assurance (CQA) services during the construction phase. Our proposed scope of services discusses these tasks in more detail.

#### SCOPE OF SERVICES

##### TASK 1: LFG MANAGEMENT SYSTEM DESIGN AND APPROVALS

###### Task 1.1: LFG Collection System Design Criteria

Based on the SCS November 2008 conceptual design, SCS will discuss design issues with Dillon and perform a site visit to arrive at the design criteria for the LFG collection system. Design criteria will cover the following:

- Type and location of collection devices. Based on the current landfill configuration, estimated sequential fill pattern, and SCS' experience, we will recommend specific locations for vertical wells, leachate cleanouts, and horizontal collectors, if any, for construction of the initial collection system.
- Initial and full header layout and profile.
- Location of the flare (assumed to be located as shown on the SCS November 2008 drawings).
- Condensate management requirements, including the most appropriate condensate tie-in locations.

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SCS will prepare a design memorandum, which incorporates the above design criteria.

#### **Task 1.2: Flare Station Design Criteria**

SCS will review the following information (Dillon will provide information that SCS does not currently have in AutoCAD format):

- Existing infrastructure, including all utilities, in the vicinity of the proposed flare station.
- Latest existing topographic conditions in the vicinity of the proposed flare station.
- Subsurface soil information in the vicinity of the proposed flare station.
- SCS LFG modelling.

SCS will discuss the following items with Dillon and finalize design criteria:

- Location for blowers and flare.
- Flare sizing.
- Blower requirements and size.
- Interconnection with future landfill and LFG systems.
- Interconnection with the existing electrical system.
- Condensate management requirements, including possible pump station locations and tie-in to existing leachate management system.
- Criteria for flare, blower details and control panels including interconnection with future LFG system.
- Need for and extent of vehicle access, exterior lighting, fencing, drainage and other site needs.
- Subsurface soil information, to be based on boring and well logs furnished by Dillon.

Dillon will provide electrical and structural engineering input as needed to complete the flare station design.

#### **Task 1.3: Design Report**

SCS will prepare a design report, which incorporates the design criteria noted above. The following items will be covered:

- Proposed site plan and layout, including wells, headers, and flare station.
- Pipe sizing and valve requirements.
- Blower size, horsepower, type, motor, controls, and appurtenances.
- Condensate system criteria, including pumps, tie-in and controls.

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AECOM, Mr. Rick Talviti  
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- Flare sizing configuration, type and controls.
- Power and control panel type, configuration and features, including alarm functions and communications.
- Redundant blower and flare requirements.
- Electrical system features and voltage.

#### Task 1.4: Collection System and Flare Station Bid Documents

Using the design reports as a basis, SCS and Dillon will prepare construction plans and specifications for bidding the project. It is anticipated that the following drawings will be prepared:

1. Cover Sheet
2. Collection System Site Plan (2009/2010)
3. Collection System Site Plan (final)
4. LFG Collection System Details
5. Condensate System Details
6. Landfill Gas Header Site Plan and Profile 1
7. Landfill Gas Header Site Plan and Profile 2
8. Blower/flare Station Site Plan
9. Piping and Instrumentation Legend
10. Piping and Instrumentation Diagram
11. Piping Layout and Sections
12. LFG and Condensate Piping Details
13. Civil and Mechanical Details
14. Civil and Mechanical Details
15. Electrical System Layout and Details
16. Electrical System Details
17. Electrical System Details
18. Condensate Pumps Power Plan
19. Condensate Pumps Power Plan Details

Technical specifications will be prepared in CSI format, and will include all necessary items for a complete installation, using Dillon's bid document "front end". SCS will suggest comments and edits to Dillon's standard documents for inclusion as Special Conditions. We assume that only one bid package will be prepared for the work. The specifications will require the contractor to apply for local building and electrical permits.

Upon completion of a 50 percent design, SCS will forward the plans to Dillon and AECOM for review and comment. After comments are incorporated, a 90 percent (substantial completion) design including a draft specification and bid document will be forwarded to Dillon and AECOM for review along with an Engineer's

...cont'd

*10(b)*

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Construction Cost Estimate. After receipt of comments, SCS will finalize the documents.

Dillon will provide 10 sets of plans and documents.

**Task 1.5: Certificate of Approval (Air and Noise)**

Dillon will prepare an application for a Certificate of Approval (Air and Noise) under Ontario Regulation 419/05 for the flare.

The first activity will be to undertake an Air Emissions Assessment. All data on air contaminant emissions and noise emissions from the flaring operations (from SCS), will be reviewed and assessed. SCS input may include supporting calculations, drawings, and manufacturer's information. No sampling or analysis for VOCs is included at this time. Rather, industry-average values will be assumed.

Emissions from the flare station required for the Emission Summary and Dispersion Modelling (ESDM) report and for preparation of the C of A application will be identified.

Dispersion modelling of all contaminants will be conducted using the MOE recommended air dispersion model to determine point of impingement ground level concentrations. The ESDM report will then be prepared, documenting all emissions sources in the format outlined in O.Reg. 419/05.

A noise screening assessment will be performed to determine the need for a full noise assessment. An acoustic screening report will be prepared and submitted with the C of A application unless a full assessment is determined to be necessary.

A full assessment will entail a background noise analysis, acoustic modelling, and an acoustic assessment report. The background noise analysis will include collection of traffic count data and traffic noise modelling as well as ambient noise monitoring at sensitive receptors.

Documentation to support the C of A application will be prepared in the appropriate format for submission to the Ministry of the Environment. Review comments and questions by the Ministry will be addressed to allow issuance of the C of A.

If necessary, based on a review of the air and noise emissions and modelling data, an abatement plan to mitigate exceedances will be prepared in consultation with the City of Sault Ste. Marie. This would require a separate proposal.

*...cont'd*

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#### Task 1.6: Amendment to Certificate of Approval (Waste Disposal Site)

The installation of the LFG collection and flaring system constitutes an alteration to the Landfill, which requires an amendment to the Provisional Certificate of Approval. Dillon will prepare a brief design report to accompany the submission of detailed design drawings/specifications and a completed application form.

#### Task 2: TENDERING ASSISTANCE AND CONSTRUCTION QUALITY ASSURANCE ASSISTANCE

Tendering and construction phase services will be provided, including office engineering (under Task 2) and limited site visits, as appropriate (under Task 3).

Tendering assistance will include attendance at bidder's meeting, technical assistance during the tender period, including issuance of addenda as necessary, and assistance with the review of bids.

Construction phase services include those activities that are required during the construction period to approve submittals, to inspect the Contractor's work, and to provide such clarification of the design plans and specifications, and liaison between Dillon and the Contractor as may be required to facilitate construction.

This proposal assumes full-time on-site inspection services will be provided by AECOM, and that Dillon and SCS will provide limited field visits as detailed under Task 3 below.

Dillon will designate a person who will coordinate with SCS' representative and the Contractor to facilitate on-site activities.

#### **Assumptions**

1. Contractor will provide reasonably well prepared submittals for all materials to be furnished in an organized manner, so that SCS and Dillon can review and approve them in a timely manner.
2. Contractor will furnish Record Drawings (As-Built) acceptable to SCS and Dillon in AutoCAD electronic format. SCS and SCS will finalize these Record Drawings for provision to AECOM.

Office activities will include:

- Review of shop drawings and approval of submittals.
- Provision of clarifying notes and discussions to reasonably provide information to accommodate site conditions that are found to be different than those shown on the drawings

...cont'd

AECOM, Mr. Rick Talyiti  
Sault Ste. Marie Municipal Landfill  
Page 7  
February 2, 2009

- Coordination with the Contractor, as required.
- Final record drawings in AutoCAD format (draft provided by the Contractor) which will incorporate SCS', Dillon's and the Contractor's red-line mark-ups, and surveying by the Contractor.

#### **Task 3: Limited Field Oversight**

SCS and Dillon will provide limited field oversight, as follows:

- Pre-construction meeting; one day, two persons
- Attendance at construction meetings/inspections; estimated at five days
- Start-up and check-out; estimated at two days

Field notes and minutes of meetings will be prepared. If the Contractor does not meet its contractual schedule or perform work in accordance with the Contract Documents, additional visits may be required.

