

## **MINUTES**

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

**2009 03 23**

**4:30 P.M.**

### **COUNCIL CHAMBERS**

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

**ABSENT:** Mayor J. Rowswell (illness), Councillor L. Tridico (illness)

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

1. **ADOPTION OF MINUTES**

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the Minutes of the Regular Council Meeting of 2009 03 09 be approved. CARRIED.

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

3. **APPROVE AGENDA AS PRESENTED**

Moved by Councillor B. Hayes

Seconded by Councillor L. Turco

Resolved that the Agenda for the 2009 03 23 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Kim Seabrook on behalf of the Sault Ste. Marie Chapter Autism Ontario and Matthew Dougherty were in attendance concerning Proclamation – Autism Awareness Month.
- (b) Mary Jane Yorke, Manager; Dr. Ed Hirvi and Jim Aquino, Members; Sault Ste. Marie Physician Recruitment and Retention Committee were in attendance concerning agenda item 6.(8)(a).

4. (c) Raimo Viitala and Michael Porter on behalf of Finn Grand Fest 2010 were in attendance concerning agenda item 6.(8)(b).
- (d) Janet Allen on behalf of Algoma Public Health was in attendance concerning agenda item 5.(n).
- (e) Gerald Maich was in attendance concerning agenda item 6.(6)(a).
- (f) Claudio Balbinot was in attendance concerning agenda item 6.(6)(b).
- (g) Terry Rainone and Lina Sarno were in attendance concerning agenda item 6.(6)(c).

### **PART ONE – CONSENT AGENDA**

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

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that all the items listed under date 2009 03 23 – Part One – Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from AMO and FONOM was received by Council.
- (b) Correspondence from the Municipality of Middlesex Centre (concerning Department of Fisheries and Oceans requirements for drainage works and bridge reconstruction); Municipality of Thames Centre (concerning provincial support for long-term viability of waste diversion programs); Town of Mattawa (concerning request to reconsider federal and provincial funding formula); Municipality of South Bruce (concerning funding for Ontario Conservation Authorities); the City of North Bay and City of Timmins (concerning support for a City of Sault Ste. Marie Council resolution to solicit funding from senior levels of government for harbour and port facilities); and City of Timmins (concerning support for a City of Sault Ste. Marie Council resolution respecting the enhancement of FedNor responsibilities for infrastructure Program) was received by Council.
- (c) The letter from the Seniors Health Advisory Committee concerning seniors' health issues in the District of Algoma and the letters from Mayor Rowswell to the Sault Ste. Marie Health Coalition and the Seniors Health Advisory Committee concerning Health Care in Sault Ste. Marie and Northern Ontario were received by Council.

5. (d) Letters from Mayor Rowswell to the Minister of Energy and Infrastructure and the Minister of Transport, Infrastructure and Communities concerning Sault Ste. Marie's Global Transportation Gateway Strategy were received by Council.
- (e) The letter from the Premier of Ontario in response to a Council resolution concerning Northern Communities Grants was received by Council.
- (f) The letter from Barrier Free in Algoma Association concerning progress to their goal of Barrier Free Communities was received by Council.

(g) **Council Travel**

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that Mayor John Rowswell be authorized to travel to the Federation of Canadian Municipalities 72<sup>nd</sup> Annual Conference and Municipal Expo being held in Whistler, BC (4 days in June) at an estimated cost to the City of \$3,500.00 be approved. CARRIED.

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that Councillor Lou Turco be authorized to travel to an AMO Large Urban Caucus Symposium being held in Brampton, Ontario (four days in April) at an approximate cost of \$1,300.00 to the City. CARRIED.

(h) **Staff Travel Requests**

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

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2009 03 23 be approved as requested. CARRIED.

(i) **Tender for Civic Centre HVAC Upgrade – Phase 1**

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

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the report of the Manager of Purchasing dated 2009 03 23 be endorsed and that the tender for HVAC Upgrade – Phase 1 at the Civic Centre, required by the Building Services Division of the Engineering and Planning Department be awarded as recommended. CARRIED.

