

AGENDA

REGULAR MEETING OF CITY COUNCIL

2007 03 12

4:30 P.M.

COUNCIL CHAMBERS

1. **ADOPTION OF MINUTES**

Mover - Councillor B. Hayes

Second - Councillor L. Tridico

Resolved that the Minutes of the Regular Council Meeting of 2007 02 26 be approved.

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

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Phillip Garforth will be in attendance with an update on the progress/timelines of the Borealis/Gateway Project.

PART ONE – CONSENT AGENDA

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

Mover - Councillor B. Hayes

Second - Councillor L. Turco

Resolved that all the items listed under date 2007 03 12 - Part One - Consent Agenda be approved as recommended.

- (a) Correspondence from AMO is attached for the information of Council.
- (b) A letter from Councillors Steve Butland and James Caicco to the Project Manager North America Construction concerning operations at the East End Water Pollution Control Plant is attached for the information of Council.
- (c) A letter from the Ministry of Transportation concerning designation/revocation of connecting link Highway 17 and 550 is attached for the information of Council.

5. (d) Correspondence from the Municipality of Killarney (concerning controlling the spread of the VHS fish virus) is attached for the information of Council.

(e) **Staff Travel Requests**

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

Mover - Councillor P. Mick

Seconded - Councillor L. Tridico

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2007 03 12 be approved as requested.

(f) **Proposal for the Supply and Installation of Computer Hardware/Software for Network Server**

A report of the Manager of Purchasing is attached for the consideration of Council.

Mover - Councillor P. Mick

Seconded - Councillor L. Turco

Resolved that the report of the Manager of Purchasing dated 2007 03 12 be endorsed and that the proposal for the supply and installation of Computer Hardware/Software for the Civic Centre Network Server, required by the Information Technology Division be accepted as recommended.

(g) **Tender for Supply and Delivery of Sixty (60) Desktop Personal Computers**

A report of the Manager of Purchasing is attached for the consideration of Council.

Mover - Councillor B. Hayes

Seconded - Councillor L. Tridico

Resolved that the report of the Manager of Purchasing dated 2007 03 12 be endorsed and that the tender for the Supply and Delivery of Sixty (60) Desktop Personal Computers, required by the Information Technology Division be awarded as recommended.

(h) **Interest Payment Reduction From PUC - Request for a Shareholder Meeting**

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

Mover - Councillor B. Hayes

Seconded - Councillor L. Turco

Resolved that the report of the Commissioner of Finance and Treasurer dated 2007 03 12 concerning Interest Payment Reduction From PUC be accepted as information.

5. (i) **Corporate Strategic Plan Refresh/Update**

A report of the Deputy City Clerk and Manager of Quality Improvement is attached for the consideration of Council.

Mover - Councillor P. Mick

Seconder - Councillor L. Tridico

Resolved that the report of the Deputy City Clerk and Manager of Quality Improvement dated 2007 03 12 concerning Corporate Strategic Plan Refresh/Update be accepted and the recommendation to approve the proposed process to refresh/update the Corporate Strategic Plan with a target date for the approval of the new plan of June 11, 2007 be endorsed.

(j) **Proposal and Application to the Ministry of Citizenship and Immigration for Funding for the Development of "mysaultstemarie.ca" a New Web Portal Principally Developed for the Benefit of Potential and Recent Immigrants to our Community and For Other Development Purposes**

The reports of the Manager of Information Technology, the Commissioner of Social Services, Employment Resources of City of Sault Ste. Marie and the C.E.O., Economic Development Corporation are attached for the consideration of Council.

Mover - Councillor P. Mick

Seconder - Councillor L. Turco

Resolved that the reports of the Manager of Information Technology, the Commissioner of Social Services, Employment Resources of City of Sault Ste. Marie and the C.E.O., Economic Development Corporation dated March 2007 concerning Application to the Ministry of Citizenship and Immigration for the Development and Operation of an Immigration Web Portal for the City of Sault Ste. Marie be accepted and the recommendation that Council authorize financial and in-kind support to the development and implementation of the 'mysaultstemarie.ca' project as follows:

- 1) Council supports the application to the Ministry of Citizenship and Culture for the Immigration Web Portal; and
- 2) Council authorizes \$20,000.00 from the 2006 Economic Diversification Fund to support the sustainability of the Web Portal in the third and fourth year of operation be approved.

(k) **Community Heritage Ontario Conference**

A report of the Commissioner of Community Services is attached for the consideration of Council.

5. (k) Mover - Councillor B. Hayes
Second - Councillor L. Tridico

Resolved that the report of the Commissioner of Community Services dated 2007 03 12 concerning Community Heritage Ontario Conference be accepted and the recommendation that Municipal Heritage Committee member Roger Kinghorn be authorized to attend the Annual CHO/ACO/CAPHC Conference being held in Guelph Ontario in May 2007 at an estimated cost of \$700.00 be approved.

(l) **Steelback Centre - Request From the Sault Area Hospital Foundation**

A report of the Commissioner of Community Services is attached for the consideration of Council.

- Mover - Councillor B. Hayes
Second - Councillor L. Turco

Resolved that the report of the Commissioner of Community Services dated 2007 03 12 concerning Steelback Centre Request From the Sault Area Hospital Foundation be accepted and the recommendation that the request from SAH Foundation to have the rental fee for the Steelback Centre waived for their May 2007 Appreciation Function be approved.

(m) **N.O.H.F.C. Application for Youth Internship at the Ermatinger-Clergue National Historic Site**

A report of the Curator, Ermatinger-Clergue National Historic Site is attached for the consideration of Council.

- Mover - Councillor P. Mick
Second - Councillor L. Tridico

Resolved that the report of the Curator, Ermatinger-Clergue National Historic Site dated 2007 03 12 concerning N.O.H.F.C. Application for Youth Internship at the Ermatinger-Clergue National Historic Site be accepted as information.

(n) **Small Vehicle Purchase - Fire Services**

A report of the Fire Chief is attached for the consideration of Council.

- Mover - Councillor P. Mick
Second - Councillor L. Turco

Resolved that the report of the Fire Chief dated 2007 03 12 concerning Small Vehicle Purchase - Fire Services be accepted and the recommendation that the City purchase the 2003 Ford Windstar from Maitland Lewis Motors for \$10,900.00 plus applicable taxes and that the funds to cover the purchase come from the Fire Capital Equipment Reserve Account be approved.

5. (o) **Amendments to the Procedure By-law Flowing From the Special Council Meeting on January 22, 2007**
A report of the City Solicitor is attached for the consideration of Council. The relevant By-law 2007-31 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.
- (p) **Council Resolution Passed January 15th Regarding Airport Emergency Response Measures**
A report of the City Solicitor is attached for the consideration of Council.
- Mover - Councillor B. Hayes
Seconder - Councillor L. Tridico
Resolved that the report of the City Solicitor dated 2007 03 12 concerning Council Resolution Passed January 15th Regarding Airport Emergency Response Measures be accepted as information.
- (q) **Transfer of Property and Chattels From the Federal Government to the City - Bellevue Marina**
A report of the City Solicitor is attached for the consideration of Council. The relevant By-laws 2007-42 and 2007-43 are listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.
- (r) **Proposed City Sale of 605 Third Line East to 1187839 Ontario Limited**
A report of the City Solicitor is attached for the consideration of Council.
- Mover - Councillor B. Hayes
Seconder - Councillor L. Turco
Resolved that the report of the City Solicitor dated 2007 03 12 concerning Proposed Sale of 605 Third Line East to 1187839 Ontario Limited be accepted and the recommendation that Council agree to allow 1187839 Ontario Inc. (or any other purchaser as directed by that numbered company) to have two years to build a building instead of one year and that if the purchaser does not build a building within two years, then the property is conveyed back to the City at the original purchase price be approved.
- (s) **Revised By-law Regarding the Duties of the Chief Administrative Officer**
A report of the City Solicitor is attached for the consideration of Council. The relevant By-law 2007-48 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.
- (t) **Proposed City Sale of Property Located at Rear 71 Old Garden River Road**
A report of the City Solicitor is attached for the consideration of Council. The relevant By-law 2007-49 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

5. (u) **Application No. A-27-06-Z - City of Sault Ste. Marie - Public Notice of Minor Amendments to Zoning By-law 2005-150 and Special Exceptions By-law 2005-151**

A report of the Planning Division is attached for the consideration of Council.

Mover - Councillor P. Mick

Seconder - Councillor L. Tridico

Resolved that the report of the Planning Division dated 2007 03 12 concerning Application No. A-27-06-Z - City of Sault Ste. Marie be accepted and the Planning Director's recommendation that City Council accept the proposed amendments as information and authorize staff to give Public Notice of Council's intent to consider these matters at their April 16, 2007 meeting be endorsed.

(v) **Free Parking for Veterans**

A report of the Assistant Manager, Transit/Parking Division is attached for the consideration of Council.

Mover - Councillor P. Mick

Seconder - Councillor L. Turco

Resolved that the report of the Assistant Manager, Transit/Parking dated 2007 03 12 concerning Free Parking for Veterans be accepted and the recommendation that two hours of free parking at meters be extended to veterans for a period of five years be approved.

(w) **Lions Club - Pointe des Chenes Campground**

A report of the Commissioner of Public Works and Transportation is attached for the consideration of Council.

Mover - Councillor B. Hayes

Seconder - Councillor L. Tridico

Resolved that the report of the Commissioner of Public Works and Transportation dated 2007 03 12 concerning Lions Club - Pointe des Chenes Campground be accepted as information.

PART TWO – REGULAR AGENDA

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

6. (1) **ADMINISTRATIVE**

(a) **2007 Preliminary Budget Presentation**

The Manager of Budgets and Revenue will be in attendance with a presentation to Council concerning the 2007 Budget for the information of Council.

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

- (a) Mover - Councillor P. Mick
Second - Councillor L. Turco
Whereas seniors comprise a larger percentage of the population of Sault Ste. Marie than the provincial average; and
Whereas many of these seniors want to remain in their own homes; and
Whereas there is a very low vacancy rate for appropriate seniors housing; and
Whereas it is both desirable and more economically feasible for seniors to remain in their homes; and
Whereas one of the biggest deterrents to senior's self-sufficiency is heavy yard work; and
Whereas many seniors in Northwestern Ontario are receiving assistance in their municipalities (e.g., Schreiber) from the "Home Program" subsidized by the Ministry of Long-Term Care;
Therefore be it resolved that the Commissioner of Social Services contacts the Ministry of Long-Term Care to access the "Home Program" on behalf of our seniors in Sault Ste. Marie and report back to Council.

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.

AGREEMENT

- (a) 2007-43 A by-law to authorize a Bill of Sale agreement between Her Majesty the Queen in Right of Canada as represented by the Minister of Fisheries and Oceans and the City concerning the proposed transfer to the City of the Bellevue Marina.

A report from the City Solicitor is on the agenda.

CHIEF ADMINISTRATIVE OFFICER

- (b) 2007-48 A by-law regarding the responsibilities of the Chief Administrative Officer and to repeal By-laws 80-380 and 84-56.

A report from the City Solicitor is on the agenda.

10. **COUNCIL PROCEDURE**

- (c) 2007-31 A by-law to amend by-law 99-100 being a by-law to regulate the proceedings of the Council of the Corporation of the City of Sault Ste. Marie.

A report from the City Solicitor is on the agenda.

OFFICIAL PLAN AMENDMENT

- (d) 2007-47 A by-law to adopt Amendment No. 120 to the Official Plan.

PARKING DIVISION

- (e) 2007-45 A by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various properties and to amend Schedule "A" to By-law 90-305.
- (f) 2007-46 A by-law to appoint By-law Enforcement Officers to enforce the by-laws of The Corporation of the City of Sault Ste. Marie.

PROPERTY ACQUISITION

- (g) 2006-42 A by-law to authorize the City's proposed acquisition of Bellevue Marina from Her Majesty the Queen in Right of Canada as represented by the Minister of Fisheries and Oceans.

A report from the City Solicitor is on the agenda.

PROPERTY SALE

- (h) 2007-49 A by-law to authorize the sale of property located at the rear of 71 Old Garden River Road.

A report from the City Solicitor is on the agenda.

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 P. Mick

Seconder - Councillor L. Tridico

Resolved that this Council shall now adjourn.

MAYOR

CLERK

MINUTES

REGULAR MEETING OF CITY COUNCIL

2007 02 26

4:30 P.M.

COUNCIL CHAMBERS

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

ABSENT: Councillors F. Manzo (illness)

OFFICIALS: J. Fratesi, M. White, R. Tyczinski, F. Coccimiglio, J. Elliott, J. Dolcetti, N. Apostle, L. Bottos, D. McConnell, B. Freiburger, D. Elliott

1. **ADOPTION OF MINUTES**

Moved by Councillor S. Myers

Seconded by Councillor F. Fata

Resolved that the Minutes of the Regular Council Meeting of 2007 02 12 and the Special Meeting of 2007 02 19 be approved. CARRIED.

