

MINUTES

REGULAR MEETING OF CITY COUNCIL

2009 01 12

4:30 P.M.

COUNCIL CHAMBERS

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

ABSENT: Councillors T. Sheehan (vacation)

OFFICIALS: J. Fratesi, D. Irving, N. Kenny, P. McAuley, B. Freiburger, N. Apostle, D. McConnell, D. Elliott, B. Strapp, J. Febbraro, J. Luszka

1. **ADOPTION OF MINUTES**

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that the Minutes of the Regular Council Meeting of 2008 12 15 be approved. CARRIED.

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

3. **APPROVE AGENDA AS PRESENTED**

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that the Agenda for the 2009 01 12 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) The winners of the 2008 Christmas Lighting Awards Program were in attendance to receive plaques and PUC credit certificates.
- (b) Chris Rous, Chairperson Sault Ste. Marie Public Library Board was in attendance to introduce the new C.E.O. and Director of Libraries Elizabeth Rossnagel.

4. (c) Patti Jo Duggan, Volunteer Alzheimer Society was in attendance concerning Proclamation – National Alzheimer's Awareness Month.
- (d) Joyce Ferguson-Mowat, Public Health Inspector was in attendance concerning Proclamation – Environmental Public Health Week.
- (e) Rod Stewart, District Supervisor, Sault Ste. Marie office, Ministry of the Environment was in attendance to address Council on the issue of air quality in Sault Ste. Marie and area.
- (f) Brian Curran, President and C.E.O., PUC Inc. was in attendance concerning a PUC Inc. Shareholder Meeting.
- Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that City Council is now authorized to meet in Open Session as the sole shareholder of PUC Inc.; and
Further resolved that City Council appoints Mayor John Rowsell as Council's proxy to vote on any resolutions of the shareholder of PUC Inc. CARRIED.
- (g) Joe Melisek on behalf of the consulting team concerning the feasibility study and business plan for a new indoor multi-use sport facility in Sault Ste. Marie was in attendance concerning agenda item 6.(2)(a).

PART ONE – CONSENT AGENDA

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

- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that all the items listed under date 2009 01 12 - Part One - Consent Agenda be approved as recommended. CARRIED.
- (a) Correspondence from AMO and OGRA was received by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Sault Ste. Marie City Council supports and endorses the AMO positions detailed in AMO correspondence to the Ministry of the Environment and to Waste Diversion Ontario dated December, 2008 concerning a review of the Waste Diversion Act, 2002 and a review of the Blue Box Program Plan; and
Further resolved that a copy of this resolution be provided to the Honourable John Gerretsen, Minister of the Environment; to Vice-Chair Andy Pollock, Waste Diversion Ontario; and to AMO President Peter Hume. CARRIED.

5. (b) Correspondence from the Township of East Ferris (concerning a request for financial assistance from every municipality in the Province for flooding disaster relief – the Corporation of the City of Sault Ste. Marie provided \$500.00); the United Counties of Stormont, Dundas and Glengarry (concerning a review of rates paid by the Ministry of Community and Social Services for indigent funerals); and the Municipality of Clarington (concerning a request to the Alcohol and Gaming Commission of Ontario to expedite its Modernization of Charitable Gaming Project) was received by Council.
- (c) Correspondence from Algoma Public Health Board concerning a request that Council designate the new public skate board park as tobacco-free was received by Council.
- Moved by Councillor S. Myers
Seconded by Councillor J. Caicco
Whereas the City of Sault Ste. Marie By-law 2003-7 regulates smoking in public places and city buildings in the City of Sault Ste. Marie; and
Whereas a new outdoor skate board park is scheduled to open for public use in 2009; and
Whereas the Algoma Public Health Board has passed a resolution (#2008-104) requesting that City Council amend By-law 2003-7 to identify the new public skate board park as a designated 100% tobacco-free site;
Now therefore be it resolved that Sault Ste. Marie City Council supports and endorses the position of the Algoma Public Health Board; and
Further that the request for the appropriate amendment to By-law 2003-7 BE REFERRED to the City Solicitor for review and report back to City Council.
CARRIED.
- (d) The letter from the Minister of the Environment in response to a Council resolution concerning stockpiling of Blue Box materials was received by Council.
- (e) The letter from MPAC concerning 2008 Assessment Update was received by Council.
- (f) The letter from NOHFC concerning approval of an extension of its funding commitment for the Gateway Development Initiative to June 30, 2009 was received by Council.
- (g) The letter from the Airport Manager Sault Ste. Marie Airport Development Corporation requesting an exemption to the Noise By-law for events at the Airport Fairgrounds for the winter season was received by Council. The relevant By-law 2009-8 is listed under Item 10 of the Minutes.