5. (j) **2008 Honoraria and Expenses – Mayor and Council and Board and Commission Members**

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

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the report of the Commissioner of Finance and Treasurer dated 2009 03 23 concerning 2008 Honoraria and Expenses (Mayor, Council, Board and Commission Members) be received as information. CARRIED.

(k) **Engineering Services – Stormwater Investigative Study**

The report of the Director of Engineering Services was accepted by Council. The relevant By-law 2009-52 is listed under Item 10 of the Minutes.

(l) **Sewer Use By-law**

The report of the Land Development and Environmental Engineer was accepted by Council. The relevant By-law 2009-50 is listed under Item 10 of the Minutes.

(m) **Pim Street Sewage Pumping Station Engineering Fees**

The report of the Land Development and Environmental Engineer was accepted by Council.

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the report of the Land Development and Environmental Engineer dated 2009 03 23 concerning Pim Street Sewage Pumping Station – Engineering Fees be accepted and the recommendation that Council authorize the additional \$35,000.00 in engineering fees for a revised upset limit of \$610,000.00 in the engineering services contract between the City and Earth Tech Canada Inc. be approved. CARRIED.

(n) **Council Resolution of January 12, 2009 Concerning Prohibiting Smoking in the Area of the Skateboard Facility**

The report of the City Solicitor was accepted by Council.

Moved by - Councillor P. Mick

Seconded by - Councillor L. Turco

Resolved that the report of the City Solicitor dated 2009 03 23 concerning Prohibiting Smoking in the area of the Skateboard Facility be accepted and the recommendation that a committee, comprised of a member of the Parks and Recreation Advisory Committee and a board or staff member of Algoma Public Health, review and report back to City Council with a recommendation on dealing with outdoor smoking at City-owned property, parks and playgrounds; and

5. (n) Further resolved that City Council requests the Minister of Health and Long Term Care review this issue on a Province-wide basis for possible amendments to the Smoke-Free Ontario Act to address smoking near outdoor recreational facilities, be approved. CARRIED.
- (o) **Amendments to By-law 69-80 – Regulation of Parking in City-Owned Parking Lots**  
The report of the City Solicitor was accepted by Council. The relevant By-law 2009-53 is listed under Item 10 of the Minutes.
- (p) **Lane Closing Application – Graham Subdivision**  
The report of the City Solicitor was accepted by Council. The relevant By-laws 2009-56 and 2009-57 are listed under Item 10 of the Minutes.
- (q) **Mattress Recycling Operations**  
The report of the Waste Diversion Supervisor was accepted by Council.
- Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that the report of the Waste Diversion Supervisor dated 2009 03 23 concerning Mattress Recycling Operations be accepted and the recommendation that Council approve funding in the amount of \$40,000.00 with funds to come from the Waste Diversion Reserve Account, to allow Community Living Algoma (CLA) to lease the required space for mattress and bulky furniture recycling, be approved. CARRIED.
- (r) **Proposed Six Month Extension of Refuse Contract With Municipal Waste and Recycling Inc. (Contract #2004WA19)**  
The report of the Deputy Commissioner of Public Works and Transportation was accepted by Council.
- Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that the report of the Deputy Commissioner Public Works and Transportation dated 2009 03 23 concerning Proposed Six Month Extension of Refuse Contract with Municipal Waste and Recycling Inc. (Contract #2004WA19) be accepted and the recommendation that Council authorize an extension of the curbside solid waste collection contract with Municipal Waste and Recycling for a six-month period from January 1, 2010 up to and including June 30, 2010, be approved. CARRIED.
- (s) **Municipal Special Waste Facility Stewards Funding**  
The report of the Waste Diversion Supervisor was accepted by Council.