#### **Task 4: Project Management and Coordination**

Dillon will manage the project and coordinate the design and approvals with SCS Engineers and Dillon staff.

#### **FEE ESTIMATE**

The following is the breakdown of the estimated fees for the tasks in the work program:

<b>Task</b>	<b>Budget Estimate</b>
1 LFQ Management System Design and Approvals	\$140,000
2 Construction Quality Assurance Assistance	\$44,000
3 Limited Field Oversight	\$23,000
4 Project Management	\$16,000
<b>Total</b>	<b><u>\$223,000</u></b>

We propose to undertake the work on a time and disbursements basis, with monthly billing.

The fee estimate does not include the application fees or GST.

10(b)

AECOM, Mr. Rick Talviti  
Sault Ste. Marie Municipal Landfill  
Page 8  
February 2, 2009

**SCHEDULE**

We are prepared to start immediately upon authorization. Drawings to the 50% completion level will be available in about 2 months. Allowing for comments and finalization, the completed set of design drawings and bid documents will require an additional 2 months. The application for the Certificates of Approval (Air and Noise) will be submitted at the 2 month point, but the application to amend the Certificate of Approval (Waste Disposal Site) will not be submitted until the design drawings and bid documents are finalized.

If you are in agreement with the scope and budget, please authorize us to proceed.

Yours sincerely,

**DILLON CONSULTING LIMITED**



Jim MacLachlan, P.Eng.  
Project Manager

JRM:mrb

*Commercial Confidential*

This document contains trade secrets or scientific, technical, commercial, financial and labour or employee relations information which is considered to be confidential to Dillon Consulting Limited ("Dillon"). Dillon does not consent to the disclosure of this information to any third party or person not in your employ. Additionally, you should not disclose such confidential information to anyone in your organization except on a "need-to-know" basis and after such individual has agreed to maintain the confidentiality of the information and with the understanding that you remain responsible for the maintenance of such confidentiality by people within your organization. If the head or any other party within any government institution intends to disclose this information, or any part thereof, then Dillon requires that it first be notified of that intention. Such notice should be addressed to Dillon Consulting Limited, 235 Yorkland Boulevard, Suite 800, Toronto, Ontario M2J 4Y8, Attention: President.

*10(c)*

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2009-141

**AGREEMENT:** (E.31.) 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.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, ENACTS as follows:

1. **EXECUTION OF DOCUMENTS**

The Mayor and City Clerk are hereby authorized for and in the name of the Corporation to execute and to affix the seal of the Corporation to an agreement dated July 27, 2009, in the form of Schedule "A" between the City and the Parks Canada Agency for the operation and maintenance of the Recreational Lock at the Sault Ste. Marie Canal National Historic Site.

**SCHEDULE "A"**

2. Schedule "A" hereto forms a part of this by-law.
3. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

Read THREE times and PASSED in open Council this 27th day of July, 2009.

---

ACTING MAYOR – PAT MICK

---

CITY CLERK – DONNA IRVING

DH Bylaws\2009\2009-141 – Agrt – Recreational Lock

**NOTICE**

THIS IS A DRAFT DOCUMENT. This document has not been enacted by City Council. It may not be enacted at all AND if enacted, it may not be in the form of the DRAFT copy.

CITY SOLICITOR

10(c)

SCHEDULE "A"

MEMORANDUM OF AGREEMENT

THIS AGREEMENT made this 27TH day of JULY , 2009.

BETWEEN:

HER MAJESTY IN RIGHT OF CANADA, has represented herein by the Parks Canada Agency on behalf of the Minister of the Environment

hereinafter referred to as "Her Majesty", or "Parks Canada",

OF THE FIRST PART,

AND:

THE CORPORATION OF THE CITY OF SAULT STE. MARIE, in the Province of Ontario,

hereinafter referred to as "the City",

OF THE SECOND PART,

WHEREAS the *Historic Sites and Monuments Act*, ("the Act"), R.S. 1985 c. H-4, s.3, empowers the Minister to make agreements for marking or commemorating historic places pursuant to the said Act and for the care and preservation of any place so marked or commemorated;

AND WHEREAS the Minister has declared the Sault Ste. Marie Canal situated in the City of Sault Ste. Marie in the Province of Ontario to be of national historic significance pursuant to the said Act;

AND WHEREAS the Minister is responsible pursuant to the said Act, to provide for the administration, preservation and maintenance of this National Historic Site and has control over all activities occurring within its boundaries;

AND WHEREAS the lock within this National Historic Site has been closed to navigation since July of 1987 due to the structural failure of the lock wall;

AND WHEREAS Her Majesty and the Province of Ontario entered into a cost share agreement for the construction of a smaller recreational lock within the existing lock chamber of the Sault Ste Marie Canal in 1995 with construction being completed in 1998;

AND WHEREAS Her Majesty entered into an agreement with the City for the operation and maintenance of the new recreational lock in 1995 which commenced on the first day of operation being July 14, 1998 and expired on July 13, 2008;

AND WHEREAS Her Majesty and the City agreed to extend the agreement for a further period of one year by way of a Letter of Agreement dated May 16, 2008;

AND WHEREAS the agreement between Her Majesty and the City will expire on July 14, 2009 and the Parties now wish to enter into a new agreement for the operation and maintenance of the recreational lock;

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the premises, mutual covenants and agreements contained herein, the parties covenant and agree as follows:

## 1.0 DEFINITIONS

In this Agreement,

- 1.1 "Batchewana First Nation of Ojibways" means the Batchewana First Nation of Ojibways or any person (s) authorized to act in that behalf;
- 1.2 "City" means the Corporation of the City of Sault Ste Marie , in the Province of Ontario or any person (s) authorized to act in that behalf;
- 1.3 "Maintenance" means the routine, cyclical, non-destructive actions necessary to sustain and to slow deterioration of mechanical elements, infrastructure and utilities that support the normal operation of the recreational lock;
- 1.4 "Minister" means the Minister of the Environment responsible for the Parks Canada Agency pursuant to section 2 of the *Historic Sites and Monuments Act* has represented by the person authorized to act in that behalf;
- 1.5 "Northern Ontario Field Unit Superintendent" means the Superintendent of the Parks Canada Agency Northern Ontario Field Unit or any person authorized to act in that behalf;
- 1.6 "Operation" means the activities required to facilitate the safe passage of vessels, ensure the safety and security of people and assets, respond to and meet client service requirements and provide basic maintenance;
- 1.7 "Parks Canada Agency" means a body corporate established under section 3 of the *Parks Canada Agency Act*;
- 1.8 "Recreational Lock" means a lock used for pleasure and recreational vessels as well as small commercial vessels.
- 1.9 "Site Manager" means the Site Manager of the Sault Ste. Marie Canal National Historic Site or any person authorized to act in that behalf;
- 1.10 "Stakeholders" means Parties as determined by the Northern Ontario Field Unit Superintendent and the City.

## 2.0 PREMISES OCCUPIED

- 2.1 The City is granted permission to use and occupy for the purposes of operating and maintaining the recreational lock all of the areas shown outlined in red and shaded in blue on the plan attached hereto as Schedule "A".

## 3.0 TERM

- 3.1 The term of this Agreement shall be for a period of TEN (10) years beginning on July 15, 2009 and ending on July 14, 2019.
- 3.2 This Agreement shall be subject to review at the end of the first FIVE (5) years and may be amended by mutual agreement at that time.
- 3.3 This Agreement may be renewed at the expiration of the term subject to any new terms and conditions that may be agreed to by mutual consent of the parties involved at that time. Failing renewal of this Agreement, neither party assumes responsibility for the continued operation of the Recreational Lock.

- 3.4 The Parties shall advise each other, one year prior to the expiration of this Agreement, of their individual intents with regards to the renewal of this Agreement.

#### 4.0 TERMINATION

- 4.1 This Memorandum of Agreement may be terminated at any time by either Party giving two (2) year's written notice to the other.