5. (h) The petition from residents of Simon Avenue requesting sidewalk snow plowing and a stop sign at the corner of Denwood Drive and Simon Avenue was received by Council.

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that the petition received by the City on January 7, 2009 from residents of Simon Avenue requesting sidewalk snow removal during the winter months and the placement of a stop sign at the corner of Denwood Drive and Simon Avenue BE REFERRED to the Commissioner of Public Works and Transportation for review and report back to City Council. CARRIED.

- (i) The letter from Mayor John Rowswell to the Minister of Health Canada concerning Poor Physician Specialists and Support Services in Northern Ontario was received by Council.

(j) **Appointments to Boards and Committees**

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that all the resolutions under date 2009 01 12 listed under Agenda item 5.(j) 1-41 inclusive are hereby approved. CARRIED.

- (1) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Councillors T. Sheehan and L. Tridico, D. Celetti (alternate) be nominated to the Algoma District Municipal Association from January 12, 2009 to December 31, 2010. CARRIED.

- (2) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillor S. Myers and citizens Guido Caputo and Karen Marinich be nominated to the Algoma Public Health from January 12, 2009 to December 31, 2010. CARRIED.

- (3) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Councillor J. Caicco be appointed to the Celebrating International Friendship Committee – Bridgewalk Group from January 12, 2009 to December 31, 2010. CARRIED.

5. (j)
- (4) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillors O. Grandinetti, F. Fata, D. Celetti and L. Tridico and citizens Irene Oktaba and Jean Wyatt be appointed to the Christmas Lighting Award Program Judging Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (5) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that citizens Loretta Durat, Karen Montgomery Jones and Fred Pelletier be nominated to the Community Theatre Centre Management Board from January 12, 2009 to December 31, 2010. CARRIED.
- (6) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillors F. Fata, S. Myers and L. Tridico, Tourism Sault Ste. Marie (Ian McMillan) and City Clerk (Donna Irving) be appointed to the Conferences and Major Special Events Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (7) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that citizens Carlo Barban, Glenn Bernardi, Luca Robibaro and Suzanne Farrell (alternate) be appointed to the Court of Revision - Local Improvement from January 12, 2009 to December 31, 2010. CARRIED.
- (8) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Deputy City Clerk and Manager of Quality Improvement (Malcolm White) be appointed to the CQI - Community Performance Report Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (9) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Councillor T. Sheehan and citizens Irene Oktaba, Chris Rous, Karin Seidemann and Rebecca Stuebing be appointed to the Cultural Advisory Board from January 12, 2009 to December 31, 2010. CARRIED.
- (10) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillors F. Fata, O. Grandinetti and B. Hayes be appointed to the Dangerous Dog Committee from January 12, 2009 to December 31, 2010. CARRIED.

5. (j)
- (11) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Councillor S. Butland, staff representative from Engineering and Planning Department (Susan Hamilton Beach) and Public Works and Transportation Department (Pat McAuley), one Ministry of the Environment representative and citizens Kathy Lemieux, Rosina MacDonald, Peter McLarty, Ian Thompson and Andrea Welz be appointed to the Environmental Monitoring Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (12) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillor L. Turco be nominated to the Federation of Northern Ontario Municipalities (FONOM) from January 12, 2009 to December 31, 2010. CARRIED.
- (13) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that citizens Frank Del Bosco, Roy O'Neill, Luca Robibaro and Terry Higginson (alternate) be appointed to the Fence Viewers Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (14) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Mayor J. Rowswell (non-voting member), Councillors J. Caicco, F. Fata, B. Hayes and T. Sheehan, Chief Administrative Officer (non-voting member), the Commissioner of Finance, Manager of Budgets and Revenue and Manager of Finance and Audits be appointed to the Finance Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (15) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Mayor J. Rowswell and Councillors D. Celetti, O. Grandinetti and S. Myers be appointed to the Gateway Development Team from January 12, 2009 to December 31, 2010. CARRIED.
- (16) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillor S. Myers and citizens Nancy Aronson, Cindy Crawford, Carl Gruhzt, Suzanne Hanna, Harriet Hershey, Pamela Jalak, Kelly Marshall, Judy McGonigal, Laurence Woolley, Kathryn Yukich and Carol Caputo be appointed to the Historic Sites Board from January 12, 2009 to December 31, 2010. CARRIED.

