

ADDENDUM

REGULAR MEETING OF CITY COUNCIL

2009 05 25

4:30 P.M.

4. DELEGATIONS/PROCLAMATIONS

- (d) Andy Savelle, Canadian Auto Workers National Representative; Janice Pettalia, Canadian Auto Workers Local 1120 President; and Richard Bennett, Canadian Auto Workers Local 1120 Vice President will be in attendance concerning agenda item 7.(b).

PART ONE – CONSENT AGENDA

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

- (y) Correspondence concerning requests to hold Special Occasion permit events at outdoor municipal facilities are attached for the consideration of Council.

Mover - Councillor F. Fata

Seconder - Councillor S. Myers

Resolved that the following requests to hold Special Occasion permit events at outdoor municipal facilities on the stated dates and times be endorsed by City Council:

- 1) Roberta Bondar Pavilion

Sault Symphony Association

Musicfest XV! – Bratwurst, Beer and Beethoven

June 14, 2009 – 12:00 noon to 9:00 p.m.

- 2) Rocky DiPietro Field

Sault Steelers Football Games

June 13, 20; July 18; and August 8, 15 and 22, 2009 – 6:30 to 10:30 p.m.

June 27, 2009 – 2:00 to 5:30 p.m.

- (z) **Boards and Committees Travel**

A report of the Unit Manager, Ontario Works is attached for the consideration of Council.

Mover - Councillor F. Fata

Seconder - Councillor T. Sheehan

Resolved that Accessibility Advisory Committee member Ann Marie McPhee be authorized to travel to an Accessibility Advisory Committee's Regional Forum being held in London, Ontario on May 29, 2009 at no cost to the City.

5. (aa) **Contract 2009-6E – Sussex Road Bridge Replacement**
A report of the Design and Construction Engineer is attached for the consideration of Council. The relevant By-law 2009-110 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.
- (bb) **Downtown Development Initiative – Community Adjustment Fund**
A report of the Planning Division is attached for the consideration of Council.
- Mover - Councillor D. Celetti
Second - Councillor S. Myers
Resolved that the report of the Planning Division dated 2009 05 25 concerning the Downtown Development Initiative – Community Adjustment Fund be accepted and the Planning Director's recommendation that City Council authorize an application to the Community Adjustment Fund in the amount of \$500,000.00 to further implement the City's Downtown Development Initiative be endorsed.
- (cc) **Council Travel**
- Mover - Councillor F. Fata
Second - Councillor T. Sheehan
Resolved that Councillor Lou Turco (representing FONOM and as a NOSM Director), be authorized to travel to the Northern Ontario School of Medicine (NOSM) Inaugural Graduation being held in Sudbury (two days in June) at no cost to the City, be approved.

PART TWO – REGULAR AGENDA

7. **UNFINISHED BUSINESS, NOTICE OF MOTIONS AND RESOLUTIONS PLACED ON AGENDA BY MEMBERS OF COUNCIL**
- (b) Mover - Councillor T. Sheehan
Second - Councillor S. Myers
Whereas citizens expect their governments to spend wisely, invest in their communities and recognize that the creation of healthy communities, good jobs and a strong economy are the responsibility of all levels of government; and
Whereas Canada's manufacturing sector is critical to the economy, is highly productive, generates the highest value-added, accounts for two-thirds of our nation's total exports and funds three-quarters of all private sector research; and
Whereas unbalanced global trade and the uncontrolled surge in the Canadian dollar have resulted in downsizing, layoffs, bankruptcies, plant closures, and the relocation of production to off-shore locations and within North America; and