#### 5.0 RESPONSIBILITIES

- 5.1 Her Majesty agrees to administer, preserve and maintain the Sault Ste. Marie Canal as a National Historic Site, at Her own expense, within the limits of the resources available for this purpose.
- 5.2 Her Majesty agrees to provide financial assistance to The City with respect to the operation and maintenance of the Recreational Lock all in accordance with the terms and conditions set out in Article 6.0 of this Agreement.
- 5.3 The City agrees, subject to the terms of this Agreement, to operate and maintain the Recreational Lock at the Sault Ste. Marie Canal National Historic Site.
- 5.4 The City, prior to awarding any contract for maintenance work on the recreational lock, agrees to provide Her Majesty with a right of first refusal to complete the said work and Her Majesty will advise the City of its intent with regards to the said work within five (5) business days.

#### 6.0 FINANCIAL ASSISTANCE TERMS AND CONDITIONS

- 6.1 The financial assistance provided by Her Majesty shall cover only those annual expenses which are directly related to the operation and maintenance of the Recreational Lock.
- 6.2 Her Majesty will be responsible for 75% of the actual operating and maintenance costs for the Recreational Lock in each calendar year during the term of this Agreement.
- 6.3 The City will be responsible for 25% of the actual annual operating and maintenance costs for the Recreational Lock in each calendar year during the term of this Agreement.
- 6.4 The City will submit for the approval of the Site Manager a proposed annual operating budget for each calendar year no later than March 1<sup>st</sup> of that calendar year.
- 6.5 By June 30<sup>th</sup> of each calendar year, Her Majesty will transfer funds to the City in the amount of fifty thousand dollars (\$50,000.00) as an installment on its share of the total operating costs for that calendar year. This advance payment shall be considered a debt owed to Her Majesty until such time as the City has accounted for the said advance payment in accordance with the terms of this Agreement.
- 6.6 Her Majesty will submit to the City, no later than December 31<sup>st</sup> of each calendar year, a statement of the services provided and the costs for that calendar year in accordance with Article 5.4 of this Agreement which amount shall be included in the total operating costs for that calendar year.
- 6.7 By February 1<sup>st</sup> of each calendar year, the City will submit to Her Majesty a financial statement showing a detailed listing of the actual costs incurred in the previous calendar year all prepared in accordance with acceptable accounting standards and practices.

**10(c)**

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- 6.8 By March 1<sup>st</sup> of each calendar year, Her Majesty will reimburse the City 75% of the actual operating costs for the previous calendar year, less any amounts incurred by Her Majesty for services provided under Article 5.4 and itemized under Article 6.6.

#### **7.0 REVENUE**

- 7.1 All revenues generated on Site will accrue to the Sault Ste. Marie Canal National Historic Site.
- 7.2 Fees for lockage and mooring will be set by Her Majesty.
- 7.3 The City agrees to collect the fees for lockage and mooring in accordance with acceptable accounting practices and procedures for cash management and revenue reporting.
- 7.4 By February 1<sup>st</sup> of each year, the City will submit to the Site Manager all revenues collected during the course of the previous calendar year along with a detailed statement of the revenue collected including dates, amount and type of revenue collected.

#### **8.0 AUDIT**

- 8.1 Parks Canada reserves the right to audit or cause to have audited, the accounts and records of the City and the City shall make available to such auditors any records, documents and information that the auditors should require.

#### **9.0 LOCK OPERATION**

- 9.1 The City agrees to operate the lock safely and in accordance with federal government requirements relating to the *Historic Canal Regulations*, the *Canadian Environmental Assessment Act* the *Official Languages Act*; and all other applicable Federal, Provincial and Municipal legislation.
- 9.2 Parks Canada agrees to provide to the City and its employees training in lock operations, the cost of which will be included in the total operating costs for the year in which the training is given.
- 9.3 In accordance with the terms of an Agreement between Her Majesty in Right of Canada and the Batchewana First Nation dated the 10th day of December 1993, Parks Canada and The City agree that the operation of the lock must respect the right of the Batchewana First Nation to reasonable access to Whitefish Island, as more particularly detailed in Schedule "B" attached hereto.

#### **10.0 SEASON AND HOURS OF OPERATION**

- 10.1 The season and hours of operation of the Recreational Lock will be determined by mutual agreement between the Site Manager and the City. The City will consult with Stakeholders on the seasons and hours of operations as required.

#### **11.0 INDEMNIFICATION**

- 11.1 The City shall at all times indemnify and save harmless Her Majesty from and against all claims, demands, losses, costs, damages, actions, suits or other proceedings, by whomsoever made, sustained, brought or prosecuted, in any manner based upon, occasioned by, or attributable to, anything done or omitted by the City, its servants or agents in the fulfilment or purported fulfilment of any of the provisions of this Agreement.

11.2 Her Majesty shall at all times indemnify and save harmless The City from and against all claims, demands, losses, costs, damages, actions, suits or other proceedings, by whomsoever made, sustained, brought or prosecuted, in any manner based upon, occasioned by or attributable to, anything done or omitted by Her Majesty, Her servants or agents in the fulfilment or purported fulfilment of any provisions of this Agreement.

11.3 Her Majesty will save harmless the City from salary cost increases in relation to operation of the Recreational Lock that may arise as a direct result of challenges from federal public service unions or their members.

#### 12.0 HOUSE OF COMMONS

12.1 No member of the House of Commons shall be admitted to any share or part of this Agreement or to any benefit arising therefrom.

#### 13.0 NOTICE

13.1 Any notices required to be made under this Agreement shall be made in writing delivered to:

In the case of Parks Canada:

Site Manager, Sault Ste Marie Canal and Fort St Joseph National Historic Sites of Canada  
1 Canal Drive  
Sault Ste Marie, Ontario. P6A 6W4

- and -

In the case of The City:

The Commissioner of Community Services  
The City of Sault Ste. Marie,  
Civic Centre,  
P.O. Box 580,  
Sault Ste. Marie, Ontario. P6A 5N1

#### 14.0 DISPUTE RESOLUTION

14.1 In the event of a dispute arising under the terms of this Agreement, the Parties agree to make a good faith attempt to settle the dispute. In the event that the Parties can not resolve the dispute through negotiation, they agree to submit the dispute to mediation. The Parties will bear the cost of mediation equally.

#### 15.0 EFFECT OF AGREEMENT

15.1 The Parties acknowledge that this Agreement does not constitute an association for the purpose of establishing a partnership or joint venture and does not create an agency relationship between Parks Canada and The City.

15.2 This Agreement enures to the benefit of and is binding upon Her Majesty, Her heirs and successors and upon The City and its successors and assigns.

**10(c)**

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**17.0 COMMUNICATIONS**

17.1 All communications relating to the operation and maintenance of the recreational lock shall be approved by both Parties prior to its release.

**IN WITNESS THEREOF** Parks Canada, Northern Ontario Field Unit Superintendent, on behalf of Her Majesty in Right of Canada, has hereunto set his hand, and the Corporation of the City of Sault Ste. Marie have caused this Agreement to be executed by their proper officers, duly authorized in that behalf.