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

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Ian Shaule, Youth Volunteer, Canadian Red Cross was in attendance concerning Proclamation - Red Cross Month.
- (b) Richard Ciotti and Mike Delfre, Co-Chairs of Easter Seals Telethon and two ambassadors were in attendance concerning Proclamation - Easter Seals Month.
- (c) Dave Pitcher, Shawn Dagenais and Dustin Pauze, Digital WebWorks were in attendance concerning agenda item 5.(k).
- (d) Brian Curran, President and C.E.O. PUC Inc. was in attendance with an update to Council concerning the operation of the City Water System.

4. (e) Kelly Marshall, Chairperson Historic Sites Board and Kathy Fisher, Curator Ermatinger Clergue National Historic Site were in attendance concerning agenda item 5.(j) and 6.(8)(a).
- (f) Don Bruni and Dennis Lethbridge were in attendance concerning agenda item 6.(6)(a).

PART ONE – CONSENT AGENDA

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

Moved by Councillor S. Myers

Seconded by Councillor F. Fata

Resolved that all the items listed under date 2007 02 26 - Part One - Consent Agenda [save and except 5.(f) - OFFICIALLY READ NOT DEALT WITH - Withdrawn by Mover and Seconder] be approved as recommended. CARRIED.

- (a) Correspondence from AMO was received by Council.
- (b) The letter from Science Enterprise Algoma thanking City Council for its financial support of seA projects was received by Council.
- (c) Correspondence from the City of Stratford (concerning support for the recommendations of the Perth County Coalition Against Poverty); and the Saving the Region of Ontario North Group STRONG (concerning strategies to ensure communities in Northern Ontario remain sustainable) was received by Council.
- (d) The copy of the Outstanding Council Resolutions List dated 2007 02 12 was received by Council.

(e) **Staff Travel Requests**

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

Moved by Councillor T. Sheehan

Seconded by Councillor F. Fata

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2007 02 26 be approved as requested. CARRIED.

(f) **2007 Council Meeting Schedule - Proposed Amendment**

Mayor Rowswell requested that the 2007 Council Meeting Schedule be amended.

5. (f) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that the 2007 Council Meeting Schedule BE AMENDED as follows:
1) Cancel the regular meeting of March 26th; and
2) Schedule a regular meeting for April 2nd be approved. OFFICIALLY READ
NOT DEALT WITH. (WITHDRAWN BY MOVER AND SECONDER)
- (g) **Tender for Four (4) Freestanding Columbariums (2007CI01)**
The report of the Manager of Purchasing was accepted by Council.

Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that the report of the Manager of Purchasing dated 2007 02 26 be endorsed and that the tender for the supply and delivery of Four (4) Freestanding Columbariums, required by the Cemeteries Division of the Public Works and Transportation Department be awarded as recommended. CARRIED.
- (h) **Property Tax Appeals**
The report of the City Tax Collector was accepted by Council.

Moved by Councillor S. Myers
Seconded by Councillor D. Celetti
Resolved that pursuant to Section 357 of the Municipal Act, 2001, the adjustments for tax accounts outlined on the City Tax Collector's report of 2007 02 26 be approved and the tax records be amended accordingly. CARRIED.
- (i) **Vacant Unit Tax Rebate Program - Commercial and Industrial Properties**
The report of the City Tax Collector was accepted by Council.

Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that pursuant to Section 364 of the Municipal Act, 2001, the adjustments under the vacant unit tax rebate program for tax accounts outlined on the City Tax Collector's report of 2007 02 26 be approved and the tax records be amended accordingly. CARRIED.
- (j) **User Fees By-law 2007-11 - Historic Sites Board Proposed User Fee Increases for 2007**
The report of the Manager of Budgets and Revenue and the Commissioner of Community Services were accepted by Council. The relevant By-law 2007-41 is listed under Item 10 of the Minutes.
- (k) **Launch of Redesigned City Website**
The report of the Corporate Affairs Officer was accepted by Council.

5. (k) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that the report of the Corporate Affairs Officer dated 2007 02 26 concerning Launch of Redesigned City Website be accepted as information. CARRIED.
- (l) **Municipal Election Signs**
The report of the Deputy City Clerk was accepted by Council.
- Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that the report of the Deputy City Clerk dated 2007 02 26 concerning Municipal Election Signs be accepted as information. CARRIED.
- (m) **2007 Federal Homelessness Initiative**
The report of the Community Coordinator, Social Services Department was accepted by Council.
- Moved by Councillor S. Myers
Seconded by Councillor D. Celetti
Resolved that the report of the Community Coordinator, Social Services Department dated 2007 02 26 concerning 2007 Federal Homelessness Initiative be accepted and the recommendation that the City of Sault Ste. Marie through the Social Services Department continue in their role as Community Entity to access Homelessness Partnering Strategy funds to complete the Community Plan Assessment and apply for bridge funding to continue with present homelessness programs and activities be approved. CARRIED.
- (n) **Soo Greyhound Games - Noise From Blowing of Horns**
The report of the Commissioner of Community Services was accepted by Council.
- Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that the report of the Commissioner of Community Services dated 2007 02 26 concerning Soo Greyhound Games - Noise From Blowing of Horns be accepted as information. CARRIED.
- (o) **Firearms By-law Exemption - Ermatinger Clergue National Historic Sites - Special Events**
The report of the Curator, Ermatinger Clergue National Historic Site was accepted by Council. The relevant By-law 2007-36 is listed under Item 10 of the Minutes.

5. (p) **Engineering Services Agreement - Wellington Street East From Trunk Road to East Street**

The report of the Director of Engineering Services was accepted by Council. The relevant By-law 2007-40 is listed under Item 10 of the Minutes.

(q) **Trunk Road Resurfacing - Black Road to Wellington Street East Environmental Assessment**

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

Moved by Councillor T. Sheehan

Seconded by Councillor D. Celetti

Resolved that the report of the Director of Engineering Services dated 2007 02 26 concerning Trunk Road Resurfacing - Black Road to Wellington Street East - Environmental Assessment be accepted as information. CARRIED.

(r) **Roberta Bondar Marine Dock - Dredging**

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

Moved by Councillor S. Myers

Seconded by Councillor F. Fata

Resolved that the report of the Commissioner of Engineering and Planning dated 2007 02 26 concerning Roberta Bondar Marine Dock Dredging be accepted and the recommendation that the report of Stem Engineering be accepted as information and that no further work be carried out at this time to increase the available depth through excavation to bedrock be approved. CARRIED.

(s) **Reconstruction of Sewage Dumping Station - West End Wastewater Treatment Plant**

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

Moved by Councillor S. Myers

Seconded by Councillor D. Celetti

Resolved that the report of the Director of Engineering Services dated 2007 02 26 concerning Reconstruction of Sewage Dumping Station - West End Wastewater Treatment Plant be accepted and the recommendation that PUC Services be authorized to issue security cards to licensed septage haulers to permit dumping of septage at the West End Plant Dump Station and further that consideration be given in the updated sewer use by-law to charge a fee for dumping at this facility with the intent to reconstruct the facility when revenue is sufficient be approved. CARRIED.

(t) **Petition for Cul-de-sac at North End of Queensgate Boulevard**

The report of the Deputy Commissioner of Public Works and Transportation was accepted by Council.

5. (t) Moved by Councillor T. Sheehan
Seconded by Councillor F. Fata
Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2007 02 26 concerning Petition for Cul-de-sac at North End of Queensgate Boulevard be accepted and the recommendation that a cul-de-sac not be installed and that the developer continue the development as approved under the Draft Plan Approval be approved. CARRIED.
- (u) **Timekeeping and Security System**
The report of the Commissioner of Public Works and Transportation was accepted by Council.

Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that the report of the Commissioner of Public Works and Transportation dated 2007 02 26 concerning Timekeeping and Security System be accepted and the recommendation that staff be authorized to issue an RFP for an appropriate time clock/security system for Public Works and Transportation be approved. CARRIED.
- (v) **Municipal Gifts to Dignitaries Program**
The report of the Chairperson, Cultural Advisory Board was accepted by Council.

Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that the report of the Chairperson, Cultural Advisory Board dated 2007 02 26 concerning Municipal Gifts to Dignitaries Program be accepted and the recommendation that Council support the request of the Cultural Advisory Board and authorize that the top seven artists who participated in the Competition Outline for Commissioned Works for Municipal Gifts to Dignitaries be chosen as the artists to provide municipal gifts to dignitaries for the current term of Council be approved. CARRIED.
- (w) **Provincial Approval of Water and Erosion Control Infrastructure Funding Aqueduct Repair Beneath Farwell Terrace**
The report of the General Manager, Sault Ste. Marie Region Conservation Authority was accepted by Council.

5. (w) Moved by Councillor S. Myers
Seconded by Councillor D. Celetti
Resolved that the report of the General Manager, Sault Ste. Marie Region Conservation Authority dated 2007 02 26 concerning Provincial Approval of Water and Erosion Control Infrastructure Funding Aqueduct Repair Beneath Farwell Terrace be accepted as information and further that Council expresses its gratitude to the Conservation Authority and engineering staff for pursuing this funding on behalf of the City. CARRIED.

PART TWO – REGULAR AGENDA

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

6. (5) **LEGAL**

(a) **Council Resolution of October 30, 2006 Regarding Chronic Eyesores**

The report of the City Solicitor was accepted by Council.

Moved by Councillor T. Sheehan

Seconded by Councillor F. Fata

Resolved that the report of the City Solicitor dated 2007 02 26 concerning Council Resolution of October 30, 2006 Regarding Chronic Eyesores be accepted and the recommendations that:

1) With respect to Property Standards matters, that Option 2 be adopted in the case of chronic offenders (being an offender that has been subject to a previous Property Standards order for the same property); and

2) For less serious properties where the Dirty Yard by-law is employed that in the case of property that has been subject to the Dirty Yard by-law process previously (for more minor offences such as tall grass or small amounts of debris) that the warning letter normally sent out by the Legal Department be eliminated be approved. CARRIED.

6. (6) **PLANNING**

(a) **Application No. A-4-07-OP - Don Bruni - 1415 Third Line West - Request to Create 6 New Rural Area Lots for Residential Purposes**

The report of the Planning Division was accepted by Council.

6. (6)
(a) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that the report of the Planning Division dated 2007 02 26 concerning Application No. A-4-07-OP - Don Bruni be accepted and the Planning Director's recommendation that City Council approve Official Plan Amendment No. 120 be endorsed. CARRIED.
- (b) **Downtown Development Initiative Update**
The report of the Planning Division was accepted by Council.
- Moved by Councillor S. Myers
Seconded by Councillor F. Fata
Resolved that the report of the Planning Division dated 2007 02 26 concerning Downtown Development Initiative Update be accepted as information and further that Council authorize applications to the Ontario Ministry of Agriculture, Food and Rural Affairs for Rural Economic Development (RED) Program funding and further that a public hearing on the proposed Downtown Community Improvement Plan be scheduled for the April 16th City Council Meeting be endorsed. CARRIED.
6. (8) **BOARDS AND COMMITTEES**
- (a) **Ermatinger Clergue National Historic Site - Visitor Centre, Summer Kitchen Redesign and Site Accessibility Project**
The report of the Chairperson, Historic Sites Board was accepted by Council.
- Moved by Councillor S. Myers
Seconded by Councillor D. Celetti
Resolved that the report of the Chairperson, Historic Sites Board dated 2007 02 26 concerning Ermatinger Clergue National Historic Site - Visitor Centre, Summer Kitchen Redesign and Site Accessibility Project be accepted and that Council supports in principle the proposed developments for the Site and members of the Board proceeding with meeting with various funding agencies to identify potential grant dollars for the capital development be approved. CARRIED.

7.

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

- (a) Moved by Councillor J. Caicco
Seconded by Councillor S. Butland
Whereas many children attending our schools in Sault Ste. Marie are bussed daily; and
Whereas in addition to busses, many students are dropped off and picked up by their parents, thereby regularly creating traffic congestion and confusion around school entrances; and
Whereas there does not appear to be a standard, both set and observed for the safe loading and unloading of children at these schools; and
Whereas concern for the safety of such students becomes significantly greater during the winter time with the existence of high snowbanks, reduced street widths and diminished visibility, both for students and drivers; and
Whereas in recent years off-road loading areas have been created at some schools (the most recent being Sister Mary Clare School) to effectively deal with the safety concerns which exist with the loading and unloading of children from vehicles;
Now therefore be it resolved that the Commissioner of Public Works and Transportation be requested to convene a meeting with the appropriate officials of all local school boards. The purpose of such a meeting would be to determine how the Boards, the Bus Companies, Parent Councils and the City might work co-operatively to improve the safety of our children being dropped off and picked up at their respective schools and further that the Commissioner report back to Council with the results of such meeting, including any recommendations which City Council might consider. CARRIED.

Councillor L. Turco declared a pecuniary interest - spouse is a trustee with the Huron-Superior Catholic District School Board.