5. (s) Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that the report of the Waste Diversion Supervisor dated 2009 03 23 concerning Municipal Special Waste Facility Stewards Funding be accepted and the recommendation that Council place the Municipal Household Special Waste (MHSW) stewardship funds into a reserve account to further enhance the MHSW operations, be approved. CARRIED.
- (t) Correspondence from the Minister of the Environment concerning Implementation of the Great Lakes – St. Lawrence River Basin Sustainable Water Resources Agreement was received by Council.
- (u) **Request for Proposal – Digital Signage System – Essar Centre**  
Reports of the Manager of Purchasing and the Commissioner of Community Services were accepted by Council.
- Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that the reports of the Manager of Purchasing and the Commissioner of Community Services dated 2009 03 23 concerning Request for Proposal - Interior Digital Signage and LCD Screens - Essar Centre be accepted and the recommendation that the proposal for the supply and installation of a Digital Signage System at the Essar Centre be awarded to Echotech Technology Inc. at a cost of \$103,073.04 including PST with funds to come from the Essar Centre Fednor Project Account, be approved. CARRIED.
- (v) **Tender for Three (3) Year Renewal of Microsoft Enterprise Licensing Agreement**  
The report of the Manager of Information Technology Division was accepted by Council.
- Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that the report of the Manager Information Technology dated 2009 03 23 concerning Tender for Three Year Renewal of Microsoft Enterprise Licensing Agreement be accepted and the recommendation that Dell Canada Inc. be awarded the three year extension of the Microsoft Enterprise Licensing Agreement with the Corporation of the City of Sault Se. Marie at an annual cost of \$82,675.00 plus taxes, be approved. CARRIED.

## **PART TWO – REGULAR AGENDA**

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

#### **6. (6) PLANNING**

(a) **Application No. A-5-09-T – Sam Rainone – 99 Gibb Street – Request for Amendment to Utilize the Subject Property for an Automobile Repair Garage for an Additional Three Years in Addition to Single Detached Home**

The report of the Planning Division was received by Council.

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the report of the Planning Division dated 2009 03 23 concerning Application No. A-5-09-T – Sam Rainone be accepted and the Planning Director's recommendation that City Council DENY the request for a temporary use zoning to permit an automobile repair garage on the subject property be endorsed. DEFEATED.

Moved by Councillor L. Turco

Seconded by Councillor F. Manzo

Resolved that Planning Application No. A-5-09-T – Sam Rainone – 99 Gibb Street requesting to utilize the subject property for an automobile repair garage for an additional 3 years in addition to the single detached home be approved. CARRIED.

(b) **Application No. A-9-09-Z.OP – 2040653 Ontario Inc. – 725, 737, 739, 745, 747 Wellington Street West and Part of 28 Laura Street – Request to Rezone to Permit the Construction of a Pharmacy**

The report of the Planning Division was accepted by Council.

Moved by Councillor P. Mick

Seconded by Councillor L. Turco

Resolved that the report of the Planning Division dated 2009 03 23 concerning Application No. A-9-09-Z.OP – 2040653 Ontario Inc. be accepted and the Planning Director's recommendation that City Council approve the application subject to the 4 (four) conditions contained in the report be endorsed. CARRIED.

(c) **Application No. A-10-09-Z – Terry Rainone – 433 Franklin Street – Request to Rezone in Order to Construct a 5-Unit Townhouse With Frontage on Franklin Street, and a 6-Unit Townhouse With Frontage on Farwell Terrace**

The report of the Planning Division was accepted by Council.

6. (6)

(c) Moved by Councillor P. Mick  
Seconded by Councillor L. Turco

Resolved that the report of the Planning Division dated 2009 03 23 concerning Application No. A-10-09-Z – Terry Rainone 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 to "R.4" (Medium Density Residential) zone, and that the subject property be designated subject to Site Plan Control (Site Plan Control Agreements to be approved by Council) be endorsed. CARRIED.

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

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

(a) **Sault Ste. Marie Physician Recruitment and Retention – Report to Council – March 2009**

The report of the Sault Ste. Marie Physician Recruitment and Retention Committee and the News Release concerning Sault Ste. Marie Physician Recruitment and Retention Committee, Community Support Group development of a Welcome Package were received by Council.