**SEALED, DELIVERED AND ATTESTED TO**  
by the Northern Ontario Field Unit  
Superintendent on behalf of Her  
Majesty in the presence of

**Witness**

Mike Walton, Superintendent  
Northern Ontario Field Unit  
Parks Canada Agency

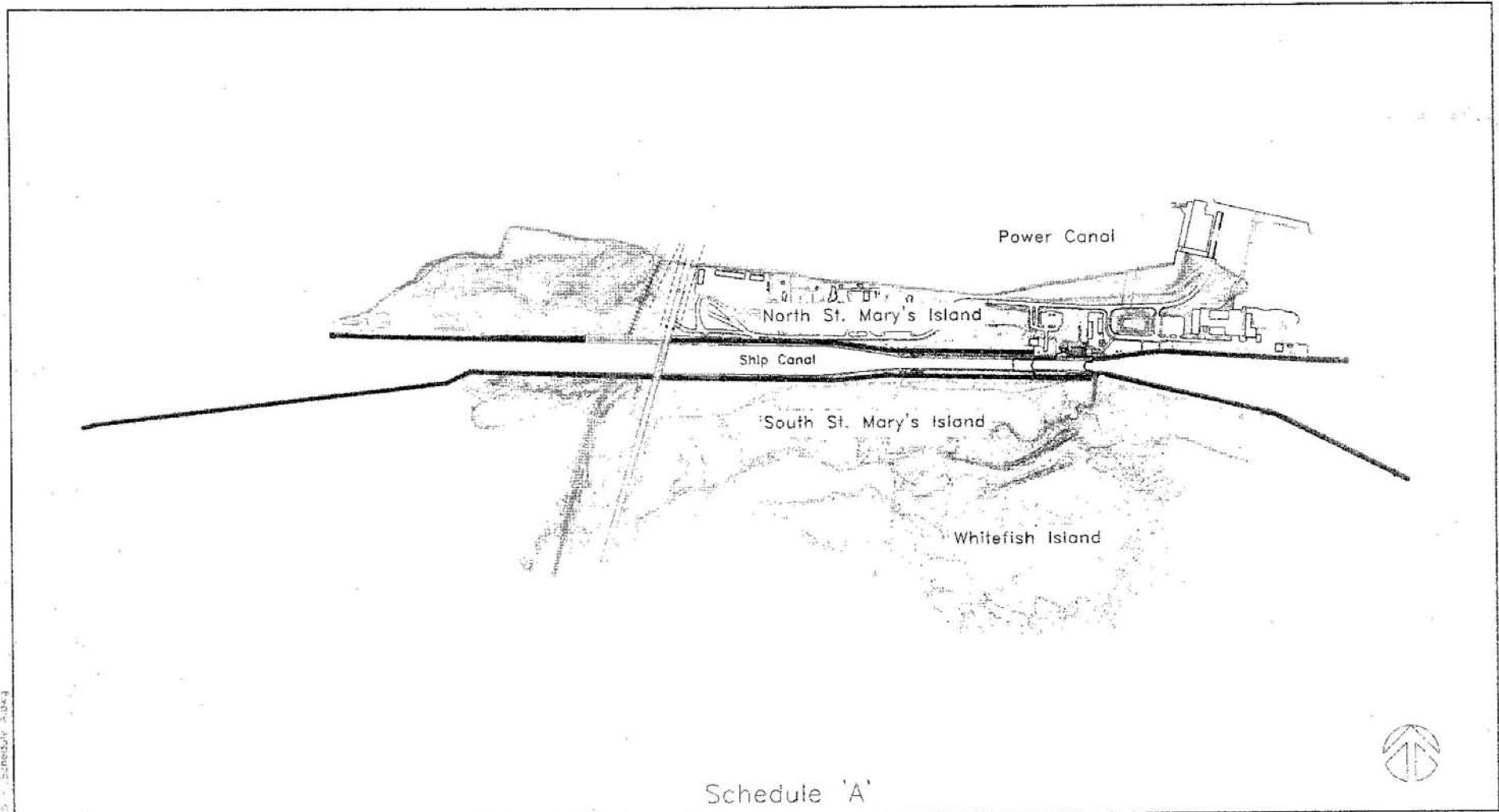
**SIGNED, SEALED AND DELIVERED**

THE CORPORATION OF THE CITY  
OF SAULT STE. MARIE  
PER

by ~~JOHN XXXXXXXXXX~~ PAT MICK  
the ~~XXXXXX~~ Acting Mayor  
of The Corporation of the City of  
Sault Ste Marie

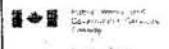
and

by Donna Irving  
the Clerk  
of The Corporation of the City of  
Sault Ste Marie



Schedule 'A'



 <b>Canada</b>	Title/Titre			
	MEMORANDUM of AGREEMENT – OPERATION of RECREATIONAL LOCK AS DESCRIBED, 2009			
	Project/Projet			
	SAULT STE. MARIE CANAL NATIONAL HISTORIC SITE of CANADA			
	Drawn By/Tracé Par	Date/Date	Scale/Echelle	Dwg Ref No/No de Dessin
	D. Ryan	26.06.2009	NTS	COSSM 09/R16
	Designed By/De Projet	Checked By/Vérifié Par	Project No/No de Projet	Sheet No/No de Feuille
	Ryan/Guzzo/Thompson			1

100

## SCHEDULE "B"

An excerpt from an Agreement dated December 10, 1993, between Her Majesty in Right of Canada, and the Batchewana First Nation.

2.5 The First Nation will have, at all times, a right of reasonable access to Whitefish Island over:

- a) the North side of St. Mary's Island (north of the Sault Ste. Marie Canal) on the existing and any future public roads thereon, including rights of access granted to Canada and the public by Great Lakes Power Limited over its property, as the same may exist from time to time. Such access shall be for both pedestrian and any type of vehicular access in areas permitted from time to time to the general public. Vehicles are to travel only on such roadways and areas as are designated from time to time for vehicles;
- b) the Sault Ste. Marie Canal, pedestrian access over the lock gates and such other facilities bridging the Canal as may exist from time to time, priority being given at all times to navigation and shipping, and such vehicular access for which facilities may exist over the Canal from time to time, priority being given at all times to navigation and shipping; and
- c) the South side of St. Mary's Island for pedestrians on such areas as the general public is allowed and for such vehicles as are able to cross the Sault Ste. Marie Canal. The vehicles are to travel only on such roadways and areas as are designated from time to time for vehicles. There will be no vehicular parking on any areas of the South side of St. Mary's Island, except as permitted to the general public or by agreement between Canada and the First Nation.

The use of the foregoing rights of way and access by the First Nation or any of its members, invitees, licencees, contractors or guests shall be solely and entirely at their own risk and Canada will have no liability in respect thereof.

- 2.6 Canada shall provide the First Nation, if feasible, reasonable access for utility corridors for electric power, water, sewage and other services, if such should be required on Whitefish Island at a future date, but it is agreed that Canada assumes no financial obligation to provide any such services.
- 2.7 In the event of sale or other disposition of St. Mary's Island to a third party, Canada shall ensure that the provisions of articles 2.5 and 2.6 are respected. In particular, Canada shall, if so requested by the First Nation, provide a surveyed right of way in accordance with article 2.5.

## THE CORPORATION OF THE CITY OF SAULT STE. MARIE

## BY-LAW 2009-144

**AGREEMENTS:** (E.3.4) 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)

THE COUNCIL of the Corporation of the City of Sault Ste. Marie,  
ENACTS as follows:

1. **EXECUTION OF DOCUMENTS**

The Acting Mayor and the Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to a contract in the form of Schedule "A" hereto dated the 27<sup>th</sup> day of July, 2009 for and made 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)

2. **SCHEDULE "A"**

Schedule "A" hereto forms part of this by-law.

3. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

READ THREE TIMES and PASSED in open Council this 27<sup>th</sup> day of July,  
2009.

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ACTING MAYOR – PAT MICK

---

CITY CLERK – DONNA P. IRVING

SCHEDULE "A"

10(d)

CORPORATION OF THE CITY OF SAULT STE. MARIE

CONTRACT 2009-7E

FORM OF AGREEMENT

This Agreement made (in triplicate) this 27th day of July in the year 2009 by and between Ellwood Robinson Limited hereinafter called the "Contractor"

AND

The Municipal Corporation of the City of Sault Ste. Marie, Ontario hereinafter called the "Corporation".

WITNESSETH: That the Contractor and the Corporation undertake and agree as follows:

1. The Contractor will provide all the materials and all the works shown and described in the contract documents entitled:

MISCELLANEOUS CONSTRUCTION/PAVING  
CONTRACT 2009-7E

which have been signed in triplicate by both parties and which were prepared under the supervision of Jerry D. Dolcetti, RPP, Commissioner of Engineering & Planning acting as and herein entitled, the Owner.