- (b) Moved by Councillor L. Turco
Seconded by Councillor S. Myers
Whereas there is an opportunity for Sault Ste. Marie to submit a bid to host the 2008 FONOM Conference; and
Whereas it is recognized that hosting such a conference in Sault Ste. Marie has an economic impact of over \$100,000.00 and brings prestige and a high profile exposure to our community; and
Whereas 1992 was the last time Sault Ste. Marie did host this event; and
Whereas it is further recognized that there is no cost at this time to submit a bid due to the assistance provided by Tourism Sault Ste. Marie;

7. (b) Now therefore be it resolved that we ask for Council's support to proceed with a bid submission and further if Sault Ste. Marie is selected to host the 2008 FONOM Conference, City Council approves \$8,000.00 from the 2006 EDF Fund; \$2,000.00 dedicated to host a reception in Kirkland Lake at the 2007 FONOM Conference as stipulated in the conference bid package and \$6,000.00 to be provided to contract a conference coordinator for one year to report through the Clerk's office and work as the City's staff representative on the conference committee as also required in the bid package from FONOM be approved. CARRIED.

The report of Councillor S. Myers was accepted by Council.

- (c) Moved by - Councillor S. Butland
Seconded by - Councillor J. Caicco
Resolved that Council acknowledge returning Canadian Forces Reservists from Sault Ste. Marie in the manner as outlined in Councillor S. Butland's letter of February 26th, 2007 be approved. CARRIED.

The letter from Councillor S. Butland was accepted by Council.

- (d) Moved by Councillor S. Butland
Seconded by Councillor J. Caicco
Whereas City Council for the Corporation of the City of Sault Ste. Marie on June 12, 2006 passed a resolution requesting the Federal Government to consider establishing a full passport office here in Sault Ste. Marie to adequately serve the residents of Northern Ontario; and
Whereas the requirement for passports to enter the United States when travelling by air became effective in January 2007; and
Whereas the requirement for passports to enter the United States by land will become effective in January 2008, unless current discussions with American officials result in some other form of acceptable documentation for entry; and
Whereas there is currently a significant backlog of passport applications being processed, notwithstanding the fact the Federal Government has hired about 500 temporary staff to deal with such backlog; and
Whereas the problem will only become much greater unless permanent offices are established in strategic locations throughout Ontario, such as in Sault Ste. Marie for all of Northeastern Ontario;
Now therefore be it resolved that the Prime Minister of Canada and the Federal Minister of Immigration be requested to favourably respond to the June 12, 2006 resolution of City Council so that the required effective service, including same day service, which is made available to other residents who live near existing passport offices is also made available to all residents of Northeastern Ontario. CARRIED.

7. (e) Moved by Councillor T. Sheehan
Seconded by Councillor L. Turco
Whereas the City of Sault Ste. Marie has recently opened Carmen's Way; and
Whereas this multi-vehicle transportation corridor is an efficient state of the art piece of infrastructure;
Now therefore be it resolved that City staff redouble its efforts to get the trucks off the "old truck route" and onto the better route Carmen's Way; and further that they report back to Council in the near future with their action plan.
CARRIED.

(f) **Notice of Motion**

Mover Councillor T. Sheehan
Seconder Councillor
Whereas the City of Sault Ste. Marie contributes millions of dollars in funding to "outside agencies" each year; and
Whereas many governments have agreements in place with "outside agencies" to assure that taxpayers are receiving value for the dollars that are being spent;
Now therefore be it resolved that City Council request that the Finance Committee report back to Council on how the City may incorporate iron clad Accountability Agreements as one of the requirements for providing taxpayer funds to "outside agencies".

- (g) Moved by Councillor D. Celetti
Seconded by Councillor O. Grandinetti
Whereas the City is using graders on city streets to cut snow buildup from city streets, resulting in undue hardship for our citizens especially our seniors and handicapped who are physically unable to clear this manufactured snow from their windrows;
Be it resolved that Council instruct the appropriate staff to report back to Council with a detailed report on using payloaders behind these graders to help our citizens out clearing this manufactured snow from their windrows. This is an aging community, our seniors who are taxpayers already pay for this service through their taxes. CARRIED.

- (h) Moved by Councillor S. Butland
Seconded by Councillor J. Caicco
Whereas the Steelback Centre has been in operation for six months and it appears to be functioning at levels beyond expectations as evidenced by the number and quality of concerts, pending national events, unprecedented Sault Greyhound attendance figures along with record concession sales;
Be it resolved that appropriate staff prepare a report based on the above and hopefully incorporating the following:
1. Greyhound – City financial revenue sharing to this point in time with consideration also to the \$1,000,000 ticket plateau
 2. Concession revenue on a one game, one concert basis
 3. Policy as applied to Promoter-City agreements as to Steelback Centre Concerts
 4. Increase in costs as necessitated by increase in staff levels and other unforeseen circumstances
 5. Potential lineup of coming attractions
 6. Subsidy of present operation as compared to the Memorial Garden venue
 7. Status of permanent Steelback sign, sound system
 8. Reviews from outside attendees/performers e.g. Barenaked Ladies
 9. Present marketing strategies
 10. Outline any noted deficiencies and potential remedies
 11. General comments: media, Tourism Sault Ste. Marie, suite holders, visiting teams, Greyhounds, Frank D'Angelo, casino, Downtown merchants, general public, staff
 12. Comment on advisability of establishing a reserve fund to provide necessary improvements or unforeseen circumstances. 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 T. Sheehan
Seconded by Councillor D. Celetti
Resolved that all the by-laws listed under Item 10 of the Agenda under date 2007 02 26 be approved. CARRIED.

- (a) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that By-law 2007-35 being a by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various properties be read three times and passed in Open Council this 26th day of February, 2007. CARRIED.

10. (b) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that By-law 2007-36 being a by-law to exempt the Ermatinger-Clergue National Historic Site from By-law 70-359 being a by-law to prohibit the discharge of firearms in the municipality be read three times and passed in Open Council this 26th day of February, 2007. CARRIED.
- (c) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that By-law 2007-37 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 588 Airport Road be read three times and passed in Open Council this 26th day of February, 2007. CARRIED.
- (d) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that By-law 2007-38 being a by-law to designate the lands located at 588 Airport Road as an area of site plan control be read three times and passed in Open Council this 26th day of February, 2007. CARRIED.
- (e) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that By-law 2007-39 being a by-law to adopt Amendments No. 119 to the Official Plan be read three times and passed in Open Council this 26th day of February, 2007. CARRIED.
- (f) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that By-law 2007-40 being a by-law to authorize an agreement between the City and Totten Sims Hubicki Associates Limited for the design and reconstruction of Wellington Street from Trunk Road to East Street in the City of Sault Ste. Marie be read three times and passed in Open Council this 26th day of February, 2007. CARRIED.
- (g) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that By-law 2007-41 being a by-law to replace Schedule "B" to By-law 2007-11 be read three times and passed in Open Council this 26th day of February, 2007. CARRIED.

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

- (a) Moved by Councillor T. Sheehan
Seconded by Councillor D. Celetti
Resolved that this Council shall now go into Caucus to discuss one labour relations matter; and
Further be it resolved that should the said Caucus meeting be adjourned, Council may reconvene in Caucus prior to the next meeting of Council to discuss the same matter(s). CARRIED.

12. **ADJOURNMENT**

Moved by Councillor S. Myers
Seconded by Councillor D. Celetti
Resolved that this Council shall now adjourn. CARRIED.

MAYOR

CLERK



393 University Ave, Suite 1701
 Toronto, ON M5G 1E6
 Tel.: (416) 971-9856 | Fax: (416) 971-6191
 E-mail: amo@amo.on.ca



MEMBER COMMUNICATION

FYI N°: 07-002

To the attention of the Clerk and Council
 March 6, 2007

FOR MORE INFORMATION CONTACT:
 Petra Wolfbeiss
 AMO Senior Policy Advisor
 (416) 971-9856 ext 329

Invitation to a Provincial Forum of the Canadian Coalition of Municipalities Against Racism and Discrimination

Ontario municipalities are invited to participate in a provincial forum of the Canadian Coalition of Municipalities Against Racism and Discrimination, to be held on Thursday March 29, 2007 from 8:30 am to 4:30 pm in Windsor, Ontario.

The Canadian Commission for UNESCO (the United Nations Educational, Scientific and Cultural Organization), the Ontario Human Rights Commission and other regional and national partners are calling on municipalities in Ontario and across Canada to join the Canadian Coalition of Municipalities Against Racism and Discrimination. This UNESCO-supported initiative is part of a global movement that recognizes local communities to be an ideal place to develop strategies and take meaningful action towards eliminating racism and discrimination.

A key aspect of the Coalition framework is cooperation among municipalities, other levels of government, Aboriginal peoples, the private sector and civil society organizations, all of whom have responsibilities in the area of human rights. This informative and highly interactive forum will provide you with:

- Knowledge of the Coalition, how it is being implemented across Canada and around the world, and how your municipality may join;
- Networking opportunities to discuss common local issues and challenges; and,
- Ideas and strategies to take home for building more inclusive communities.

For more information please click [here](#).

This information is available in the Policy Issues section of the AMO website at www.amo.on.ca.





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MEMBER COMMUNICATION

ALERT N°: 07/010

To the attention of the Clerk and Council
 March 6, 2007

FOR MORE INFORMATION CONTACT:
 Laurel McCosham, Policy Advisor
 (416) 971-9856 ext 315

Use of Enhanced 911 Information for Community Notification Services

Issue: CRTC decision on extending access to ILEC 9-1-1 database information to local authorities for the purpose of providing an enhanced community notification service. (A copy of this decision is available on the AMO website in English or French.)

Background:

In June 2004, Strathcona County on behalf of itself, AMO, the City of Fort Saskatchewan, the City of Brandon, the New Brunswick Department of Safety, Emergency Management Alberta, Emergency Management Ontario, the County of Essex and the City of Niagara Falls ("the Municipalities") filed an application under Part VII of the *CRTC Telecommunications Rules of Procedure*. The application asked that government authorities responsible for providing emergency services be granted access to enhanced 9-1-1 (E9-1-1) database information with the purpose of providing telephone-based emergency alerts. Currently maintained by Incumbent Local Exchange Carriers (ILECs), this information would allow local authorities to implement Community Notification Services (CNS). CNS would allow local authorities to notify citizens of imminent threats to public safety. ILECs largely embraced the concept of CNS. However, they did note several privacy-related concerns that would need to be addressed by the CRTC.

The CRTC has received submissions and comments from the Municipalities, ILECs and other stakeholders on this issue.

The Decision

The CRTC determined that it is in the public interest to allow ILECs to provide E9-1-1 information for a telephone-based community notification service. ILECs must provide this information where available and as requested by a public authority. However, this permission is subject to several limitations, safeguards, notification requirements and other constraints outlined below. It will take one year before a full set of guidelines, security procedures and practices for enhanced CNS are in place.

The transfer of ILEC E911 information is limited to telephone numbers and associated addresses. Its use is limited to public authorities – broadly defined to account for the diverse structure of emergency service groups. The information may only be deployed when there is an emergency, defined as "an imminent or unfolding danger that threatens



Member Communication

the life, health or security of an individual", as determined by a public authority. The use of E9-1-1 information is limited to the specific emergency alert and parties must destroy E9-1-1 information once notification has been completed. If the CRTC determines that CNS information is misused, ILECs must suspend or terminate the disclosure of E9-1-1 information.

Authorized administrators for public alerts are restricted to PSAPs (Public Safety Answering Points), which also manage 911 calls.

To ensure privacy is respected, public authorities must submit annual enhanced CNS reports detailing the circumstances surrounding any public alert. Non-disclosure agreements with ILECs must be in place, signed by the public authority, authorized administrators and CNS providers. The E9-1-1 information may not be enriched with additional personal information, except supplemental geographic information to be used to improve enhanced CNS delivery.

A set of standard guidelines, security procedures and practices for enhanced CNS will be established by the CRTC Interconnection Steering Committee (CISC), to be put forth one year from the date of the decision. The Municipalities' draft guidelines will inform this process. Prior notification regarding the use of enhanced CNS must be provided by local public authorities, who must bear these associated costs. At minimum, this must be in the form of a billing insert three months before the service becomes operational.

Both ILEC and non-ILEC CNS providers may operate as the CNS provider. Neither GIS nor IVR (integrated voice response) capabilities are mandatory for ILECs to provide enhanced CNS. Centralized enhanced CNS functions across ILECs were recommended to ensure greater efficiency. Such centralization will be the responsibility of ILECs, but the associated costs will be included in the cost of the service. ILECs must file proposed tariff pages, following a request from a public authority. CISC will address all future operational issues as they arise.

CNS costs, including the implementation costs, will be recovered by the ILEC from the public authority through an explicit tariff rate. Mark-up on costs related by elements such as the E9-1-1 CNS repository are limited to a maximum of 10 per cent, in line with the constraint imposed on 911 service. ILECs must indemnify the local public authority in the event of a claim arising out of a breach of the agreement by the ILEC. ILECs are to be held to the same standard of limited liability that applies to 911 terms of service.

Action:

For information.

This information is available in the Policy Issues section of the AMO website at www.amo.on.ca.

