

AGENDA

REGULAR MEETING OF CITY COUNCIL

2010 06 14

4:30 P.M.

COUNCIL CHAMBERS

1. ADOPTION OF MINUTES

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

Resolved that the Minutes of the Regular Council Meeting of 2010 05 31 be approved.

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

3. APPROVE AGENDA AS PRESENTED

Mover - Councillor O. Grandinetti
Seconder - Councillor S. Butland

Resolved that the Agenda for the 2010 06 14 City Council Meeting as presented be approved.

4. DELEGATIONS/PROCLAMATIONS

- (a) Josh Pringle, ChangeCamp Sault Coordinator will be in attendance concerning Proclamation – ChangeCamp.
- (b) Taylor Foisy, Miss Teen Sault Ste. Marie and a Miss Teen Canada World contestant; and Ashley Fecteau, Miss Algoma District and a Miss Earth Canada contestant will be in attendance to make a presentation concerning their upcoming events.
- (c) Brian Curran, President and CEO, PUC Inc. will be in attendance concerning the PUC Inc. Annual Shareholder Meeting.

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

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 Rowswell as Council's proxy to vote on the resolutions of the shareholder of PUC Inc.

PART ONE – CONSENT AGENDA

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

Mover - Councillor F. Manzo

Seconder - Councillor S. Butland

Resolved that all the items listed under date 2010 06 14 - Part One - Consent Agenda be approved as recommended.

- (a) Correspondence from the Association of Municipalities of Ontario is attached for the information of Council.
- (b) Correspondence from the City of Kingston (concerning parallel transit as an essential service and payments in lieu of taxes); the Town of New Tecumseth (concerning the harmonized goods and services tax); Muscular Dystrophy Canada (concerning the efforts of Sault Ste. Marie Professional Firefighters Association who raised \$4,918.78 for Muscular Dystrophy Canada between April 1, 2009 and March 31, 2010); Ontario Lottery and Gaming Corporation (slot machine revenue); is attached for the information of Council.

Mover - Councillor J. Caicco

Seconder - Councillor O. Grandinetti

Resolved that Sault Ste. Marie City Council supports and endorses the City of Kingston resolution dated May 26, 2010 which was forwarded to the Province of Ontario as follows:

Whereas in a unanimous decision on 15 April the Supreme Court of Canada clearly and unequivocally stated that the federal government and its Crown Corporations must pay for the services municipalities provide in the same way private owners pay;

Therefore Be It Resolved that Kingston City Council urges the government of the Province of Ontario to follow this decision, with respect to all properties for which it makes payments in lieu of taxes (including heads and beds).

Mover - Councillor T. Sheehan

Seconder - Councillor S. Butland

Whereas revenues from Charity Casinos have decreased over many years;

Therefore Be It Resolved that the Sault Ste. Marie City Council invite representatives of the Cities which host Charity Casinos to participate in a teleconference to discuss a resolution to this extremely important issue.

- 5. (c) Correspondence requesting permission for private property liquor license extensions is attached for the consideration of Council.

Mover - Councillor O. Grandinetti

Seconder - Councillor S. Butland

Resolved that City Council has no objection to the proposed extended licensed area as detailed in the written request for a liquor license extension on private property for an outdoor event on the following stated date and times:

Great Northern Retirement Home

760 Great Northern Road

Family Fun Day – July 16, 2010 from 2:00 p.m. to 7:00 p.m.

- (d) A letter of request for a temporary street closing is attached for the consideration of Council.

1) on Queen Street (East to Brock) in conjunction with the 2010 Buskerfest Festival being held August 6, 7 and 8, 2010.

2) on Doncaster Road (85 Nichol to 403 Doncaster) – Street Gathering – being held August 14, 2010.

The relevant By-laws 2010-113 and 2010-116 are listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

(e) **Staff Travel Requests**

A report of the Chief Administrative Officer is attached for the consideration of Council.

Mover - Councillor O. Grandinetti

Seconder - Councillor S. Butland

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2010 06 14 be approved as requested.

(f) **Building Permit Reserve Fund**

A report of the Commissioner of Finance and Treasurer is attached for the consideration of Council.

Mover - Councillor F. Manzo

Seconder - Councillor S. Butland

Resolved that the report of the Commissioner of Finance and Treasurer dated 2010 06 14 concerning Building Permit Reserve Fund be accepted and the recommendation that the \$300,000 surplus from the Building Permits Reserve be allocated to the Contingency Reserve to finance future potential costs relating to ongoing tax appeals, be approved..

(g) **Biennial Bridge Inspections – Agreement for Engineering Services**

A report of the Director of Engineering Services is attached for the consideration of Council. The relevant By-law 2010-115 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

(h) **Lease Agreement – Sault Ste. Marie Airport Development Corporation – Land Adjacent to Pointe Des Chenes Park**

A report of the Assistant City Solicitor is attached for the consideration of Council. The relevant By-law 2010-114 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

5. (i) **2010 Sidewalk and Curb Repair Programs**
A report of the Commissioner of Public Works and Transportation Department is attached for the consideration of Council.

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

Resolved that the report of the Commissioner of Public Works and Transportation Department dated 2010 06 14 concerning 2010 Sidewalk and Curb Repair Programs, be accepted as information.

- (j) **Community Theatre Centre Management Board**
A report of the City Clerk is attached for the consideration of Council.
- Mover - Councillor O. Grandinetti
Seconder - Councillor J. Caicco
RESOLVED that Karen Montgomery Jones be appointed to the Community Theatre Management Board from June 14, 2010 to December 31, 2010.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

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

- (a) Mover - Councillor J. Caicco
Seconder - Councillor S. Butland
Whereas the Provincial Government has recently introduced the Water Opportunities and Water Conservation Act; and
Whereas the legislation would help municipalities improve the efficiency and infrastructure of services; and
Whereas the Province will support municipalities in investigating innovative, cost effective solution to water challenges including water conservation. As well as identifying opportunities to implement new and emerging Ontario water technologies; and
Whereas this initiative will be a priority for Government in the coming years; and
Whereas given our community's strategic location at the centre of the Great Lakes and our positive synergies related to these initiatives;
Therefore Be It Resolved that City staff in conjunction with the EDC coordinate an information session or conference call with representation from the appropriate Provincial Ministry and government agencies or organizations who may benefit from participating in a discussion on the proposed Water Opportunities and Water Conservation Act.

7. (b) Mover - Councillor S. Myers
Seconder - Councillor T. Sheehan
Whereas the City of Toronto has implemented a Graffiti Transformation Program and Graffiti Abatement Program;
Therefore Be It Resolved that appropriate staff investigate the particulars of the City of Toronto graffiti programs and report back to Council with recommendations as to how such programs might be implemented in Sault Ste. Marie and identify any potential costs.

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) 2010-115 A by-law to authorize an agreement between the City and M.R. Wright and Associates to complete the 2010 biennial bridge inspections.

A report from the Director of Engineering Services is on the agenda.

- (b) 2010-114 A by-law to authorize the execution of a renewal of a Lease Agreement between the City and the Airport Development Corporation for land adjacent to Pointe Des Chenes Park.

A report from the Assistant City Solicitor is on the agenda.

OFFICIAL PLAN AMENDMENT

- (c) 2010-110 A by-law to adopt Amendment No. 173 to the Official Plan (Mageran).

PARKING

- (d) 2010-112 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.

TEMPORARY STREET CLOSING

- (e) 2010-113 A by-law to permit the temporary street closing of Queen Street from East Street to Brock Street to facilitate the 2010 Buskerfest.
- (f) 2010-116 A by-law to permit the temporary street closing of Doncaster Road from 85 Nichol Avenue to 403 Doncaster Road for the purpose of a street gathering.

ZONING

- (g) 2010-111 A by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 regarding the lands located at 626 Airport Road (Mageran).

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 O. Grandinetti

Seconder - Councillor J. Caicco

Resolved that this Council shall now adjourn.

MAYOR

CLERK

MINUTES

REGULAR MEETING OF CITY COUNCIL

2010 05 31

4:30 P.M.

COUNCIL CHAMBERS

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

ABSENT: Councillor F. Manzo

OFFICIALS: J. Fratesi, R. Tyczinski, N. Apostle, J. Elliott, B. Freiburger, J. Dolcetti, D. McConnell, L. Bottos, D. Elliott, S. Hamilton-Beach

1. ADOPTION OF MINUTES

Moved by - Councillor F. Fata

Seconded by - Councillor S. Myers

Resolved that the Minutes of the Regular Council Meeting of 2010 05 10 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. Fata

Seconded by - Councillor T. Sheehan

Resolved that the Agenda for the 2010 05 31 City Council Meeting as presented be approved. CARRIED.

4. DELEGATIONS/PROCLAMATIONS

- (a) John Koster, Chair of the 2010 Relay For Life Leadership Committee and Ambassador Christine Seguin – a cancer survivor, were in attendance concerning Proclamation – Relay for Life Day.

4. (b) Janet Short, Jack Wetherall and Chris Rous were in attendance to receive water colour sketches associated with the 1977 Sault Theatre Workshop production "Much Ado About Nothing".
- (c) Jim McIntyre, President – St. Mary's River Bridge Co. was in attendance concerning agenda item 6. (5)(a) (Bridge Assessment and Taxes Payable).
- (d) Dr. Celia Ross, President – Algoma University and Stephanie Blaney, RN – Assistant Study Coordinator were in attendance concerning agenda item 5. (e).
- (e) Cathy and Dennis Pepin were in attendance concerning agenda item 6. (6)(a).
- (f) Mark Mageran was in attendance concerning agenda item 6. (6)(b).
- (g) Michael and Susie Hanson were in attendance concerning item 5. (x).

PART ONE – CONSENT AGENDA

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

Moved by - Councillor F. Fata

Seconded by - Councillor T. Sheehan

Resolved that all the items listed under date 2010 05 31 - Part One - Consent Agenda be approved as recommended, save and except 5.(i), 5.(x), and 5.(z). CARRIED.

- (a) Correspondence from Ontario Good Roads Association was accepted by Council.
- (b) Correspondence from the Municipality of Arran-Elderslie (concerning wind generation facilities) and the Municipality of Neebing (concerning peregrine falcon regulation) was accepted by Council.
- (c) Correspondence from the District Branch Manager, Canadian Red Cross concerning the snow removal program was accepted by Council.
- (d) Correspondence from Jeff May, Pharmacist concerning funding cutbacks was accepted by Council.
- (e) Correspondence from Algoma University concerning a research project on Air Quality and Its Impact on Human Health in Sault Ste. Marie was accepted by Council.
- (f) Correspondence concerning requests for permission to hold a special occasion permit event at an outdoor municipal facility was accepted by Council.

5. (f) Moved by - Councillor D. Celetti
Seconded by - Councillor S. Myers
Resolved that the following requests 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 – SPO Slow Pitch Tournaments
June 11th to 13th from 11:00 a.m. – 8:00 p.m.
July 23rd to 25th from 11:00 a.m. – 8:00 p.m.
2. Roberta Bondar Pavilion
Musicfest XVII – Bratwurst, Beer and Beethoven
June 13th from 12:00 noon – 9:00 p.m.
3. Rocky DiPietro Field
Sault Steeler Football Games
June 12th and 19th, July 10th and 17th from 6:00 p.m. to 10:30 p.m.
4. Roberta Bondar Pavilion
Kaunisto/Greener Wedding
July 10th from 6:30 to 1:00 a.m.

CARRIED.

(g) Correspondence requesting permission for private property liquor license extensions was accepted by Council.

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan

Resolved that City Council has no objection to the proposed extended licensed area as detailed in the written request for a liquor license extension on private property for an outdoor event on the following stated date and times:

1. Portuguese Canadian Association of Sault Ste. Marie
5 Cornwall Street
Annual Picnic – June 12, 2010 from 12:00 noon to 8:00 p.m.
2. Italian Festival – Marconi Society
Marconi Club – 450 Albert Street West
Annual Event – July 25th, 2010 from 11:00 a.m. to 11:00 p.m.
3. Vilaca-Hollingshead Wedding
Canadian Bushplane Heritage Centre – Bay and Pim Streets
Reception – June 26, 2010 from 5:00 p.m. to 2:00 a.m.

CARRIED.

(h) A letter of request for a for a by-law to prohibit uninvited vendors from locating on the festival grounds in conjunction with the 2010 Buskerfest Festival being held August 6, 7 and 8, 2010 was accepted by Council.
The relevant By-law 2010-100 is listed under Item 10 of the Minutes.

(i) A summary of a recent public meeting concerning Multi-Residential Waste and Recycling was received by Council.

5. (i) Moved by - Councillor S. Myers
Seconded by - Councillor T. Sheehan
Whereas a Public Meeting was recently held regarding Refuse and Recycling for Multi-Residential Properties; and
Whereas the question was raised by Ward Two condominium owners and Property Managers for Harborview, Edgewater Manor, St. Bernard Tower, Parkview and Pinecrest, as to what consideration City Council might provide in the form of a tax credit correlated to any cost savings realized by the City due to these residents not participating in the City's curbside Recycling Program; and
Whereas these five condominium properties represent approximately 400 ratepayers; and
Whereas the exact cost for the curbside service to these locations is unknown at this time;
Therefore Be It Resolved that the Waste Management Division of Public Works investigate the actual costs and report back to City Council what savings there are to the City because of these condominium properties not participating in the Curbside Program provided by the City; and
Further Be It Resolved that the appropriate staff review and report on the feasibility of any procedures by which a credit could be considered for these ratepayers should a savings be identified that could be passed along.
OFFICIALLY READ NOT DEALT WITH – TABLED.

Moved by - Councillor S. Myers
Seconded by - Councillor T. Sheehan
Whereas at a recently held Public Meeting on Refuse and Recycling, it became clear that Provincial Legislation around requirements for Waste Management often creates additional logistical and financial hardship for municipalities to comply; and
Whereas indications are that more Provincial requirements will be forthcoming;
Therefore Be It Resolved that a letter be sent to the Ministry of the Environment and our MPP requesting advance warning with sufficient time to prepare and a request for funding of any new infrastructure required to comply with changes.
OFFICIALLY READ NOT DEALT WITH – TABLED.

(j) **Staff Travel Requests**

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

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2010 05 31 be approved as requested. **CARRIED.**

(k) **Property Tax Appeals**

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

5. (k) Moved by - Councillor D. Celetti
Seconded by - Councillor S. Myers
Resolved that Pursuant to Section 357 of the Municipal Act, 2001, the adjustments to the tax account as outlined in the City Tax Collector's report of 2010 05 31 be approved and the tax roll be amended accordingly. CARRIED.

(l) **Tenders for Equipment – Public Works & Transportation Department**
The report of the Manager of Purchasing was accepted by Council.

Moved by - Councillor F. Fata
Seconded by - Councillor S. Myers
Resolved that the report of the Manager of Purchasing dated 2010 05 31 be endorsed and that the tender for the supply and delivery of various pieces of equipment, required by the Public Works & Transportation Department, be awarded as recommended. CARRIED.

(m) **Standard User Group Agreement – Community Centres Division**
The report of the Manager, Community Centres was accepted by Council. The relevant By-law 2010-105 is listed under Item 10 of the Minutes.

(n) **Boards and Committees Travel – Community Heritage Ontario Conference**
The report of the Manager of Recreation and Culture was accepted by Council.

Moved by - Councillor F. Fata
Seconded by - Councillor T. Sheehan
Resolved that the Sault Ste. Marie Municipal Heritage Committee member L. Woolley be authorized to travel to the 2010 Ontario Heritage Conference being held in Ridgetown, Ontario from June 11th to 12th, 2010 at an estimated cost of \$750.00. CARRIED.

(o) **2010 Cultural Financial Assistance Grants**
The report of the Manager of Recreation and Culture was accepted by Council.

Moved by - Councillor D. Celetti
Seconded by - Councillor S. Myers
Resolved that the report of the Manager of Recreation and Culture on behalf of the Cultural Advisory Board dated 2010 05 31 concerning 2010 Cultural Financial Assistance Grants be accepted and the recommendation that Council approve the recommendations of the Cultural Advisory Board for the 2010 Cultural Financial Assistance Grants as outlined in the report, be approved. CARRIED.

(p) **Westbound Right Turn Lane – Second Line at Great Northern Road Agreement for Engineering Services**
The report of the Director of Engineering Services was accepted by Council. The relevant By-law 2010-103 is listed under Item 10 of the Minutes.

5. (q) **Biennial Bridge Inspections – Consulting Services**
The report of the Director of Engineering Services was accepted by Council.

Moved by - Councillor F. Fata
Seconded by - Councillor T. Sheehan
Resolved that the report of the Director of Engineering Services dated 2010 05 31 concerning Biennial Bridge Inspections – Consulting Services be accepted and the recommendation to retain M.R. Wright and Associates to complete the inspections at an upset fee limit of \$42,000 and to have Public Works and Transportation complete minor repairs, all to be funded from a previous Miscellaneous Construction budget surplus, be approved. CARRIED.
- (r) **Proposed Addition to Engineering Test Lab – CCTV Truck Storage**
The report of the Director of Engineering Services was accepted by Council.