2. The Contractor will do and fulfill everything indicated by the Agreement, the General Conditions, the Specifications, the Special Provisions and the Drawings.
3. The Contractor will complete all the work to the entire satisfaction of the Owner within the period of time specified.
4. The Corporation shall pay to the Contractor the contract price as set forth in the Form of Tender in accordance with the provisions as set forth in the General Conditions and the Special Provisions. The quantities contained in the Form of Tender are approximate only and the final payment shall be made for the actual quantities that are incorporated in or made necessary by the work covered by the contract.
5. The Corporation shall pay the Contractor for work that is ordered in writing by the Owner and that cannot be classified as coming under any of the contract units and for which no unit price, lump sum, or other basis can be agreed upon, on a time and material basis as set out in the General Conditions.
6. The Contractor shall indemnify and save harmless the Corporation, its officers, employees and agents, from all loss, damages, costs, charges and expenses of every nature and kind whatsoever which may be made or brought against the Corporation, its officers, employees and agents, by reason or in consequence of the execution and performance or maintenance of the work by the Contractor, its employees, agents or officers.

*10(d)*

7. All communications in writing between the Corporation, the Contractor and the Owner shall be deemed to have been received by the Addressee if delivered to the individual, a member of the firm or an officer of the Corporation for whom they are intended or if sent by post or by facsimile as follows:

**THE CORPORATION:**

The Corporation of the City of Sault Ste. Marie  
P.O. Box 580  
Civic Centre  
99 Foster Drive  
Sault Ste. Marie, ON P6A 5N1

**THE CONTRACTOR:**

Ellwood Robinson Limited  
2075 Great Northern Road  
Sault Ste. Marie, ON P6A 5K7

**THE OWNER:**

Mr. Jerry D. Dolcetti, RPP  
Commissioner, Engineering & Planning  
P.O. Box 580  
99 Foster Drive  
Sault Ste. Marie, ON P6A 5N1  
Facsimile 705-541-7165

IN WITNESS WHEREOF the parties hereto have executed this Agreement by the day and year first above written.

Signed, Sealed and Delivered  
in the presence of

**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**

X X X X X JOHN BROWN SMITH ACTING MAYOR - PAT MICK

(seal)

CITY CLERK - DONNA P. IRVING

**THE CONTRACTOR**

COMPANY NAME

(seal)

SIGNATURE

## THE CORPORATION OF THE CITY OF SAULT STE. MARIE

## BY-LAW 2009-145

**AGREEMENTS:** (E.3.4) 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)

THE COUNCIL of the Corporation of the City of Sault Ste. Marie,  
**ENACTS** as follows:

1. **EXECUTION OF DOCUMENTS**

The Acting Mayor and the Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to a contract in the form of Schedule "A" hereto dated the 27<sup>th</sup> day of July, 2009 for and made between the City and Pioneer Construction Inc. for the reconstruction of Second Line from North Street to Old Garden River Road. (Contract 2009-11E)

2. **SCHEDULE "A"**

Schedule "A" hereto forms part of this by-law.

3. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

READ THREE TIMES and PASSED in open Council this 27<sup>th</sup> day of July,  
2009.

---

ACTING MAYOR – PAT MICK

---

CITY CLERK – DONNA P. IRVING

on/staff/by-laws2009-145 Construction Contract

**NOTICE**

THIS IS A DRAFT DOCUMENT. This document has not been enacted by City Council. It may not be enacted at all AND if enacted, it may not be in the form of the DRAFT copy.

CITY SOLICITOR

CORPORATION OF THE CITY OF SAULT STE. MARIE  
CONTRACT 2009-11E  
FORM OF AGREEMENT

This Agreement made (in triplicate) this 27th day of July in the year 2009 by and between Pioneer Construction Inc. hereinafter called the "Contractor"

AND

The Municipal Corporation of the City of Sault Ste. Marie, Ontario hereinafter called the "Corporation".

WITNESSETH: That the Contractor and the Corporation undertake and agree as follows:

1. The Contractor will provide all the materials and all the works shown and described in the contract documents entitled:

**SECOND LINE EAST RESURFACING  
NORTH STREET TO OLD GARDEN RIVER ROAD  
CONTRACT 2009-11E**

which have been signed in triplicate by both parties and which were prepared under the supervision of Jerry D. Dolcetti, RPP, Commissioner of Engineering & Planning acting as and herein entitled, the Owner.

2. The Contractor will do and fulfill everything indicated by the Agreement, the General Conditions, the Specifications, the Special Provisions and the Drawings.
3. The Contractor will complete all the work to the entire satisfaction of the Owner within the period of time specified.
4. The Corporation shall pay to the Contractor the contract price as set forth in the Form of Tender in accordance with the provisions as set forth in the General Conditions and the Special Provisions. The quantities contained in the Form of Tender are approximate only and the final payment shall be made for the actual quantities that are incorporated in or made necessary by the work covered by the contract.
5. The Corporation shall pay the Contractor for work that is ordered in writing by the Owner and that cannot be classified as coming under any of the contract units and for which no unit price, lump sum, or other basis can be agreed upon, on a time and material basis as set out in the General Conditions.
6. The Contractor shall indemnify and save harmless the Corporation, its officers, employees and agents, from all loss, damages, costs, charges and expenses of every nature and kind whatsoever which may be made or brought against the Corporation, its officers, employees and agents, by reason or in consequence of the execution and performance or maintenance of the work by the Contractor, its employees, agents or officers.

7. All communications in writing between the Corporation, the Contractor and the Owner shall be deemed to have been received by the Addressee if delivered to the individual, a member of the firm or an officer of the Corporation for whom they are intended or if sent by post or by facsimile as follows:

**THE CORPORATION:** The Corporation of the City of Sault Ste. Marie  
P.O. Box 580  
Civic Centre  
99 Foster Drive  
Sault Ste. Marie, ON P6A 5N1

**THE CONTRACTOR:** Pioneer Construction Inc.  
845 Old Goulais Bay Road  
Sault Ste. Marie, ON P6A 5K8

**THE OWNER:** Jerry D. Dolcetti, RPP  
Commissioner, Engineering & Planning  
P.O. Box 580  
99 Foster Drive  
Sault Ste. Marie, ON P6A 5N1  
Facsimile 705-541-7165

IN WITNESS WHEREOF the parties hereto have executed this Agreement by the day and year first above written.

Signed, Sealed and Delivered  
in the presence of

**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**

~~XXXXXXXXXXXXXX~~ ACTING MAYOR - PAT MICK

(seal)

**CITY CLERK - DONNA P. IRVING**

**THE CONTRACTOR**

**COMPANY NAME**

(seal)

**SIGNATURE**

**10(f)**

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2009-135

**APPOINTMENTS:** (A.3.2.) A by-law to appoint Marcel Provenzano as Fire Chief and to repeal By-law 96-200.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie pursuant to section 6 of the Fire Protection and Prevention Act, 1997 ENACTS as follows:

1. **APPOINTMENT - FIRE CHIEF**

Marcel Provenzano is hereby appointed as Fire Chief.

2. **REPEAL OF BY-LAW 96-200**

By-law 96-200 is hereby appealed.

3. **EFFECTIVE DATE**

This by-law becomes effective June 22, 2009.

**READ THREE times and PASSED** in Open Council this 27<sup>th</sup> day of July, 2009.

ACTING MAYOR - PAT MICK

**NOTICE**

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CITY SOLICITOR

CITY CLERK - DONNA IRVING

**10(g)**

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2009-134

**PARKING:** (P.1.2.4.) 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.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie pursuant to Section 15 of the *Police Services Act*, R.S.O. 1990, chapter P.15 and amendments thereto, **ENACTS AS FOLLOWS:**

1. **SCHEDULE "A" TO BY-LAW 90-305 AMENDED**

Schedule "A" to By-law 90-305 is hereby repealed and replaced with Schedule "A" attached to this by-law.

2. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

READ THREE times and PASSED in open Council this 27 day of July, 2009.