A Postcard

from Ontario's Municipalities

*I just heard the news and had to share.
Stuart McLean, the award winning
journalist and host of CBC Radio's
Vinyl Cafe, has been booked as this
year's Banquet entertainment. Can't
wait to hear more of the misadventures of
Dave and his family.*

*See you at the Banquet -
Tuesday August 21st, 2007.*



Westin Hotel Ottawa

and

Ottawa Congress Centre,

Ottawa, Ontario

August 19 - 22, 2007

*Have you registered for the AMO Annual
Conference yet? Get your registration online at*

www.amo.on.ca

or contact Navneet Dhaliwal at

416-971-9856 ext. 330

ndhaliwal@amo.on.ca

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Communities in Bloom Ontario
 People, Plants and Pride...Growing Together
 7856 Fifth Line South, RR#4 Milton, Ontario L9T 2X8 Tel: 1-877-640-4005
 Web site: www.cibontario.ca Fax: (905) 875-4186 E-Mail: info@cibontario.ca

Let Communities in Bloom help you **SHOWCASE YOUR COMMUNITY!**

REGISTRATION DEADLINE IS FAST APPROACHING!

We are very pleased to announce that there are **TWO NEW PROGRAMS** for 2007 in addition to our very popular CiB Ontario Bloom Rating Program! Please see the attached for updated CiB Ontario information. Information on the popular CiB Ontario Bloom Rating Program can be found on our website at www.cibontario.ca. The registration form is attached.

COMMUNITIES IN BLOOM ONTARIO PROGRAM

This program promotes involvement and action by citizens of all ages, the municipal government, local organizations and businesses. Participating municipalities have witnessed tangible improvements in the visual appeal of their community and an increase in community involvement and pride.

COMMUNITY CORNER - NEW

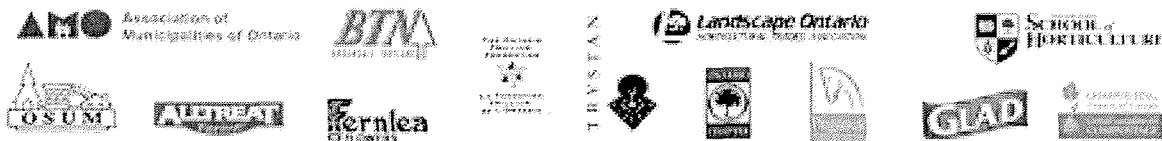
This program is specially designed for community groups, specific projects or geographical segments within a community that are interested in participating in the Communities in Bloom program, i.e. BIA's, Chambers, Organizations, Clubs, Youth Groups, etc.

COMMUNITY SHOWCASE - NEW

This brand new non-competitive category provides the opportunity for municipalities to Showcase their Community while continuing to enjoy the benefits of being a Communities in Bloom member!

Call 1-877-640-4005 for more information on how to become part of the CiB family today!

Thank you to our sponsors



Thank you to our partners:

Ontario Horticulture Society
 Economic Developers Council of Ontario
 Ontario Business Improvement Area Association
 Rural Ontario Municipal Association

Communities in Bloom Ontario

WELCOME TO THE COMMUNITIES IN BLOOM ONTARIO NEWSLETTER - KEEPING YOU POSTED ON NEWS AND TIPS TO MAKE YOUR COMMUNITIES IN BLOOM EXPERIENCE UNFORGETTABLE!

For more info on Communities in Bloom Ontario please contact: Lee Rozon, Executive Director
7856 Fifth Line S, R/FM, Milton, ON L9T 2X8
Call toll-free 1-877-640-4005 or email at info@cibontario.ca

VOLUME 1 ISSUE 2 MARCH 2007

Key Dates To Remember:

REGISTER FOR THE 2007 PROGRAM TODAY

April 30, 2007	Extended Program Registration Deadline
July - August 2007	Evaluation of participating communities
September 14-16, 2007	Provincial Symposium & Awards in Woodstock

SHOWCASE YOUR COMMUNITY!

HOT OFF THE PRESS

COMMUNITY CORNER

This program is specially designed for community groups, specific projects or geographical segments within a community that are interested in participating in the Communities in Bloom program, i.e. BIA's, Chambers, Organizations, Clubs, Youth Groups, etc.

COMMUNITY SHOWCASE

This brand new non-competitive category provides the opportunity for municipalities to Showcase their Community while continuing to enjoy the benefits of being a Communities in Bloom member!

COMMUNITY IN BLOOM ONTARIO BLOOM RATING PROGRAM

Register today. Call 1-877-640-4005 for more information on how to become part of the CIB family today!

CiB Ontario Website—www.cibontario.ca



ONTARIO

PEOPLE,
PLANTS AND PRIDE.....

Growing Together

Join the growing list of 2007 REGISTERED COMMUNITIES TO DATE

Ayrmer	National
Bala	National
Barrie	National
Brantford	National
Central Elgin	National
Chatham-Kent	National
Fort Erie	National
Front of Yonge	National
Godfrich	National
Gravenhurst	National
Ingersoll	National
Kawatha Lakes	National
Kenora	National
Kincardine	National
King	National
Kingston	National
London	National
Markham Financial	National
Midland	National
Minto	National
Mississauga	National
North Bay	National
Oshawa	National
Pembroke	National
Peterborough	National
Petrolia	National
Port Carling	National
Sault Ste Marie	National
Stratford	National
St. Thomas	National
Tiverton	National
Toronto	National
Whitby	National
Woodstock	National
Bracebridge	Provincial
Dryden	Provincial
Essex	Provincial
Marathon	Provincial
North Glengarry	Provincial
Pickering	Provincial
Red Lake	Provincial
Sarnia	Provincial
Southwest Middlesex	Provincial

THE HISTORY

Visit our new website at www.cibontario.ca for more details!

Denis Flanagan,
Chair
Susan Antler
Diane Czaplak
Brian Jackson
Jeff McManis
Lori Wolfe
Lee Rozon,
Exec. Director

Communities in Bloom invites your community to participate in the 2007 *Communities in Bloom* program. *Communities in Bloom National* began in 1995 with 29 communities. Today, hundreds of municipalities participate in this program and benefit through increasing their civic pride.

Visit the *Communities in Bloom National* website at www.communitiesinbloom.ca for more information on the National Program and Sponsors.

Communities in Bloom recognizes participation in projects focused on community sustainability through heritage preservation, visual appeal, and environmental awareness. Communities participate with those of similar populations. Participants are judged on the quality of their community's green spaces, diversity and originality of its landscaping, general tidiness, environmental consciousness, heritage conservation and level of community involvement.



COMMUNITY CORNER PROGRAM – NEW FOR 2007

This program is suited to community groups with specific projects or geographical segments within a community who are interested in participating in the Communities in Bloom program.

Who can participate: Any business, group, society or organization within a community. Some examples include: BIA's, Chambers of Commerce, Horticultural Societies, 4H Clubs, Seniors Groups, Youth Groups, Rotary, Kinsmen, Lions, Individual Businesses, Industries and more.

Example of entries: Projects that exemplify one or more criteria of the Communities in Bloom Program: Tidiness Environmental Awareness Community Involvement, Natural and Cultural Heritage Conservation Tree/Urban Forest Management Landscaped Areas Floral Displays Turf & Groundcovers or other unique community projects.

For example: Community projects including trail developments, environmental projects, tidiness projects, historical preservation projects, tree planting/maintenance programs, parkland developments, brownfield developments, downtown streetscape initiatives for a specified area, golf courses, beautification or environmental initiatives for industrial or business sectors.

Benefits to the participants:

- ❖ Special recognition and assessment of your specific project by Communities in Bloom Board Members and Judges.
- ❖ Outstanding projects will be highlighted and posted on the CiB-O website.
- ❖ Outstanding project certificates from CiB-O will be presented at the Provincial Awards Ceremony.
- ❖ Display & promotion opportunities may be offered at the Provincial Awards Ceremony.
- ❖ Participating in this program may assist the group in acquiring municipal funding and/or grants for their projects.
- ❖ Low cost, program which helps to recognize your valuable volunteers.
- ❖ Showcases creative, unique, and industrious projects.
- ❖ CiB Ontario membership grants participants full networking and promotion opportunities.

How to participate:

Participants submit digital photographs (max. 5) and a written description of the area that they are showcasing. Submission deadline is July 31, 2006. A panel of CiB board members/judges will review the submissions.

Program Rules:

1. Registration fees of \$125.00 per project to be submitted by April 30th.
2. A maximum of five (5) digital photographs per photograph specifications of the showcased area to be submitted must be submitted by July 31st. All photographs become the property of CIBO and may be used for promotional purposes.
3. A completed project description form to accompany photographs. Participants must include participating group, membership of group (# only), geographical area showcased and detailed description of the project.
4. Maximum 1 project per entry (i.e. one parkland area)
5. Communities are eligible to enter both the Community Corner program AND the regular Communities in Bloom program at the same time.

Communities in Bloom Ontario
 People, Plants and Pride...Growing Together
 7856 Fifth Line South, RR#4 Milton, Ontario L9T 2X8 Tel: 1-877-640-4005
 Web site: www.cibontario.ca Fax: (905) 875-4186 E-Mail: info@cibontario.ca



COMMUNITY SHOWCASE PROGRAM – NEW FOR 2007

This program is ideal for communities who would like a membership to enjoy all the benefits of the Communities in Bloom (CiB-O) program in a non-competitive capacity.

How to participate:

Involvement is easy through the submission of a completed community description form in addition to a current Community Profile Book and up to (8) digital photographs. Showcase emphasis is on the eight criteria: ‡ Tidiness ‡ Environmental Awareness ‡ Community Involvement, ‡ Natural and Cultural Heritage Conservation ‡ Tree/Urban Forest Management ‡ Landscaped Areas ‡ Floral Displays ‡ Turf & Groundcovers or other unique community projects.

Your Community initiatives may be selected to be showcased and displayed at the annual Provincial Awards ceremony held in Woodstock, Ontario this September. Participants will receive a framed membership certificate which can be updated yearly.

Fee:

For communities with populations of 1-20,000: registration fee is \$200.

For communities with populations of 20,001 & up: registration fee is \$400.

Program Rules:

1. Registration fee is submitted with a completed registration form by April 30th.
2. A completed community description form which outlines all the great things happening in your community in keeping with the eight criteria is submitted.
3. A current Community Profile Book and up to a maximum of Eight (8) digital photographs to be submitted by July 31, 2006. All photographs become the property of CiB-O and may be used for promotional purposes. Outstanding communities may be showcased at the Provincial Awards Ceremony and your community may be invited to showcase their community with a display at the Provincial Awards.
4. Communities are eligible to enter both the Community Corner program AND the Community Showcase program at the same time.

Benefits to the participants:

- ❖ Allows the community to “maintain” Communities in Bloom Ontario standards with ongoing membership, continued support and networking through CiB-O to keep up to date on current trends and practices.
- ❖ Your Community will receive an invitation to the Provincial Awards Ceremony.
- ❖ Your Community may be eligible to be showcased on the CiB-O website and at the Provincial Award Ceremony.
- ❖ Participating in this program may assist the group in acquiring municipal funding for their projects.
- ❖ Participating may assist the group in obtaining special project grants. Low cost, program which helps to recognize your valuable volunteers.



2007 ONTARIO EDITION

5(a)

REGISTRATION DEADLINE: APRIL 30, 2007

Municipality (please print)		Total Population	
Name of Municipal Contact		Position / Title	
Address		Province	Postal Code
()	()		
Phone	Fax	E-mail address	

ALTERNATE CONTACT:

Name of Community Contact		Position / Title	
Address		Province	Postal Code
()	()		
Daytime Phone	Evening Phone	E-mail address	

Check One	CIB Ontario Regular Program Registration Category	Regular Program Fee*	Total Remitted
	1-1,000	\$350.00	
	1,001-5,000	\$450.00	
	5,001-10,000	\$600.00	
	10,001-20,000	\$700.00	
	20,001-50,000	\$800.00	
	50,001-100,000	\$950.00	
	Over 100,000	\$1,300.00	
	Community Corner Program NEW	\$125.00	
	Community Showcase (up to 20,000)	\$200.00	
	Community Showcase (over 20,001)	\$400.00	
	Date of Payment:		
	Method of Payment:	Cheque:	Cash:
	Signature:		

Please make cheque payable to "Communities in Bloom Ontario"

Mail your completed registration form & cheque to:
Lee Rozon, Executive Director Toll-free: 1-877-640-4005
 Communities in Bloom Ontario 7856 Fifth Line South, RR4 Milton, ON L9T 2X8



393 University Ave, Suite 1701
 Toronto, ON M5G 1E6
 Tel.: (416) 971-9856 | Fax: (416) 971-6191
 E-mail: amo@amo.on.ca

MEMBER COMMUNICATION

ALERT N°: 07/009

To the attention of the Clerk and Council
 February 27, 2007

FOR MORE INFORMATION CONTACT:
 Pat Vanini, AMO Executive Director
 (416) 971-9856 ext 316

ALERT

AMO President's Remarks To ROMA/OGRA Conference Now Available On-Line

AMO's President addressed ROMA / OGRA delegates this morning at their annual conference in Toronto. The full text of his remarks is available on AMO's website – www.amo.on.ca.

