

MINUTES
REGULAR MEETING OF CITY COUNCIL

2010 09 27

4:30 P.M.

COUNCIL CHAMBERS

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

Officials: J. Fratesi, M. White, N. Kenny, B. Freiburger, N. Apostle, D. Maki, J. Dolcetti, J. Elliott, D. McConnell

1. ADOPTION OF MINUTES

Moved by: Councillor B. Hayes

Seconded by: Councillor F. Fata

Resolved that the Minutes of the Regular Council Meeting of 2010 09 13 be approved. CARRIED

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

3. APPROVE AGENDA AS PRESENTED

Moved by: Councillor P. Mick

Seconded by: Councillor F. Fata

Resolved that the Agenda and Addendum for the 2010 09 27 City Council meeting as presented be approved. CARRIED

4. DELEGATIONS/PROCLAMATIONS

- a) Dan Fraser, Fire Prevention Officer was in attendance concerning Proclamation – “Fire Prevention Week”.
- b) Neil McLean, representing Rotary Club of Sault Ste. Marie, was in attendance concerning Proclamation – “End Polio Now Week”.
- c) Helen Ross, Executive Director of Algoma Residential Community Hospice (ARCH) was in attendance concerning Proclamation – “Ontario Hospice Awareness Week”.

- d) Dana Peterson and Fran Rose, Best for Kids Committee members, were in attendance to make a presentation to Council.
- e) Craig Martin was in attendance concerning 7(d).

PART ONE – CONSENT AGENDA

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

Moved by: Councillor P. Mick
Seconded by: Councillor F. Fata
Resolved that all the items listed under date 2010 09 27 – Part One – Consent Agenda and Addendum #1 be approved save and except 5(m) and 5(p). CARRIED

- a) A resolution from the County of Huron (concerning domestic content requirements) was accepted by Council.
- b) **Staff Travel**
The report of the Chief Administrative Officer was accepted by Council.

Moved by: Councillor P. Mick
Seconded by: Councillor L. Turco
Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2010 09 27 be approved as requested. CARRIED

- c) **Finance Committee Meeting**
The report of the Commissioner of Finance and Treasurer was accepted by Council. This report was in response to an outstanding Council resolution of April 28, 2010.

Moved by: Councillor B. Hayes
Seconded by: Councillor L. Turco
Resolved that the report of the Commissioner of Finance and Treasurer dated 2010 09 27 be accepted and that City staff survey other municipalities to determine what methods they have used or are considering for service delivery reviews. CARRIED

d) **Property Tax Appeals**

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

Moved by: Councillor P. Mick

Seconded by: Councillor F. Fata

Resolved that pursuant to Section 357 of the Municipal Act, 2001, the adjustments to the tax accounts as outlined in the City Tax Collector's report dated 2010 09 27 be approved and the tax rolls be amended accordingly. CARRIED

e) **Election Information**

The report of the City Clerk was accepted by Council.

The relevant By-law No.2010-159 was listed under item 10 of the Agenda and was read with all by-laws listed under that item.

f) **Request for Financial Assistance for National/International Sports Competitions**

The report of the Manager, Recreation and Culture Division was accepted by Council.

Moved by: Councillor B. Hayes

Seconded by: Councillor F. Fata

Resolved that the report of the Manager, Recreation and Culture Division dated 2010 09 27 concerning requests for Financial Assistance for National/International Sports Competitions be accepted and the recommendation to provide grants as identified be approved. CARRIED

g) **Allen Side Road Sanitary Sewer Extension – Second Line West to 110m North**

The report of the Design and Construction Engineer was accepted by Council.

The relevant By-law No. 2010-142 was listed under Item 10 of the Agenda and was read with all by-laws listed under that item.

h) **Feasibility Study, Rooftop Solar Photovoltaic System at Transit Services and Public Works Centre Agreement for Engineering Services**

The report of the Environmental Initiatives Coordinator was accepted by Council.