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ACTING MAYOR – PAT MICK

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CITY CLERK – DONNA IRVING

D \Bylaws\2009\2009-134 Parking Officers

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CITY SOLICITOR

10(g)

BADGE NO.	SPECIAL CONSTABLE	EMPLOYER	PROPERTY LOCATION	By-Law 2009-134
12	ROUSE,BRIAN	ALGOMA UNIVERSITY	1520 QUEEN ST E	
16	MCLEOD,ROD	FLEMING & SMITH	378 QUEEN ST E & APARTMENTS	
20	RENDELL,VERN	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER	
35	ORR,DEREK	NORPRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE	
37	MILLER,STEVE	NORPRO SECURITY	ST MARY'S PAPER	
59	BARONE,MARCELLO	ALGOMA UNIVERSITY	1520 QUEEN ST E	
109	SEBECIC,JOHN,LUDVIC	DENTAL BUILDING	946 & 216 QUEEN ST E.	
113	TAYLOR,GARY	ALGOMA UNIVERSITY	1520 QUEEN ST E	
115	LEE,RICARD JOHN	ALGOMA UNIVERSITY	1520 QUEEN ST E	
138	CAIN,JOSEPH	CITY OF SAULT STE MARIE	BELLVUE MARINA & BONDAR MARINE & PARK	
151	PARR,DEREK,RAYMOND	NORPRO SECURITY	ST MARY'S PAPER	
153	TASSONE,VITO	TASSONE CHIROPRACTIC	573 QUEEN ST E	
163	BUMBACCO,PHILIP,CARMEN	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER	
178	D'AGOSTINO,ROSEMARY	DR. RAYMOND CHO	71 & 131 EAST ST.	
179	DARLOW,LEONARD	ALGOMA UNIVERSITY	1520 QUEEN ST E	
186	HARMAN,JASON	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER	
190	LALONDE,BRIAN	CITY OF SAULT STE MARIE	BELLVUE MARINA & BONDAR MARINE & PARK	
191	BROWN,STEVEN,GEORGE	SEP. SCHOOL BOARD	SEPARATE SCHOOL BOARDS PROPERTIES	
196	SEABROOK,LAURA,LEE	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER	
238	BECK,DESMOND	G4S SECURITY	SAULT AIRPORT/HOSPITAL/ALGOMA UNIVERSITY	
240	MASON,STEPHEN	NORPRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/REGENT PROP.	
241	COGHLIL,ROBIN	NORPRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/REGENT PROP.	
248	CHAN,GILBERT	DR. RAYMOND CHO	71 & 131 EAST ST./129 SECOND LINE W	
249	CHO,LINDA	DR. RAYMOND CHO	71 & 131 EAST ST./129 SECOND LINE W	
253	TRAVISON,TERRACEY(TERRY)	NORTH EAST SECURITY	BELLVUE MARINA & BONDAR MARINE & PARK	
262	ADAM,CINDY	SAULT COLLEGE	SAULT COLLEGE	
263	RECOLLECT,HOLLY	NORPRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/REGENT PROP.	
267	CORBIERE,JOHN,ALLAN	G4S SECURITY	CROSS COUNTRY/DAVEY HOME/HOSPITAL/ALGOMA UNIVERSITY/AIRPORT	
274	DAVIDSON,JAMES	NORPRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/REGENT PROP	
275	EBARE,WALLACE	G4S SECURITY	DAVEY HOME/HOSPITAL/UNIVERSITY/300 FARWELL TERR/AIRPORT	
278	SMITH,DENNIS,ROBERT	G4S SECURITY	DAVEY HOME/HOSPITAL/UNIVERSITY/AIRPORT	
295	MURDOCK,IESHIA	NORPRO SECURITY	SAULT COLLEGE/GROUP HEALTH/REGENT PROP.	
297	SWIRE,WMILL,JAMES	NORPRO SECURITY	SAULT COLLEGE/GROUP HEALTH/REGENT PROP.	
298	MANN,DUSTIN	G4S SECURITY	SAULT HOSPITAL/DAVEY HOME/AIRPORT	
299	DIMMA,WMILL,GEORGE	G4S SECURITY	SAULT HOSPITAL/DAVEY HOME/ALGOMA UNIVERSITY/AIRPORT	
301	COTTINGHAM,EDWARD,ALLEN	G4S SECURITY	SAULT HOSPITAL/DAVEY HOME/AIRPORT	
307	GUREVITCH,JASON	NORTH EAST SECURITY	CAMBRIAN MALL/PINE/CHURCHILL PLAZA/BELLVUE PARK&MARINA/STEELBACK	
309	PIGEAU,EDWARD	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA	
314	AASEN,PAULINE	KOPRASH BUILDING SER.	ONTARIO REALTY CORP/ROBERTA BONDAR PLACE	
316	MCCULLOCH,BRANDON	G4S SECURITY	SAULT HOSPITAL/ALGOMA UNIVERSITY/AIRPORT	
321	LORENZO,COREY	NORPRO SECURITY	SAULT COLLEGE/GROUP HEALTH/REGENT PROP/ST.MARY'S PAPER	
330	ONEILL,ROY	RIOCAN PROPERTIES	CAMBRIAN & PINE & CHURCHILL PLAZAS	
331	HAMILTON,SILVI	RIOCAN PROPERTIES	CAMBRIAN & PINE & CHURCHILL PLAZAS	
334	MILLER,BRAD	CITY OF SAULT STE MARIE	TRANSIT SERVICES AREAS	
335	GROSSO,DONALD	NORTH EAST SECURITY	CHURCHILL & PINE PLAZAS/CAMBRIAN MALL	
337	RENNISON,JEFF	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE	
340	DAMIGNANI,MATTHEW	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE	
342	PICK,DENNY	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE	
343	CHILLMAN,JODI	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE	
344	HARPE,KENNETH	DAYS INN	DAYS INN HOTEL	
345	SETCHELL,RODDY	NORTH EAST SECURITY	CHURCHILL & PINE PLAZAS/CAMBRIAN MALL/STEELBACK/BELLVUE MARINA	
346	HAZELTON,MARGARET	CITY OF SAULT STE MARIE	BELLEVUE MARINA	
347	BEDELL,LUCAS	CITY OF SAULT STE MARIE	BELLEVUE MARINA	
348	LEWIS,PETER	NORPRO SECURITY	SAULT COLLEGE/ELGIN TOWERS/GROUP HEALTH CENTRE	
351	MCLEOD,JENNIFER	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE/REGENT PROPERTIES	
352	O'CONNOR,DANIEL	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE/REGENT PROPERTIES/NCO	
354	STEEVES,ROBERT	NORPRO SECURITY	GROUP HEALTH CENTRE/SAULT COLLEGE/REGENT PROPERTIES/NCO	
357	BONENFANT,TERRANCE	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA	
356	COLLINS,LESLIE	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA	
360	HALLIGAN,AGNES	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA	
363	SMELTZER,LESLEY	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA	
364	SMELTZER,PETER	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA	
365	CLOUDSTON,JOHN	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA	
366	TROINOW,VICTORIA	G4S SECURITY	SAULT HOSPITAL/ALGOMA UNIVERSITY/AIRPORT	
367	MORIN,NATHAN	NORTH EAST SECURITY	STEELBACK CENTRE	
368	WILLET,JORDAN	NORPRO SECURITY	SAULT COLLEGE	
369	CARMICHAEL,MARY	ON FINNISH HOME ASS.	FINNISH REST HOME	
370	HANSEN,LOUIS	ON FINNISH HOME ASS.	FINNISH REST HOME	
371	LAKE,ROBERT	ON FINNISH HOME ASS.	FINNISH REST HOME	
372	BENOIT,ALAIN	ON FINNISH HOME ASS.	FINNISH REST HOME	
373	RISSANEN,ANJA	ON FINNISH HOME ASS.	FINNISH REST HOME	
374	TAVELLANDRE	CITY OF SAULT STE MARIE	TRANSIT SERVICES AREAS	
376	FINN,ROBERT	G4S SECURITY	SAULT HOSPITAL/AIRPORT	
377	BADGERO,PAUL	G4S SECURITY	ALGOMA UNIVERSITY/AIRPORT/HOSPITAL	
378	SMITH,BENJAMIN	G4S SECURITY	SAULT HOSPITAL/AIRPORT	
379	MANGONE,MATTHEW	G4S SECURITY	SAULT HOSPITAL/AIRPORT	
380	MARIN,MARTY	G4S SECURITY	SAULT HOSPITAL/AIRPORT	
381	DEVOE,PATTI JEAN	SOLID SECURITY SERVICES	CAMBRIAN MALL	
382	HALPIN,MATTHEW	SOLID SECURITY SERVICES	CAMBRIAN MALL	
383	DEVOE,DANIEL	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA	
384	BOREAN,RICH	CITY OF SAULT STE MARIE	ROBERTA BONDAR PARK/BELLEVUE MARINA	
385	LOUBERT,JACOB	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE	
386	MAJOR,ROBERT	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE	
387	DENNING,ROBERT	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE	
388	VILLENEUVE,CHRIS	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE	