This AMO Alert provides highlights from it:

- Municipalities must stand together to advance our common cause.
- We will give credit where credit is due, but we are keeping our eye on what still needs to be done.
- We are working to achieve long-term fiscal sustainability through the joint Review, but expectations remain high for the 2007 provincial Budget.
- Good governance alone will not achieve strong communities. Strong communities are adequately funded communities.
- Bill 130 - the *Municipal Act* - was an important accomplishment, the full scope of which will only be fully realized in time.
- This new authority comes with a demand for greater accountability. All eyes are on us to see what we make of this opportunity. It has taken us more than 100 years to secure this level of empowerment – and we could lose it in a fraction of that time.
- The Province has also begun to address the funding of downloaded services; slowly but surely, and with the promise of more to come.



Member Communication

ALERT

- And, while these milestones are important, the core challenge remains – the use of property taxes to subsidize provincial services. It is a \$3 billion challenge that is simply unsustainable.
- The Premier answered our call for a fiscal and service delivery review with a goal of creating the kind of structural improvements that will make our communities more competitive.
- AMO took care to ensure that our representatives at both the political and staff working tables have extensive expertise and a strong appreciation of rural and northern issues. I sit at the political table with three past AMO presidents, whom have been trusted to represent all municipalities in the past. As well there are past presidents of FONOM and NOMA. At the staff table, we have a broad representation from rural, urban and northern as well. The AMO Board believed that these are the right people for a tough but highly critical job. They need and deserve our support
- Changes will not and cannot happen overnight.
- However, there are high expectations in the municipal world that the needs of Ontario's communities will be recognized in the 2007 Budget.
- We are particularly concerned with the impact of job losses in rural and northern communities. Economic decline in any part of Ontario affects us all – and AMO is doing what it can to ensure that this is understood by all who can make a difference.
- Yesterday, AMO released its Rural-Northern Plan Discussion Paper. Developed by AMO Working Group on Rural and Northern Issues, it is designed to ensure that the Province appreciates your challenges and seizes every opportunity to promote your prosperity.
- AMO has proven that it can, and often does make a difference.
- As you heard yesterday, Minister Cansfield acknowledged that the "hours of work" regulation is causing problems for municipalities. AMO has advocated an exemption for municipal vehicles, including snow ploughs. We are optimistic that this will be resolved quickly. And we will continue to work with the Ministry of Transportation to ensure it works for you.

This information is available in the Policy Issues section of the AMO website at www.amo.on.ca.



Association of Municipalities of Ontario

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Tel.: (416) 971-9856 | Fax: (416) 971-6191
E-mail: amo@amo.on.ca

MEMBER COMMUNICATION

ALERT N°: 07/011

To the attention of the Clerk and Council
March 7, 2007

FOR MORE INFORMATION CONTACT:
Patricia Swerhone, Senior Policy Advisor
(416) 971-9856 Ext. 323

COMRIF Asset Management Program Deadline March 31, 2007

Issue:

The Asset Management Program (AMP) component of the Canada-Ontario Municipal Rural Infrastructure Fund (COMRIF) deadline for expressions of interest is March 31, 2007 at 5:00 p.m.

Background:

In the COMRIF agreement signed November 15, 2004, both Canada and Ontario committed to invest up to a combined \$5.96 million to assist eligible municipalities and Local Services Boards with asset management planning and capacity building through the "Asset Management Program (AMP)". Including a 1/3 municipal matching contribution up to almost \$3 million, the total investment in this program will reach almost \$9 million.

Although this funding cannot be expected to fully meet the needs of municipalities, the Asset Management Program funds will help eligible municipalities improve and increase their capacity to manage their infrastructure assets. Communities can use this funding in a variety of ways: to enhance knowledge of their existing infrastructure assets; evaluate life-cycle costs associated with the infrastructure they own and operate; assess the capacity of current infrastructure and identify future needs; plan and make infrastructure financing decisions; and, train municipal staff in long-term infrastructure management.

Municipalities eligible for funding under COMRIF are also eligible for AMP funding. Letters were sent to eligible municipalities in December 2006 with instructions to complete an "expression of interest" form. This submission must be completed and returned no later than 5:00 p.m. EST on March 31, 2007 to be considered for the program.

Additional information about COMRIF, including the AMP, is available by visiting www.comrif.ca, or contacting the Joint Secretariat by e-mail at info@comrif.ca or by phone at 1-866-306-7827.

Action:

For your information.

This information is available in the Policy Issues section of the AMO website at www.amo.on.ca





Mr. Shawn Evoy
Project Manager,
North America Construction

We regret having to write this letter and also in placing it on our Council Agenda of March 12, 2007. This is being written only after innumerable private discussions and phone calls over a six month period regarding operations at the East End Water Pollution Control Plant.

These discussions reinforced by the phone calls from residents in our east end Ward would appear to indicate the multi-million dollar facility is not functioning nearly as well as one would expect after this period of time.

We believe the residents who we represent and we, their elected representatives, have displayed extended patience with the obnoxious odour emanating from the plant over the course of many months.

We have received technical explanations for the presence of the odour and possible remediation, but as of yesterday (March 5th), the situations remains unchanged.

Just this past week, calls from people located in the more westerly section of the Ward have voiced their concern but most notably, parents with concerns for children playing outside while exposed to the "stench". Thankfully we are assured this smell not to be noxious, but most definitely an irritant.

We are advised that a holdback of over \$5,000,000 is present which provides some comfort that this smell and other deficiencies will be eventually addressed. At this point, we would request that you provide through our engineering staff Jerry Dolcetti and Don Elliott a more definitive date when all issues will be addressed satisfactorily.

On a more positive note, the standard of effluent entering the St. Mary's River is excellent.

*naturally
gifted*

We believe all have been co-operative with you to address the outstanding issues, but the ultimate responsibility is with you, as General Contractor to rectify the present untenable situation.

Respectfully Submitted,



Stephen Butland
Councillor Ward One



James Caicco
Councillor Ward One

cc: Jerry Dolcetti
Don Elliott
John Rowsell
Brian Curran
Tony Martin
David Oraziatti

Ministry of Transportation

Engineering Office
Geomatics Section
Northeastern Region

447 McKeown Avenue
Suite 301
North Bay ON P1B 9S9
Tel.: 705-497-6831
Fax: 705-472-6778

Ministère des Transports

Bureau du génie
Section de géomatique
Région du Nord-Est

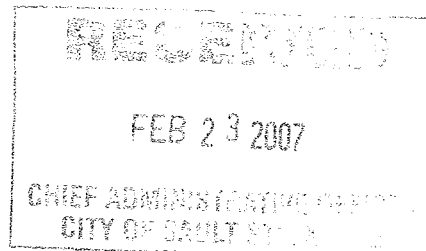
447, avenue McKeown
bureau 301
North Bay ON P1B 9S9
Tél. : 705-497-6831
Télééc. : 705-472-6778



5(c)
Ontario

February 22, 2007

The City of Sault Ste. Marie
Attention: Joseph M. Fratesi, CAO
99 Foster Drive
P.O. Box 580
Sault Ste. Marie, ON P6A 5N1



Dear Joseph Fratesi:

**RE: DESIGNATION / REVOCATION OF CONNECTING LINK
CITY OF SAULT STE. MARIE
HIGHWAY 17 AND 550
DISTRICT OF ALGOMA, PLAN P-8039-19**

Please be advised that a Minister's Order was signed on January 17, 2007 which designated the revised connecting link for the City of Sault Ste. Marie, pursuant to the section 21 of the *Public Transportation and Highway Improvement Act*, R.S.O. 1990. p.50 as amended.

Enclosed you will find a copy of Order P-8039-19A and Plan P-8039-19 for your records.

Please return a copy of this letter to the undersigned acknowledging receipt.

Sincerely,

Shawn A. Jemmett, B.Sc., O.L.S.
Head, Geomatics

/er

Encls.

- c. - Manager, Operational Services
- Regional Operations Officer
- Documentation Officer, Doug Marsh

Acknowledged by:

Chief Administrative Officer

Date:

Feb 28 / 07

5(c)

Ministry of
Transportation

Office of the Minister

Ferguson Block, 3rd Floor
77 Wellesley St. West
Toronto, Ontario
M7A 1Z8
(416) 327-9200

Ministère des
Transports

Bureau du ministre

Édifice Ferguson, 3^e étage
77, rue Wellesley ouest
Toronto (Ontario)
M7A 1Z8
(416) 327-9200



P-8039-19A

DESIGNATION OF CONNECTING LINKS

Pursuant to section 21 of the Public Transportation and Highway Improvement Act, R.S.O. 1990, chapter P.50, as amended:

1. The portions of highway in the City of Sault Ste. Marie, in the District of Algoma, being:
 - (a) part of Trunk Road (5.20 km);
 - (b) part of Black Road (2.55 km);
 - (c) all of Second Line East (2.45 km);
 - (d) part of Second Line West (2.21 km);
 - (e) part of Carmen's Way from Second Line West to Queen Street (2.40 km);
 - (f) part of Queen Street West (0.48 km); and
 - (g) part of Great Northern Road (9.20 km), which is a total of **24.49** km more or less in length;
 as illustrated on Ministry of Transportation Plan P-8039-19, is hereby designated as connecting link.

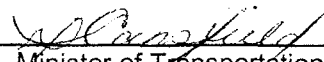
2. The connecting link designation made by Minister's Order dated March 29, 2006, shown on Plan P-8039-18 and described therein as follows:

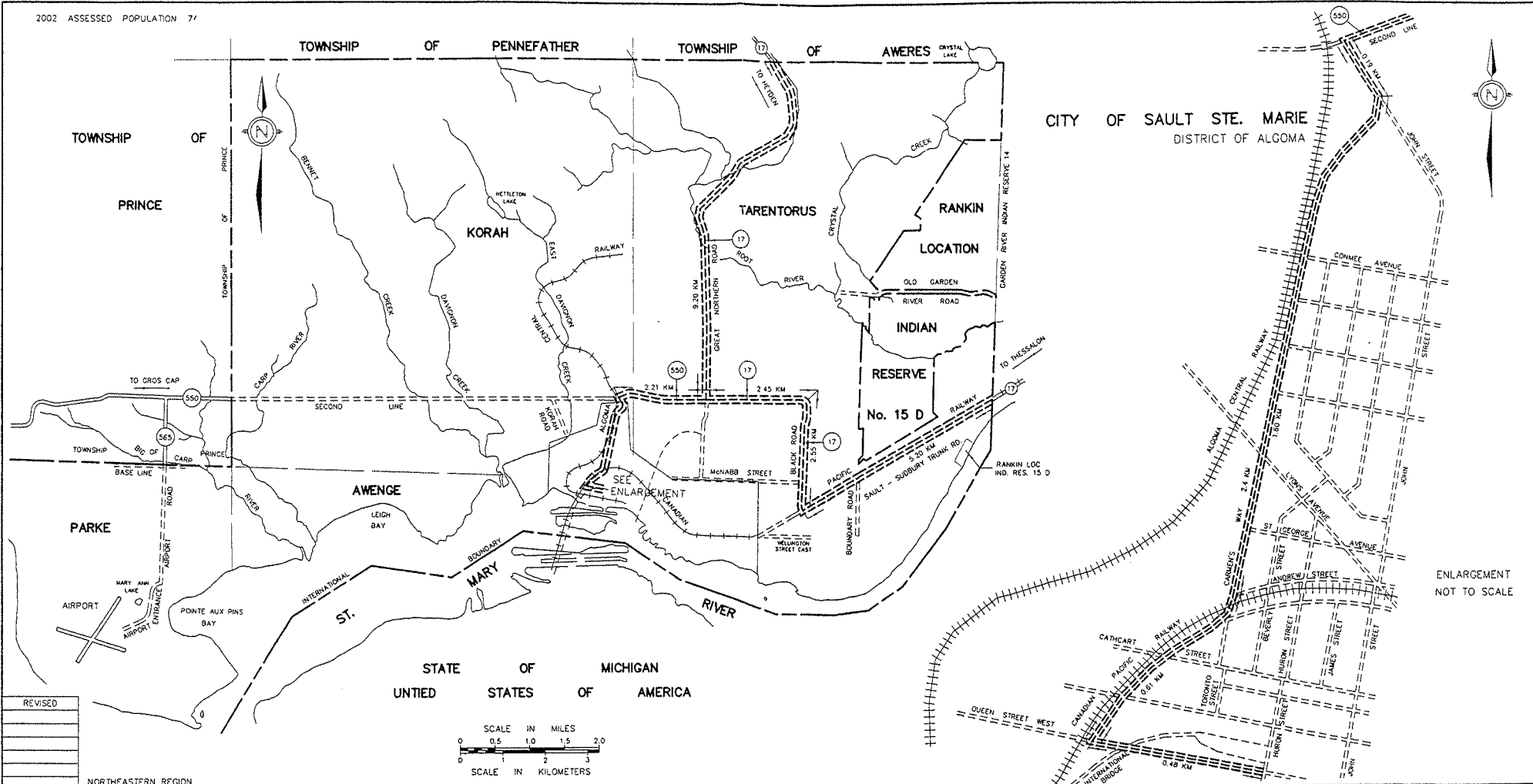
The portions of highway in the City of Sault Ste. Marie, in the District of Algoma, being:

- (a) part of Trunk Road (5.20 km);
- (b) part of Black Road (2.55 km);
- (c) all of Second Line East (2.45 km);
- (d) part of Second Line West (2.21 km); and
- (e) part of Great Northern Road (9.20 km), which is a total of **21.61** km more or less in length;

is hereby revoked.