The relevant By-law No. 2010-141 was listed under Item 10 of the Agenda and was read with all by-laws listed under that item.

i) **Amending Adult Entertainment By-Law 2002-165**

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

The relevant By-law No. 2010-157, amending By-law 2002-165 was listed under Item 10 of the Agenda and was read with all by-laws listed under that item.

j) **Disposal of Property Near Fish Hatchery Road to Hanson/Lacroix/McGregor**

The report of the City Solicitor was accepted by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the City Solicitor dated 2010 09 27 be accepted and that the property described as Parts 1, 2, 3, 4 and 5 on a draft plan of survey prepared by D. S. Urso Surveying Ltd. dated July 6, 2010 be conveyed to the owners abutting the property for a nominal consideration. CARRIED

k) **503 Bay Street (Former Northern Breweries Property) – Withdrawal By Prospective Purchaser**

The report of the City Solicitor was accepted by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the City Solicitor dated 2010 09 27 concerning 503 Bay Street (former Northern Breweries site) be accepted and that the services of Regent Property Management Limited continue to be used to market the property for possible vesting in the City's name.

l) **Acquisition of Property From the Algoma District School Board Required for the Pine Street Extension**

The report of the City Solicitor was accepted by Council.

The relevant By-law No. 2010-156 was listed under Item 10 of the Agenda and was read with all by-laws listed under that item.

m) **Proposal for Restructuring of the Arrangement Between the City and PUC Services Inc. for the Operation of the Wastewater Treatment Plants**

The report of the City Solicitor was accepted by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the City Solicitor dated 2010 09 27 regarding the corporate restructuring of PUC Services Inc. and the approval of the

shareholder agreement be approved by Council, said approval being effective as of December 31, 2010. CARRIED

n) **Five Year Review of the Provincial Policy Statement, 2005**

The report of the Planning Director was accepted by Council.

Moved by: Councillor B. Hayes

Seconded by: Councillor F. Fata

Resolved that the report of the Planning Division dated 2010 09 27 concerning the Five Year Review of the Provincial Policy Statement, 2005 be accepted and the Planning Director's recommendation that City Council accept the joint submission from the Directors and Managers of Planning in the five large northern urban municipalities as information and request that copies be sent to all Northern MPP's, be endorsed. CARRIED

o) **City of Sault Ste. Marie Celebrate 100! *1912 – 2012***

The report of the Co-Chairs Celebrate 100! Committee was accepted by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the Co-Chairs Celebrate 100! Committee dated 2010 09 27 concerning the City of Sault Ste. Marie Celebrate 100! *1912 – 2012* be received as information. CARRIED

p) **Special Events Report**

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

Moved by: Councillor B. Hayes

Seconded by: Councillor L. Turco

Resolved that the report of the Chair, Conferences and Major Special Events Committee dated 2010 09 27 be accepted and that the Committee's recommendation that Council authorize municipal financial support in the amount of \$5,000 for the OCAA Men's Basketball Championship, the amount of \$7,500 for the International Hap Ki Do Canadian Open Championship and the amount of \$12,500 for the National eSports Association World Cup be approved with funds to come from the 2011 Conferences and Major Special Events fund. CARRIED

Councillor O. Grandinetti declared a pecuniary interest – family member belongs to the Hap Ki Do Club

q) **Sault Ste. Marie Police Service's 2009 Annual Report**

The report of the Chief of Police, 2009 Annual Report was accepted by Council.

Moved by: Councillor B. Hayes
Seconded by: Councillor F. Fata
Resolved that the 2009 Annual Report of the Sault Ste. Marie Police Service be accepted for the information of Council. CARRIED

r) **Council Travel**

Moved by: Councillor P. Mick
Seconded by: Councillor F. Fata
Resolved that Councillor Lou Turco be authorized to travel to the AMO Board Meeting being held in Toronto (2 days in November) at an estimated cost to the City of \$300. CARRIED

s) **Tender for Piping & Mechanical Systems Upgrade – Greco Pool**

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

Moved by: Councillor B. Hayes
Seconded by: Councillor L. Turco
Resolved that the Report of the Manager of Purchasing, dated 2010 09 27 be endorsed and that the tender for the Piping and Mechanical Systems Upgrade for the Greco Pool, required by the Community Services Department, be awarded as recommended. CARRIED

t) **Recreation Infrastructure Canada (RInC) Program – V.E. Greco Pool Mechanical Upgrades**