Moved by Councillor P. Mick  
Seconded by Councillor L. Turco

Resolved that the report of the Sault Ste. Marie Physician Recruitment and Retention Office dated March 2009 concerning the Sault Ste. Marie Physician Recruitment and Retention Activity Report and Proposed 2009/2010 Budget request to the City in the amount of \$464,850.00 for the period April 1, 2009 to March 31, 2010 BE REFERRED to the 2009 Budget deliberations for Council's consideration and decision. CARRIED.

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

Resolved that City Council supports and endorses the efforts of the Sault Ste. Marie Physician Recruitment and Retention Committee in requesting the participation of the business community of Sault Ste. Marie and area in the preparation of appropriate Welcome Packages for prospective recruits for the practice of medicine in our city. CARRIED.

(b) **Conferences and Major Special Events Committee – Finn Grand Fest 2010**

The report of the Chair, Conferences and Major Special Events Committee was accepted by Council.



6. (8)

(b) Moved by Councillor S. Myers

Seconded by Councillor F. Fata

Resolved that the report of the Chair, Conferences and Major Special Events Committee dated 2009 03 23 concerning Finn Grand Fest 2010 be accepted and the recommendation that City Council authorize municipal financial support in the amount of \$10,000.00 for the Finn Grand Fest 2010 being held in Sault Ste. Marie July 2010, with funds to come from the 2009 Conferences and Major Special Events fund; and

Further that the Conferences and Major Special Events Committee will undertake a further funding review in late 2009 once any possible further requests for 2010 funding have been considered, be approved. CARRIED.

7.

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

(a) Moved by Councillor S. Myers

Seconded by Councillor F. Fata

Whereas in 2008 City Council established an annual fund of \$20,000.00 to provide financial support and incentive to eligible groups to facilitate hosting certain conferences and major special events coming to Sault Ste. Marie; and

Whereas since establishing this fund, there has been three applications approved by Council for financial support from this fund and one application currently being recommended for funding, and further applications are anticipated and encouraged; and

Whereas there is one major special event, the 2010 Scotties Tournament of Hearts, for which the municipal funding estimated at \$70,000.00 is currently referred to the 2009 Budget as a supplementary item; and

Whereas Tourism Sault Ste. Marie has already advised Council of a forthcoming funding request for the 2012 Adult Recreational Hockey Tournament which will require a funding amount similar or greater to the Scotties event; and

Whereas Tourism Sault Ste. Marie has a goal of bringing one City-wide event annually which will require this level of support;

Now therefore be it resolved that City Council consider increasing the existing fund of \$20,000.00 annually to \$100,000.00 annually; and

Further that this budget request BE REFERRED to the 2009 Budget for Council's consideration as a supplementary item, be approved. CARRIED.

(b) Moved by Councillor S. Butland

Seconded by Councillor P. Mick

Whereas electric vehicles may become commonplace in the near future; and

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

7. (b) Whereas the Premier of Ontario has not only endorsed the concept of electric vehicles but also is pursuing innovative concepts and private-public partnerships to advance the introduction of electric vehicles into the Ontario marketplace; and Whereas preliminary discussion with local P.U.C. has indicated an interest in possible involvement in any electric vehicle initiative;  
Be it resolved that Sault Ste. Marie City Council inform the Minister of Transportation, the Honourable Jim Bradley and AMO that Sault Ste. Marie would be most interested in being a designated municipality in any policy direction, workshops, pilot projects or potential involvement in advancing the adoption of electric vehicles and ancillary infrastructure needed to further the initiative; and  
Be it further resolved that Council refer this resolution and attached information to the Economic Development Corporation and Environmental Initiatives Committee for comment and consideration of any potential opportunities related to the likely, timely introduction of electric vehicles into the Province of Ontario.  
CARRIED.
- (c) Moved by Councillor L. Tridico  
Seconded by Councillor F. Manzo  
Whereas London Street from North Street to Francis Street is in extremely poor road condition and it has been over 60 years since this roadway was reconstructed; and  
Whereas residents in the area, school buses, as well as residents from all over the city use London Street on a daily basis as a thoroughfare;  
Now therefore be it resolved that the Commissioner of Public Works and Transportation and the Commissioner of Engineering and Planning be requested to report back to Council on the feasibility of reconstruction or resurfacing of this section of London Street during the 2009 construction season. DEFERRED TO APRIL 6<sup>TH</sup> COUNCIL MEETING AT REQUEST OF MOVER (ABSENT DUE TO ILLNESS) OFFICIALLY READ NOT DEALT WITH.
- (d) Moved by Councillor T. Sheehan  
Seconded by Councillor S. Myers  
Whereas at 8:30 p.m. on Saturday, March 28th, people from all corners of the world will turn off their lights for one hour - Earth Hour - and cast their vote for action on climate change; and  
Whereas anybody can participate and join together with millions of people across the globe celebrating Earth Hour - 1,189 cities and towns across 80 countries are committed; and  
Whereas Earth Hour is about taking simple steps everyday that collectively reduce carbon emissions from businesses turning off their lights when their offices are empty to households turning off appliances rather than leaving them on standby; and