Moved by - Councillor F. Fata
Seconded by - Councillor S. Myers
Resolved that the report of the Director of Engineering Services dated 2010 05 31 concerning Proposed Addition to Engineering Test Lab – CCTV Truck Storage be accepted and the recommendation to retain an engineering consultant to design and tender a building addition with funds to come from the engineering vehicle reserve, be approved. CARRIED.
- (s) **Solid Waste Disposal – Environmental Assessment**
The report of the Land Development & Environmental Engineer was accepted by Council.

Moved by - Councillor D. Celetti
Seconded by - Councillor S. Myers
Resolved that the report of the Land Development & Environmental Engineer dated 2010 05 31 concerning Solid Waste Disposal – Environmental Assessment , be accepted as information. CARRIED.
- (t) **New Federal Wastewater Regulations**
The report of the Land Development & Environmental Engineer was accepted by Council.

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan
Whereas Environment Canada has recently proposed draft regulations that would set a baseline standard for all wastewater systems in Canada; and
Whereas municipalities support efforts to improve wastewater treatment and protect Canada's rivers, lakes and oceans; and
Whereas these regulations will require upgrades to one in four wastewater systems in Canada, directly affecting over 400 municipalities; and

5. (t) Whereas cities and communities are already facing an estimated \$123 billion municipal infrastructure deficit that does not include the cost of meeting these new wastewater regulations and \$115 billion more is needed to expand and build new infrastructure to serve growing populations and support economic development; and
Whereas the cost of meeting these new regulations in just four cities is estimated by the local authorities at more than \$4 billion, which accounts for almost all of Environment Canada's \$5.9 billion estimate for the entire country, suggesting that the government's estimates are far too low; and
Whereas Environment Canada has proposed these draft regulations without a cost-shared funding strategy, which means that the cost of meeting these new obligations would be, by default, imposed on municipal taxpayers; and
Whereas the cost of upgrading waste water systems without a cost-shared funding strategy will result in the largest property tax increase in Canadian history, resulting in an average increase of \$1,000 for hundred of thousands of households in affected communities, and/or will require displacing projects that meet other local priority needs; and
Whereas these regulations, although not directly affecting every community, reflect the infrastructure challenges facing every municipal government in the country, where councils are forced to balance the need to deliver safe drinking water with the need to upgrade crumbling overpasses and insufficient waste water treatment and congested roads, all while collecting just eight cents of every tax dollar paid; and
Whereas there are serious concerns with Environment Canada's cost estimates and technical aspects of the regulations that can not be resolved within the 60 day public comment period;
Therefore Be It Resolved that FCM call on the federal government to work with municipalities, provinces and territories to develop a cost-shared financing and implementation plan for these new wastewater regulations, as part of a long-term national plan to eliminate the municipal infrastructure deficit; and
Be It Further Resolved that FCM call on Environment Canada, as a first step in the development of a cost-shared funding plan, to commit to work in partnership with municipalities to establish a thorough and objective estimation of the front-line costs and trade-offs of meeting the regulations and to resolve outstanding technical and implementation issues. CARRIED.

(u) **Sault Ste. Marie West End Wastewater Treatment Plant Upgrades Pre-Engineering Study**

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

Moved by - Councillor F. Fata
Seconded by - Councillor T. Sheehan

5. (u) Resolved that the report of the Land Development & Environmental Engineer dated 2010 05 31 concerning Sault Ste. Marie West End Wastewater Treatment Plant Upgrades Pre-Engineering Study be accepted and the recommendation to retain AECOM Canada Ltd. to complete the study at an upset limit of \$280,000 with funding from the sewer surcharge budget, be approved. CARRIED.
- (v) **Contract 2010-3E – Reconstruction of South Market Street – Boundary Road to Chambers Avenue**
The report of the Design & Construction Engineer was accepted by Council. The relevant By-law 2010-107 is listed under Item 10 of the Minutes.
- (w) **Sault Ste. Marie East End Wastewater Treatment Plant Odour Issue**
The report of the Land Development & Environmental Engineer was accepted by Council.

Moved by - Councillor F. Fata
Seconded by - Councillor S. Myers
Resolved that the report of the Land Development & Environmental Engineer dated 2010 05 31 concerning Sault Ste. Marie East End Wastewater Treatment Plant Odour Issue, be accepted as information. CARRIED.
- (x) **Request for Conveyance of Property for Which There Was No Successful Bid at Tax Sale – Property in the Area of Fish Hatchery Road**
The report of the City Solicitor was accepted by Council.

Moved by - Councillor B. Hayes
Seconded by - Councillor P. Mick
Whereas the subject property abuts 3 properties; and
Whereas one of the property owners is unable to be in attendance due to a death in the family;
Now Therefore Be It Resolved that item 5. (x) BE DEFERRED until the council meeting of June 28th. CARRIED.

Moved by - Councillor D. Celetti
Seconded by - Councillor S. Myers
Resolved that the report of the City Solicitor dated 2010 05 31 concerning Request for Conveyance of Property for Which There Was No Successful Bid At Tax Sale – Fish Hatchery Road be accepted and the recommendation to authorize the conveyance of the parcel to Michael and Susie Hanson be approved. OFFICIALLY READ NOT DEALT WITH – DEFERRED TO THE JUNE 28TH COUNCIL MEETING.
- (y) **Report to Council of the Results of the Proposal Call for the City's Insurance Package Starting June 1, 2010**
The report of the City Solicitor was accepted by Council.

5. (y) Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan
Resolved that the report of the City Solicitor dated 2010 05 31 concerning Renewal of City Insurance Program for 2010/2011 with Frank Cowan Company be accepted and the recommendation contained therein, be approved (Insurance Proposal Call). CARRIED.
- (z) **Condition of 874 Queen Street East (former Eastgate Hotel) Unsuccessful Tax Sale – Vest in the Name of the City and Then Demolish**
The report of the City Solicitor was accepted by Council.
Moved by - Councillor L. Tridico
Seconded by - Councillor P. Mick
Resolved that Agenda item 5 (z) regarding 874 Queen Street East be DEFERRED for four weeks to allow for further public consultation. CARRIED.
- Moved by - Councillor F. Fata
Seconded by - Councillor T. Sheehan
Resolved that the report of the City Solicitor dated 2010 05 31 concerning 874 Queen Street East (former Eastgate Hotel) be accepted and the recommendation to vest the property in the City's name and arrange for the demolition of the building with funding from the Property Purchases Reserve Fund, be approved. OFFICIALLY READ NOT DEALT WITH – DEFERRED FOR FOUR WEEKS.
- Moved by - Councillor S. Myers
Seconded by - Councillor T. Sheehan
Whereas the demolition of the Eastgate Hotel site will create a piece of vacant, City owned land; and
Whereas there has been a request from an area business to consider the establishment of a parking lot on the site;
Therefore Be It Resolved that staff review the need and cost to create an additional parking area and report back to City Council. OFFICIALLY READ NOT DEALT WITH – DEFERRED FOR FOUR WEEKS.
- (aa) **Lease – Portion of 795 Bay Street from Suncor Energy Inc. for the Hub Trail**
The report of the City Solicitor was accepted by Council. The relevant By-law 2010-104 is listed under Item 10 of the Minutes.
- (bb) **Funding from the “Transit Garage Improvement Reserve” to Renovate and Update the Parts and Inventory Room at Transit Services – 111 Huron St.**
The report of the Transit Manager, Public Works and Transportation was accepted by Council.

5. (bb) Moved by - Councillor F. Fata
Seconded by - Councillor T. Sheehan
Resolved that the report of the Transit Manager dated 2010 05 31 concerning Renovation and Upgrade – Parts and Inventory Room – Transit Services Building be accepted and the recommendation to carry out the renovations and upgrades at a cost of \$45,200 from the Transit Garage Improvement Reserve, be approved. CARRIED.
- (cc) **Public Works Equipment Needs - 2010**
The report of the Manager - Equipment & Buildings was accepted by Council.

Moved by - Councillor F. Fata
Seconded by - Councillor S. Myers
Resolved that the report of the Manager Equipment & Buildings dated 2010 05 31 concerning Public Works Equipment Needs – 2010 be accepted and the recommendation to tender the equipment outlined in the report, be approved. CARRIED.
- (dd) **Council Travel**

Moved by - Councillor F. Fata
Seconded by - Councillor S. Myers
Resolved that Councillor Lou Turco be authorized to travel to the AMO Board of Directors Meeting being held in Ottawa, June 23rd– 25th at an estimated cost to the City of \$900.00. CARRIED.
**Please Note: as this meeting is being held in the AMO President's riding and not in the City of Toronto, no costs are covered by AMO.
- (ee) **AMO Nomination to the Board of Directors**

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan
Resolved that Councillor Lou Turco be nominated by the City of Sault Ste. Marie to the Association of Municipalities of Ontario (AMO) Board of Directors – Large Urban Caucus representation – 2 year term (2010-2012). CARRIED.
- (ff) Correspondence concerning request for permission to hold a special occasion permit event at an outdoor municipal facility was received by Council.

Moved by - Councillor D. Celetti
Seconded by - Councillor S. Myers
Resolved that the following request to hold Special Occasion Permit events at a municipal facility on the stated date and time be endorsed by City Council:

5. (ff) 1. Roberta Bondar Pavilion
Goertzen/Horton Wedding
July 24th from 7:00 p.m. to 12:30 a.m.
CARRIED.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (5) LEGAL

(a) Presentation to City Council by Mr. Jim McIntyre, President of the St. Mary's River Bridge Co.

The report of the Assistant City Solicitor was accepted by Council.

Moved by - Councillor F. Fata

Seconded by - Councillor T. Sheehan

Resolved that the report of the Assistant City Solicitor dated 2010 05 31 concerning St. Mary's River Bridge Company be accepted and the recommendation that Council support the application of the company for enabling legislation which would have the effect of freezing property taxes at present day levels for a period of not more than 25 years, be approved.
CARRIED.

Councillor L. Tridico declared a pecuniary interest – family owns property in the vicinity.

6. (6) PLANNING

(a) Application No. A-7-10-OP – Denis Pepin – Located 165 Avery Road – Requesting Official Plan Amendment to Create Seven New Rural Residential Lots

The report of the Planning Division was accepted by Council.

Moved by - Councillor F. Fata

Seconded by - Councillor S. Myers

Resolved that the report of the Planning Division dated 2010 05 31 concerning Application No. A-7-10-OP – Denis Pepin – 165 Avery Road be accepted and that City Council approve the attached Official Plan Amendment No. 172, be endorsed. CARRIED.

(b) Application No. A-9-10-Z.OP – Mark Mageran – Located 626 Airport Road – Requesting Official Plan Amendment and Rezoning to Permit the Placement of Not More Than 23 RV's

The report of the Planning Division was accepted by Council.

6. (6)(b) Moved by - Councillor F. Fata
Seconded by - Councillor T. Sheehan

Resolved that the report of the Planning Division dated 2010 05 31 concerning Application No. A-9-10-Z.OP – Mark Mageran – 626 Airport Road be accepted and the Planning Director's Recommendation that City Council approve Official Plan Amendment No. 173 and rezone the subject property from Rural Area to Rural Area with a Special Exception to permit an RV Resort with not more than twenty-three (23) trailers, and not more than eight (8) storage buildings for the exclusive use of occupants of the RV Resort only, subject to the following required setback reductions:

1. That the required south interior side yard setbacks be reduced from 15m to 0m;
2. That the required north interior side yard setbacks be reduced from 15m to 8m;

For the purposes of this By-law, an RV Resort is defined as the placement of Recreational Vehicles with year round access, be endorsed. CARRIED.

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

(a) **Business Plan – Results Year Three**

The report of the Chief of Police was accepted by Council.

Moved by - Councillor F. Fata
Seconded by - Councillor S. Myers

Resolved that the report of the Chief of Police concerning Business Plan – Results Year Three be received as information. CARRIED.

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

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

(a) Moved by - Councillor S. Butland
Seconded by - Councillor J. Caicco

Whereas several of the popular local coffee outlets presently discount purchases of coffee when re-filling a thermos-type container; and

Whereas this is a sound environmental and economic practice given the tens of thousands of paper cups purchased each year;

Be It Resolved that Council authorize city facility staff to immediately initiate a \$0.10 discount on coffee purchases when the customer utilizes a thermos-type container;

Be It Further Resolved that Norm Fera and appropriate staff investigate the cost of initiating a city-branded thermos container to be sold at city facilities and the \$0.10 discount be continued as well as any other promotions as deemed appropriate. CARRIED.

7. (b) Moved by - Councillor S. Butland
Seconded by - Councillor J. Caicco
Whereas in the absence of a specific policy and subsequent by-law pertaining to illegal dumping on private or public property;
Be It Resolved that staff review and report back to Council on the feasibility of placing "NO DUMPING" signs on a case-by-case basis as determined by any complaint in consultation with ward councillor(s) and appropriate PWT staff.
MOTION WITHDRAWN BY MOVER AND SECONDER.
- (c) Moved by - Councillor J. Caicco
Seconded by - Councillor S. Butland
Whereas there is an opportunity showcasing our community through building SSM in 3D in the Google Earth application; and
Whereas it would provide benefit to Sault College, Algoma University, the Downtown Association, and the EDC as people can tour points of interest within the City; and
Whereas there are indications from individuals within various organizations that they would work on this on a voluntary basis;
Now Therefore Be It Resolved City Council request the Innovation Centre to investigate this initiative and report back to Council on this initiative. **CARRIED.**
- (d) Moved by - Councillor L. Tridico
Seconded by - Councillor F. Fata
Whereas there are a number of local citizens of Italian descent who were held as prisoners of war by German forces during the latter half of the Second World War; and
Whereas these citizens were recently honoured by the Republic of Italy to recognize their hardships and mistreatment during their imprisonment;
Therefore Be It Resolved that City Council also recognize these citizens and the hardship they faced as prisoners of war during World War II. **CARRIED.**
- (e) Moved by - Councillor L. Tridico
Seconded by - Councillor F. Fata
Resolved that the appropriate staff review the process and steps to be followed to enable a proposed merger of the Downtown and the City Centre Business Improvement areas and report back to Council. **CARRIED.**
- (f) Moved by - Councillor L. Tridico
Seconded by - Councillor F. Fata
Whereas USW Local 2251 has requested that parking meters immediately adjacent to their parking lot be removed;
Therefore be it resolved that appropriate staff review this request and report back to Council with recommendations on the request. **CARRIED.**
Councillor O. Grandinetti declared a pecuniary interest – member of the USW Local 2251.

7. (h) Moved by - Councillor L. Turco
Seconded by - Councillor S. Butland
Whereas a great rivalry exists between the fans and players of the Soo Greyhounds and the Windsor Spitfires; and
Whereas everyone looks forward to the Windsor Spitfires' visit to the Essar Centre each hockey season; and
Whereas the Windsor Spitfires were the OHL Champions this year and became the first OHL team to win back to back titles since the 1991-1992 Soo Greyhounds; and
Whereas the Windsor Spitfires attended the Memorial Cup in Brandon, Manitoba and won their second consecutive Memorial Cup; and
Whereas Sault Ste. Marie has a few "Soo" connections on the team including Sault Ste. Marie's own Bobby Jones and former Soo Greyhound player, now coach of the Windsor Spitfires, Bob Boughner;
Now Therefore Be It Resolved that the Sault Ste. Marie City Council extends congratulations to the Windsor Spitfires on their hockey success this past year and looks forward to seeing them in the fall at the Essar Centre. CARRIED.
- (i) Moved by - Councillor S. Myers
Seconded by - Councillor L. Tridico
Whereas Calna McGoldrick recently received the "Leading Women, Building Communities Award" from the Province of Ontario; and
Whereas as administrator of the Soup Kitchen Community Centre, she has worked tirelessly to help those in need in this community, and is an inspiration to all;
Now Therefore Be It Resolved that Council of the City of Sault Ste. Marie congratulate Calna McGoldrick on receiving this well-deserved award, and thank her for her exceptional leadership and contributions to the community of Sault Ste. Marie. CARRIED.
- (j) Moved by - Councillor T. Sheehan
Seconded by - Councillor S. Butland
Whereas the Suncor Corporation owns prime property on the City's waterfront near the Bushplane Museum (former tank farm); and
Whereas Suncor has done little and would appear to have no plans for future usage of that site;
Now Therefore Be It Resolved that city council request a meeting to discuss future usage of this site with Suncor, city staff, councillors and appropriate resource people. 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 D. Celetti
Seconded by - Councillor T. Sheehan

Resolved that By-law 2010-29 being a by-law to adopt Amendment No. 170 to the Official Plan (Rennison) be PASSED in open Council this 31st day of May, 2010. CARRIED.

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan

Resolved that By-law 2010-30 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 regarding lands located at 506 Town Line (Rennison) be PASSED in open Council this 31st day of May, 2010. CARRIED.

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan

Resolved that By-law 2010-99 being a by-law to amend By-laws 2006-204 and 96-59 be PASSED in open Council this 31st day of May, 2010. CARRIED.