10(g)

389	SANDIE,KEVIN	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
390	DUNN,PAR	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
391	MCLEOD,HEIDI	NORTH EAST SECURITY	ALGOMA UNIVERSITY/ESSAR CENTRE
392	MEINCKE,KENNETH	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
393	PRESSCOTT-LACASSE,JOSSEE	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
394	REID,RAYMOND	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
395	KELLY,PATRICK	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
396	THOMAS,RANDALL	NORTH EAST SECURITY	ESSAR CENTRE/ALGOMA UNIVERSITY
397	LAFRAMBOISE,YVON	NORTH EAST SECURITY	ESSAR CENTRE/ALGOMA UNIVERSITY
398	BELANGER,CAROL	NORTH EAST SECURITY	ALGOMA UNIVERSITY
399	MELLEA,ALDO	NORTH EAST SECURITY	ESSAR CENTRE/ALGOMA UNIVERSITY
400	JOHNSON,MICHAEL	NORTH EAST SECURITY	ESSAR CENTRE/ALGOMA UNIVERSITY
401	MARTIN,DANIEL	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
402	DOWNEY,ALEXANDER	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
403	RUFFOLO,DOMINIC	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
404	HUDSON,BRIAN	CORPS OF COMM.	22 BAY ST
405	MATCHETT,CASEY	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
406	LEBLANC,SERGE	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
407	CYR,SARAH	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
408	ST PIERRE,ANDRE	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
409	MOAR,ALEXANDRA	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
410	POYNER,HAROLD	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
411	MOORE,ROBERT	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
412	MEINCKE,EMILY	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
413	HILL,MICHAEL	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
414	HUGHES,HEATHER	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
415	KOCHANOWSKI,DAVID	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
416	VELTRI,ROBERT	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
417	CHIAROT,LUCIO	G4S SECURITY	AIRPORT
418	ROSEN,JOSH	G4S SECURITY	AIRPORT
419	RAYMO,ADAM	G4S SECURITY	AIRPORT
420	FABIANO,ANTONIO	G4S SECURITY	AIRPORT
421	DUNN,PATRICK	NORTH EAST SECURITY	ALGOMA UNIVERSITY/ESSAR CENTRE
422	BENNETT,JEFF	NORTH EAST SECURITY	ALGOMA UNIVERSITY/ESSAR CENTRE

**10(h)**

**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**

**BY-LAW NO. 2009-138**

**PARKING DIVISION:** (P.1.2.4.) A by-law to appoint by-law enforcement officers to enforce the by-laws of the Corporation of the City of Sault Ste. Marie.

**WHEREAS** from time to time persons have been appointed by-law enforcement officers;

**THEREFORE** the Council of the Corporation of the City of Sault Ste. Marie pursuant to section 15 of the *Police Services Act*, R.S.O. 1990, chapter p. 15 and amendments thereto, **ENACTS** as follows:

**1. SCHEDULE "A" TO BY-LAW 93-165 REPEALED**

Schedule "A" to by-law 93-165 is hereby repealed and replaced with Schedule "A" attached to this by-law.

**2. EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

**READ THREE TIMES and PASSED** in Open Council this 27 day of July, 2009.

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ACTING MAYOR – PAT MICK

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CITY CLERK – DONNA IRVING

DH Bylaws\2009\2009-138 City Parking Officers

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CITY SOLICITOR

## SCHEDULE "A"

By-Law 2009-138

<b>Don Scott</b>	<b>1</b>
<b>Art Gagnon</b>	<b>7</b>
<b>David Etchells</b>	<b>51 (Mechanic)</b>
<b>Renee Vanderklift</b>	<b>71</b>
<b>Frank Jolicoeur</b>	<b>72</b>
<b>Dan VanBakel</b>	<b>80</b>
<b>Alan Smith</b>	<b>81</b>
<b>Lee Bourdon</b>	<b>82</b>
<b>Robert Lucier</b>	<b>83</b>
<b>Dave Devoe</b>	<b>84</b>
<b>Daniel Devoe</b>	<b>87</b>

**Housing Project Facility By-law**

The Corporation of the City of Sault Ste. Marie

By-law No.2009-143

Social Housing (S.4.1.2) being a bylaw 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.

WHEREAS:

1. Section 110 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, allows the council of a municipality to enter into agreements for the provision of municipal capital facilities;

2. O. Reg. 603/06, as amended sets out the classes of municipal capital facilities for which municipal councils may enter into agreements pursuant to s. 110 of the Municipal Act, 2001;

3. O. Reg. 603/06, as amended, requires that a municipal council enact a municipal housing facility by-law prior to entering into an agreement under s. 110 of the Municipal Act, 2001 for the provision of municipal housing project facilities;

4. Council is desirous of enacting a municipal housing project facility by-law to comply with the conditions set out in the legislation;

5. Subsection 7(2) of O. Reg. 603/06, as amended, requires that a municipal housing project facility by-law contain:

- (a) a definition of "affordable housing";
- (b) policies regarding public eligibility for the housing units to be provided as part of the municipal capital facilities; and
- (c) a summary of the provisions that agreements respecting municipal housing project facilities are required to contain;

6. Pursuant to section 4 of the District Social Services Administration Boards Act, the district social services administration board shall exercise any powers, duties and responsibilities in the area relating to social services given to a council;

7. Pursuant to section 7(2) of the Social Housing Reform Act subsections 110 (1), (3), (4), (10) and (11) of the Act apply with necessary modifications to a district social services administration board service manager as if it were the council of the municipality;

8. The District of Sault Ste. Marie Social Services Administration Board proposes to pass a bylaw to contain the elements required by regulation 603/06;

9. Council desires to enact this bylaw to deal with the tax relief that council is required by the legislation to provide before a project qualifies as a municipal capital facility.

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**10(i)**

THEREFORE, the Council of the Corporation of the City of Sault Ste. Marie hereby enacts as follows:

1. In this this bylaw:
  - (a) "municipal housing project facility" means the class of municipal capital facilities prescribed by para. 18 of s.2 (1) of O.Reg. 603/06;
  - (b) "municipal housing project facility agreement" means an agreement as set out in section 2 of this by-law.
2. Subject to s. 110(15), (17), (18) and (19) of the Municipal Act, 2001, a municipal housing project facility is entitled each year to receive from the Corporation of the City of Sault Ste. Marie a grant equivalent to the difference between the multi-residential and the residential property tax rate for so long as the municipal housing project facility:
  - (i) is the subject of a municipal housing project facility agreement;
  - (ii) is owned or leased by the housing provider; and
  - (iii) is entirely occupied and used or intended for use as a municipal housing project facility.
3. This bylaw is effective on the date of its final passing.

ENACTED AND PASSED this 27<sup>th</sup> day of July, 2009.

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ACTING MAYOR – PAT MICK

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CITY CLERK - DONNA P. IRVING

**10(j)**

**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**

**BY-LAW NO. 2009-137**

**ZONING:** A by-law to amend Sault Ste. Marie Zoning by-law 2005-150 concerning lands located at 556 Goulais Avenue.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, pursuant to Section 34 of the Planning Act, R.S.O. 1990, chapter P.13 and amendments thereto, ENACTS as follows:

**1. 556 GOULAIS AVENUE; LOCATED ON THE EAST SIDE OF GOULAIS AVENUE APPROXIMATELY 194m NORTH OF SECOND LINE WEST; CHANGE FROM R.2 AND R.4 TO PR.**

The zone designation on the lands shown as "Subject Property" on the map attached to this by-law, which property is shown on Map 1-89 of Schedule "A" to Zoning by-law 2005-150, is changed from R.2 (Single Detached Residential Zone) and R.4 (Medium Density Residential Zone) to PR (Parks and Recreation Zone).