7. (b) Whereas Canada has lost 350,000 good manufacturing jobs over the past five years, 190 every day, and the pace of job loss is accelerating across the entire range of manufacturing activity, including high technology, resource-based and labour intensive industries; and
Whereas the loss of good manufacturing jobs has devastated workers, their families and entire communities from coast to coast, and severely limits quality job prospects for our children and grandchildren; and
Whereas governments the world over, including those of our main trading partners, clearly understand the benefits of domestic purchasing rules including the direct and spin-off employment created, taxes generated, and the environmental benefits of local sourcing; and
Whereas international trade agreements signed by Canada specifically allow for domestic purchasing rules including NAFTA and the WTO Agreement on Government Procurement; and
Whereas there is urgent need for the largest investments in municipal infrastructure in more than a generation, recently estimated by the Federation of Canadian Municipalities to total \$123 billion just for the maintenance of existing infrastructure, and a further \$115 billion to meet needs of our growing communities; and
Whereas the Canadian Manufacturers and Exporters have called on federal and provincial governments to introduce Canadian content rules; Ontario Chamber of Commerce has called on the Ontario government to introduce Canadian content rules; and a private members bill (M-183) calling for Canadian content rules has been introduced for debate in federal parliament:
Now therefore be it resolved that City Council requests a report back from appropriate staff at a future date which will work to keep good jobs in our communities by:
1. Adopting a “Buy Canadian” policy for municipal purchases which could include:
 - requiring a minimum of 50% Canadian content and domestic final assembly in the purchase of public transit vehicles.
 - requiring the purchase of goods and services with the highest possible level of Canadian content.
 - requiring potential vendors to identify the source of goods and services and the overall level of Canadian content as part of the tendering process.
 - reporting annually to Council on the level of Canadian content in municipal purchases.
 - identifying opportunities to enhance the level of Canadian content in future purchases.

10.

CONSIDERATION AND PASSING OF BY-LAWS

AGREEMENTS

- (r) 2009-110 A by-law to authorize an agreement between the City and Avery Construction Limited for the removal and replacement of the Sussex Road Bridge. (Contract 2009-6E)
- A report of the Design and Construction Engineer is on the agenda.

5(y)



PAGE 1 OF 2

APPENDIX B-2A

**CITY OF SAULT STE. MARIE
INFORMATION SECTION FOR PERMITS WHERE ALCOHOL WILL BE SERVED**

APPROVALS

NOTE: All signatures of approval must be provided on one original form.

Name of Group/Organization: Sault Symphony Association
 Contact Person: (Mrs) Patti Gardi Telephone No. 945-5337
 Name of Event: Music Fest XVI - Bratwurst Beer + Beethoven
 Date(s) of Event: Sunday June 14, 09 Site: Roberta Bondar Pavilion
 Times of Event: 12:00 Noon to 9:00pm Location: 65 Foster Drive
 Times of Beer Garden: 12:00 Noon to 9:00pm

Name of Permit/Licence Holder

Patti Gardi

Name of Identified Designate

Doug Overman

Signature of Permit/Licence Holder

Patti Gardi

Signature of Identified Designate

Doug Overman

Address of Permit/Licence Holder

55 Hussey St. SSM

Address of Identified Designate/Telephone

11 Charlotte Dr. SSM, ON

Telephone/E-Mail

(945-1666)

Telephone/E-Mail

949-5173

1. Sault Ste. Marie Police Service

2. Sault Ste. Marie Fire Services
Fire Prevention Office

DIS/ST H21 SSM
[Signature]
 Signature of Official

[Signature]
 Signature of Official

3. Algoma Public Health
Environmental Health4. Community Services Department
Recreation and Culture Division or
Community Centres

[Signature]
 Signature of Official

[Signature]
 Signature of Official

TO BE POSTED AT EVENT.

FOR OFFICE USE ONLY

City Council Approval Received on _____

Date

C.S.D. Staff Representative _____

Signature

5(y)



CITY OF SAULT STE. MARIE
INFORMATION SECTION FOR PERMITS WHERE ALCOHOL WILL BE SERVED

APPROVALS

NOTE: All signatures of approval must be provided on one original form.