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan

Resolved that By-law 2010-100 being a by-law to prohibit vendors from locating on or near the Buskerfest grounds on Queen Street from East Street to Brock Street be PASSED in open Council this 31st day of May, 2010. CARRIED.

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan

Resolved that By-law 2010-101 being a by-law to provide for the adoption of recovery percentage for the 2010 taxation year be PASSED in open Council this 31st day of May, 2010. CARRIED.

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan

Resolved that By-law 2010-102 being a by-law to adopt optional tools for the purposes of administering limits for the commercial, industrial and multi-residential Property Classes be PASSED in open Council this 31st day of May, 2010. CARRIED.

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan

Resolved that By-law 2010-103 being a by-law to authorize an agreement between the City and Kresin Engineering Corporation for the provision of design services and contract administration for the westbound right turn lane on Second Line at Great Northern Road be PASSED in open Council this 31st day of May, 2010. CARRIED.

10. Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan
Resolved that By-law 2010-104 being a by-law to authorize the execution of a Lease Agreement dated the 12th day of March, 2010 between the City and Suncor Energy Inc. be PASSED in open Council this 31st day of May, 2010. CARRIED.

Recorded Vote

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

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan
Resolved that By-law 2010-105 being a by-law to authorize the Manager of Community Centres and Marine Facilities or a designate to sign standard agreements between the City and users of City arenas be PASSED in open Council this 31st day of May, 2010. CARRIED.

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan
Resolved that By-law 2010-106 being a by-law to assume for public use and establish as a public street the 1' reserve being Block 8 on Plan 1M-518 be PASSED in open Council this 31st day of May, 2010. CARRIED.

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan
Resolved that By-law 2010-107 being a by-law to authorize a contract between the City and Boyer Construction for the reconstruction of South Market Street from Boundary Road to Chambers Avenue (Contract 2010-3E) be PASSED in open Council this 31st day of May, 2010. CARRIED.

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan
Resolved that By-law 2010-108 being a by-law to authorize the temporary street closing of South Market Street from Boundary Road to Chambers Avenue between June 1, 2010 to October 31, 2010 be PASSED in open Council this 31st day of May, 2010. CARRIED.

Moved by - Councillor D. Celetti
Seconded by - Councillor T. Sheehan
Resolved that By-law 2010-109 being a by-law to adopt Amendment No. 172 to the Official Plan (Pepin) be PASSED in open Council this 31st day of May, 2010. CARRIED.

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

Moved by - Councillor D. Celetti

Seconded by - Councillor S. Myers

Resolved that Council shall now go into Caucus to:

1. discuss proposed acquisition of property located on Great Northern Road;
2. discuss proposed disposition of property located on Bay Street; 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 session. CARRIED.

12. **ADDENDUM TO THE AGENDA**

13. **ADJOURNMENT**

Moved by - Councillor D. Celetti

Seconded by - Councillor S. Myers

Resolved that this Council shall now adjourn. CARRIED.

MAYOR

CLERK



AMO Policy Update – June 3, 2010

Accessibility

Charles Beer Report Refocuses Efforts on What is Needed for Successful Implementation of AODA

On May 31, 2010, the Government marked National Access Awareness Week with the release of *Charting a Path Forward: Report of the Independent Review of the Accessibility for Ontarians with Disabilities Act, 2005*. The Minister of Community and Social Services, Madeleine Meilleur, also provided some details on the upcoming implementation of new standards, timelines for implementation, penalties for non compliance and a framework for appeals.

Under section 41 of the AODA, a comprehensive review is mandatory within four years after the act takes effect. Charles Beer was commissioned by the government to conduct an independent review of the process of implementing the AODA (since only one standard has been passed into law) and to report on the findings and make recommendations for improving the effectiveness of the act and regulations. The review included consultation with the public and persons with disabilities.

Overall, the Report provides a good overview of process issues related to the efforts to implement the AODA. The Report considers many of the challenges with the development of the standards including concerns AMO has raised regarding:

- Leadership;
- Implementation challenges including harmonization and costs;
- Integration of the AODA with other legislation and initiatives; and
- The standards development process

These concerns have been identified by AMO and captured in the paper supported by the AMO Board of Directors, *The Case for Harmonization of AODA Standards*. The issues and recommendations identified will provide a good backdrop to measure against as the government continues with the implementation of the act.

A significant portion of the Report focuses on the need for strong leadership and establishing appropriate governance and oversight on implementing the AODA in its entirety including:

- Formally designating the Minister of Community and Social Services as Minister Responsible for Accessibility;
- Elevating the role of the Assistant Deputy Minister to Deputy Minister;
- Establishing a more effective public awareness and education campaign; and
- The creation of an arm's length advisory body- the Ontario Accessibility Standards Board-with responsibility for oversight of the standards and to replace the standards development committee process.

These recommendation speak to the need for a more focused and coherent approach to the development of standards that will be implemented by stakeholders including municipalities. AMO has raised concerns regarding the composition and process of the standard development committees-specifically that appropriate technical expertise was lacking and that the committees had not been brought together in a manner that supported a principled approach to developing shared outcomes that included developing standards that are feasible, practical, implementable and affordable. Rather than overly technical standards, AMO had proposed an outcomes focused standard development process. AMO has also called on the government to demonstrate greater accountability in the implementation of the AODA as it is anticipated that for many municipalities, the implementation of the AODA standards will have significant cost and human resource impacts.

AMO has long said, that the issues with implementing the act are not based on a debate of whether accessibility is

the right thing to do-municipalities have long been leaders in this area-even in the absence of a compliance and enforcement framework. The concerns rest, with establishing sound standards that are supported by appropriate timelines to implement the numerous standards so that accessibility planning will be sustainable and that the objectives of the act will in fact, be achieved.

On May 31st, the Minister also provided some details on the framework for implementing the next three standards-Information and Communication, Employment and Transportation-and penalties and appeals.

AMO was pleased that the government responded to some of our concerns and will integrate these next three standards into a single regulation. Details on what this will look like have not been provided, it is expected that the regulation will be available for review in early fall. It appears that the municipal concern with more flexible timelines for implementing the standards and a less burdensome training schedule have not been addressed at this time.

AMO is hopeful that the important observations and recommendations provided by Charles Beer will be reflected in the future efforts to implement the act. A sound policy process recognizing the need for flexibility to implement standards based on timelines that allow for appropriate budgeting are imperative to the success of the AODA. As Charles Beer has identified, achieving good outcomes must be driven by strong and supportive leadership.

AMO will continue to monitor the progress of the AODA and work with its Resource Teams to understand the implications for municipalities and to develop principled recommendations for improvement to the government.

Related link: [Ontario's Accessibility Plan](#)

AMO Contact: Petra Wolfbeiss , Senior Policy Advisor, email: pwolfbeiss@amo.on.ca, (416) 971-9856 ext. 329



AMO Policy Update – June 3, 2010

Deputy Minister Appointments**Government Announces Deputy Minister Appointments**

Premier Dalton McGuinty announced the following new Deputy Minister appointments, effective June 7, 2010:

- Bill Forward as Deputy Minister of Municipal Affairs and Housing. Mr. Forward is currently the Assistant Deputy Minister of International Trade and Marketing in the Ministry of Economic Development and Trade, where he recently served as interim Deputy Minister.
- Judith Wright as Deputy Minister of Health Promotion. Ms. Wright is currently the Deputy Minister of Children and Youth Services.
- George Zegarac as Deputy Minister of Children and Youth Services. Mr. Zegarac is currently the Deputy Minister of Agriculture, Food and Rural Affairs.
- David Lindsay as Deputy Minister of Energy and Infrastructure. Mr. Lindsay is currently the Deputy Minister of Northern Development, Mines and Forestry and was formerly the Deputy Minister of Natural Resources, the Deputy Minister of Tourism and the Acting Deputy Minister of Culture.
- David O'Toole as Deputy Minister of Northern Development, Mines and Forestry. Mr. O'Toole is currently the Assistant Deputy Minister of Economic, Environment, Justice and Intergovernmental Policy, in Cabinet Office.

Ontario government information: [McGuinty Government Announces Deputy Minister Appointments](#).

5(b)



THE CORPORATION OF THE
CITY OF SAULT STE. MARIE

MAY 26 2010

LEGAL DEPARTMENT

Office of the City Clerk

May 19, 2010

To: All municipalities with population over 50,000

RE: DECLARATION OF PARALLEL TRANSIT AS ESSENTIAL SERVICE

I would confirm that Kingston City Council, at its regular Council meeting held on May 18, 2010, approved the following resolution, being Clause 1., Report No. 76:

1. **WHEREAS** the Municipal Accessibility Advisory Committee (MAAC) recommends solutions to deal with the provision of goods and services as defined within the City Municipal Accessibility Advisory Committee mandate; and,
WHEREAS the City of Kingston has publicly committed to accessibility for all its citizens; and,
WHEREAS the City of Kingston operates Kingston Transit buses for its residents; and,
WHEREAS Kingston Access Services operates buses as a parallel transit to Kingston Transit for disabled residents; and,
WHEREAS the Access Bus is the only option for transportation for most people with disabilities; and,
WHEREAS accessibility to parallel transit was denied to citizens during the recent access bus strike;
THEREFORE BE IT RESOLVED THAT the Municipal Accessibility Advisory Committee (MAAC) request that City Council approve the following motion, and that a copy of the following motion be forwarded to the Premier Dalton McGuinty, Hon. John Gerretsen, M.P.P. for Kingston and the Islands, Association of Municipalities of Ontario (AMO) and all municipalities with a population of over 50,000, requesting that they also request the Provincial Government to declare all parallel transit an essential service:
WHEREAS the Access Bus is the only option for transportation for most people with disabilities; and,
WHEREAS accessibility to parallel transit was denied to citizens during a recent access bus strike;
THEREFORE BE IT RESOLVED THAT City Council request the Provincial Government to declare all parallel transit an essential service.

CARRIED

Yours truly,

John Bolognone
Acting City Clerk

/ki

Cc: C. Beach, Commissioner, Sustainability & Growth
H. Linscott, Director, Legal Services
G. Wallace, Director, Planning & Development Services
J. Amini, Committee Clerk (MAAC)

File No.

The Corporation of the City of Kingston
216 Ontario Street, Kingston, ON K7L 2Z3

Phone: (613) 546-4291 ext. 1247

Fax: (613) 546-5232

cdowns@cityofkingston.ca

5(b)



Office of the City Clerk

RECEIVED	
CITY CLERK	
JUN - 1 2010	
NO.:	516077
Agenda	
DIST.:	

May 26, 2010

TO: ALL University and Hospital towns in Ontario

Dear Sir:

RE: KINGSTON CITY COUNCIL – MAY 25, 2010 – MOTION (3) – PAYMENTS IN LIEU OF TAXES

I would confirm that Kingston City Council at its special meeting held on May 25, 2010, approved the following Motion (3):

- (3) Moved by Councillor Glover
Seconded by Councillor Foster

WHEREAS in a unanimous decision on 15 April the Supreme Court of Canada clearly and unequivocally stated that the federal government and its Crown Corporations must pay for the services municipalities provide in the same way private owners pay;

THEREFORE BE IT RESOLVED THAT Kingston City Council urges the government of the Province of Ontario to follow this decision, with respect to all properties for which it makes payments in lieu of taxes (including heads and beds);

- and further -

THAT a copy of this resolution be sent to John Gerretsen, MPP for Kingston and the Islands, and to all Ontario university and hospital towns.

CARRIED WITH AGREED TO AMENDMENTS

Yours truly,

John Bolognone
Acting City Clerk

/ki
File No.

The Corporation of the City of Kingston
216 Ontario Street, Kingston, ON K7L 2Z3

Phone: (613) 546-4291 ext. 1247

Fax: (613) 546-5232

cdowns@cityofkingston.ca

5(b)



The Corporation of the Town of
New Tecumseth

ADMINISTRATION DEPARTMENT

Administration Centre
10 Wellington St. E.
Alliston, Ontario

Mailing Address:
P.O. Box 910
Alliston, Ontario
L9R 1A1

Web Address: www.town.newtecumseth.on.ca
Email: clerk@town.newtecumseth.on.ca
Phone: (705) 435-6219 or (905) 729-0057
Fax: (705) 435-2873

May 13, 2010

The Honourable Dalton McGuinty,
Premier of Ontario
Legislative Building
Queen's Park
Toronto, ON M7A 1A1

RECEIVED	
CITY CLERK	
JUN - 3 2010	
NO.:	51683
DIST.:	Agenda

Dear Sir:

RE: HARMONIZED GOODS AND SERVICES TAX

Please be advised that Council for the Town of New Tecumseth passed the following resolution on May 10th, 2010 and is seeking support from all Ontario Municipalities:

WHEREAS the Harmonized Goods and Services Tax will come into effect on July 1, 2010 resulting in an 8% increase on many products and services for tax payers;

AND WHEREAS the Council of the Town of New Tecumseth passed a resolution in July 2009 requesting the Provincial Government to minimize the impact on taxpayers and businesses that was widely endorsed by Ontario municipalities;

AND WHEREAS minor sports organizations have expressed concerns that the HST will result in children's and youth sports activities being too expensive for working families and that enrolment in minor sports will diminish;

AND WHEREAS Ontario municipalities are being requested by minor sports organizations to freeze or reduce facility rental fees in order to lessen the impact of the HST;

AND WHEREAS all taxpayers will have to bear the cost of any further subsidy provided by municipalities;

AND WHEREAS the Province has publicly stated that the health system is committed to reversing the trend to overweight and obesity, but it cannot solve the problem on its own and that physical, social, cultural and environmental factors have strong influence on weight and that Ontario needs a broad, multi-sectoral, community-wide response to the obesity epidemic;

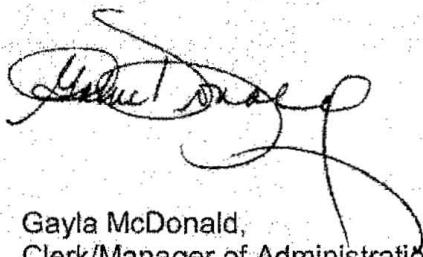
AND WHEREAS the increased cost of recreation and athletic programs resulting from the HST will further prevent individuals, youth and children from registering in these programs;

AND WHEREAS the rising cost of policing is further exacerbated by the increasing number of crimes perpetrated by youth and that keeping our young people active and involved in recreation and sports assists in reducing such criminal involvement;

THEREFORE BE IT RESOLVED THAT the Province of Ontario be requested to consider exempting children's recreation programs from the HST in order that Ontario families can afford to participate in athletic and recreation programs in their communities.

We look forward to your favourable consideration in this matter.

Yours truly,



Gayla McDonald,
Clerk/Manager of Administration and Economic Development

Copy: Association of Municipalities of Ontario

5(b)



Ontario & Nunavut Region
Ottawa Community Office
150 Isabella Street
Suite 215
Ottawa, Ontario
K1S 1V7

June 2, 2010

Mayor John Roswell
City of Sault Ste. Marie
P.O. Box 580
99 Foster Drive
Sault Ste. Marie, ON P6A 5N1

613.232.7334 T
1.866.337.3365 F
613.567.2288 W
www.muscle.ca W

Your worship Mayor Roswell,

It is with great pleasure that I acknowledge the exceptional efforts of the Sault Ste. Marie Professional Fire Fighters Association who raised \$4,918.78 for Muscular Dystrophy Canada through their fundraising efforts between April 1st 2009 – March 31st, 2010. Since 1971, they have supported our organization and to date have raised a total of \$238,607 for those affected.

More than 600 Departments/ Associations across Canada worked in partnership with Muscular Dystrophy Canada last year raising more than \$2.5 million. I am proud to inform you that the efforts of hundreds of Fire Fighters from more than 280 Ontario Departments / Associations raised over \$1,093,000.

With these generous funds Muscular Dystrophy Canada was able to provide Canadian families with more than \$2 million worth of equipment including wheelchairs, walkers, and scooters. We also helped fund over \$4 million dollars of cutting edge neuromuscular research.

Canadian Fire Fighters have stood side by side with Muscular Dystrophy Canada for over 50 years. They offer their support, encouragement and time to Canadians affected with muscular dystrophy. Fire Fighters are the cornerstone of our fundraising activities through Boot Drives, community programs and special events.

We admire the ongoing passion and commitment of the members of the Sault Ste. Marie Professional Fire Fighters Association for all they do in your community and for those affected with muscular dystrophy. We are proud to have them on our fundraising team. Muscular Dystrophy Canada would like to extend thanks to your local Fire Fighters, your community, and leaders such as yourself, who support these incredible heroes.

Sincerely,

Pamela Musgrave
Regional Manager

RECEIVED

JUN - 7 2010

MAYOR'S OFFICE

cc: Muscular Dystrophy Canada Chairperson - Dan Couture
Fire Chief - Lynn McCoy
Association President - Rob Greve

A SPECIAL THANKS TO FIRE FIGHTERS AND CHAPTER VOLUNTEERS FOR THEIR OUTSTANDING WORK
IN MOVING MUSCLES FOR MORE THAN 50 YEARS.