Mayor J. Rowswell declared a pecuniary interest – a citizen appointee is employed by his engineering firm.

5. (j)
- (17) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Councillor D. Celetti be nominated to the Humane Society from January 12, 2009 to December 31, 2010. CARRIED.
- (18) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillors S. Butland, P. Mick and J. Caicco be appointed to the Municipal Environmental Initiatives Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (19) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Mayor J. Rowswell and Councillors J. Caicco, D. Celetti, F. Fata, O. Grandinetti and T. Sheehan be appointed to the Municipal Freedom of Information and Protection of Privacy Act (Head) from January 12, 2009 to December 31, 2010. CARRIED.
- (20) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Councillors D. Celetti, O. Grandinetti, S. Myers and P. Mick be appointed to the Municipal Handbook Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (21) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillor B. Hayes and citizens Lloyd Beilhartz, Cindy Crawford, David Ellis, Robert Ewing, Roger Kinghorn, Anne MacGregor, Kelly Marshall, Harvey Robbins, Ted Wall and Laurence Woolley be appointed to the Municipal Heritage Committee from January 12, 2009 to December 31, 2010. CARRIED.
- Mayor J. Rowswell declared a pecuniary interest – a citizen appointee is employed by his engineering firm.
- (22) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the Manager of Recreation and Culture (Joe Cain) be appointed to the Museum Management Board from January 12, 2009 to December 31, 2010. CARRIED.

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(j)

- (23) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillors L. Tridico and L. Turco, staff representative from Social Services Department (Lynn Rosso), Engineering and Planning Department (Jerry Dolcetti or designate) and citizens Debbie Amaroso, Giesells Bourgault, Don Calvert, Jenn Cloutier, Wendy Houle, Craig Kohler, Derrick Lavallee, Tony Mancuso, Robert McLeod, Ann Marie McPhee, Catherine Meincke, Diane Morrell, Karen Raybould, Gerard Taylor, Evelyn Theriault and Rick Wark be appointed to the Ontarians With Disabilities Accessibility Advisory Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (24) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Councillor D. Celetti and citizens Jerry Bumbacco, Gino Cavallo, Richard Craftchick, Deane Greenwood, Mark Kontulainen, Tom Mauro, Susan Milne and Barry Rushon be appointed to the Parks and Recreation Advisory Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (25) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that citizens Carlo Barban, Peter Berlingieri, Suzanne Farrell, Damon Godfrey, Catherine Meincke, Wayne Mezzomo and Luca Robibaro be appointed to the Planning Advisory Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (26) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Councillors P. Mick and L. Tridico be nominated to the PUC Inc. Board of Directors from January 12, 2009 to December 31, 2010. CARRIED.
- (27) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that citizens Carlo Barban, Glenn Bernardi and Suzanne Farrell be appointed to the Residential Standards Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (28) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Councillor S. Myers be nominated to the Sault Area Hospital Board of Directors from January 12, 2009 to December 31, 2010. CARRIED.

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(j)