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

Moved by: Councillor P. Mick
Seconded by: Councillor L. Turco
Resolved that the report of the Commissioner Community Services dated 2010 09 27 regarding the Recreation Infrastructure Canada (RInC) Program – V. E. Greco Pool Mechanical Upgrades be accepted as information. CARRIED

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

(1) (a) ADMINISTRATIVE

Governments of Canada and Ontario Support Huron Central Railway

A News Release was accepted by Council.

Moved by: Councillor T. Sheehan

Seconded by: Councillor L. Turco

Whereas the Huron Central Rail line between Sault Ste. Marie and Sudbury is vital to the economic and environmental well-being and future of Northern Ontario; and

Whereas the Federal and Provincial Governments each provided \$1.5 million towards the one-year interim arrangement, allowing for the continued operation of the Huron Central Rail line; and

Whereas the interim assistance allowed for a long-term and viable plan which would provide for the much needed capital improvements; and

Whereas the Federal and Provincial Governments have agreed to provide Huron Central Railway with an infrastructure grant of \$30 million, thereby securing the continued operation of the railway, which is an important part of the transportation infrastructure in Northern Ontario and which serves many communities and their industries between Sault Ste. Marie and Sudbury; and

Whereas the commitments from the senior levels of government would not have been possible without the great support and collaborative effort of the private and public sectors,

Now Therefore Be It Resolved that this Council expresses its sincerest appreciation to the following:

1. Mayor John Rowsell and Tony Martin
2. Ministers Strahl, Baird and Clement of the Federal government,
3. Ministers Chiarelli, Duguid and Gravelle, as well as MPP's David Oraziotti and Mike Brown of the Provincial government,
4. All of the Northern Ontario communities from Sault Ste. Marie to Sudbury,
5. Staff at Essar Steel Algoma, especially CEO, Armando Plastino,
6. Staff at Domtar, especially Vice President, Michel Jean,
7. Staff at Canadian Pacific Rail, especially Christopher Jones and Vice President, David Craig,
8. Staff at Huron Central Railway, especially President, Mario Brault,
9. Local staff at the FedNor office, especially Tom Dodds and at the Ministry of Northern Development Mines and Forestry, especially, Eileen Forestell, and

10. Last, but not least, Sault Ste. Marie, CAO, Joe Fratesi and Bill Therriault, Consultant with the Multi-Modal Committee, for all of their hard work in pulling together all stakeholders and leading the Working Group in achieving the long term preservation of a rail link, which is absolutely critical of the economic and environmental health of Northeastern Ontario.
CARRIED

6(6) **PLANNING**

6(6)(a)

Application No. A-15-10-Z.OP – 225927 Ontario Inc. – Located 50 Linda Road – Requesting Rezone from Residential to Commercial and to Rezone Blocks ‘A’ and ‘B’ from “R.2” (Single Detached Residential) Zone to “C.4” (General Commercial) Zone with a Special Exception

A report of the Planning Director dated 2010 09 27 was accepted by Council.

Moved by: Councillor B. Hayes

Seconded by: Councillor F. Fata

Resolved that the report of the Planning Division dated 2010 09 27 concerning Application No. A-15-10-Z.Op – filed by 2252927 Ontario Inc. – 50 Linda Road be accepted and the Planning Director’s recommendation that City Council defer this application, be endorsed.
CARRIED

Moved by: Councillor B. Hayes

Seconded by: Councillor L. Turco

Resolved that the report of the Planning Division dated 2010 09 13 concerning Application No A-15-10-Z.OP – filed by 225927 Ontario Inc. – 50 Linda Road be accepted and the Planning Director’s recommendation that City Council approve, subject to the applicant finalizing an agreement for the conveyance or easement of Block ‘A’, Official Plan Amendment No. 175, re-designating Blocks ‘A’, ‘B’ and ‘C’ to Commercial on Official Plan Land Use Schedule “C”, and that City Council approve rezoning Blocks ‘A’ and ‘B’ from “R2”, (Single Detached Residential) zone to “C4”, (General Commercial) zone, subject to the six conditions contained in the report, be endorsed. OFFICIALLY READ AND NOT DEALT WITH