5(b)



May 25, 2010

Mr. Malcolm White
City Clerk
The Corporation of the City of Sault Ste. Marie
P.O. Box 580
99 Foster Drive
Sault Ste. Marie, ON P6A 5N1

Dear Mr. White,

Thank you for your letter dated April 26, 2010, concerning slot machine revenue sharing for the City of Sault Ste. Marie.

The current revenue sharing arrangement between The Ontario Lottery and Gaming Corporation (OLG) and host municipalities has helped build strong communities across the province. This revenue sharing model was established in 1998 by OLG. OLG acts under direction from the Government of Ontario with respect to this revenue sharing model.

Since 1999, the City of Sault Ste. Marie has received over \$15.8 million in direct payments. In addition, OLG is a major employer in the Algoma region with 935 employees at Casino Sault Ste Marie and OLG's Foster Drive corporate office and more than \$150 million in wages and benefits has been paid to local casino employees.

The recent economic climate has impacted consumer spending in gaming, leading to a decline in revenue. Host municipalities across the province are facing challenges associated with this decline. The Government of Ontario does not typically adjust revenue sharing arrangements to offset cyclical fluctuations.

Please be assured we continue to monitor the province-wide impact of gaming revenue declines. We are cautiously optimistic the modest rebound in the economy will be reflected in gaming revenue over time.

Sincerely,

Bohdan Rubashewsky
Interim CEO

cc: Minister of Finance, Dwight Duncan

RECEIVED
CITY CLERK

MAY 27 2010

NO.:	51672
DIST.:	Country - 13
CIAO	

4120 Yonge Street
Suite 500
Toronto, Ontario
M2P 2B8

4120, rue Yonge
suite 500
Toronto (Ontario)
M2P 2B8

Tel. (416) 224-1772
Fax (416) 224-7000

www.OLG.ca

5(c)



June 1st 2010

RECEIVED	
CITY CLERK	
JUN - 3 2010	
NO.:	51683
DIST.:	Agenda

M. White, City Clerk
99 Foster Drive
Sault Ste. Marie, Ontario
P6A 5N1

Dear Mr. White,

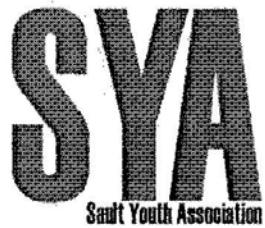
We are once again, seeking to obtain a Special Occasion Permit for our Family Fun Day. It will be held on Friday July 16th, 2010 from 2 p.m. until 7 p.m. It will include a B.B.Q., musical entertainment and a pub.

Thank You

Wanda

Wanda McQueen
Activity Coordinator

5(d)



421 Bay Street
Unit 607
Sault Ste. Marie, ON
P6A 1X3

May 6, 2010

~~Donna P. Irving~~ Malcolm White

City Clerk
City of Sault Ste. Marie, ON
Level IV-Civic Centre
99 Foster Drive
P.O. Box 580
Sault Ste. Marie, ON
P6A 5X6

Subject: 2010 Sault Youth Association Buskerfest

Dear ~~Donna~~, Malcolm,

Please find enclosed a Temporary Street Closure Application, with all signatures required and our Proposal for Vendor By-Lay for the 2010 Sault Youth Association Buskerfest we are planning for August 6 to August 8, 2010.

The street closure will be along Queen Street from East Street to Brock Street and will be used as the venue for performers and local vendors.

We trust that these documents are adequate for your consideration. Please advise when Buskerfest will be included on Council's agenda, so a member of the Buskerfest Committee will be present to answer any questions. In the meantime, if there is anything else we can provide in support of our application you may reach Tara Lappage, Buskerfest Committee Member, at 253-8431 ext. 4268.

Sincerely,

A handwritten signature in black ink, appearing to read "Lisa Vezeau-Allen".

Lisa Vezeau-Allen
Executive Director
Sault Youth Association

TEMPORARY STREET CLOSURE - APPLICATION FORM

CONTACT NAME: Lisa Vezneau-Allen c/o The Sault Youth Association TELEPHONE: 946-1299

ADDRESS: 421 Bay St. Unit 607 POSTAL CODE: P0A 1X3

The above person hereby makes application for the closing of
Queen St. East

(Name of street to be closed)

from East St. to Brock St.

(reference points - street numbers, cross streets, etc.)

Friday, August 6, 2010 : 4 pm - 11 pm

Saturday, August 7, 2010 : 11am - 11pm

Sunday, August 8, 2010 : 11 am - 7 pm

for the purpose of Buskerfest 2010

APPROVALS SECTION:

1. Police Services, Traffic Dept.
 Telephone 949-6300 ext 348
 Fax 759-7820
 580 Second Line East

2. Fire Services/Emergency Medical Services (EMS)
 Telephone 949-3335/949-3387
 Fax 949-2341
 72 Tancred Street

Signature of Official

3. Public Works & Transportation Dept.
 Telephone 541-7000
 Fax 541-7010
 128 Sackville Road

Signature of Official

4. Transit/Parking
 Telephone 759-5320
 Fax 759-5834
 111 Huron Street

Signature of Official

5. Central Ambulance Communication
 Centre (C.A.C.C.)
 Telephone 946-1227
 Fax 945-6883
 65 Old Garden River Road

Signature of Official

6. Downtown Association
 Telephone 942-2919
 Fax 942-6368
 496 Queen Street East
(QUEEN STREET CLOSINGS ONLY)

Signature of Official

Ave. Bajorski
 Signature of Official

CITY CLERK SECTION:

City Council approval was received on _____
 (date) _____ (By-law No.) _____

04/21/2010 WED 21:12 FAX 705 253 6798 Employment Servs YMCA

TEMPORARY STREET CLOSURE - APPLICATION FORM

CONTACT NAME: Lisa Vezneau-Allen c/o Association TELEPHONE: 946-1299
 ADDRESS: 421 Bay St. Unit 607 POSTAL CODE: P0A 1X3

The above person hereby makes application for the closing of

Queen St. East

(Name of street to be closed)

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(reference points - street numbers, cross streets, etc.)

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for the purpose of Buskerfest 2010

APPROVALS SECTION:

- | | |
|---|---|
| 1. Police Services, Traffic Dept.
Telephone 949-6300 ext 348
Fax 759-7820
580 Second Line East | 2. Fire Services/Emergency Medical Services (EMS)
Telephone 949-3335/949-3387
Fax 949-2341
72 Tancred Street |
|---|---|

Signature of Official

Signature of Official

- | | |
|--|--|
| 3. Public Works & Transportation Dept.
Telephone 541-7000
Fax 541-7010
128 Sackville Road | 4. Transit/Parking
Telephone 759-5320
Fax 759-5834
111 Huron Street |
|--|--|

Willie Egan

Signature of Official

Signature of Official

- | | |
|---|---|
| 5. Central Ambulance Communication
Centre (C.A.C.C.)
Telephone 946-1227
Fax 945-6883
65 Old Garden River Road | 6. Downtown Association
Telephone 942-2919
Fax 942-6368
496 Queen Street East
(QUEEN STREET CLOSINGS ONLY) |
|---|---|

Signature of Official

Signature of Official

CITY CLERK SECTION:

City Council approval was received on _____, _____
 (date) (By-law No.)

04/22/2010 THU 14:35 FAX 705 949 3440 S.S.M. Police Patrol

0003/003

04/22/2010 THU 14:02 FAX 705 949 3440 S.S.M. Police Patrol

0003/003

04/21/2010 WED 21:11 FAX 705 253 6798 Employment ServsYMCA

5(d)

0003/003

TEMPORARY STREET CLOSURE - APPLICATION FORM

CONTACT NAME: Lisa Vezneau-Allen c/o. Association The Sault Youth
TELEPHONE: 946-1299

ADDRESS: 421 Bay St. Unit 607

POSTAL CODE: P0A 1X3

The above person hereby makes application for the closing of

Queen St. East

(Name of street to be closed)

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for the purpose of Buskerfest 2010

APPROVALS SECTION:

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Telephone 949-6300 ext 348
Fax 759-7820
580 Second Line East

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Telephone 949-3335/949-3387
Fax 949-2341
72 Tancred Street

J. Murdoch
Signature of Official

Signature of Official

3. Public Works & Transportation Dept.
Telephone 541-7000
Fax 541-7010
128 Sackville Road

4. Transit/Parking
Telephone 759-5320
Fax 759-5834
111 Huron Street

Signature of Official

Signature of Official

5. Central Ambulance Communication
Centre (C.A.C.C.)
Telephone 946-1227
Fax 945-6883
65 Old Garden River Road

6. Downtown Association
Telephone 942-2919
Fax 942-6368
496 Queen Street East
(QUEEN STREET CLOSINGS ONLY)

Signature of Official

Signature of Official

CITY CLERK SECTION:

City Council approval was received on _____, _____
(date) (By-law No.)

04/21/2010 WED 21:16 FAX 705 253 6798 Employment ServsYMCA

5(d)

1003/003

TEMPORARY STREET CLOSURE - APPLICATION FORM

CONTACT NAME: Lisa Vezear - Allen c/o The Sault Youth Association TELEPHONE: 946-1299ADDRESS: 421 Bay St. Unit 607 POSTAL CODE: P0A 1X3

The above person hereby makes application for the closing of

Queen St. East

(Name of street to be closed)

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for the purpose of Buskerfest 2010

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580 Second Line East | 2. Fire Services/Emergency Medical Services (EMS)
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Fax 949-2341
72 Tancred Street |
|---|---|

Signature of OfficialSignature of Official

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|--|--|
| 3. Public Works & Transportation Dept.
Telephone 541-7000
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128 Sackville Road | 4. Transit/Parking
Telephone 759-5320
Fax 759-5834
111 Huron Street |
|--|--|

Signature of OfficialSignature of Official

- | | |
|---|---|
| 5. Central Ambulance Communication
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Fax 945-6883
65 Old Garden River Road | 6. Downtown Association
Telephone 942-2919
Fax 942-6368
496 Queen Street East
(QUEEN STREET CLOSINGS ONLY) |
|---|---|

Signature of OfficialSignature of OfficialSignature of Official

CITY CLERK SECTION:

City Council approval was received on _____, _____
(date) (By-law No.)

04/21/2010 WED 21:13 FAX 705 253 6798 Employment ServsYMCA

5(d)

003/003

TEMPORARY STREET CLOSURE - APPLICATION FORM

CONTACT NAME: Lisa Vezneau - Allen CIO Association The Sault Youth
 TELEPHONE: 946-1299

ADDRESS: 421 Bay St. Unit 607 POSTAL CODE: P0A 1X3

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APPROVALS SECTION:

- | | |
|---|--|
| 1. Police Services, Traffic Dept.
Telephone 949-6300 ext 348
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580 Second Line East | 2. Fire Services/Emergency Medical Services (EMS).
Telephone 949-3335/949-3387
Fax 949-2341
72 Tancred Street |
|---|--|

Signature of Official

Signature of Official

- | | |
|--|--|
| 3. Public Works & Transportation Dept.
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Fax 541-7010
128 Sackville Road | 4. Transit/Parking
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Fax 759-5834
111 Huron Street |
|--|--|

Signature of Official

Signature of Official

- | | |
|---|---|
| 5. Central Ambulance Communication
Centre (C.A.C.C.)
Telephone 946-1227
Fax 945-6883
65 Old Garden River Road | 6. Downtown Association
Telephone 942-2919
Fax 942-6368
496 Queen Street East
(QUEEN STREET CLOSINGS ONLY) |
|---|---|

Signature of Official

Signature of Official

CITY CLERK SECTION:

City Council approval was received on _____
 (date) _____ (By-law No.) _____

TEMPORARY STREET CLOSURE - APPLICATION FORM

CONTACT NAME: Lisa Vezneau-Allen c/o Sault Youth Association TELEPHONE: 946-1299

ADDRESS: 421 Bay St. Unit 607 POSTAL CODE: P0A 1X3

The above person hereby makes application for the closing of

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(Name of street to be closed)

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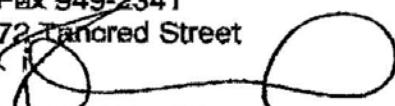
for the purpose of Buskerfest 2010

APPROVALS SECTION:

1. Police Services, Traffic Dept.
Telephone 949-6300 ext 348
Fax 759-7820
580 Second Line East

Signature of Official

2. Fire Services/Emergency Medical Services (EMS)
Telephone 949-3335/949-3387
Fax 949-2341
72 Tancred Street


Signature of Official

3. Public Works & Transportation Dept.
Telephone 541-7000
Fax 541-7010
128 Sackville Road

Signature of Official

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Telephone 946-1227
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6. Downtown Association
Telephone 942-2919
Fax 942-6368
496 Queen Street East
(QUEEN STREET CLOSINGS ONLY)

Signature of Official

CITY CLERK SECTION:

City Council approval was received on _____
(date) _____ (By-law No.) _____

5(d)

TEMPORARY STREET CLOSURE - APPLICATION FORMCONTACT NAME: Carlo Bruni TELEPHONE: 942-5938ADDRESS: 467 Doncaster Rd POSTAL CODE: P6C 5Y8

The above person hereby makes application for the closing of

Doncaster Rd

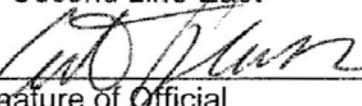
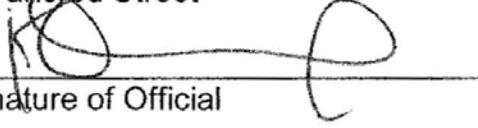
(Name of street to be closed)

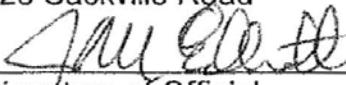
from 85 NICHOL to 403 DONCASTER

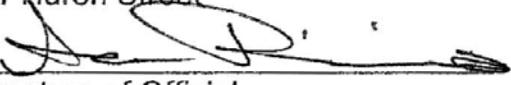
(reference points - street numbers, cross streets, etc.)

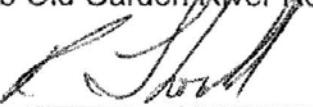
on the 14th day of August, 2010 from 12 am/pm to 12 am/pm
for the purpose of STREET GATHERINGAPPROVALS SECTION:

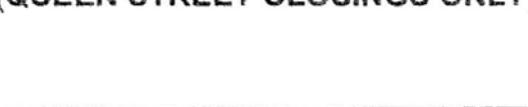
1. Police Services, Traffic Dept.
Telephone 949-6300 ext 348
Fax 759-7820
580 Second Line East
2. Fire Services/Emergency Medical Services (EMS)
Telephone 949-3335/949-3387
Fax 949-2341
72 Tancred Street


Signature of Official
Signature of Official

3. Public Works & Transportation Dept.
Telephone 541-7000
Fax 541-7010
128 Sackville Road
4. 
Signature of Official

- Transit/Parking
Telephone 759-5320
Fax 759-5834
111 Huron Street
- 
Signature of Official

5. Central Ambulance Communication
Centre (C.A.C.C.)
Telephone 946-1227
Fax 945-6883
65 Old Garden River Road
- 
Signature of Official

6. Downtown Association
Telephone 942-2919
Fax 942-6368
496 Queen Street East
(QUEEN STREET CLOSINGS ONLY)
- 
Signature of Official

CITY CLERK SECTION:City Council approval was received on _____
(date) _____ (By-law No.) _____

5(e)

Joseph M. Fratesi, B.A., J.D. (LL.B.)
Chief Administrative Officer



99 Foster Drive
P.O. Box 580, Civic Centre
Sault Ste. Marie, Ontario
Canada P6A 5N1
(705) 759-5347
(705) 759-5952 (Fax)
E-Mail:
j.fratesi@cityssm.on.ca
b.berlingieri@cityssm.on.ca

2010 06 14

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. Rick Cobean – Social Services

Northern Service Manager Housing Group
June, 2010
North Bay, ON
Estimated total cost to the City - \$ 406.23
Estimated net cost to the City - \$ 0.00

2. Sylvie Vanier-Reid- Human Resources

Medical Appointment
June, 2010
Toronto, ON
Estimated total cost to the City - \$ 1, 096.66
Estimated net cost to the City - \$ 1, 096.66

Yours truly,

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

JMF: bb

Joseph M. Fratesi
Chief Administrative Officer

William Freiburger, CMA
Commissioner of Finance
and Treasurer

Finance Department



2010 06 14

Mayor John Rowswell and
Members of City Council

Re: Building Permit Reserve Fund

At the May 10, 2010 Council meeting the following resolution was passed.

Mover: Councillor S. Butland
Seconder: Councillor J. Caicco

Be it Resolved that the Commissioner of Finance prepare a report on a recommendation(s) for a one-time funding allocation for the \$300,000 surplus as cited in the Building Permit Reserve Fund.

The attached report approved the transfer of \$300,000 from the Building Permit Reserve Fund as payment for office rent for the Building Division for the three years from 2007 to 2009.