- (29) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillors J. Caicco and P. Mick and citizens Paul Beach, Lorna Connolly Beattie, Heather Hicks, Jennifer Miller, Lucille Norman, Karen Poirier, Roxanne Rissanen, Fran Rose, Sarah Sutton and Diana Taranto and staff representative from Social Services Department (Florence Lake) be appointed to the Sault Ste. Marie Best for Kids Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (30) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Councillors F. Fata, B. Hayes, P. Mick, S. Myers, L. Tridico and L. Turco be appointed to the Sault Ste. Marie District Social Services Administration Board from January 12, 2009 to December 31, 2010. CARRIED.
- (31) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillor S. Myers and Mayor J. Rowswell (ex officio) be nominated to the Sault Ste. Marie Economic Development Corporation Board of Directors from January 12, 2009 to December 31, 2010. CARRIED.
- (32) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Mayor J. Rowswell and Councillors P. Mick and T. Sheehan, Chief Administrative Officer, Medical Officer of Health, Fire Chief, Police Chief, Emergency Planning Officer and Ambulance Director be appointed to the Sault Ste. Marie Emergency Measures Planning Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (33) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Councillor S. Butland and Mayor J. Rowswell (ex officio) be nominated to the Sault Ste. Marie Innovation Centre Board of Directors from January 12, 2009 to December 31, 2010. CARRIED.
- (34) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Mayor J. Rowswell and Councillors T. Sheehan and S. Myers (alternate) be nominated to the Sault Ste. Marie Physician Recruitment and Retention Committee from January 12, 2009 to December 31, 2010. CARRIED.

5. (j)
(35) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Mayor John Rowswell and Councillor D. Celetti and citizen James Greco be nominated to the Sault Ste. Marie Police Services Board from January 12, 2009 to December 31, 2010. CARRIED.

Councillor L. Turco declared a pecuniary interest – spouse employed by Police Services.

- (36) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillors O. Grandinetti, S. Myers, B. Hayes and F. Manzo be nominated to the Sault Ste. Marie Region Conservation Authority from January 12, 2009 to December 31, 2010. CARRIED.
- (37) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that Councillor J. Caicco, citizens Gino Cavallo and Richard Webb, three Downtown Association representatives and one Chamber of Commerce representative be appointed to the Sault Ste. Marie Walk of Fame Selection Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (38) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Councillor O. Grandinetti be appointed to the Snowmobile Task Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (39) Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that one representative from Engineering and Planning Department (Susan Hamilton Beach) be nominated to the St. Mary's River Binational Public Advisory Committee from January 12, 2009 to December 31, 2010. CARRIED.
- (40) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that staff representative from Community Services Department (Joe Cain) be nominated to the St. Mary's River Marine Centre (Norgoma) Board of Directors from January 12, 2009 to December 31, 2010. CARRIED.

5.

(j)

(41)

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that the Council of the Corporation of the City of Sault Ste. Marie, hereby appoints Lorie Bottos or failing him, A.C. Harry as its proxy to attend, act and vote for it on its behalf of the Annual Meeting of Shareholders of the St. Mary's River Bridge Company, to be held on the 25th day of February 2009 and at any adjournment therefore, and revoke any former instrument appointing a proxy for it at the said meeting. CARRIED.

(k)

Council Travel

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that on behalf of Mayor John Rowswell, Councillor Susan Myers be authorized to travel to a Northern Ontario Growth Plan Tourism Session being held in North Bay, Ontario (one day in January) at an estimated cost of \$750.00. CARRIED.

(l)

Staff Travel Requests

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

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2009 01 12 be approved as requested. CARRIED.

(m)

Retirement of Fire Chief – March 31, 2009

Correspondence of the Chief Administrative Officer and Fire Chief was accepted by Council.

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that City Council accepts the retirement notice of Fire Chief Lynn McCoy effective March 31, 2009 and expresses its sincere best wishes to him on the occasion of his retirement after over 35 years of dedicated service to the City of Sault Ste. Marie; and

Further resolved that City Council authorizes filling the upcoming vacancy of the Fire Chief position through a selection process in accordance with the Guidelines for the Recruitment and Selection of Senior Staff Policy; and

Further that in accordance with the Policy, a Selection Committee (comprised of one member of City Council, the Chief Administrative Officer and the Commissioner of Human Resources) is authorized to begin the recruitment and selection process which will result in a recommendation to City Council for filling the position of Fire Chief. CARRIED.

5. (n) **2009 Corporate Membership Fees**

The report of the Deputy City Clerk was accepted by Council.

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that the report of the Deputy City Clerk dated 2009 01 12 be accepted and the recommendation to proceed with payment of the 2009 Corporate Membership Fees be approved. CARRIED.

(o) **Sault Ste. Marie Ontario/Sault Ste. Marie Michigan Joint City Council/City Commission Meeting – Wednesday, February 11, 2009**

The report of the City Clerk was accepted by Council.