Name of Group/Organization: CANADIAN LOUNGE / SAULT STEELERS

Contact Person: ALBERT MARRELLI Telephone No. 253-3257 WORK

Name of Event: SAULT STEELERS FOOTBALL GAMES

Date(s) of Event: JUNE 13, 20, 27 JULY 18 Site: ROCKY DIPIETRO FIELD

Times of Event: AUG 8, 15, 22
7:00 PM - 10:00 PM Location: QUEEN ELIZABETH SPORTS COMPLEX

Times of Beer Garden: 6:30 PM - 10:30 PM → JUNE 27th - 2-5:30 PM

YOLMEN HOLDINGS LTD ALBERT MARRELLI

Name of Permit/Licence Holder Name of Identified Designate

Yolanda Marrelli Albert Marrelli

Signature of Permit/Licence Holder Signature of Identified Designate

410 PIM ST (WORK) 945 1127(H)
80 GRANDHAVEN CRES. (HOME) 113 GLEN AVE (HOME)

Address of Permit/Licence Holder Address of Identified Designate/Telephone

253-3257 (W) 949 4158 (H) abbie.4@shaw.ca

Telephone/E-Mail Telephone/E-Mail

1. Sault Ste. Marie Police Service

R. Culucci

Signature of Official

2. Sault Ste. Marie Fire Services
Fire Prevention Office

[Signature]

Signature of Official

3. Algoma Public Health
Environmental Health

[Signature]
Signature of Official C.P.H. (C)

4. Community Services Department
Recreation and Culture Division or
Community Centres

[Signature]
Signature of Official

TO BE POSTED AT EVENT.

FOR OFFICE USE ONLY

City Council Approval Received on _____

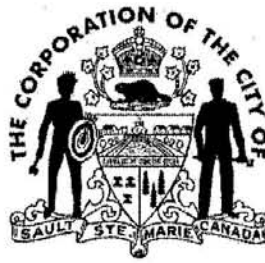
Date

C.S.D. Staff Representative _____

Signature

5(z)

Lynn Rosso
OW Unit Manager



Social Services
Ontario Works

2009 05 25

Mayor John Rowsell and
Members of City Council

**RE: Supporting Accessible Communities in Ontario Accessibility Advisory
Committees Regional Forums**

This report is submitted in accordance with the requirement that all out-of-town travel by members of committees be approved by City Council.

Sault Ste. Marie is viewed as a role model for Accessibility Advisory Committees to emulate. Ann Marie McPhee, Past Chair of the Accessibility Advisory Committee was a last minute guest speaker at the Accessibility Advisory Committee Forum in North Bay. The Accessibility Directorate and the attendees were so enthused by her presentation, about the evolution of our Accessibility Advisory Committee, that she has been requested to present again at the upcoming Accessibility Advisory Committee Forum in London Ontario on May 29, 2009.

This will be fully funded by the Ministry so there are no costs to the City for this participation.

RECOMMENDATION

That City Council approve this travel request at no cost to the city.

Respectfully submitted,

Recommended for approval,

Lynn Rosso
OW Unit Manager

Rick Cobean
Acting Commissioner

Jerry D. Dolcetti, RPP
Commissioner

Don J. Elliott, P. Eng.
Director of Engineering Services



5(aa)
ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378
Fax: (705) 541-7165

2009 05 25
Our File: Contract 2009-6E

Mayor John Rowswell and
Members of City Council
Civic Centre

**RE: CONTRACT 2009-6E
SUSSEX ROAD BRIDGE REPLACEMENT**

Tenders received for Contract 2009-6E were opened at a public meeting Thursday, May 21, 2009 in the Steelton Room of the Civic Centre. Present at the opening was Councilor Lou Turco as well as City staff and contractor representatives.

The work consists of supplying all materials, labour and equipment necessary for the removal and replacement of the Sussex Road Bridge.

A total of three (3) tenders were received. Each tender has been checked as shown on the attached report from M.R. Wright and Associates Co. Ltd. The low tender of **\$459,405.50 (excluding GST)** received from Avery Construction Limited is below the pretender estimate of \$601,750. When an allowance for engineering is added, the City's projected cost to complete the entire project is \$510,000.00 which is \$115,000.00 below the budget amount of \$625,000.00. Accordingly, we recommend that Contract 2009-6E be awarded to Avery Construction Limited. By-Law **2009-110** 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

CR/al
attachment

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer



May 21, 2009

Mr. Carl Rumiel, P.Eng
Design and Construction Engineer
Engineering and Planning Department
The Corporation of the City of Sault Ste. Marie
Civic Centre - 99 Foster Drive
Sault Ste. Marie, ON. P6A 5X6

Re: Contract 2009-6E, Sussex Road, Bridge Replacement - Tender Report

Dear Mr. Rumiel

We have reviewed the Form of Tenders, Bonding Certificates, Proposed Equipment Forms, Tender's Experience, and the List of Subcontractors with respect to the above noted project and herein provide the following for your information.