Options

The following project options were identified for possible use of the \$300,000 funding.

- 1) Cash contribution to the West End Community Centre to reduce the required debt issue.
- 2) Funding for a full transit bus that was not approved in the 2010.
- 3) Additional road resurfacing.
- 4) Transfer funds to the Contingency Reserve for ongoing property tax appeals.

5(t)

Report to Council – Building Permit Reserve Fund

2010 06 14

Page 2.

Recommendation

Staff recommends the approved \$300,000 allocation from the Building Permit Reserve Fund be transferred to the Contingency Reserve to finance future potential costs relating to ongoing tax appeals. The Contingency Reserve balance at December 31, 2009 was \$1,017,138.

Respectfully submitted,

W. Freiburger, CMA
Commissioner of Finance and Treasurer

WF/kl
attachment

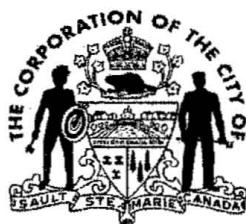
RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

5(f)

Jerry D. Dolcetti, RPP
Commissioner

Don W. Maki, CBCO
Chief Building Official



ENGINEERING & PLANNING DEPARTMENT

Building Division

Tel: (705) 759-5410
Fax: (705) 541-7165

2010 05 10

Mayor John Rowswell
And Members of City Council

**Re: Annual Fee Report
Proposed Fee Changes and Changes to the Building By-Law 2008-148**

This report is presented to Council as required under section 7. (4) of the Building Code Act. The report contains the information as required in Article 1.9.1.1, Division C Part 1 of the Ontario Building Code.

There is also a need to make amendments to the Building By-Law to reflect changes made to the Building Code Act and regulations that effects permit applications and the request for final inspections.

Minor amendments are also proposed to Schedule "A" of the Building By-Law that sets out permit application fee structure.

Fee Report

As required under the Building Code Act, the fee report (attached) will show permit fee revenue and expenditures for 2009. All expenditures shown are direct and indirect costs incurred by the Building Division related to permit issuance and building inspection. In 2008 a new fee structure was adopted. These fees were adjusted to better match anticipated costs. During this construction season we collected \$775,886.52 in fees and had expenditures of \$788,494.42 related to Building By-Law services.

As a result of this fee adjustment our revenues were relatively balanced with our overall costs. We have met the intent of the Building Code Act. The intent was to ensure that fees collected would be used for the purpose of permit related activities only and that revenues be somewhat equal to costs. However the Act also allows us to carry a reserve fund which is made up of surplus fees.

Our division remains financially balanced as the Building Division reserve fund will be used to cover a slight shortfall in our overall budget. An amount of \$12,607.90 can be drawn from the reserve fund to cover this shortfall.

Utilization of Reserve Fund

For the 2010 year and thereafter, the Building Division will see an increase in direct and indirect costs of approximate \$150,000. The increase is supported from two additional areas in service provisions. They include office rental charges and ancillary services, plus the Innovation Centre GIS services associated with Building Division usage.

The approval of Bill 124 in 2002 has enabled municipalities to collect fees in a manner not to exceed the anticipated reasonable costs to administer/enforce the act and carry a reserve fund.

It is necessary that a reserve fund retain excess amounts to address changes in economic conditions that impact on municipality's ability to administer the services.

Using the 2009 Annual Report as a base, the eligible operating expenditures amount to \$788,494.12. With the additional \$150,000 (office rent and Innovation Centre services), the annual operating amount is \$938,494.12. We anticipate this to be an average over the foreseeable future with an annual requirement of approximately \$1M.

In order to deal with the expected draw from reserves for the next 3 years (2011 – 2013) of \$150,000/year - total \$450,000 (office rent and Innovation Centre services), the Building Division requires a cushion of \$450,000. This is in addition to retaining approximately \$900,000 or (one year eligible operating amount) in the reserve. In addition, the 2010 approved budget has provided \$100,000 from the Building Permit Reserve to be used as part of the electronic records/filing equipment needed by the Building Division.

After the above amounts have been accounted, there is approximately \$300,000 in the reserve that can be redirected on a one-time basis. Proposed, is to charge office rent retroactively to the Building Division of \$100,000 for 3 years (2007 – 2009). The rationale for the 3 years is that we were able to create a substantial reserve using the building permit fees from the new hospital.

Large projects are coming to an end, and after the Stimulus Program terminates, we see building permit fees returning to normal levels with modest increases to the reserve, if any.

Proposed Fee Changes

Attached is amended Fee Schedule A to By-law 2008-148. Proposed changes are as follows:

- Item #2 – Remove the sentence "A minimum fee of \$50.00 shall be charged for all work, or if not described below, as a Fixed Fee (FF). and replace it with: "**A minimum fee of \$50.00 shall be charged for all permit applications**".
- Add Item #3 as follows: "**For Building classifications that are not described in Section A to G, permit fees shall be based on the value of the proposed construction as determined by the Chief Building Official. The rate shall be 1% of the determined construction values.**" These changes will aid in the determination of fees for application where the proposed work does not fit a section.

It is also proposed to change the service index (SI) for some building classifications to better reflect the actual cost of service being provided. We propose changing the fee structure for garages to a SI cost rather than a flat fee as well as add a cost for an appeal to a work order and various file inquiries. Our Division will continue to do an annual review of our fee structure to ensure that fees collected will reflect costs incurred.

Notice was also given for a public information session concerning proposed fee changes. The session was held April 29, 2010 at the Civic Centre. There were no objections or concerns presented at the session concerning the proposed changes. Information was available which outlined the fee changes, rationale for the changes and a copy of the 2009 fee report.

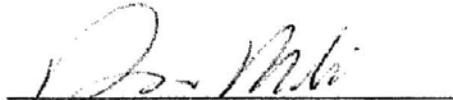
Building By-Law Changes

The Building Code Act and regulations have been amended to address issues put forward by various Building Industry stakeholders. One change affects permit applications. There is now a time limit to when we must report in writing on a refusal of a permit application. Therefore clause 4.13 of By-law 2008-148 is proposed to be amended by adding the words "**within 2 working days**". Also provided, is clarification of the Chief Building Official's refusal of an application with the addition of: "**a written statement of reasons for the refusal must be provided to the applicant.**" This will bring our By-law in line with the requirements of the Building Code Act. There is also a minor change to referenced sections of the Building Code. The Building regulations have been amended to require a final inspection prior to occupancy of all buildings. This again is a result of an amendment to the Building By-law to ensure that final inspections are called for by the permit holder.

Recommendation

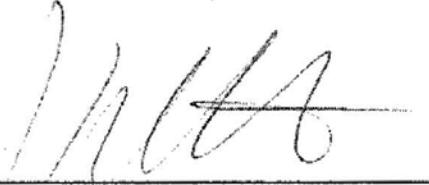
It is our recommendation that Council accept the Fee Report and approve the withdrawal of \$300,000 from the 2009 Reserve Fund to accommodate retroactive office rent charges for 2007 – 2009, and further that the Building By-law 2008-148 and minor adjustments to the Fee Schedule be approved. A resolution to this effect appears elsewhere on your agenda.

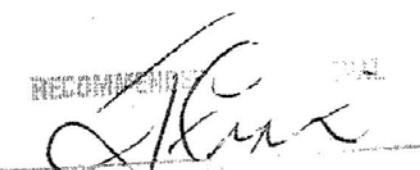
Respectfully submitted:


Don W. Maki, CBCO
Chief Building Official

/bb

Recommended for Approval:

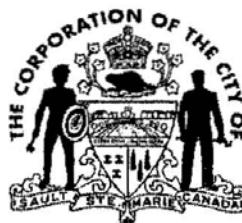

Jerry D. Dolcetti, RPP
Commissioner of Engineering & Planning


Joseph M. Kinn
Chief Administrative Officer

5(f)

Jerry D. Dolcetti, RPP
Commissioner

Don W. Maki, CBCO
Chief Building Official



ENGINEERING & PLANNING DEPARTMENT

Building Division

Tel: (705) 759-5410
Fax: (705) 541-7165

The Corporation of the City of Sault Ste. Marie

ANNUAL REPORT – BUILDING PERMIT FEES

Total Permit Fees (Revenues) collected for this period January 1, 2009 to December 31, 2009 under Building By-Law 2008-148 of the City of Sault Ste. Marie\$775,886.52

Cost of Delivering Services:

Direct Costs:

Direct Costs are deemed to include the costs of the Building Department of the City of Sault Ste. Marie for the processing of building permit applications, the review of building plans conducting inspections and building related enforcement duties minus By-Law Enforcement.

Total Costs of Division.....	\$ 892,172.22
Total By-Law Enforcement cost (minus).....	- 132,886.30

Total Building Enforcement Costs.....	\$ 759,335.92
---------------------------------------	---------------

Indirect Costs:

Indirect Costs are deemed to include the costs for support and overhead services to the Building Division of the City of Sault Ste. Marie being a ratio .0384.

Total Building Enforcement.....	\$ 759,335.92
---------------------------------	---------------

Total Building Enforcement Costs x indirect cost ratio .0384.....	\$ x.0384
---	-----------

Sub-Total – Indirect Costs.....	\$ 29,158.50
---------------------------------	--------------

Total Costs:

Total Building Enforcement.....	\$ 759,335.92
Plus Indirect Costs.....	\$ 29,158.50

Grand Total Indirect and Direct Building Enforcement Costs.....	\$ 788,494.42
---	---------------

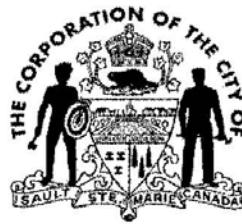
Revenues as of December 31, 2009.....	\$ 775,886.52
Total Costs (revenue minus cost).....	<u>\$ 788,494.42</u>

Statement of Reserves: **difference \$ - (12,607.90)**

Building Division Reserve Fund Account..... \$1,894,047.71
(to December 31, 2009)

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(g)

2010 06 14

Our File: 4.140.8

Mayor John Rowswell
Members of City Council

**Re: Biennial Bridge Inspections
Agreement for Engineering Services**

At the 2010 05 31 meeting, Council approved retaining the firm of M. R. Wright and Associates to complete the 2010 biennial bridge inspections.

By-law 2010-115 authorizing the execution of an engineering agreement between the City and M. R. Wright and Associates can be found elsewhere on Council's agenda and is recommended for approval. The estimated upset limit in the agreement for the services is \$42,000.

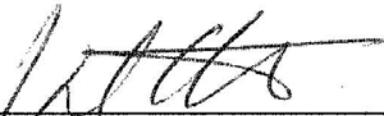
Respectfully submitted,

Recommended for approval,



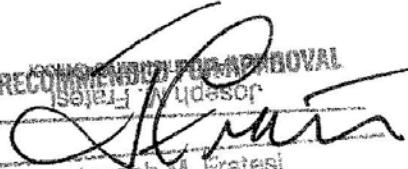
Don J. Elliott, P. Eng.
Director of Engineering Services

/bb



Jerry D. Dolcetti, RPP
Commissioner
Engineering & Planning

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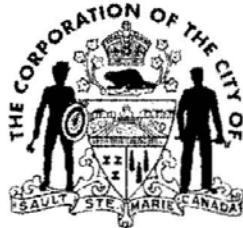
RECOMMENDED FOR APPROVAL
Joseph M. Pratesi
RECOMMENDED FOR APPROVAL
Joseph M. Pratesi

5(h)

LORIE BOTTO
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR

MELANIE BOROWICZ-SIBENIK
SOLICITOR / PROSECUTOR



LEGAL
DEPARTMENT

REPORT TO: Mayor John Rowswell
and Members of City Council

REPORT FROM: Nuala Kenny, Assistant City Solicitor

DATE: 2010 06 14

RE: LEASE AGREEMENT - SAULT STE. MARIE AIRPORT
DEVELOPMENT CORPORATION - LAND ADJACENT TO
POINTE DES CHENES PARK

PURPOSE

The purpose of this report is to seek Council's approval to renew the lease agreement with the Sault Ste. Marie Airport Development Corporation for 5.88 acres of land adjacent to Pointe Des Chenes Park.

BACKGROUND

For a number of years the City has leased 5.88 acres of former Crown land adjacent to Pointe Des Chenes Park which is used in conjunction with park activities. Rent is nominal at \$120.00 plus G.S.T/H.S.T. for the ten year term.

RECOMMENDATION

The lease, which is attached to and forms part of By-law 2010-114, appears elsewhere on your agenda and is recommended for approval.

Respectfully submitted,

Nuala Kenny
Nuala Kenny
Assistant City Solicitor

Recommended for approval,

Lorie Bottos
Lorie Bottos
City Solicitor

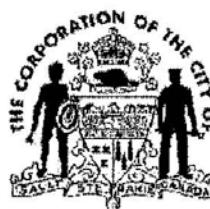
NK/da
staff/CouncilReports/2010-114/da

RECOMMENDED FOR APPROVAL

The Corporation of the City of Sault Ste. Marie
P.O. Box 580 ~ 99 Foster Drive ~ Sault Ste. Marie, ON P6A 5M1
Telephone: (705) 759-5400 ~ Fax: (705) 759-5405
www.cityssm.on.ca

Joseph M. F. Steel
Administrative Officer

James M. Elliott, P. Eng.
Commissioner



Public Works &
Transportation Department

2010 06 14

Mayor John Rowswell
And Members of Council
Civic Center

RE: 2010 SIDEWALK AND CURB REPAIR PROGRAMS

Each year the Public Works and Transportation Department prepares a "Sidewalk and Curb Repair Programs". Attached is a list of the various locations where the work will be taking place.

The list is based on requests from Councillors, residents and staff and has budget allocations of \$233,090 and \$130,575 respectively. These lists also take into account where there is the greatest need.

The 2010 Curb Repair Program will remove and replace approximately 672 liner metres of deteriorated curb and the Sidewalk Program will replace approximately 1368 m² of sidewalk. These programs allow City forces to make repairs to less than 0.1% of the curb inventory and about 0.3% of the sidewalks.

As part of these programs, we all also included curb cuts and ramps to improve the accessibility for wheelchairs where sidewalks cross roads at intersections. Again, these locations have been determined as a result of requests from councillors, the public and staff.

This report has been prepared for Council's information.

All of which it is respectfully submitted,

James M. Elliott, P. Eng.
Commissioner

JME/vld

J:\ConcreteWork\Curb_Sidewalk Repair Letter to Council.doc

RECOMMENDATION FOR APPROVAL
Joseph M. Fratesi
Chief Administrative Officer

Public Works & Transportation
The Corporation of the City of Sault Ste. Marie
128 Sackville Road ~ Sault Ste. Marie, ON P6B 4T6
Telephone : (705) 759-5201 ~ Fax : (705) 541-7010
www.cityssm.on.ca

Concrete Program 2010**Wheel Chair Ramp****Address**

522 Wallace Terrace
68 Wilcox Street
45 Grand Boulevard
195 Turner
120 White Oak Drive
8 Birch Street
101 Glenholme
464 Wallace Terrace
171 Wilcox Street
421 Elizabeth
209 Turner
69 Birch Street
207 Turner
17 Huntington Park (2 lockactions)
248 Great Northern Road
171 Turner
190 Pittsburg
145 Edmonds
522 Wallace Terrace
420 Queen
82 Wilcox Street
187 Turner
475 Wilson Avenue
172 Wilcox
98 Patricia
5 Lasalle Court
129 Edmonds
206 Turner

Concrete Program 2010**Curb & Sidewalk****Address**

24 Amber Street
49 Laronde Crescent
151 Henrietta
103 Chambers
545 Second Line West
296 Millcreek
101 Parkingworth
60 Great Northern Road
49 Moluch Avenue
313 MacDonald Avenue
37 Raymond
547 Second Line West
151 Sackville Road
52 McCrea Street
3 Ascot
76 Willow Avenue
49 Hocking
21 Parr
406-404 Bush Street
318 Queen Street
142 Allard Avenue
588 Second Line West
187 Pageant Drive
4 Parkdale
288-292 Patrick Street
28 Millcreek
335 Bloor St West
66 Princeton Drive
2 The Crescent
22 Mary Street
356 John Street
75 Rossmore
37 Allard Avenue
432 Great Northern Road
1031 North Street
436 Second Ave
65 Moluch Avenue
22 Wayne Court
983 North Street
217 Millcreek
168 Great Northern Road
122 Treelawne
884 Queen Street
35 Plummer Court
163 Ruth Street
332 Patrick Street
Great Northern Road - Various Locations (4)

440 Bay Street
306 Northern Avenue
255-257 John Street
149 Westridge
219 McMeekin Street
179 Pageant Drive
377 Elizabeth
357 McNabb Street
707 Douglas
57 Moluch Avenue
170 East Street
27 Westridge
34 Willow Avenue
19 Plummer Court
311 Queen Street
517 Northland
322 Chambers
28 Putney
885 Pine Street
316 Wilson
45 Great Northern Road
178 Spring Street
410 Korah Rd
110 Westridge
388 Albert Street
103 Treelawne
140 Willow Avenue
116 Caddy
48 Millcreek
421 Bay Street
473 Boundry Ave
334 Bruce Street
45 Hocking
251 Pim Street
41 Great Northern Road
15 Queen Street
84 Crawford
183 Pageant Drive
979 North Street
33 Great Northern Road
9 Angelina
64 Cunningham
31 Burton
151 Breton Rd
82 Great Northern Road
32 Westridge
121 Moluch Avenue
120 Cunningham
163 Simpson
108 Dacey Road
23 Lloyd
26 Highcrest

70 Norden Crescent
Treelawne Dead End
752 Wellington West
129 Kohler
Bruce Street Park
1754 Queen Street East
168 Pittsburg
370 John Street
41 Raymond
399-403 Sussex
110 Florwin Avenue
53 Moluch Avenue
17 Langdon Crescent
Asquith across from 299 Laurier
179 Central Street
496 McNabb Street
68 Great Northern Road
163 Bitonti
407 Connaught
215 John Street
23 Heath Road
37 Windsor Street
104 Willow Avenue
954 Pine Street
1746 Queen Street East
22 Wayne Court
172 Turner
161 Rossmore
15 Queensgate
105 Parking Worth
1362 Queen

5(j)

Malcolm White B.P.H.E., CMO
City Clerk



City Clerk's Department

2010 06 14

Mayor John Rowswell and
Members of City Council

COMMUNITY THEATRE CENTRE MANAGEMENT BOARD

I have been advised by Justice Larry Whalen, Chair of the Community Theatre Centre Management Board that Fred Pelletier, a citizen who was appointed by Council on January 12, 2009 for a two year term, will be required to step down from the board this month as he will have reached the maximum term limit outlined in the board's by-laws (six years).