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that City Council is authorized to meet in open session for the purpose of a Joint Meeting with Sault Ste. Marie Michigan City Commission on Wednesday, February 11, 2009 commencing at 2:00 p.m. in the Council Chambers, Civic Centre. CARRIED.

(p) **Financial Report @ September 30, 2008**

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

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that the report of the Commissioner of Finance and Treasurer dated 2009 01 12 concerning Financial Report @ September 30, 2008 be received as information. CARRIED.

(q) **Assessment Review Board Decision – Bank Towers**

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

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that the report of the City Tax Collector dated 2009 01 12 concerning Assessment Review Board Decision – Bank Towers be accepted and the recommendation that Sault Ste. Marie City Council expresses its support concerning MPAC's request that the Province of Ontario review the need for a legislative amendment to clearly define 'current value' under the Assessment Act; and

Further that a copy of this resolution be forwarded to Debbie Zimmerman, Chair MPAC Board of Directors and to Sault Ste. Marie M.P.P. David Oraziatti. CARRIED.

5. (r) **Ontario Regulation 437/08**

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

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that the report of the City Tax Collector dated 2009 01 12 concerning Ontario Regulation 437/08 be received as information. CARRIED.

(s) **Essar Centre – Standing Purchase Order for Beer**

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

Moved by Councillor J. Caicco

Seconded by Councillor O. Grandinetti

Resolved that the report of the Commissioner of Community Services dated 2009 01 12 concerning Essar Centre – Standing Purchase Order for Beer be accepted and the recommendation that Council approve a Standing Purchase Order for the purchase of beer in the amount ranging between \$200,000.00 and \$250,000.00 annually as supplied by the Brewer's Retail Inc. (The Beer Store) in order for beer to be resold at licensed events be approved. CARRIED.

(t) **Canada Post Delivery Difficulties – Queen Street East**

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

Moved by Councillor S. Butland

Seconded by Councillor O. Grandinetti

Resolved that the report of the Commissioner of Engineering and Planning dated 2009 01 12 concerning Canada Post Delivery Difficulties – Queen Street East be received as information. CARRIED.

(u) **Engineering Services – Shannon Road Reconstruction Wellington Street to Trunk Road**

The report of the Director of Engineering Services was accepted by Council. The relevant By-law 2009-6 is listed under Item 10 of the Minutes.

(v) **Connecting Link – Revised Request for 2009 MTO Allocation – Two Root River Bridges – Great Northern Road**

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

5. (v) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the Director of Engineering Services dated 2009 01 12 concerning Connecting Link - Revised Request for 2009 MTO Allocation - Two Root River Bridges - Great Northern Road be accepted and the recommendation that the firm of M. R. Wright and Associates be retained to provide design and contract administration services for the rehabilitation of the two Root River bridges on Great Northern Road be approved. CARRIED.
- (w) **Bennett Creek at Third Line Culvert Replacement**
The report of the Director of Engineering Services was accepted by Council.
- Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that the report of the Director of Engineering Services dated 2009 01 12 concerning Bennett Creek at Third Line Culvert Replacement be accepted and the recommendation that M. R. Wright be retained to provide a control survey to monitor movements and to recommend road closures if necessary and to provide design and contract administration services for the replacement of the culvert under the 2009 Capital Works Program be approved. CARRIED.
- (x) **City of Sault Ste. Marie Sale to Parniak – 110 Yates Avenue**
The report of the City Solicitor was accepted by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the City Solicitor dated 2009 01 12 concerning City of Sault Ste. Marie Sale to Parniak – 110 Yates Avenue be accepted and the recommendation that Council agrees to the extension of the deadline by which Mr. Parniak has to build a building at 110 Yates Avenue to August 30, 2009 be approved. CARRIED.
- (y) **Closing and Conveyance of Former Walkway Abutting 91 Marconi Street to Abutting Owners**
The report of the City Solicitor was accepted by Council. The relevant By-law 2009-16 is listed under Item 10 of the Minutes.
- (z) **Closing and Conveyance of Unopened Portions of Original Road Allowance Running Northwesternly From Frontenac Street to Soo Mill Holdings Limited**
The report of the City Solicitor was accepted by Council. The relevant By-law 2009-14 is listed under Item 10 of the Minutes.
- (aa) **Hub Trail Construction – Finn Hill Area – City Contract 2008-10E**
The report of the Planning Division was accepted by Council.