Submissions

Eight (8) contractors took tender packages and of the eight (8), three (3) general contractors submitted bids for the above mentioned project.

M.R. Wright and Associates Pre-Tender Estimate

On March 20th, 2009 M.R. Wright and Associates (MRW) completed and provided you with a construction cost estimate of \$533,550 excluding GST. However, due to the volume of projects currently being undertaken within the region, the availability of the structural steel girders and volatility of concrete pricing, MRW revised our pretender estimate to \$601,750 excluding GST.

Submitted Price

Avery Construction Ltd. has submitted the lowest bid, \$459,405.50 excluding GST (482,375.78 including GST). Avery Construction Ltd.'s bid was free of errors or omissions. R.M. Belanger Ltd. was the second lowest bidder. The tender price submitted by R.M. Belanger Ltd. was mistake free and totalled \$641,744.00 excluding GST.

A third tender submitted by TESC Contracting Inc. totalled \$714,969.13 excluding GST. This represents the high bidder. Furthermore, the tender submitted by this contractor is rejected as the contractor did not provide the unit or total item prices on the supplied form of tender as stipulated within the Contract Documents in Section 5 of Information to Tenderers.

Tenders Experience

w:\mrw-projects\files 6000-8000\8000\files\8200\8215\tender documents\tender submission review\8215 tender review may 21 09.doc

5(aa)

Avery Construction Ltd. has sufficient experience in similar projects to warrant no concerns.

Subcontractors

Newman Construction Ltd. has been subcontracted to form and place the concrete.

Fisher Wavy will supply the concrete

Maverick Inc. will be supplying and placing the deck waterproofing membrane.

Steel Speed will be responsible for the supply and erection of all structural steel.

Harris Rebar will be supplying the concrete reinforcing steel.

Northern fencing will be responsible for the supply and installation of the Guard Rails.

All subcontractors indicated above, in the opinion of M.R. Wright and Associates, have suitable experience to warrant no concerns.

Proposed Equipment

Avery Construction Ltd. is in ownership and/or has access to suitable equipment to complete the project.

Recommendation

MRW recommends that the Corporation of the City of Sault Ste. Marie accept the terms and conditions as set out in the Sussex Road Bridge Replacement, 2009-6E, Tender Documents and award Avery Construction Limited the Contract for the proposed works.

We trust you will find the above acceptable for your consideration. Please find attached a copy of the submitted Form of Tender and accompanying documents for the two submissions. Additionally, please find attached the tender cost comparison form for your information. Should you have any questions please feel free to contact the undersigned at your convenience.

Yours truly,



John McDonald, P.Eng.

Jm

Encl.



2009 05 25

REPORT OF THE ENGINEERING & PLANNING DEPARTMENT

PLANNING DIVISION

TO:

Mayor John Rowsell
and Members of City Council

SUBJECT:

Downtown Development Initiative
Community Adjustment Fund

City Council was provided with an update on the status of this program at their April 27, 2009 meeting.

In summary, the total budget for the Downtown Development Initiative is \$1.14 million which includes a combination of private sector marketing, grant programs and public works such as laneway improvements, entrance features and new signage.

Of this amount, the City has committed \$285,000 over a three-year period and the Ontario Ministry of Agriculture Food and Rural Affairs (OMAFRA) has approved matching funding of up to \$570,000.

On December 15, 2008 City Council authorized staff to submit an application to FedNor for the required additional funding. FedNor has previously provided approximately \$45,000. Following discussion with FedNor staff, an application for \$500,000 was submitted and the City is awaiting a decision.