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

a) Moved by: Councillor S. Myers

Seconded by: Councillor T. Sheehan
Whereas Zaafina Naqvi at the young age of 12 years has earned an exceptional level of achievement in the sport of golf; and
Whereas she is Number One in Canada in her age group of 12-year-olds and did place 32nd in the world out of 85 girls at the U.S. Kids Junior Golf World Championship held in August this year; and
Whereas during this past year Zaafina entered several tournaments in Ontario and Michigan and has placed in the top three; and
Whereas her extraordinary accomplishment in the sport of golf has brought great honour to Sault Ste. Marie
Therefore be it resolved that members of City Council on behalf of the entire community express to Zaafina Naqvi our heartiest congratulations and best wishes for continued success in the future. CARRIED

- b) Moved by: Councillor T. Sheehan
Seconded by: Councillor S. Myers
Whereas Bruce Street (Salisbury to Pim) has been recently reconstructed; and
Whereas a number of cars are driving too fast and erratically on this roadway;
Now therefore be it resolved that City Council request that Public Works and Transportation Department report back to City Council on:
- 1) Reinstalling the traffic lights at Gladstone Avenue and Bruce Street
 - 2) Installing guard rails at appropriate points in front of homes and buildings
 - 3) Any other ideas which will improve the traffic and safety in that area
- And further be it resolved that the Police Service be asked to re-double their traffic enforcement efforts in the area. CARRIED

- c) Moved by: Councillor F. Manzo
Seconded by: Councillor D. Celetti
WHEREAS Mr. Tom Fraser of 659 Fourth Line West has submitted a letter regarding the increased heavy traffic at the intersection of Goulais Avenue and Fourth Line West between Wards 5 and 6; and
Whereas some motorists and truckers think that this intersection is a four way stop, but apparently it is not; and
Whereas vehicles are pulling out in front of the vehicles which have the right-of-way causing near misses as indicated in Mr. Fraser's letter;
Therefore be it resolved that City Council accept Mr. Fraser's letter and forward it to the Commissioner of Public Works and Transportation and the Commissioner of Engineering and Planning to study the feasibility of installing a flashing light to alert motorists as indicated in Mr. Fraser's letter; further that Mr. Fraser be contacted at 575-1650, 659 Fourth Line West as to the Commissioners' findings. CARRIED

- d) Moved by: Councillor S. Butland
Seconded by: Councillor J. Caicco
Be it resolved that appropriate staff receive the presentation from Craig Martin of River Road as well as the recent documentation on requests for a sidewalk on Queen Street East and prepare a report for the consideration of Council to address the following:
- 1) A recent survey of pedestrian and vehicle traffic
 - 2) Recent developments that may have impacted the survey numbers
 - 3) Optimum end points of any proposed sidewalk
 - 4) How local improvements would be applied
 - 5) Total cost of the project
 - 6) The feasibility of providing a less expensive walkway
 - 7) A recommendation as to the warrants of the project. CARRIED
- e) Moved by: Councillor P. Mick
Seconded by: Councillor L. Turco
Be it resolved that appropriate staff review current parking regulations with respect to the Wilcox Avenue area in response to concerns raised by area residents and report back to Council. CARRIED
- (f) Moved by: Councillor L. Turco
Seconded by: Councillor P. Mick
Whereas the City's 2007 Medal of Merit recipients, the Northern Football Champions, the Sault Steelers won the right to travel to Red Deer, Alberta to defend their Canadian Major League Football championship on September 25; and
Whereas the Sault Steelers soundly defeated the Lloydminster Vandals of the Alberta Football League by a score of 32-0 thus giving them a back to back national championship; and
Whereas these national champions were very appreciative of the efforts of the residents of Sault Ste. Marie to raise funds for the trip west; and
Whereas the Sault Steelers continue to be positive role models and ambassadors for our city;
Therefore, sincere congratulations are sent to the Sault Steelers, the players, coaching staff and all of their support team on bringing national recognition and Sid Foster Cup home to the City of Sault Ste. Marie once again. CARRIED