5. (aa) Moved by Councillor S. Butland
Seconded by Councillor S. Myers
Resolved that the report of the Planning Division dated 2009 01 12 concerning the Hub Trail Construction – Finn Hill Area – City Contract 2008-10E be accepted and the Planning Director's recommendation that City Council award Contract 2008-10E (Hub Trail Construction – Finn Hill Area) to Pioneer Construction Inc., in the amount of \$821,320.22 (including GST); and further that City Council authorize the use of the trail funding identified for this contract be endorsed. CARRIED.
- (bb) **Tourism Gateway Development Project**
The report of the Chairman and President, Sault Ste. Marie Economic Development Corporation Board of Directors was accepted by Council.
- Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the Chairman and President, Sault Ste. Marie Economic Development Corporation Board of Directors dated 2009 01 05 concerning Tourism Gateway Development Project be received as information. CARRIED.
- (cc) **International Relations/Global Logistics Trade Missions for 2009-2010**
The report of the Executive Director Development Sault Ste. Marie was accepted by Council.
- Moved by Councillor S. Butland
Seconded by Councillor O. Grandinetti
Resolved that the report of the Executive Director Development Sault Ste. Marie dated 2009 01 06 concerning International Relations/Global Logistics Trade Missions for 2009-2010 be received as information. CARRIED.

PART TWO – REGULAR AGENDA

6. **REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**
6. (2) **COMMUNITY SERVICES**
- (a) **Multi-Use Indoor Sports Facility – Update**
The report of the Commissioner of Community Services was accepted by Council.

6. (2)
(a) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that the report of the Commissioner of Community Services dated 2009 01 12 concerning Multi-Use Indoor Sports Facility – Update and the interim report of the consulting team of BDO Dunwoody LLP Chartered Accountants and Advisors, Monteith Brown Planning Consultants and STEM Engineering and EOPH Architects be received as information. CARRIED.

6. (6) **PLANNING**

- (a) **Application No. A-2-09-Z – Jack Moore – 766 People’s Road – Request to Amend Zoning By-law to Permit the Operation of Insurance Restoration Contracting Business**

The report of the Planning Division was accepted by Council.

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

Resolved that the report of the Planning Division dated 2009 01 12 concerning Application No. A-2-09-Z – Jack Moore be accepted and the Planning Director’s recommendation that City Council approve the application and rezone the subject property from “C.4” (General Commercial) zone, to “C.4.S” (General Commercial) zone with a Special Exception to permit as an additional use a ‘Restoration Contractor’ be endorsed. 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 J. Caicco
Whereas Sault Ste. Marie City Council understands that Nav Canada is a private non-share corporation and operates Canada’s civil air navigation service; and
Whereas the City continues to be concerned about continued downsizing of services and the loss of very good paying jobs at the Sault Ste. Marie airport, an airport that is expanding its international services; and
Whereas Sault Ste. Marie City Council, the Sault Ste. Marie Airport Development Corporation and the Sault Ste. Marie Economic Development Corporation are working hard to expand flight services, both private, charter, and scheduled, to Sault Ste. Marie;
Therefore be it resolved that City Council and its Air Services Committee requests Nick Geer, Chairman of Nav Canada and John Crichton, President & CEO of Nav Canada to send a representative(s) from Nav Canada to present to City Council its future plans as to its operations here in Sault Ste. Marie and for its continued servicing of the Sault Ste. Marie Airport; and