On May 13, 2009 Industry Canada announced a new Community Adjustment Fund designed to provide support for communities with a population of less than 100,000. In reviewing the criteria for this program, it appears that the City's Downtown Development Initiative would be eligible. Applications for this program must be received by June 12, 2009.

Planning staff is recommending that City Council authorize an application to the Community Adjustment Fund in the amount of \$500,000 to further implement the objectives of the Downtown Development Initiative.

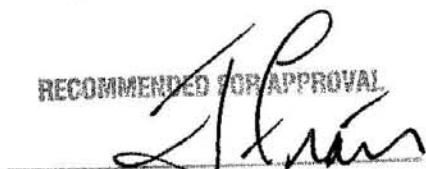
5(b6)

Planning Director's Recommendation

That City Council authorize an application to the Community Adjustment Fund in the amount of \$500,000 to further implement the City's Downtown Development Initiative.

DBM/pms

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

Data\APPL\REPORT\Downtown - CAF.doc



Stand up for our communities! **Buy Canadian!**

Canada's municipal councils must play a leading role!

Join the growing list of Canadian municipalities to pass the Canadian Labour Congress and Regional Labour Councils' Buy Canadian - Build Communities resolution, which calls on Canadian municipalities to:

1 Adopt a Buy Canadian policy for municipal purchases which includes:

- A **minimum of 50%** Canadian content and domestic final assembly for public transit vehicle purchases;
- Purchase of goods and services with the **highest possible level** of Canadian content;
- Requiring vendors to identify **Canadian content as part of the tendering process**;
- **Reporting annually** to Council on Canadian content in municipal purchases;
- **Identifying opportunities** to enhance Canadian content in future purchases

2 Call on the federal, provincial and territorial governments to immediately enact Buy Canadian legislation applying to direct public purchases, and to grants and other funding provided to municipal governments.

Buy Canadian policies are an important tool to help stimulate regional economic growth and development, and help protect Canadian jobs!

For more information on this and to obtain a copy of the CLC and Regional Labour Councils' Buy Canadian-Build Communities resolution, contact:

CAW Communications, 205 Placer Court, Toronto, Ontario M2H 3H9
Phone: 1-800-268-5763 (ext. 771) Fax: 416.495.6552



Canadian Labour Congress
Congrès du Travail du Canada

CAW TCA
CANADA
www.caw.ca

jwcope343



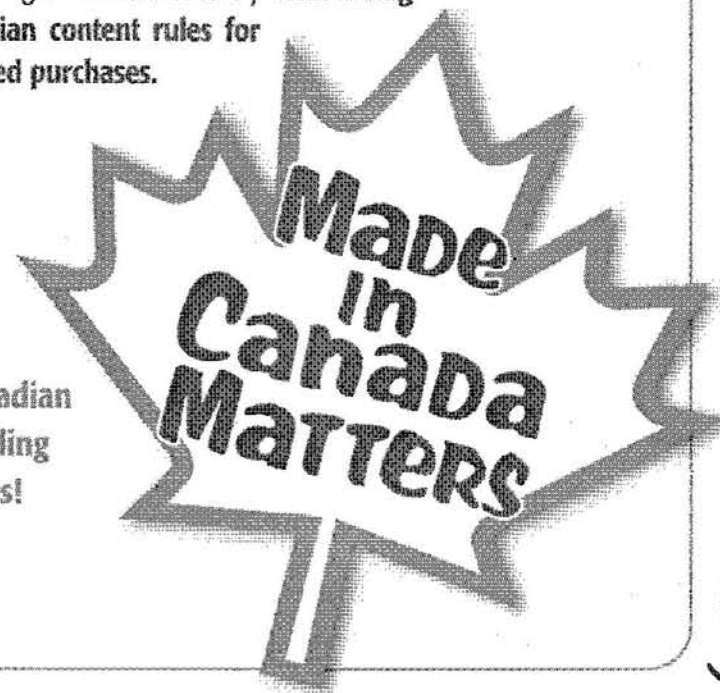
Buying Canadian & Building Communities

Made in Canada Matters for Municipalities!