7. (d) Whereas such ideas for celebrating Earth Hour include:  
1. Gathering family and friends to look at the stars; 2. Enjoying a dinner by candlelight; 3. Organizing a treasure hunt in the dark; 4. Taking the dog for a night walk; 5. Having a candle-lit bath; 6. Sitting in the dark and sharing stories; 7. Sharing a romantic night in with your loved one;  
Now therefore be it resolved that all Sault Ste. Marie citizens be encouraged to turn off the lights in their homes and businesses for one hour at 8:30 p.m. on Saturday, March 28th, 2009. CARRIED.

- (e) Moved by Councillor J. Caicco  
Seconded by Councillor S. Butland  
Be it resolved that Helen Ross, Director of Algoma Residential Community Hospice be invited to provide Council and the community a status report on the successful introduction and operation of this facility in our community. CARRIED.

8. **COMMITTEE OF THE WHOLE FOR THE PURPOSE OF SUCH MATTERS AS ARE REFERRED TO IT BY THE COUNCIL BY RESOLUTION**

9. **ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE**

10. **CONSIDERATION AND PASSING OF BY-LAWS**

Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that all the by-laws listed under Item 10 of the Agenda under date 2009 03 23 be approved. CARRIED.

- (a) Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that By-law 2009-50 being a by-law to regulate the chemical and physical characteristics of water and wastewater discharges to a sanitary or storm sewer system in the City of Sault Ste. Marie be read three times and passed in Open Council this 23<sup>rd</sup> day of March, 2009. CARRIED.

- (b) Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that By-law 2009-51 being a by-law to amend Schedules "H" and "F" of Traffic By-law 77-200 regarding Denwood Drive be read three times and passed in Open Council this 23<sup>rd</sup> day of March, 2009. CARRIED.

10. (c) Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that By-law 2009-52 being a by-law to authorize an agreement between the City and R. V. Anderson Associates Limited for the completion of the stormwater investigative study be read three times and passed in Open Council this 23<sup>rd</sup> day of March, 2009. CARRIED.
- (d) Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that By-law 2009-53 being a by-law to amend By-law 69-80, which regulates the parking of vehicles on lands or buildings operated by the Parking Section be read three times and passed in Open Council this 23<sup>rd</sup> day of March, 2009. CARRIED.
- (e) Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that By-law 2009-55 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 regarding lands located at 741 Allen's Side Road be read three times and passed in Open Council this 23<sup>rd</sup> day of March, 2009. CARRIED.
- (f) Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that By-law 2009-56 being a by-law to assume for public use and establish as a public lane, a lane in the Graham Subdivision be read three times and passed in Open Council this 23<sup>rd</sup> day of March, 2009. CARRIED.
- (g) Moved by Councillor P. Mick  
Seconded by Councillor L. Turco  
Resolved that By-law 2009-57 being a by-law to stop up, close and authorize the conveyance of a lane in the Graham Subdivision be read a first and second time this 23<sup>rd</sup> day of March, 2009. CARRIED.

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

12. **ADJOURNMENT**

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

\_\_\_\_\_  
"Bryan Hayes"  
**ACTING MAYOR**

\_\_\_\_\_  
"Malcolm White"  
**DEPUTY CLERK**