Dated at Toronto this 17 day of January, 2006⁷


Minister of Transportation



PLAN TYPE "X" CONNECTING LINK DESIGNATION IN THE CITY OF SAULT STE. MARIE DISTRICT OF ALGOMA ----- INDICATES MUNICIPAL LIMITS ===== INDICATES CONNECTING LINK DESIGNATION		FOR M.T.O. OFFICE USE ONLY PLAN AGREES WITH RECOMMENDATION, FROM: <u>MAURICE KUKORATIS</u> DATED: <u>JUNE 21, 2006</u> DISTRICT: ALGOMA HWY. NO.S: 17 & 550 DISTANCE: 24.49 KM.	
GEOMATICS SECTION PLAN CHECKED  PROJECT/MANAGER		PLAN NO. P-8039-19	

MINISTRY OF TRANSPORTATION

56)

5(d)

**THE CORPORATION OF THE MUNICIPALITY
OF KILLARNEY**

MOVED BY: Rosemarie Roque

SECONDED BY: Peggy Roque

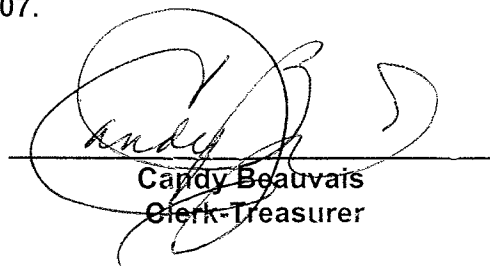
RESOLUTION NO. 07-078

BE IT RESOLVED THAT the Municipality of Killarney support the Georgian Bay Association in lobbying government to adopt GBA recommendations dealing with Ballast Water Discharge Treatment as a means of controlling the spread of the Viral Hemorrhagic Septicemia (VHS) Fish Virus in the Great Lakes.

FURTHER THAT copies of their letter and our resolution be forwarded not only to Honourable John Baird but to the Ministry of Oceans and Fisheries and to other Ontario municipalities surrounding the Great Lakes.

CARRIED

I, Candy Beauvais, Clerk-Treasurer of the Municipality of Killarney do certify the foregoing to be a true copy of Resolution #07-065, passed in an Open Council Meeting of The Corporation of the Municipality of Killarney on the 14th day of February, 2007.


Candy Beauvais
Clerk-Treasurer

RECEIVED
FEB 27 2007
MAYOR'S OFFICE



5(d)

January 8, 2007

The Honourable John Baird,
Minister of the Environment,
Les Terrasses de la Chaudière
10 Wellington St., 28th Floor
Gatineau, Quebec
K1A 0H3

Dear Minister Baird:

Re: Controlling The Spread of the Viral Hemorrhagic Septicemia (VHS) Fish Virus

The Georgian Bay Association was formed in 1916 as a volunteer, regional umbrella organization and now represents 23 resident associations and 18,000 residents along the eastern and northern shores of Georgian Bay.

The fish virus, Viral Hemorrhagic Septicemia (VHS), was first discovered in the Bay of Quinte on Lake Ontario in 2005. Since then, this virus has spread to Lakes Erie and St. Clair resulting in mass fish kills throughout the Lower Great Lakes, killing thousands of muskellunge, northern pike, yellow perch, and freshwater drums. According to the United States Department of Agriculture Animal and Plant Health Inspection Service (USDA APHIS), once a fish is infected with VHS, there is no known cure. Thirty-seven fish species of the Great Lakes have been identified as being susceptible to the virus with some species being killed by the virus while others act as carriers of the virus. Because of the fatal viruses ability to spread, and potential impact on fisheries, recreation, and the economy, the World Organization of Animal Health has categorized VHS as a transmissible disease with the potential for profound socio-economic consequences.

In response to the spread of VHS, the USDA APHIS has enacted regulations to strictly limit the movement of live fish between the eight Great Lakes States and ban most imports of live fish from Ontario and Quebec into the United States. Numerous State governments have also adopted emergency regulations to restrict the transfer of baitfish from infected waters and to better control any introduction of live fish into their lakes. These regulations are intended to help the state and the federal governments slow the spread of VHS throughout the Great Lakes and into their inland lakes and rivers.

While the U.S. Federal and State governments have taken the VHS virus seriously, the Canadian and Ontario governments have yet to take any action to stop or slowdown the spread of the VHS virus into the rest of the Great Lakes and into Ontario's inland lakes and rivers. It is unacceptable for Canada and Ontario, as bilateral partners in the stewardship of the Great Lakes, to allow the spread of this deadly virus to continue because of their inactivity.

Because Ontario and Quebec have so much to lose from the spread of this virus, action is required now by the Government of Canada to adopt regulations that will slow down its spread.

GBA Recommendations - Ballast Water Discharge Treatment

1. Adopt similar ballast water discharge regulations being enacted by Michigan State as of January 1, 2007, which will require all transoceanic vessels, stopping in Canadian ports, to have treated all ballast water on board in order to kill the VHS virus as well as any invasive species that could carry the virus.
2. Enact ballast water discharge regulations that require all inter Great Lake freighters, taking on ballast water from a VHS infected lake, to treat all ballast water on board before discharging the water in an uninfected lake.
3. Prohibit the commercial collection of baitfish from waters of the Great Lakes or the provinces of Ontario and Quebec where VHS has been detected.
4. Require that live fish destined for release into the waters of the Great Lakes or the provinces of Ontario and Quebec be inspected by certified professionals and be certified to be free of VHS and other serious fish diseases.

The need for ballast water discharge treatment has been discussed for over 10 years by the Canadian Marine Advisory Council, both at Regional and Ottawa meetings, but still no action has been taken that will protect the Great Lakes now under threat from the VHS virus. The Department of Transport has limited itself to lengthy evaluations of treatment technologies, even though there are four ballast water treatment technologies available that have been proven to be environmentally sound and effective in very significantly reducing the discharge of aquatic invasive species:

- Hypochlorite treatment
- Ultra Violet Light Radiation treatment preceded by suspended solids removal
- Deoxygenation treatment
- Chlorine Dioxide treatment

The State of Michigan is making the use of these technologies mandatory as of January 1, 2007 for any transoceanic vessel calling at a Michigan port and required to discharge ballast water. For the Department of Transport to continue to require "onboard testing" of treatment technology in the face of this serious threat, when proven technology is available, is government bureaucracy at its worst and an inappropriate waste of time.

The current Government of Ontario has already requested the Federal Conservative Government to take action to require ballast water discharge treatment mandatory. Our contacts in the shipping industry advise us that the industry recognizes the need for ballast water discharge treatment and is only waiting for regulations to be introduced.

The Georgian Bay Association is aware that your Ministry recognizes the serious threat that the VHS virus represents to the Great Lakes and to all the lakes and rivers of Ontario and Quebec. You must also realize that the U.S. government will not continue to take the tough political and economic actions required to deal with this virus while watching the Canadian government remain silent and inactive for very long. This is a sizable threat that needs coordinated action by all partners now. We urge you to raise this important matter with your colleague the Minister of Transport and seek his Department's immediate action now before an ecological disaster happens in the Great Lakes.

If we can be helpful in any way please contact John Wilson at (519) 927-3795 or by email johnswilson@sympatico.ca

Yours truly,



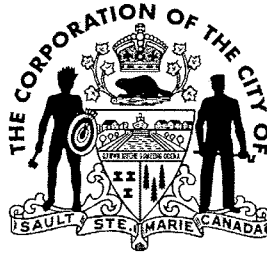
John Pepperell
Chair, Government Relations Committee
Georgian Bay Association



John Wilson
Chair, Fisheries Committee
Georgian Bay Association

cc: Hon. Lawrence Cannon, Minister of Transport
Hon. McGuinty, Premier of Ontario
Norm Miller, MPP Parry Sound/Muskoka
Hon. Tony Clement, Minister of Health
Hon. David Ramsay, Minister of Natural Resources
Reeve and Council, Township of The Archipelago
Mayor and Council, Township of Georgian Bay
Mayor and Council, Town of NEMI
Mayor and Council, Town of Killarney
Mayor and Council, Township of Carling
Mayor and Council, Township of Sequin
Mayor and Council, Town of Parry Sound

Joseph M. Fratesi, B.A. 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

2007 03 12

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. **Don Maki – Engineering & Planning – Building Division**
LMCBO Spring 2007 Workshop
May, 2007
Windsor, ON
Estimated total cost to the City - \$ 820.00
Estimated net cost to the City - \$ 820.00
2. **Michelle Kelly – Engineering & Planning – Planning Division**
Ont. Assoc. of Committee of Adjustment
May, 2007
Richmond Hill, ON
Estimated total cost to the City - \$ 1,312.00
Estimated net cost to the City - \$ 1,312.00
3. **Trevor Zachary – C.S.D. – Community Centres & Marine Facilities Division**
Sports Event Congress 2007
April, 2007
Ottawa, ON
Estimated total cost to the City - \$ 1,162.00
Estimated net cost to the City - \$ 1,162.00
4. **Kim Streich-Poser – Social Services Department**
OMSSA Delivery Review Think Tank
March, 2007
Orangeville, ON
Estimated total cost to the City - \$ 338.00
Estimated net cost to the City - \$ 338.00

5. **Rocco Celetti – Fire Services**

Hotel Retrofit Information Session

March, 2007

Gravenhurst, ON

Estimated total cost to the City - \$ 275.00

Estimated net cost to the City - \$ 275.00

6. **Dan Crozier – Fire Services**

Mechanical Officers Seminar

April, 2007

Gravenhurst, ON

Estimated total cost to the City - \$ 175.00

Estimated net cost to the City - \$ 175.00

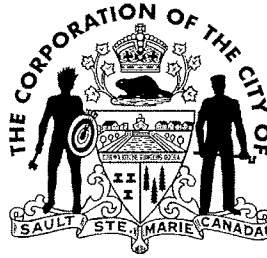
Yours truly,



Joseph M. Fratesi
Chief Administrative Officer

JMF:bb

Ralph Robertson
Manager of Purchasing



5(f)
Finance Department
Purchasing Division

2007 03 12

Mayor John Rowswell and
Members of City Council
Civic Centre

**Re: Proposal for the Supply & Installation of Computer Hardware/Software
for Network Server**

Attached hereto for your information and consideration is a summary of the responses to our Request for Proposal for the supply and installation of Computer Hardware/Software needed for the Network Server and the New Financial System, as requested by the Information Technology Division.

The RFP was publicly advertised and proposal documents were forwarded to all firms on our bidders list. As a result, three (3) proposals were received and all have been thoroughly evaluated and reviewed with Mr. Frank Coccimiglio, Manager of Information Technology, and the Evaluation Committee. The proposal meeting all of our requirements and providing the best overall solution, at the lowest cost, has been identified on the attached summary.

Funding for this equipment and installation is provided within the New Financial Information System account.

RECOMMENDATION

It is therefore my recommendation that the proposal for the supply and installation of Computer Hardware/Software for the Civic Centre Network Server, submitted by Microage Computer Centre, Sault Ste. Marie, ON, under Option "B", in the amount of \$236,408.35, excluding G.S.T., be accepted.

This report is submitted for Council's approval.

Respectfully submitted,

Ralph Robertson
Manager of Purchasing

Recommended for approval,

W. Freiburger
Commissioner of Finance & Treasurer

RR:nt
Attach.

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi

FINANCE DEPARTMENT
PURCHASING DIVISION
BUDGET: \$280,000.00

Received: February 22, 2007
File: 2007IA01

SUMMARY OF PROPOSALS
COMPUTER HARDWARE/SOFTWARE & INSTALLATION FOR NETWORK SERVER

<u>Company Name</u>	<u>Total Price</u> <u>Option "A"</u> <u>Rack Mount</u> <u>(excluding GST)</u>	<u>Total Price</u> <u>Option "B"</u> <u>Blade Centre Mount</u> <u>(excluding GST)</u>	<u>Service</u> <u>Agreement</u>	<u>Remarks</u>
Compugen Richmond Hill, ON	\$233,123.71	\$241,156.81	1 yr. Included	Travel expenses not included in pricing.
Microage Computer Sault Ste. Marie, ON	\$227,854.92	<u>\$236,408.35</u>	1 yr. Included	Meets all requirements.
Northern Voice & Data Sudbury, ON	\$286,248.21	\$292,197.02	Not Stated	No pricing details provided. Does not meet requirements.