Canadian citizens expect their governments to spend their tax dollars wisely. And they expect their governments to invest in their communities.

Today, many Canadians are faced with an uncertain economic future. Hundreds of thousands of good manufacturing jobs are disappearing, funding for public services is strained and municipal infrastructure deficits in many communities are rising.

Municipal councils across the country can help stop the massive loss of Canadian manufacturing jobs, address the dramatic loss in public funds and build stronger communities by **demanding strong Canadian content rules for publicly funded purchases.**



**Buying Canadian
means building
communities!**

(97L)

Buy-Canadian Q&A

Do other countries have 'Buy Domestic' rules in place?

Yes. Governments from all over the world (whether at the national, state/provincial or municipal level) have adopted buy-domestic purchasing policies. Many of whom are active participants in international trade agreements, and members of trade bodies like the WTO.

This list includes the European Union, Japan, China as well as Mexico and the United States (two of Canada's largest trading partners). In fact, under the Buy America Act, U.S. law requires 60% domestic content for federally-funded public transit purchases and 100% domestic content for material inputs (like iron and steel).

"The Canadian Manufacturers and Exporters recommends... that the Government of Canada apply rules and regulations favouring Canadian content when it funds infrastructure and mass transit projects under its authority, or under the authority of provinces and municipalities."

Canadian Manufacturers & Exporters, Renewing Canada's Infrastructure: An Opportunity to Invest in Our Future

February, 2008

What about Canada specifically?

A number of jurisdictions throughout Canada have adopted Buy Canadian purchasing requirements in the past years. The province of Quebec, for example, recently adopted a 60% Canadian-content threshold for provincially-funded transit projects. The province of Ontario requires 25% Canadian-content for similar purchases (too low, but a start).

Unfortunately, the federal government still has not adopted a national Buy Canadian purchasing policy – leaving Canada as one of the few developed countries in the world to not officially encourage domestic content for publicly-funded purchases.

Made in Canada Matters

Can municipalities in Canada adopt similar policies?

"Nine out of 10 Canadians say when governments purchase public transit vehicles they should buy Canadian-made equipment, not the lowest-priced subways, trains and buses, no matter where they are made."

Vector Poll, May 2008

Yes. Canadian municipalities can adopt Buy Canadian policies. The Ontario Municipal Act requires the adoption of a purchasing policy that is fair but does not prohibit municipalities from setting Canadian content requirements as long as it is part of a stated policy – similar to the City of Toronto's recent 25% Canadian content policy on all new transit purchases.

Some municipalities in Ontario (including Woodstock, Thorold and Oshawa) have already passed resolutions to adopt Buy Canadian policies for municipal purchases and encourage maximum Canadian content levels wherever possible – from transit vehicles and office supplies to clothing and food.

Doesn't this breach the terms of existing international trade agreement, particularly the NAFTA?

No. International trade agreements that have been signed by Canada allow for domestic purchasing rules, including the NAFTA and the WTO Agreement on Government Purchases.

"The Ontario Chamber of Commerce, representing 57,000 businesses from all sectors of the economy across the province, strongly endorses a policy that mandates 'Canadian content levels' for publicly-funded mass transit and transportation infrastructure projects..."

Ontario Chamber of Commerce, letter to Ontario Finance Minister Dwight Duncan (February 12, 2008)

Made in Canada Matters

7(b)

10(r)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2009-110

AGREEMENTS: (E.3.4) A by-law to authorize an agreement between the City and Avery Construction Limited for the removal and replacement of the Sussex Road Bridge. (Contract 2009-6E)

THE COUNCIL of the Corporation of the City of Sault Ste. Marie, **ENACTS** as follows:

1. **EXECUTION OF DOCUMENTS**

The Acting Mayor and the Deputy Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to an agreement made between the City and Avery Construction Limited for the removal and replacement of the Sussex Road Bridge. (Contract 2009-6E)

2. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

READ THREE TIMES and **PASSED** in open Council this 25th day of May, 2009.

MAYOR – JOHN ROWSWELL

CITY CLERK – DONNA IRVING

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