**2. SCHEDULE "A"**

Schedule "A" hereto forms a part of this by-law.

**3. CERTIFICATE OF CONFORMITY**

It is hereby certified that this by-law is in conformity with the Official Plan for the City of Sault Ste. Marie authorized and in force on the day of the passing of this by-law.

READ THREE TIMES and PASSED in Open Council this 27<sup>th</sup> day of July, 2009.

\_\_\_\_\_  
ACTING MAYOR – PAT MICK

\_\_\_\_\_  
CITY CLERK – DONNA IRVING

**10(j)**

SCHEDULE "A" TO BY-LAW 2009-137 OF THE CORPORATION OF THE CITY  
OF SAULT STE. MARIE, BE READ THREE TIMES AND PASSED IN OPEN  
COUNCIL THIS 27<sup>th</sup> DAY OF JULY, 2009.



## **SUBJECT PROPERTY MAP**

**APPLICATION A-18-09-Z**

**536 Goulais Avenue**



**Metric Scale**

**1 : 3500**

**Maps  
79 & 1-89**

## **Legend**



**Subject Property**

**Mail Label  
A18-09**

**10(k)**

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2009-142

**ZONING:** A by-law to amend Sault Ste. Marie Zoning by-laws 2005-150 and 2005-151 concerning lands located at 285 Wilson Street.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, pursuant to Section 34 of the Planning Act, R.S.O. 1990, chapter P.13 and amendments thereto, ENACTS as follows:

1. **285 WILSON STREET; LOCATED ON THE WEST SIDE OF WILSON STREET, APPROXIMATELY 107m NORTH OF ITS INTERSECTION WITH BRUCE STREET; CHANGE FROM M.2 TO M.2.S**

The zone designation on the lands described in Section 2 of this by-law, which lands are shown on Map 1-29 of Schedule "A" to Zoning by-law 2005-150, is changed from M.2 (Medium Industrial) zone to M.2.S (Medium Industrial with a "special exception") zone.

2. **BY-LAW 2005-151 AMENDED**

Section 2 of by-law 2005-151 is amended by adding the following subsection 2(286) and heading as follows:

**"2(286) 285 Wilson Street**

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Despite the provisions of by-law 2005-150, the lands located on the west side of Wilson Street, approximately 107m north of its intersection with Bruce Street, and having Civic No. 285 Wilson Street and marked "subject property" on the map attached as Schedule 286 hereto is changed from M.2 (Medium Industrial) zone to M.2.S (Medium Industrial with a "special exception") zone to permit, in addition to the M.2 permitted uses, 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:

- i) That outdoor storage is limited to the southwest portion of the subject property, shown as 'proposed outdoor storage area' on Schedule "A"; and
- ii) That the outdoor storage of loose items that have not been properly secured and could which blow off site is prohibited;

For the purposes of this by-law, "Recycling Center" 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."

3. **SCHEDULE "A"**

Schedule "A" hereto forms a part of this by-law.

4. **CERTIFICATE OF CONFORMITY**

**10(k)**

It is hereby certified that this by-law is in conformity with the Official Plan  
for the City of Sault Ste. Marie authorized and in force on the day of the  
passing of this by-law.

READ THREE TIMES and PASSED in Open Council this 27<sup>th</sup> day of July,  
2009.

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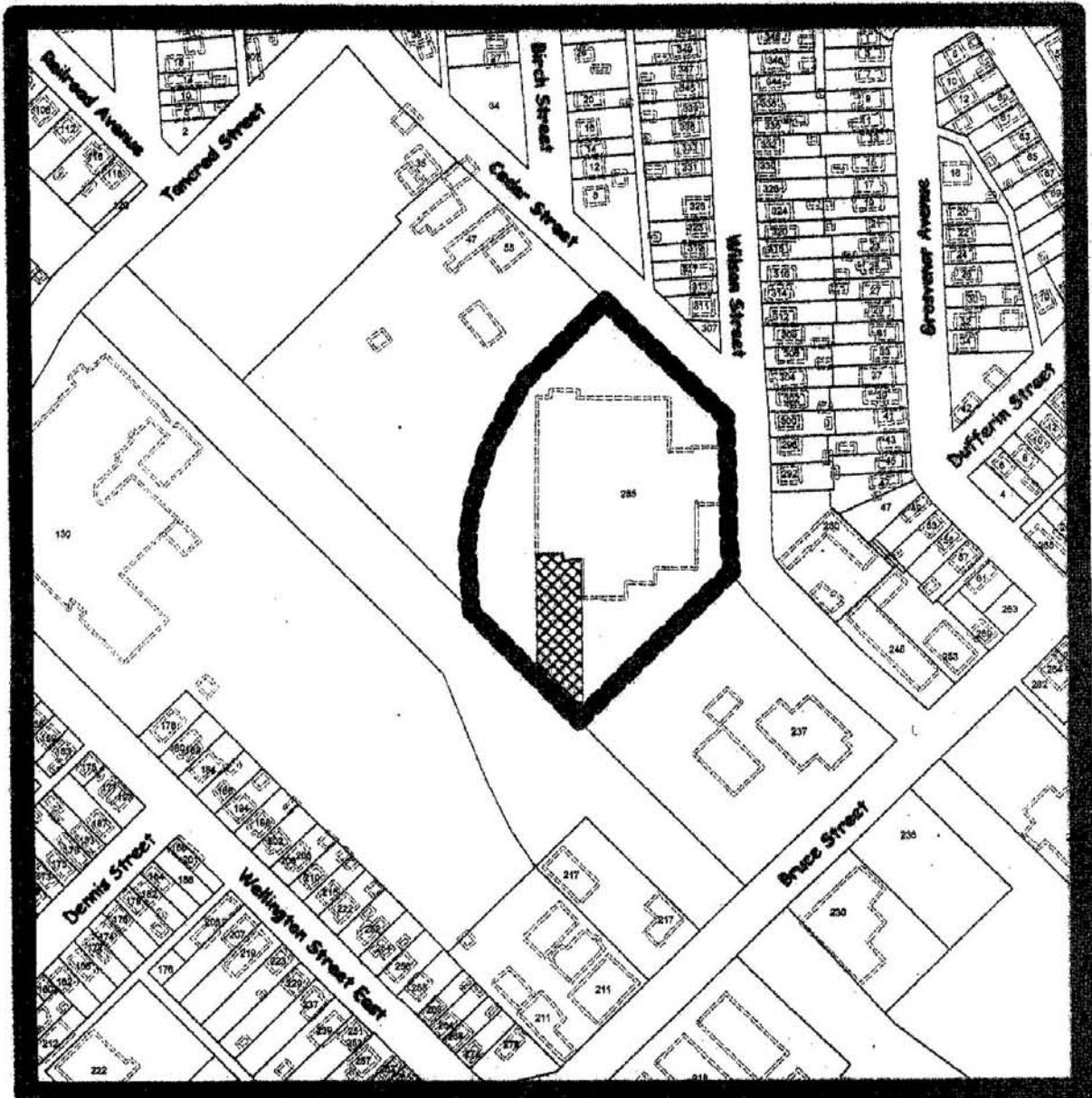
ACTING MAYOR – PAT MICK

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CITY CLERK – DONNA IRVING

**LOCK**

SCHEDULE "A" TO BY-LAW 2009-142 AND SCHEDULE 286 TO BY-LAW 2005-151 OF THE CORPORATION OF THE CITY OF SAULT STE. MARIE, BE READ THREE TIMES AND PASSED IN OPEN COUNCIL THIS 27<sup>th</sup> DAY OF JULY, 2009.



# **SUBJECT PROPERTY MAP**

**APPLICATION A-20-09-Z**  
**285 WILSON STREET**



Subject Property - 285 Wilson St



Proposed Outdoor Storage Area

Metric Scale  
1 : 2500



Maps  
26 & 1-29

Mail Label  
A20-09