The board is recommending that Karen Montgomery Jones be appointed to fill the remainder of Mr. Pelletier's term (to December 31, 2010). Ms. Montgomery Jones is a past Council appointee to the board who needed to step down in 2008 for the same reason as Mr. Pelletier, but who is now eligible again to serve.

Respectfully submitted,

A handwritten signature in black ink that appears to read "Malcolm White".

Malcolm White
City Clerk



CITY COUNCIL RESOLUTION

7(6)

Date: April 26, 2010

Agenda Item

7(B)

MOVED BY
SECONDED BY

Councillor
Councillor

T. Sheehan
S. Myers

Whereas graffiti negatively effects the entire community of Sault Ste. Marie;
And Whereas the City has been working with the Police, Citizens, Community Quality Initiative (CQI) and other organizations to lower the incidence of graffiti in Sault Ste. Marie;

Now Therefore Be It Resolved that City Council receives a verbal report on a program which works with young offenders to reduce the incidents of graffiti by having the individuals guilty of graffiti related crimes having to remove graffiti in the City of Sault Ste. Marie as part of their rehabilitation;

And Further that CQI be requested to implement such a program in the City of Sault Ste. Marie.

CARRIED
 REFERRED

DEFEATED
 OFFICIALLY READ NOT DEALT WITH

AMENDED

DEFERRED

P. A. Mich

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

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Graffiti Transformation Program

- * Graffiti Abatement Program
- * Community Events
- * Graffiti Transformation Program
- * Municipal Licensing & Standards
- * Clean and Beautiful City
- * Litter
- * Contact Us

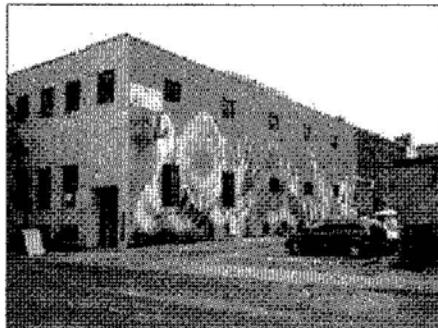
The Graffiti Transformation Program is an annual community investment program addressing youth unemployment as well as neighbourhood improvement and revitalization issues. Youth are hired by local organizations to remove graffiti and resurface the walls with attractive murals.

Since the program's inception in 1996, over 9,000 individual tags have been removed, over 300 sites have been cleaned and 430 murals have been created. An estimated 1,276 youth have received paying work as well as training in the technical aspects of graffiti removal, outdoor art, and business skills.

Examples from the Graffiti Transformation Program

(Click for larger image)

Harbourfront and Cecil Community Centres:




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[LIVING IN TORONTO](#)[DOING BUSINESS](#)[VISITING TORONTO](#)[ACCESSING CITY HALL](#)

The Graffiti Abatement Program

- * Graffiti Abatement Program
- * Community events
- * Graffiti Transformation Program
- * Municipal Licensing & Standards
- * Clean and Beautiful City
- * Litter
- * Contact Us



[Give Graffiti the Brush-off](#)



[Clean City Community Events](#)



[Tips for Preventing and Removing Graffiti](#)



[Graffiti Bylaw \(PDF\)](#)

The Graffiti Abatement Program was created as part of the Mayor's Clean and Beautiful City Initiative. It is a multi-faceted program aimed at removing graffiti from private and public properties. This Program proactively identifies graffiti hot spots and then works with the affected communities and agencies to remove the graffiti.

To report graffiti in your area, call 311.

What's New

**Have a property standards emergency but it's after hours?
Now you can call 311!**

Municipal Licensing & Standards Division now has expanded its after hours services to assist you on a property standards **emergency** or seasonal question regarding:

- abandoned appliances (disposed appliances with doors not removed)
- adequate heat (September 15th to June 1st)
- construction noise
- trees posing a danger to people or property
- discontinuance of vital services (fuel, hydro, gas or water supply)

Call 311 after regular weekday business hours, weekends, or holidays and an automatic customer service greeting will put you directly through to the City of Toronto 24-hour dispatch centre. A Municipal Standards Officer will then contact you to provide assistance.

What is the City doing about Graffiti?

- [The Program](#)
- [New Graffiti Bylaw](#)
- [Coordinated Enforcement Plan](#)
- [Public Education Campaigns](#)

- [Graffiti is a community concern - Get Involved!](#)
- [Municipal Licensing & Standards District Offices](#)

Contact Us

Municipal Licensing & Standards District Offices

Toronto & East York District West Satellite Office 2238 Dundas Street West, 3rd Floor Toronto, ON M6R 3A9 Phone: 416-338-0800 Fax: 416-392-0386	North York District Office North York Civic Centre, 5100 Yonge Street Tel: 416-395-7011
	Etobicoke York District Office 2 Civic Centre Court, Etobicoke Tel: 416-394-2535
	Scarborough District Office Scarborough Civic Centre, 150 Borough Drive Tel: 416-396-7071

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The Graffiti Abatement Program

- * Graffiti Abatement Program
- * Community Events
- * Graffiti Transformation Program
- * Municipal Licensing & Standards
- * Clean and Beautiful City
- * Litter
- * Contact Us

You will need to have the latest version of the [FREE Acrobat Reader](#) on your computer to view PDF files linked on this page.

What is the City doing about Graffiti?

- [The Program](#)
- [New Graffiti Bylaw](#)
- [Coordinated Enforcement Plan](#)
- [Public Education Campaigns](#)
- [Graffiti is a community concern - Get Involved!](#)

The Program

The Graffiti Abatement Program uses a five-pronged approach that combines Leadership, Prevention, Eradication, Enforcement, and Community Empowerment strategies/initiatives. The program focuses on coordinating actions of community groups and public agencies to prevent the spread of graffiti vandalism through enforcement, public education/awareness, and promotion of City-sponsored mural programs.

[BACK TO TOP](#)

New Graffiti Bylaw

The City of Toronto has introduced a new [Graffiti Bylaw \(Municipal Code, Chapter 485\)](#) to guide City staff in preventing and enforcing the removal of graffiti effectively and immediately. Graffiti is defined in the new Graffiti Bylaw as:

"One or more letters, symbols, figures, etching, scratches, inscriptions, stains, or other markings that disfigure or deface a structure or thing, howsoever made or otherwise affixed on the structure or thing, but, for greater certainty, does not include an art mural".

[BACK TO TOP](#)

Coordinated Enforcement Plan

The Graffiti Abatement Program has launched a determined, aggressive and integrated enforcement plan to effectively wipe out graffiti. This often entails coordinating the actions of municipal departments, agencies, boards and commissions along with the community at large.

- City staff will remove graffiti on city owned buildings, overpasses, bridges, and public parks. Staff will try to quickly remove any hate or gang-related graffiti within a 24-hour

- period and all other graffiti within a 72-hour period to prevent further proliferation.
- Using a coordinated abatement approach, the Clean City team is conducting large-scale graffiti clean-up campaigns in certain areas across the City of Toronto. These areas have been identified as those most visible to the public and are persistently experiencing problems of littering and dumping of refuse, graffiti, posterizing, long grass and weeds, vending, A-frames, and outdoor displays and marketing on private and public property.
 - Municipal Licensing and Standards Division staff routinely enforce municipal codes and bylaws associated with the upkeep of various property standards. They will respond to complaints of graffiti infractions by directing the area inspector to visit the subject property and take appropriate action on these violations. You may place your complaints about graffiti in your neighbourhood with the Graffiti Abatement Program Staff at 311, or with the Municipal Licensing and Standards District Office in your area.
 - Toronto Police Services has also developed a Graffiti Eradication Program to combat graffiti, reduce crime, fear and disorder, and work toward urban beautification. City by-law officers will target graffiti-prone areas in the city and where necessary, coordinate with Toronto Police Services to achieve successful enforcement. To report hate, gang-related, or graffiti vandalism, call Toronto Police Services at 416-808-2222.

To report graffiti, call 311

[BACK TO TOP](#)

Public Education Campaigns

Staff are conducting a number of public outreach campaigns to educate property owners, students, and the general public about the negative effects of illegal graffiti and the importance of their prevention and quick removal.

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Graffiti is a community concern - Get Involved!

It is important that everyone do their part in keeping both public and private properties free of graffiti in order to help the City of Toronto and its communities stay clean and beautiful. Elimination of graffiti from walls, fences and other structures are prime ways for maintaining community cleanliness and beauty.

Negative Effects of Graffiti :

- Poses a risk to the health, safety and welfare of a community.
- Promotes a perception in the community that laws protecting public and private property can be disregarded with impunity.
- Fosters a sense of disrespect for private property that may result in increasing crime, community degradation and urban blight.
- Creates a nuisance that can adversely affect property values, business opportunities and the enjoyment of community life.

City staff are working closely with property owners, community groups and local BIAs to coordinate community efforts that effectively

deal with graffiti.

- City staff will assist owners with removing graffiti from their property and will use enforcement measures only as a last resort. When City staff enforces compliance with the bylaw they will try to provide owners with as many ways as possible to comply.
- Whenever possible, City staff are encouraging and supporting the formation of community based groups, such as "adopt an area", and coordinating community-organized paint-outs and other graffiti abatement initiatives.
- Murals are an effective means of deterring graffiti from appearing on structures. The murals program is a legal alternative for graffiti artists that promotes positive artistic expression, and the murals themselves provide a facade that tends to be left untouched by graffiti vandals. The City currently provides funding for the Graffiti Transformation Program. **For information on this mural program call 416-392-0102.**

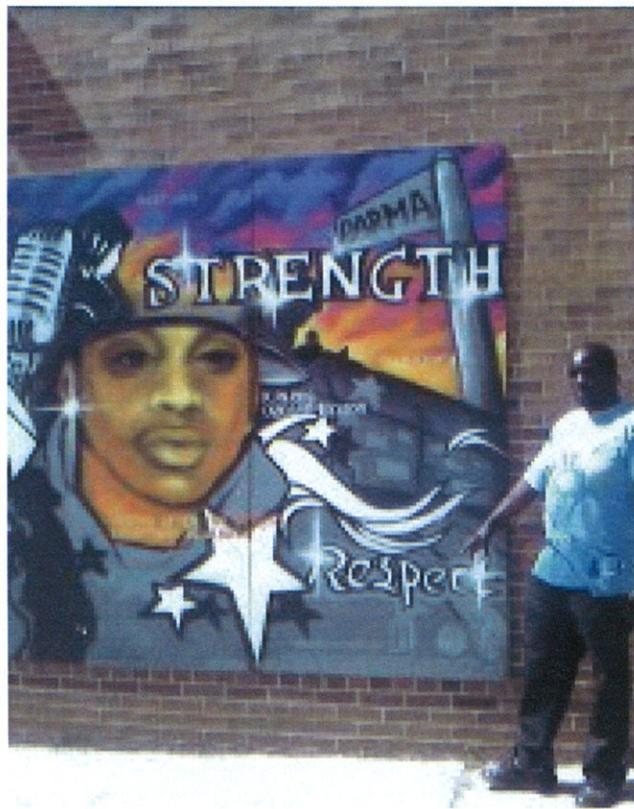
[BACK TO TOP](#)

Graffiti Transformation O'Connor



(9) L

Graffiti Transformation Program



(a) L

-1(b)



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- ✓ [SERVICES](#)
- ✓ [CONTACT US](#)

CALL: (416) 573-2322

EMAIL: info@graffiti911.ca



Projects



Before



After

We can remove Graffiti on virtually all surfaces no matter how difficult it may to be remove. We will also provide you with one quote.

[more...](#)

Welcome...

We understand Graffiti is a constant problem in **Toronto** and **Mississauga**, something you don't want to worry about or spend lots of effort and money to remove.

Graffiti 911 has the equipment do multiple activities on any given shift - we work quickly and fast causing as little disruption as possible.

We offer low rates for a great service but never compromise on quality.

Our aim is to do a great job with environmentally sound products with great service and competitive rates.

Graffiti 911 focuses on **downtown Toronto, Mississauga** and maintains routes all across the city centre 5 nights a week. If you have an ongoing problem in **downtown Toronto or Mississauga** we are the people you need to talk to.

Most of our work is carried out from 7pm until 1am to ensure we will not disrupt your daily routine and customers during business hours.

[learn more...](#)



THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2010-115

AGREEMENTS: (E.3.4.4.) A by-law to authorize an agreement between the City and M.R. Wright and Associates to complete the 2010 biennial bridge inspections.

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

1. **EXECUTION OF DOCUMENTS**

The 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 dated the 14th day of June, 2010 and made between the City and M.R. Wright and Associates to complete the 2010 biennial bridge inspections.

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.

PASSED in open Council this 14th day of June 2010.

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

MAYOR – JOHN ROWSWELL

CITY CLERK – MALCOLM WHITE

SCHEDULE "A"

**M.E.A./C.E.O.
CLIENT/CONSULTANT AGREEMENT
FOR
MUNICIPAL WORKS**

**BI-ANNUAL MUNICIPAL BRIDGE AND OVERHEAD STRUCTURE INSPECTIONS
FOR
2010**

SAULT STE. MARIE, ONTARIO

AGREEMENT CONTENTS

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ARTICLE 1 – GENERAL CONDITIONS	2-5
ARTICLE 2 – SERVICES	6-7
ARTICLE 3 – FEES AND DISBURSEMENTS	7-9

10(a)

-1-

**AGREEMENT
FOR
PROFESSIONAL CONSULTING SERVICES**

**MEMORANDUM OF AGREEMENT dated the 11th, day of January
A. D. 2010**

-BETWEEN-

THE CORPORATION OF THE CITY OF SAULT STE MARIE

**Hereinafter called the 'Client'
THE PARTY OF THE FIRST PART**

-AND-

M.R. WRIGHT & ASSOCIATES CO. LTD.

**Hereinafter called the 'Consultant'
THE PARTY OF THE SECOND PART**

WHEREAS the Client intends to inspect all bridges and overhead structures within the limits of the municipal boundary of City of Sault Ste. Marie, Ontario.

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:

- 2 -

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.

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 3.2.3 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.

- 3 -

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 thereon, together with such expenses and disbursements as allowed under Section 3.2.3. 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.

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 (a) as the aggregate limit of liability of the Consultant and its employees for the Client's damages.

a) **Comprehensive General Liability**

The Insurance Coverage shall be \$5,000,000.00 per occurrence and in the aggregate for general liability. When requested, the Consultant shall provide the Client with proof of Comprehensive General Liability Insurance.

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 3.2.3.

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.

- 4 -

- 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 10% 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 identified as confidential, communicated to or acquired by him, or disclosed by the client in the course of carrying out the Services provided for herein. 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.
- The Client shall not divulge any specific form, report or electronic version thereof that may be reproduced by a third party deemed a competitor of the Consultant. The Consultant acknowledges that the information contained within the final submission is deemed information for the general public and domain.

- 5 -

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's 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.

1.24 Additional Conditions

ARTICLE 2**2.1 SERVICES**

MRW agrees to provide the following services in accordance with MRW's proposal 10-092 (attached) and in accordance with the Ontario Structural Inspection Manual published by the Ontario Ministry of Transportation including all reporting, the development of a bridge maintenance program and 5-10 capital works program.