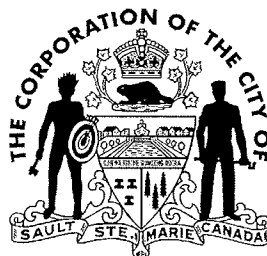
Note: The proposal providing the best overall solution, at the lowest cost, is underlined above, with Option "B" being the preferred and superior solution.
It is my recommendation that the low proposed price, meeting all requirements, submitted by Microage Computers, under Option "B", be accepted.

Ralph Robertson
Manager of Purchasing

5(4)

5(g)

Ralph Robertson
Manager of Purchasing



Finance Department
Purchasing Division

2007 03 12

Mayor John Rowswell and
Members of City Council,
Civic Centre.

Re: Tender for Supply & Delivery of Sixty (60) Desktop Personal Computers

Attached hereto for your information and consideration is a summary of the tenders received for the supply and delivery of Sixty (60) Desktop Personal Computers, as required by our Information Technology Division, as part of the City's P.C. replacement plan.

The tender was publicly advertised and tender documents forwarded to all firms on our bidders list. A public opening of the tenders received was held February 28, 2007, with Councillor Susan Myers representing City Council.

The tenders received have been thoroughly evaluated with Mr. Frank Coccimiglio, Manager of Information Technology, and the tender meeting all of our requirements and specifications, at the lowest cost to the City, has been identified on the attached summary.

Funding for this equipment has been provided within the I.T. Capital Equipment account.

RECOMMENDATION

It is therefore my recommendation that the tender for the supply and delivery of Sixty (60) Desktop Personal Computers be awarded to Dell Canada Inc., at their total tendered amount of \$53,557.20, including taxes.

This report is submitted for Council's approval.

Respectfully submitted,

Ralph Robertson
Manager of Purchasing

Recommended for approval,

W. Freiburger
Commissioner of Finance & Treasurer

RR:nt
Attach.

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi

Chief Administrative Officer

FINANCE DEPARTMENT
PURCHASING DIVISION
BUDGET: \$67,000.00

RECEIVED: February 28, 2007
File #2007IA01

SUMMARY OF TENDERS
SIXTY (60) DESKTOP PERSONAL COMPUTERS

<u>Firm</u>	<u>Manufacturer Model & Processor</u>	<u>QTY</u>	<u>Option 1 - 1 GB RAM</u>		<u>Option 2 - 2GB RAM</u>		<u>Remarks</u>
			<u>Unit Price before taxes</u>	<u>Total Price inc. taxes</u>	<u>Unit Price before taxes</u>	<u>Total Price inc. taxes</u>	
Dell Canada North York, ON	Dell Optiplex 320 Intel Pentium D 925	60	\$682.00	\$46,648.80	\$783.00	<u>\$53,557.20</u>	Meets Specifications
Microage Computer Centre Sault Ste. Marie, ON	Lenovo ThinkCentre M55 8808-H7U Intel Pentium D 925	60	\$810.00	\$55,404.00	\$985.00	\$67,374.00	Meets Specifications

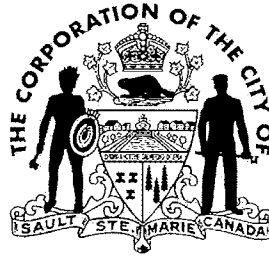
NOTE: The low tendered price best meeting our requirements and specifications in underlined above, with Option "B" being the superior solution.
It is my recommendation that the low tendered price, submitted by Dell Canada, under Option "B", be accepted.

Ralph Robertson
Manager of Purchasing

5(9)

5(h)

William Freiburger, CMA
Commissioner of Finance
and Treasurer



Finance Department

2007 03 12

Mayor John Rowswell and
Members of City Council

Re: Interest Payment Reduction from PUC

This is in response to the following City Council resolution of January 29, 2007.

Moved By: B. Hayes
Seconded By: J. Caicco

Whereas PUC has indicated its intent to reduce its interest payment to the City by \$500,000.00 for 2007; and

Whereas this reduction in payment will be used by PUC for capital improvements; and

Whereas budgeted capital improvements for 2007 have increased by over \$1 million dollars over 2006 actual; and

Whereas the \$500,000.00 will likely be picked up by taxpayers in the form of a levy;

Now therefore be it resolved that City Council request the PUC Board to reverse its decision and leave 2007 interest payments at the 2006 level.

The attached letter was received from PUC Services Inc. in response to the above listed City Council resolution of January 29, 2007.

Council will have to give direction as to whether the shareholder wants an open or closed meeting.

This is provided for the information of Council.

Respectfully submitted,


W. Freiburger, CMA
Commissioner of Finance and Treasurer

WF/kl
attachment

RECOMMENDED FOR APPROVAL


Joseph M. Fratesi
Chief Administrative Officer



MEMORANDUM

TO: City Clerk
FROM: H. J. Brian Curran
DATE: March 7, 2007
SUBJECT: Request for Shareholder Meeting with Council

The PUC Inc. Board of Directors has directed me to request a meeting with the Shareholder regarding the interest payment to the City.

City Council passed a resolution at their meeting of January 29, 2007 requesting the PUC Board reverse its decision on interest payments to the City for this year. The resolution was presented for consideration at the February 28th PUC Inc. Board meeting. The Board decided to table its decision to allow a meeting between representatives from the PUC Inc. and PUC Distribution Boards and the shareholder. The Board felt that it would be extremely useful to have a discussion on the significant implications of maintaining the level of interest payments to the City and to consider possible options regarding financial transfer that would be satisfactory to both PUC and the shareholder.

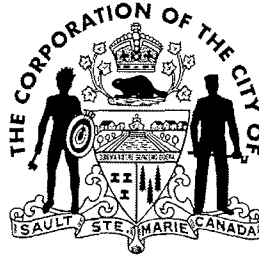
We understand that council needs to have certainty with respect to anticipated revenues for 2007 in order to finalize the municipal budget. We are requesting a shareholder meeting be held in caucus and are open to meeting at your convenience either over the noon hour or at some other time.

A handwritten signature in black ink, appearing to read "H. J. Curran", with a stylized flourish at the end.

H. J. Brian Curran
President & C.E.O.

cc Mayor
C.A.O.
City Solicitor
Chair, PUC Inc. Board

Malcolm White CMO, CMM III
Deputy City Clerk &
Manager of Quality Improvement



City Clerk's Department

2007 03 12

Mayor John Rowsell and
Members of City Council

RE: CORPORATE STRATEGIC PLAN REFRESH/UPDATE

As Council is aware, there is a need to refresh and update the Corporate Strategic Plan to map out our corporate direction for the term of the present Council. This will provide Council and staff with a framework to clarify the City's vision, identify strategic directions and determine the priorities for the nine City departments reporting through the CAO to Council.

The present plan was first developed and approved by Council in 2000. Since that time most of the activities and objectives of the plan have been accomplished, leading to updated and revised activities, most recently in February, 2006. This version of the plan guided and prioritized over \$137,000,000 of study, capital and operating costs related to corporate activities.

The basic framework of our existing plan is very similar to other municipal strategic plans and should be suitable for determining our updated corporate directions. As well, many of the tools used to develop a strategic plan (questionnaires, input forms, consultation documents etc) are able to be used again with some revisions and refinement.

Attached is a proposed outline of the process to refresh and update the strategic plan. Council will note that the time frame is ambitious, however with the cooperation of Council and staff in submitting information in a timely fashion it can be met.

Recommendation

That Council approve the proposed process to refresh/update the Corporate Strategic Plan with a target date for the approval of the new plan of June 11, 2007.

Respectfully submitted,

Malcolm White
Deputy City Clerk &
Manager of Quality Improvement

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

Corporate Strategic Plan Refresh/Update (Proposed Outline)

Review to include Vision/Mission/Corporate Values and Strategic Directions

Phase 1- Information Gathering/Input Stage (underway to end of March)

- Council input – questionnaire based c/w interview
- Senior Management Team (SMT) input – Input Form c/w interview (if required)
- Division Head input – Input form
- Staff questionnaire using website
- Public input using website
- Carry-over items from existing plan/Capital Forecast/Budget Information
- Review of associated plans ie EDC, Destiny

Phase 2 – Work Sessions (during month of April)

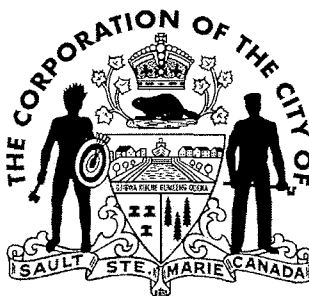
- One evening session with Council/SMT to review Vision/Mission/Corporate Values and to prepare a preliminary ranking of priorities and grouping into strategic directions (early April, note -one additional session may be required)
- One half day session with SMT/Division Heads to add detail to the initial results of the Council/SMT session

Phase 3 – Draft Plan (late May)

- Circulation of draft plan to Council, staff and selected agencies and the public for comment

Phase 4 – Approval (June)

- Approval of final plan (target date – June 11, 2007 Council Meeting)
- Release and communication to staff/public



REPORT TO: Mayor John Rowswell and
Members of City Council

REPORT FROM: Frank Coccimiglio
Manager, Information Technology, City of Sault Ste. Marie

Kim Streich-Poser
Commissioner, Social Services, City of Sault Ste. Marie

Danny Krmpotich
Employment Resources, City of Sault Ste. Marie

DATE: March 1, 2007

SUBJECT: Proposal and application to the Ministry of Citizenship and Immigration for funding for the development of "mysaultstemarie.ca" a new web portal principally developed for the benefit of potential and recent immigrants to our community and for other development purposes.

PURPOSE

The purpose of this report is to provide City Council with updated information regarding the above mentioned proposal for funding to the Ministry of Citizenship and Immigration, which staff has been pursuing for some time.

The following timelines are intended to provide a better understanding of the events leading up to this report and ultimate recommendation request.

October 20, 2006 The City of Sault Ste. Marie and the Economic Development Corporation received from the Ontario Ministry of Citizenship and Immigration, a memo outlining the program funding guidelines, along with a request for a proposal. The proposal submission deadline was stated as Wednesday December 20, 2006

- November 8, 2006* An Immigration Web Portal Advisory Committee was established (City staff, EDC staff and other community stakeholders) and first meeting was held.
- November 24, 2006* The second Advisory Committee meeting was held.
- December 20, 2006* Proposal submitted to the Ministry of Citizenship and Immigration as per their deadline.
- February 14, 2007* We received word from the Ministry of Citizenship and Immigration that the proposal was carefully reviewed and looked upon favorably.
- March 12, 2007* Present report to City Council
- March 31, 2007* Ministry of Citizenship and Immigration fiscal year end.

RATIONALE

Sault Ste. Marie, through the efforts of City Council, its Economic Development Corporation, and many local community organizations, has been seeking to build its economy and population through strong linkages with the global community. At the same time, interest in new investment and growth in Sault Ste. Marie continues to rise as is indicated by the growing number of clients served by the City's Economic Development Corporation.

There are growing concerns, however, that the combined effects of attrition at local major industries, along with current shortages and known/confirmed growth opportunities (Appendix "A") may in fact frustrate efforts for further diversification and growth of the local economy.

It has become increasingly evident that a need exists for enhancing and building on our City's on-going investment in support of immigration and global linkages. The proposed web portal would provide a valuable supporting tool for a wide variety of related current initiatives.

PROJECT OVERVIEW

The City of Sault Ste. Marie, working along with the project advisory committee, has created an exciting vision and structure for a new immigration website that will provide information and linkages to support new immigrants who are settling or considering settling in Northern Ontario, and specifically Sault Ste. Marie. Similar efforts recently launched by other cities have proven to be of great value.

The proposed website, which we have temporarily named "mysaultstemarie.ca" will build on the web-based resources that are currently available through Ontarioimmigration.ca and Citizenship and Immigration Canada, cic.gc.ca, by providing current, local information on how to arrive, settle, work, do business and generally live in Sault Ste. Marie. The site will represent the first proactive effort and venue for creating a web-based inventory and collaboration among local services and resources for immigrants.

Although the City will act as the initial guarantor of the site's sustainability, there are a number of community partners that recognize its potential benefits. These partners are currently conducting cost benefit analyses in order to determine their level of contribution towards reducing the ongoing costs of maintaining the web portal. We anticipate targeting approximately \$100,000 in contributory funding from non-city partners.

While we are confident that these partners will provide confirmation of their commitment, the timelines for the City to meet the Province's fiscal cycles require that a commitment be made now. If approved, there is full funding provided by the province for the first two years for the four-year program. In agreeing to participate, the City is guaranteeing to the Province, the ability to maintain the site during the third and fourth years of the program, with or without the support of the non-city partners. We remain fairly confident, however, that this whole effort can be undertaken at no cost to the City.

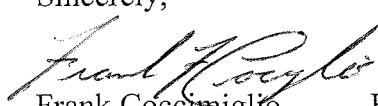
The Social Services Department will participate and support this initiative by providing staff resources to assist with the advisory committee as well as assist in establishing and fostering working relationships with private and public sector partners during the life of this project. The Department will look to provide financial support for the project in year 3 and 4 as this website will be an invaluable resource and tool to help new immigrants, and those agencies and services who will work with this group to access information and services to assist in settlement in our community. We expect this site to be a key community resource that will reduce the risk of new immigrants to Sault Ste. Marie having significant adjustment difficulties, falling through the cracks and having to turn to social assistance.