7. (a) Further that a copy of this resolution be forwarded to the Honourable John Baird, Minister of Transport Infrastructure and Communities; Sault Ste. Marie Airport Manager Terry Bos; and Sault Ste. Marie M.P. Tony Martin. CARRIED.
- (b) Moved by Councillor L. Tridico
Seconded by Councillor F. Fata
Whereas there are recent news reports of deaths tragically due to carbon monoxide poisoning taking place in homes; and
Whereas a carbon monoxide detector in the home detects the presence of carbon monoxide which is caused by faulty fuel burning devices such as space heaters, open flames, blocked chimneys and running a vehicle inside an attached garage; and
Whereas the installation of carbon monoxide detectors in every home in Sault Ste. Marie would be the best method of prevention of carbon monoxide poisoning;
Now therefore be it resolved that appropriate city staff including the Fire Chief and City Solicitor be requested to review and report back to City Council on the feasibility of it being mandatory that all homes in Sault Ste. Marie be required to install carbon monoxide detectors. 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 J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that all the by-laws listed under Item 10 of the Agenda under date 2009 01 12 be approved. CARRIED.
- (a) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-1 being a by-law to consolidate amendments to the Traffic By-law 77-200 be read three times and passed in Open Council this 12th day of January, 2009. CARRIED.
- (b) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-2 being a by-law to authorize the execution of a Notice of the exercise of option to convert \$8,520,000.00 of principal of a promissory note into 13,632 common shares in the capital stock of PUC Inc. be read three times and passed in Open Council this 12th day of January, 2009. CARRIED.

10. (c) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-3 being a by-law to appoint members to various Local Boards in the City of Sault Ste. Marie be read three times and passed in Open Council this 12th day of January, 2009. CARRIED.
- (d) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-4 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 12th day of January, 2009. CARRIED.
- (e) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-6 being a by-law to authorize an agreement between the City and Kresin Engineering Corporation for the design and contract administration of the reconstruction of Shannon Road from Wellington Street to Trunk Road be read three times and passed in Open Council this 12th day of January, 2009. CARRIED.
- (f) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-7 being a by-law to authorize an agreement between the City and the Sault Ste. Marie Professional Firefighters Association (Local 529) be read three times and passed in Open Council this 12th day of January, 2009. CARRIED.
- (g) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-8 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 12th day of January, 2009. CARRIED.
- (h) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-9 being a by-law to authorize the construction of sanitary sewer and private drain connection and Class "A" pavement on Shannon Road from Wellington Street East to Trunk Road under Section 3 of the Municipal Act, 2001, Ontario Regulation 586/06 be read a first and second time in Open Council this 12th day of January, 2009. CARRIED.

10. (i) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-10 being a by-law to authorize the construction of sanitary sewer and private drain connections on Wellington Street East from Simpson Street to East Street under Section 3 of the Municipal Act, 2001, Ontario Regulation 586/06 be read a first and second time in Open Council this 12th day of January, 2009. CARRIED.
- (j) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-11 being a by-law to provide for interim tax levies be read three times and passed in Open Council this 12th day of January, 2009. CARRIED.
- (k) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-12 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 766 Peoples Road be read three times and passed in Open Council this 12th day of January, 2009. CARRIED.
- (l) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-13 being a by-law to authorize the execution of an agreement between the City and PUC Inc. to amend a promissory note dated August 15, 2001 be read three times and passed in Open Council this 12th day of January, 2009. CARRIED.
- (m) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-14 being a by-law to assume for public use and establish as a public street a portion of an unopened road allowance running northwesterly from Frontenac Street be read three times and passed in Open Council this 12th day of January, 2009. CARRIED.
- (n) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-15 being a by-law to stop up, close and authorize the conveyance of a portion of an unopened original road allowance running northwesterly from Frontenac Street to Soo Mill Holdings Limited be read the first and second time in Open Council this 12th day of January, 2009. CARRIED.

10. (o) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that By-law 2009-16 being a by-law to authorize the sale of a former 8' walkway abutting 91 Marconi Street to abutting owners Ugo and Gisella Bruni be read three times and passed in Open Council this 12th day of January, 2009.
CARRIED.

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

- (a) Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that Council shall now go into Caucus to:
1. discuss proposed disposition of vacant city-owned property near East Street; and
 2. discuss proposed disposition of city-owned property on/adjacent to Hudson Street; and
 3. discuss one labour relations matter about identifiable individuals; 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.

Councillor L. Tridico declared a pecuniary interest concerning two matters at the 2009 01 12 Council Caucus Meeting.

Councillor J. Caicco declared a pecuniary interest concerning one matter at the 2009 01 12 Council Caucus Meeting.

12. **ADJOURNMENT**

Moved by Councillor J. Caicco
Seconded by Councillor O. Grandinetti
Resolved that this Council shall now adjourn. CARRIED.

"John Rowswell"

MAYOR

"Donna P. Irving"

CLERK