PART A

36 Municipal Vehicular Water Crossings

PART B

7 Municipal Pedestrian Water Crossings

PART C

33 Overhead Sign Structures

PART D

Development of a bridge maintenance program and 5&10 year capital works program

2.2 EXCLUSIONS

The Client shall provide the consultant all relevant details regarding subsurface conditions including but not limited to site services, geotechnical information, hydraulic information etc. Dependant on the information available the Consultant may require additional studies. The Consultant shall inform and obtain approval from the Client prior to proceeding with the additional studies. If such studies by the Consultant necessitates additional staff or services, the Consultant shall be paid in accordance with Section 3.2.1 for such additional staff employed directly thereon, together with such expenses and disbursements as allowed under Section 3.2.3. In the event that the client delays the project then the consultant shall have the right to renegotiate the agreement and comply with the terms of section 1.08.

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.

- 7 -

- (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 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:

Classification:	Hourly Rate:
Principals and Executives	\$130 per hour
Project Engineer	\$115 per hour
Contract Administrator	\$85 per hour
Draftsmen	\$80 per hour
Materials Testing Technician	\$80 per hour
Technician	\$65 per hour
Survey Crew	\$155 per hour (incl. equipment charges)
Administration	\$40 per hour

These rates will be fixed for the duration of the project.

3.2.2.1 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.

3.2.2 Upset Limit

For all Services described in Article 2 Part A thru D, an upset limit of \$42,000 including disbursements, excluding taxes, shall be established.

3.2.3 Reimbursable Expenses

In addition to the fee, the Consultant shall be reimbursed for expenses by inclusion of an administrative charge of 5% onto the invoiced fee for the billing period, 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: 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,

3.2.3.1 Information Technology and Reprographic (ITR) costs

Information Technology and Reprographic (ITR) costs incurred by the Consultant shall be reimbursed at a standard charge rate of \$40 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

- 8 -

- 3.2.3.2 Telecommunication costs (COM) other than video-conferencing incurred by the Consultant shall be reimbursed at a standard charge rate of disbursements. The assessment shall include costs for use of telephone/telecommunication services (including maintenance and support) and facsimile transmissions.
- 3.2.3.3 In addition to the fee, the Consultant shall be reimbursed for vehicle use charges at a rate not exceeding \$0.50 per kilometer, for all mileage properly incurred by him in connection with the project.
- 3.2.3.4 The cost of providing and maintaining site offices shall be charged at cost plus a 5% administrative mark-up.
- 3.2.3.5 The cost of providing chemical and physical testing services shall be charged at MRW's standard testing rates, which are available upon request and shall be the rates current as of the date of endorsement of this agreement.

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 2 percent will be paid on the total outstanding unpaid balance commencing 30 days after the Client has received the Consultant's invoice.

3.3.2 **Upset Fee Estimate**

In accordance with Section 3.2.2.

10(a)

- 9 -

IN WITNESS THERE OF, the parties hereto have caused to be executed those presents by their officers properly authorized in that behalf on the day and year first above written.

SIGNED, SEALED AND DELIVERED

In the presence of:

} _____
} _____
} _____
} _____
} _____
} _____
} _____

CONSULTANT

The signatory shall have the authority to bind the corporation or company for purposes of this agreement

Greg Saunders

(Signature)

Greg Saunders, P.Eng.

(Name)

General Manager

(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

MAYOR/CHAIRMAN/REEVE/WARDEN

CLERK

10(a)



ENGINEERING OFFICE

Member of Consulting Engineers of Ontario
Member of Association of Consulting Engineers of Canada
Certificate of Authorization Professional Engineers Ontario



Structural Civil & Municipal Environmental Geotechnical Mechanical & Electrical Inspection & Testing

P:10-092

May 5, 2010

Mr. Don J. Elliott, P. Eng.
Director of Engineering Services
City of Sault Ste. Marie
99 Foster Drive
Sault Ste. Marie, Ontario P6A 5N1

Re: 2010 Bi-Annual Municipal Bridge Structure Inspections

Dear Sir:

We thank you for the opportunity to submit this proposal for the above noted project. MRW proposes to complete the inspections in accordance with Section 1 from the Ontario Structural Inspection Manual – Latest Edition and the Ontario Highway Bridge Design Code, S6-06.

The scope of inspections include;

- 36 Municipal Vehicular Bridge and Water Crossing Structures – includes those added in previous years (33 previous).
- 7 Pedestrian Bridges.
- 33 Overhead Sign Structures (36 total – 3 N/A)

From our previous experience in performing bridge inspections, the inspector should spend 3 to 4 hours at each bridge, and we would anticipate a comparable time completing reports in the office. However, as we currently have details of each structure on file we recognize that this time would be reduced and thus represent a savings to the city. We would therefore expect Engineering Costs to be \$550.00 average cost per bridge site. We would therefore quote a fee of \$19,800.00 plus GST/HST for the bridge structures, and \$3,200.00 plus GST/HST for inspection of the smaller pedestrian structures.

We propose to complete the inspections and reporting of the overhead structures (number and location as provided) for a fee of \$400.00 plus GST/HST each for a total of \$13,200.00. Dependant on conditions encountered, use of the City's lift truck may be requested. Should rental of one be required this would be extra to the contract.

We are of the understanding that a 5 and 10 year capital maintenance program detailing future repairs and capital costs is required. MRW has considered your request and proposes to provide this scope for a fee of \$6,200.00

10(a)

Disbursements associated with the project will be charged at our standard rate of 5% of the invoice total. MRW reimburses mileage for our employees at \$0.60 per km. Please contact the undersigned immediately should you wish to negotiate our mileage rates.

Our deliverables will include Three (3) hard copies and One (1) electronic copy of;

- The Municipal Structural Inspection forms completed for each structure, including pictures for reference.
- A recommended maintenance program detailing prioritized repairs similar to that previously provided. Our recommend maintenance program would be based upon the MTO's Bridge Sufficiency Index.
- A 5 and 10 year capital plan including estimated costs in present and future dollar amounts.

Our proposed plan would be to perform some of the bridge inspections in conjunction with our current contract for the repair and maintenance of selected bridges. As a result some cost savings to you is foreseeable.

Staffing for this project will include but not be limited to;

Engineer Responsible/Project Manager: Mr. John McDonald, P.Eng.

Senior Reviewer: Mr. Bob Wood, P.Eng.

Field Supervisor: Ms. Natalia Lizarazo, E.I.T. / Mr. Dan Perri

Field Assistant: Mr. Brennen Piper

We would anticipate 3 months to complete the inspections. All deliverables will be submitted by November 30th, 2010. Again, we thank you for the opportunity to provide our services. Please contact the undersigned should you accept this proposal such that we may prepare an agreement.

Yours truly,



John McDonald, P.Eng.

jm

10(b)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2010-114

AGREEMENT: (L-81) A by-law to authorize the execution of a renewal of a Lease Agreement between the City and the Airport Development Corporation for land adjacent to Pointe Des Chenes Park.

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

1. **EXECUTION OF DOCUMENTS**

The 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 dated the 1st day of June, 2010 and made between the City and the Airport Development Corporation for 5.88 acres of former Crown land adjacent to Pointe Des Chenes Park.

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.

PASSED in open Council this 14th day of June, 2010.

MAYOR - JOHN ROWSWELL

CLERK - MALCOLM WHITE

NOTICE

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CITY SOLICITOR



Development Corporation
RR#1, Box #1, Sault Ste. Marie, Ontario P6A 5K6
Phone: (705) 779-3031 • Fax: (705) 779-3371

SCHEDULE "A"

10(b)

 LEASE LICENCE

SAULT STE. MARIE	SITE CODE		FILE NO.	CONTROL NO.
			T57711	T870
		<input type="checkbox"/> New lease <input type="checkbox"/> Supplemental Agreement <input type="checkbox"/> Modification		
		<input type="checkbox"/> New licence <input type="checkbox"/> Notice of revised rent <input checked="" type="checkbox"/> Renewal		
		<input type="checkbox"/> Other <input type="checkbox"/> Cancellation		
CLIENT'S LEGAL NAME: THE CORPORATION OF THE CITY OF SAULT STE. MARIE		STANDARD DOCUMENT TYPE		
		<input type="checkbox"/> Term <input type="checkbox"/> Pleasure		
HEAD OFFICE ADDRESS: P.O. Box 580 Sault Ste. Marie, ON P6A 5N1 City Solicitor		NOTICE ADDRESS (IF DIFFERENT)		
TELEPHONE NO.		TELEPHONE NO.		

DESCRIPTION OF PREMISES/PURPOSE/BUSINESS

2.38 Hectares of land used as a Public Park.

EFFECTIVE DATE	TERM	RENEWAL OPTIONS	CANCELLATION
JUNE 1, 2010	10 YEARS	NONE	30 days written

RENTAL/FEE DATA BY LOCATION SPACE OCCUPIED REVENUE LINE OBJECT

4201

**\$ 120.00 PER 10 YEAR TERM (PLUS APPLICABLE TAXES) PAYABLE IN ADVANCE;
ON JUNE 1ST, 2010.**

PAYMENT TERMS:	INTEREST RATE	COLLECTION RESPONSIBILITY
<input type="checkbox"/> Monthly <input checked="" type="checkbox"/> Semi-Annually <i>10 yr Term</i> <input type="checkbox"/> Quarterly <input type="checkbox"/> Annually	Month _____ % Annually _____ 24 %	APM <input checked="" type="checkbox"/>

OTHER TERMS AND CONDITIONS:

- That the Lease dated the third of July 1980 (bearing No. T870) in our records shall be renewed for a term or period of 10 years, commencing the first day of June 2010.
- That all terms, covenants, provisoies, agreements, conditions and reservations in the said lease as amended by this supplemental agreement, set out and provided, shall be and continue in force and effect, mutatis mutandis, between the parties hereto.

Expiry Date MAY 31, 2020Rent Review JUNE 2020

Mayor John Rowswell

Malcolm White, City Clerk
For the Lessee/Licensee

Lerry Boz
For the Lessor

10(c)

THE CORPORATION OF THE CITY OF SAULT STE.MARIE

BY-LAW 2010-110

OFFICIAL PLAN AMENDMENT: A by-law to adopt Amendment No. 173 to the Official Plan (Mageran).

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, pursuant to section 21 of the Planning Act, R.S.O. 2000, chapter P.13 and amendments thereto, ENACTS as follows;

1. The Council hereby adopts Amendment No. 173 the Official Plan for the Sault Ste. Marie planning area in the form attached hereto.
2. Subject to any referrals under the Planning Act, this by-law shall come into force on the date of its final passing.

PASSED in open Council this 14th day of June, 2010.

MAYOR – JOHN ROWSWELL

CITY CLERK – MALCOLM WHITE

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CITY SOLICITOR

**AMENDMENT NO. 173
TO THE
SAULT STE. MARIE OFFICIAL PLAN**

PURPOSE

This Amendment is an amendment to the Text of the Official Plan as it relates to the Rural Area designation.

LOCATION

Section 12, NPT RP 1R3069 Part 4, PT Part 5 & 6 PCL 819 AWS, located on the east side of Airport Road, approximately 632m north of its intersection with the Airport Access driveway. Civic No. 626 Airport Road.

BASIS

This Amendment is necessary in view of a request to permit a Recreational Vehicle Resort containing not more than 23 trailers (RV's) with year round access.

The proposal does not conform to the existing policies of the Official Plan as they relate to the Rural Area designation.

Council now considers it desirable to amend the Official Plan.

DETAILS OF THE ACTUAL AMENDMENT & POLICIES RELATED THERETO

The Official Plan for the City of Sault Ste. Marie is hereby amended by adding the following paragraph to the Special Exceptions Section:

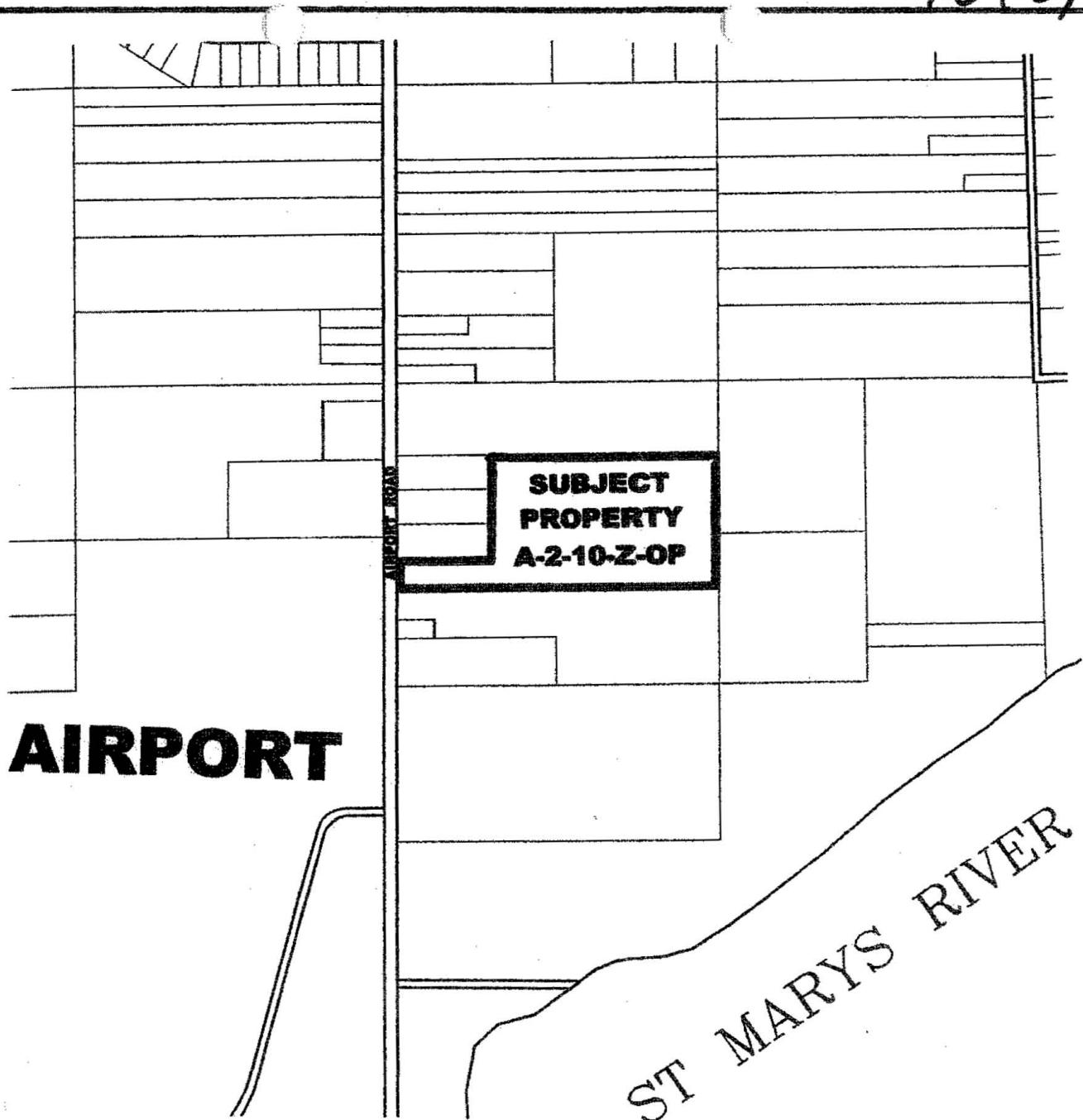
"Special Exceptions"

118. Notwithstanding the Rural Area Policies of the Official Plan, lands described as Section 12, NPT RP 1R3069 Part 4, PT Part 5 & 6 PCL 819 AWS, located on the east side of Airport Road, approximately 632m north of its intersection with the Airport Access driveway and having Civic No. 626 Airport Road may be used to permit a Recreational Vehicle Resort containing not more than 23 trailers (RV's) with year round access.

INTERPRETATION

The provisions of the Official Plan as amended from time to time will be applied to this Amendment.

10(c)



OFFICIAL PLAN SCHEDULE "C"
LAND USE LEGEND



RESIDENTIAL



INDUSTRIAL



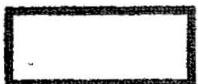
PARKS
RECREATIONAL



COMMERCIAL



INSTITUTIONAL



RURAL AREA

SCHEDULE "A" to AMENDMENT No. 173



10(d)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2010-112

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.

PASSED in open Council this 14th day of June, 2010.