- g) Moved by: Councillor S. Myers
 Seconded by: Councillor P. Mick
 Whereas there are many intersections on major arteries in Ward Two and elsewhere in the community where drivers repeatedly ignore red light signals; and
 Whereas this blatant disregard for the law places pedestrians young and old at risk who are trying to cross in the intersection; and
 Whereas other aspects of traffic patrol such as the RIDE and seat belt blitz programs seem to be effective in raising awareness and deferring unlawful choices;
 Therefore be it resolved that Police Services report back to City Council in two months with a plan to address this serious issue. CARRIED
- h) Moved by: Councillor S. Myers
 Seconded by: Councillor P. Mick
 Whereas in 1985 the U.N. General Assembly declared the first Monday in October to World Habitat Day; and
 Whereas the City of Sault Ste. Marie has been pleased to partner with and support Habitat for Humanity Sault Ste. Marie in their mission to eliminate poverty housing one home at a time,
 Therefore be it resolved that City Council take this opportunity to recognize and honor every volunteer, supporter and donor on World Habitat Day October 4th, 2010. CARRIED
8. **COMMITTEE OF THE WHOLE FOR THE PURPOSE OF SUCH MATTERS AS ARE REFERRED TO IT BY THE COUNCIL BY RESOLUTION**
9. **ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE**
10. **CONSIDERATION AND PASSING OF BY-LAWS**
- Moved by: Councillor P. Mick
 Seconded by: Councillor L. Turco
 Resolved that all the by-laws listed under Item 10 of the Agenda under date 2009 09 27 save and except 2010-156 be approved. CARRIED.
- Agreements**
- a) Moved by: Councillor P. Mick
 Seconded by: Councillor L. Turco
 Resolved that By-law 2010-141, being a by-law to authorize the execution of an agreement between the City and AECOM to complete a feasibility study on possible Alternative Energy projects be passed in open Council this 27th day of September 2010. CARRIED.

Appointments

- b) Moved by: Councillor P. Mick
Seconded by: Councillor L. Turco
Resolved that By-law 2010-158, being a by-law to appoint inspectors under the Building Code Act, 1992 and municipal law enforcement officers under the Police Services Act be passed in open Council this 27th day of September 2010. CARRIED.

Elections

- c) Moved by: Councillor P. Mick
Seconded by: Councillor L. Turco
Resolved that By-law 2010-159, being a by-law to provide for reduced hours of voting in institutions and retirement homes with regards to the 2010 municipal election be passed in open Council this 27th day of September 2010. CARRIED.

Property Acquisition

- d) Moved by: Councillor P. Mick
Seconded by: Councillor L. Turco
Resolved that By-law 2010-156, being a by-law to authorize the acquisition of the property required from the Algoma District School Board for the Pine Street extension be passed in open Council this 27th day of September 2010. CARRIED.

Councillor Hayes declared a pecuniary interest – resides in the area of the subject property.

Regulations

- e) Moved by: Councillor P. Mick
Seconded by: Councillor B. Hayes
Resolved that By-law 2010-157, being a by-law to amend By-law 2002-165 (adult entertainment by-law) be passed in open Council this 27th day of September 2010. CARRIED.

Temporary Street Closing

- f) Moved by: Councillor P. Mick
Seconded by: Councillor L. Turco
Resolved that By-law 2010-142, being a by-law to authorize the temporary street closing of Allen Side Road between September 28, 2010 to October 15, 2010 to extend the City sanitary sewer and watermain be passed in open Council this 27th day of September 2010. CARRIED.

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 B. Hayes

Seconder Councillor F. Fata

Resolved that this Council shall now adjourn. CARRIED

"OZZIE GRANDINETTI

ACTING MAYOR

"MALCOLM WHITE"

CLERK