MAYOR – JOHN ROWSWELL

CITY CLERK – MALCOLM WHITE

DH Bylaws\2010\2010-112 Parking Officers – Private lots

NOTICE

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CITY SOLICITOR

10(d)

BADGE NO.	SPECIAL CONSTABLE	EMPLOYER	PROPERTY LOCATION	BYLAW 2010-112 PASSED 14 JUNE 2010
12	ROUSE,BRIAN	ALGOMA UNIVERSITY	1520 QUEEN ST E	
25	MCLEOD,ROD	FLEMING & SMITH	278 QUEEN ST E & APARTMENTS	
30	RENDELL,VERN	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER	
35	ORR,DEREK	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
37	MILLER,STEVE	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
59	BARONE,MARCELLO	ALGOMA UNIVERSITY	1520 QUEEN ST E	
108	SEBECIC,JOHN,LUDVIC	DENTAL BUILDING	946 & 218 QUEEN ST E.	
113	TAYLOR,GARY	ALGOMA UNIVERSITY	1520 QUEEN ST E	
115	LEE,RICHARD,JOHN	ALGOMA UNIVERSITY	1520 QUEEN ST E	
138	CAIN,JOSEPH	CITY OF SAULT STE MARIE	BELLUVE MARINA & BONDAR MARINE & PARK	
151	PARR,DEREK,RAYMOND	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
153	TASSONE,VITO	TASSONE CHIROPRACTIC	673 QUEEN ST E	
163	BUMBACCO,PHILIP,CARMEN	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER	
178	D'AGOSTINI,ROSEMARY	DR. RAYMOND CHO	71 & 131 EAST ST.	
179	CARLOW,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	BELLUVE 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	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
241	COGHILL,ROBIN	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
248	CHAN,GILBERT	DR. RAYMOND CHO	71 & 131 EAST ST./129 SECOND LINE W	
249	CHO,LINDA	DR. RAYMOND CHO	71 & 131 EAST ST./128 SECOND LINE W	
253	TRAVISON,TERRANCEY(TERRY)	NORTH EAST SECURITY	BELLUVE MARINA & BONDAR MARINE & PARK	
262	ADAM,CINDY	SAULT COLLEGE	SAULT COLLEGE	
263	RECOLLECT,HOLLY	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
267	CORBIERE,JOHN,ALLAN	G4S SECURITY	CROSS COUNTRY/DAVEY HOME/HOSPITAL/ALGOMA UNIVERSITY/AIRPORT	
274	DAVIDSON,JAMES	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
275	EBARE,WALLACE	G4S SECURITY	DAVEY HOME/HOSPITAL/UNIVERSITY/308 FARWELL TERR/AIRPORT	
276	SMITH,DENNIS,ROBERT	G4S SECURITY	DAVEY HOME/HOSPITAL/UNIVERSITY/AIRPORT	
295	MURDOCK,IESHIA	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
297	SWIRE WILLIAM,JAMES	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
205	MANN,DUSTIN	G4S SECURITY	SAULT HOSPITAL/DAVEY HOME/AIRPORT	
239	DIMMA,WILLIAM,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 BULDING SER.	ONTARIO REALITY CORP/ROBERTA BONDAR PLACE	
315	MCCULLOCH,BRANDON	G4S SECURITY	SAULT HOSPITAL/ALGOMA UNIVERSITY/AIRPORT	
321	LORENZO,COREY	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
330	O'NEILL,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	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
340	DAMIONIANI,MATTHEW	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
342	PICK,DENNY	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
343	CHILLMAN,JODI	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
344	HARPE,KENNETH	DAYS INN	DAYS INN HOTEL	
345	SETCHELL,PODDY	NORTH EAST SECURITY	CHURCHILL & PINE PLAZAS/CAMBRIAN MALL/STEELBACK/BELLUE MARINA	
346	HAZELTON,MARGARET	CITY OF SAULT STE MARIE	BELLUE MARINA	
347	BEDELL,LUCAS	CITY OF SAULT STE MARIE	BELLUE MARINA	
348	LEWIS,PETER	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
351	MCLEOD,JENNIFER	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
352	O'CONNOR,DANIEL	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
354	STEEVES,ROBERT	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
357	BONENFANT,TERRENCE	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA	
358	COLLINS,LESLEE	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,TERESA	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA	
365	CLOUDSTON,JOHN	SOLID SECURITY SERVICES	CAMBRIAN MALL/CHURCHILL PLAZA	
366	TROJNOW,VICTORIA	G4S SECURITY	SAULT HOSPITAL/ALGOMA UNIVERSITY/AIRPORT	
367	MORIN,NATHAN	NORTH EAST SECURITY	STEELBACK CENTRE	
368	WILLET,JORDAN	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
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	TAVEL,ANDRE	CITY OF SAULT STE MARIE	TRANSIT SERVICES AREAS	
376	FINN,ROBERT	G4S SECURITY	SAULT HOSPITAL/AIRPORT	
377	BADGERO,PAUL	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
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	BOREAU,RICK	CITY OF SAULT STE MARIE	ROBERTA BONDAR PARK/BELLUE MARINA	
385	LOUBERT,JACOB	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
386	MAJOR,ROBERT	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
387	DENNING,ROBERT	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	
388	VILLENEUVE,CHRIS	NORPRO SECURITY	ELGIN TOWER/SAUTT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER	

10(d)

352	SANDIE,KEVIN	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
390	DUNN,PAR	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
391	MCLEOD,HEIDI	NORTH EAST SECURITY	ALGOMA UNIVERSITY/ESSAR CENTRE
392	MEINCKE,KENNETH	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
393	PRESCOTT-LACASSE,JOSEE	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/GHC/QUEENSCENTRE/ST MARY'S PAPER
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/GHC/QUEENSCENTRE/ST MARY'S PAPER
406	LEBLANC,SERGE	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
407	CYR,SARAH	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
408	ST PIERRE,ANDRE	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
409	MOAR,ALEXANDRA	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
410	POYNER, HAROLD	G4S SECURITY	SAULT AREA HOSPITAL/AIRPORT
411	MCORE,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/GHC/QUEENSCENTRE/ST MARY'S PAPER
416	VELTRI,ROBERT	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
417	CHIAROT,LUCIO	G4S SECURITY	AIRPORT
418	ROSENE, JOSH	G4S SECURITY	AIRPORT
419	RAYMO,ADAM	G4S SECURITY	AIRPORT
420	FABIANO,ANTONIO	G4S SECURITY	AIRPORT
421	CUNN,PATRICK	NORTH EAST SECURITY	ALGOMA UNIVERSITY/ESSAR CENTRE
422	BENNETT,JEFF	NORTH EAST SECURITY	ALGOMA UNIVERSITY/ESSAR CENTRE
423	VANDERKLIFT,DYLAN	G4S SECURITY	SAULT AREA HOSPITAL
424	REDPATH,BRITTNEY	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
425	ELLIS,MARTY	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GROUP HEALTH CENTRE
426	GIRMA,JUSTIN	G4S SECURITY	SAULT AREA HOSPITAL
427	CADA,TY	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
428	OIAS,JASON	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
429	STEWART,MARK	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
430	RUSCIO,DOMINIC	MAJOR CONTRACTING LTD.	TRAVELOGUE
431	DICKSON,SHANE	NORTH EAST SECURITY	ALGOMA UNIVERSITY/ESSAR CENTRE
432	KING,SEAN	NORTH EAST SECURITY	ALGOMA UNIVERSITY/ESSAR CENTRE
433	MAJOR,ROBERT	NORTH EAST SECURITY	ALGOMA UNIVERSITY/ESSAR CENTRE
434	SIMONCINI,TREVOR	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
435	TRUMBLE,GEORGE	G4S SECURITY	SAULT AIRPORT/HOSPITAL/ALGOMA UNIVERSITY
436	COUTURIER,NATALIA	G4S SECURITY	SAULT AIRPORT/HOSPITAL/ALGOMA UNIVERSITY
437	GIROUX,JOSEPH	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
438	GRASLEY,JOSEPH	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
439	LAMBERT,KEN	KOPRASH BUILDING SER.	ROBERTA BONDAR BUILDING
440	HAMMERSTEDT,ERIC	NORTH EAST SECURITY	ALGOMA UNIVERSITY/ESSAR CENTRE
441	WILSON,DAVID	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
442	MACLENNAN, MATTHEW	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
443	MARCI,MARK	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
444	MARSHALL,JONATHAN	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
445	AMADIO,AARON	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
446	HALLIDAY,DANA	SAULT COLLEGE	SAULT COLLEGE
447	FRIGAUT,JESSE	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
448	OLAR,RYAN	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER
449	ARCHIBALD,THOMAS	NORPRO SECURITY	ELGIN TOWER/SAULT COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER

10(e)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2010-113

TEMPORARY STREET CLOSING: (S.2.) A by-law to permit the temporary street closing of Queen Street from East Street to Brock Street to facilitate the 2010 Buskerfest.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie pursuant to Section 11 of the Municipal Act, 2001, S.O. 2001, c. 25 and amendments thereto **ENACTS** as follows:

1. **TEMPORARY STREET CLOSING OF QUEEN STREET FROM EAST STREET TO BROCK STREET**

The Council of the Corporation of the City of Sault Ste. Marie hereby authorizes the closing to vehicular traffic of Queen Street from East Street to Brock Street to facilitate the 2010 Buskerfest between the hours of:

4:00 p.m. to 11:00 p.m. on Friday August 6, 2010;
11:00 a.m. to 11:00 p.m. on Saturday, August 7, 2010; and
11:00 a.m. to 7:00 p.m. on Sunday, August 8, 2010.

2. **EFFECTIVE DATE**

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

READ THREE TIMES and PASSED in Open Council this 14th day of June, 2010.

MAYOR – JOHN ROWSWELL

CLERK – MALCOLM WHITE

DH Bylaws\2010\2010-113 Temp. St. Closing - Buskerfest

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CITY SOLICITOR

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THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2010-116

TEMPORARY STREET CLOSING: (S.2.) A by-law to permit the temporary street closing of Doncaster Road from 85 Nichol Avenue to 403 Doncaster Road for the purpose of a street gathering.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie pursuant to Section 11 of the Municipal Act, 2001, S.O. 2001, c. 25 and amendments thereto **ENACTS** as follows:

1. **TEMPORARY STREET CLOSING OF DONCASTER ROAD FROM 85 NICHOL AVENUE TO 403 DONCASTER ROAD**

The Council of the Corporation of the City of Sault Ste. Marie hereby authorizes the closing to vehicular traffic of Doncaster Road from 85 Nichol Avenue to 403 Doncaster Road on the 14th day of August, 2010 from the hours of 12:00 p.m. to 12:00 a.m. for the purpose of a street gathering:

2. **EFFECTIVE DATE**

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

READ THREE TIMES and PASSED in Open Council this 14th day of June, 2010.

MAYOR – JOHN ROWSWELL

NOTICE

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CITY SOLICITOR

CLERK – MALCOLM WHITE

10(g)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE
BY-LAW NO. 2010-111

ZONING: A by-law to amend Sault Ste. Marie Zoning By-Laws 2005-150 and 2005-151 regarding lands located at Civic No. 626 Airport Road (Mageran).

THE COUNCIL of the Corporation of the City of Sault Ste. Marie, pursuant to Section 34 of the Planning Act R.S.O. 2000, Chapter P.13 and amendments thereto ENACTS as follows:

1. **626 AIRPORT ROAD; LOCATED ON THE EAST SIDE OF AIRPORT ROAD APPROX. 646m NORTH OF ITS INTERSECTION WITH AIRPORT ACCESS DRIVE; CHANGE FROM R.A TO R.A.S.**

The zone designation on the lands described in section 2 of this bylaw, which lands are shown on map 2-13 of schedule A to zoning bylaw 2005-150 is changed from R.A (Rural Area) to R.A.S. (Rural Area with a special exception).

2. **BY-LAW 2005-151 AMENDED**

Section 2 of By-law 2005-151 is amended by adding the following subsection 2(294) and heading:

"2(294) 626 Airport Road

Despite the provisions of By-law 2005-150, the lands located on the east side of Airport Road north the its intersection with Airport Access Drive and having civic number 626 Airport Road and marked "subject property" on the map attached as Schedule 294 hereto is changed from Rural Area Zone to Rural Area Zone with a special exception to permit, in addition to the uses permitted in a Rural Area Zone the following uses:

- (a) a personal storage facility with no more than eight (8) storage buildings for the exclusive use of the residents of the Recreational Vehicle Resort, and
- (b) a Recreational Vehicle Resort with not more than twenty-three (23) recreational vehicles

subject to the following special provisions applicable to both special exception uses:

- i) the required south interior side yard setback is reduced from 15m to 0m, and
- ii) the required north interior side yard setback is reduced from 15m to 8m.

For the purposes of this bylaw, a Recreational Vehicle Resort is defined to mean an area where recreational vehicles such motor homes or trailers are located with year round access.

3. **SCHEDULE "A"**

Schedule "A" hereto forms a part of this by-law.

NOTICE

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CITY SOLICITOR

10(g)

4. 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 as amended by Official Plan Amendment No. 173.

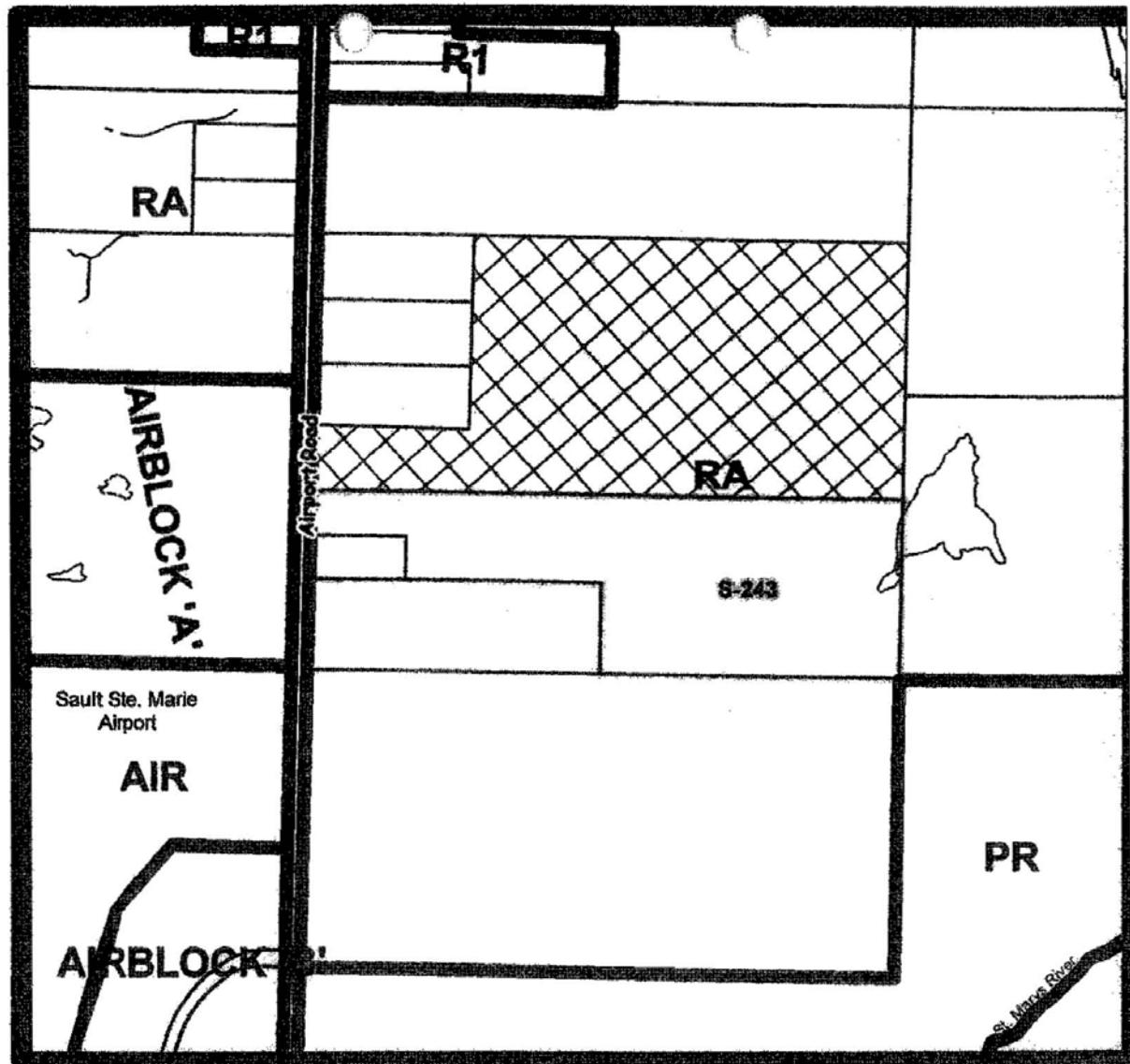
PASSED in Open Council this 14th day of June, 2010.

MAYOR – JOHN ROWSWELL

CITY CLERK – MALCOLM WHITE

10(g)

SCHEDULE "A" TO BY-LAW 2010-111 AND SCHEDULE 294 TO BY-LAW 2005-151 OF THE CORPORATION OF THE CITY OF SAULT STE. MARIE, PASSED IN OPEN COUNCIL THIS 14TH DAY OF JUNE, 2010.



EXISTING ZONING MAP

Application A-9-10-Z-OP 626 Airport Road



Subject Property -626 Airport Road



R1 - Estate Residential Zone



RA - Rural Area Zone; RAhp



PR - Parks and Recreation Zone



AIR - Airport Zone

S-No. - SPECIAL EXCEPTION BYLAW 2005-151

Metric Scale
1 : 8000

Map Reference
519 & 2-13



Mail Label
A9-10

April 26, 2010