Along with the Social Services Department, Information Technology Division will participate and support this project by providing the technical infrastructure needed for the development of the Immigration Portal. It will also provide supervision and an office environment to work in for the term of the project.

RECOMMENDATION

We ask that City Council give full support, financial and in-kind, to the development and implementation of "mysaultstemarie.ca" project.

Sincerely,


Frank Coccimiglio
Manager, IT Division


Kim Streich-Poser
Commissioner, Social Services


Danny Krmpotich
Employment Resources

RECOMMENDED FOR APPROVAL


Joseph M. Fratesi
Chief Administrative Officer

Appendix "A"

18 HIGH DEMAND JOBS / CAREERS IN **SAULT STE. MARIE**

The following high demand careers have been identified with the help of many local partners. Information from Service Canada, numerous reports, and information from local trade associations were gathered to put together this document. The following information is meant only to be used as a guide and is meant to give a general overview of the employment needs of Sault Ste. Marie. Construction of the hospital and the Borealis tourist initiative will create a high demand for construction labour for the next three or four years. Skilled trade's people are in short supply across the country. Retail, Hospitality and Tourism, and The Call Centre Industry, will continue to compete for well qualified employees. A high demand for experienced workers will continue as an aging population approaches retirement years.

Call Centre

- Customer Service Representative
- Management

Construction

- Managers and Supervisors
- Bricklayers and Concrete Finishers
- Industrial Electricians and Electricians

Health Care

- Physicians
- Nurse Supervisors and Registered Nurses
- Managers in Health Care

Hospitality and Tourism

- Food Service, Waiters and Waitresses
- Housekeeping Staff
- Banquet Staff

Professional

- Accountants and Chartered Accountants
- Electrical and Mechanical Engineers

Retail

- Sales Staff, Merchandisers
- Management

Skilled Trades

- Millwrights and Industrial Mechanics
- Mechanical and Electrical Engineers
- Heavy Duty and Auto Mechanics

For more detailed local labour market information, job descriptions, salary and educational requirement information, please visit: www.labourmarketinformation.ca/standard

My Sault Ste. Marie.com
A Web Portal for Immigrants to Sault Ste. Marie & Area

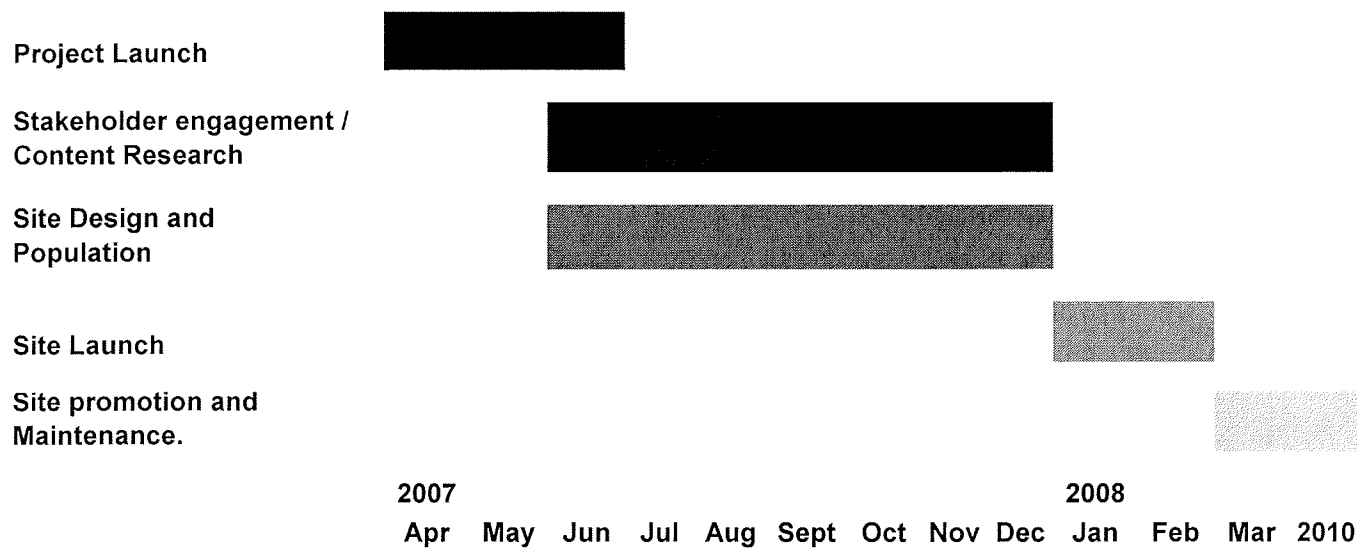
Application to Ministry of Citizenship & Immigration
Connecting Newcomers with Ontario's Municipalities

Addendum to Application dated December 19, 2006

Section 2.6 Implementation Plan

The implementation plan has been reviewed and updated to provide for a less aggressive timeframe for project startup, website research and development and site launch. A total of 10-11 months (from project final approval and contracting) to site launch. Assuming the project is finally approved by the Ministry by April 1, 2007, we anticipate being ready to launch the site during January/February 2008. A revised summary schedule follows:

Figure 4: Summary of Anticipated Timeline



Section 2.7 Deliverables

The following deliverables are proposed for Year 2 of the project:

Deliverable	Responsibility	Timing
Develop and maintain performance monitoring tools including minimum quarterly surveys of: • Site users/clients; • Service delivery organizations (related to immigration); • Employers; • Other community partners. Compile survey results and prepare recommendations on technical, design and content improvements to the project team.	Project staff.	Develop by date of site launch. Complete surveys monthly for months 1-3 following launch; quarterly thereafter.
Develop and implement a marketing strategy for the web portal including marketing interventions that will: • Improve awareness of the site among potential visitors/users (e.g. joint marketing initiatives with related websites including the City of Sault Ste. Marie website, publications); • Improve awareness of the site among local, regional, provincial and national organizations who provide services to immigrants.	Project Team.	Develop by site launch date. Ongoing implementation and performance monitoring thereafter.

Develop and launch a community partnerships program to support sustainability plan including: • Private sector/industry; • Industry associations; • Public/not-for-profit sector including post-secondary institutions.	Project staff. Project partners. Advisory committee.	Complete within 3 months of site launch date. Implement immediately following completion with a view to confirming partnerships within 6 months of site launch date.
Monitor site content and content from other related sites, media, meetings with service providers, to ensure site is current and accurate and make content changes as required.	Contract researcher.	Ongoing. Minimum monthly.
Collaborate with local service providers to address gaps in coordination and availability of services to immigrants.	Project staff.	Ongoing working through project advisory committee.

Section 4.0 Sustainability

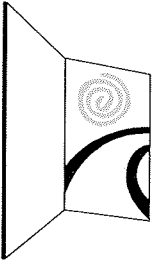
The City of Sault Ste. Marie, along with the project partners, have developed further details concerning sustainability of the web portal for 2 years following completion of the Ministry's anticipated funding.

The strategy for sustainability is specifically as follows:

- Upon conclusion of the initial 2 years of the project, delivery and maintenance of the web portal will be shared by the City and the Sault Community Career Centre under the continued direction and support of the Project Advisory Team:
 - The City of Sault Ste. Marie will continue to be the technical lead and manager for the site, employing a Technical Project Lead and continuing to maintain in force the agreement with the City of Sudbury for hosting of the Sault Ste. Marie portal;
 - The Sault Community Career Centre will assist on matters concerning research and content, to be delivered by its "New to the Sault" project team.
- With the completion of initial development and startup expenses, the City anticipates that its total direct annual expenses in Years 3 and 4 will be approximately \$150,000 over the two years:
 - This includes \$100,000 for staffing and \$30,000 towards site hosting fees and connectivity and \$20,000 for incidentals.
- In addition, the Sault Community Career Centre will provide further in-kind support in the form of staff time and overhead related to the fulfillment of its role in the project.
- The City commits to guaranteeing funding of its direct costs but will develop and launch a community partnership program to offset some of these:
 - Numerous community partners from the private and not-for-profit sectors have indicated their willingness to become financial sponsors and partners for this specific initiative including major industry.
 - Irrespective of funds raised from community partners, the City will contribute a minimum of \$40,000 over two years from its Economic Development Fund and its Ontario Works Program.

The following supporting documentation has been included with this addendum agreement:

- Copy of Sault Ste. Marie City Council resolution confirm the City's undertaking to act as the host and guarantor for the web portal for the balance of the current term of Council (i.e. for a total period of 4 years contingent on confirmation of funding from the Ministry for the initial 2 year budget as proposed in our application);
- Copy of letter of commitment from the Sault Community Career Centre outlining its specific commitments and roles.



5(j)

Sault Community Career Centre

421 Bay Street, 4th Floor
Sault Ste. Marie, Ontario
P6A 1X3

Telephone: (705) 945-1600
Fax: (705) 759-3367

March 5, 2007

City of Sault Ste. Marie
99 Foster Drive
Sault Ste. Marie, ON
P6A 5X6

RE: NEWCOMER'S WEB PORTAL

To whom it may concern

As a Community Partner, this letter is in support of the development, implementation and sustainability of the NEWCOMER WEB PORTAL for Sault Ste. Marie.

As part of the vision and mandate of the Sault Community Career Centre, we, as a not-for-profit organization, is to promote and enhance immigration settlement assistance, offer employment services and opportunities along with providing community resource information.

While the City of Sault Ste. Marie is making a commitment to maintain the coordination and technical aspects of the NEWCOMER WEB PORTAL, it is in partnership that the Sault Community Career Centre is committed in taking a lead role and will provide the resources to maintain the content and keep the information relevant and current on the NEWCOMER WEB PORTAL. This community partnership offers long term sustainability and efficiency of the NEWCOMER WEB PORTAL for Sault Ste. Marie.

Sincerely

Karol Rains - Manager; Sault Community Career Centre





Sault Ste. Marie
**ECONOMIC
DEVELOPMENT
CORPORATION**



DEVELOPMENT
Sault Ste. Marie
a division of the SSMEDC



**ENTERPRISE
CENTRE**
Sault Ste. Marie
a division of the SSMEDC



**5(j)
TOURISM**
Sault Ste. Marie
a division of the SSMEDC

March 5, 2007

Mayor John Rowswell and
Members of City Council

SSMEDC Letter of Support and Request for the City's application to the Ministry of Citizenship and Immigration for the development and operation of an Immigration Web Portal for the City of Sault Ste. Marie.

The Sault Ste. Marie Economic Development Corporation through Development Sault Ste. Marie is supporting the development and implementation of a City of Sault Ste. Marie Immigration Web Portal.

This project will help support the City's initiative to build our economy and population by attracting new immigrants whether it is to assist in our labour development efforts or in the attraction of new immigrant business.

City Council is aware of the growing demand by our community for skilled people to address our labour shortages in Sault Ste. Marie. The opportunity arose in October for the City and SSMEDC staff to approach the Ministry of Citizenship and Immigration to develop a proposal for an Immigration Web Portal for the City. An Advisory Committee was developed with community partners and a proposal was submitted to the Province.

As part of this proposal, the Province is looking to the City and community partners to help sustain the web portal over the years three and four of the project. The Province is providing full financial support for the development and operation of the Web Portal for the first two years.

The SSMEDC through Development SSM, has agreed to support the Immigration Web Portal in a number of areas:

1. The SSMEDC will support the project as a partner on the advisory committee and to ensure the economic content for this site is identified and kept current especially for years three and four;



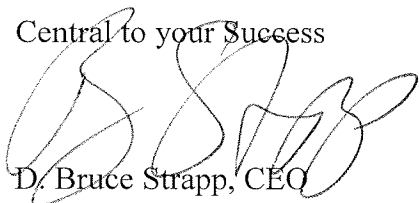
2. The SSMEDC will assist in the development of community partner contributions to support the sustainability of the web portal; and
3. The SSMEDC would request financial support from the City's Economic Development Fund (EDF) 2006 to support a contribution of \$20,000 (one-time request – current balance of \$46,000) to support the sustainability of the web site for years three and four.

Recommendation

The SSMEDC CEO recommends to City Council the following:

1. That the City of Sault Ste. Marie Council support the application to the Ministry of Citizenship and Culture for the Immigration Web Portal;
2. That the City of Sault Ste. Marie Council supports \$20,000 from the City EDF 2006 to support the sustainability of the Web Portal in the third and four year of operation.

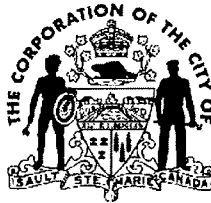
Central to your Success



D. Bruce Strapp, CEO

Cc: SSMEDC Board of Directors
Joe Fratesi, CAO, City of Sault Ste. Marie
Immigration Web Portal Advisory Committee

NICHOLAS J. APOSTLE
COMMISSIONER COMMUNITY SERVICES



COMMUNITY SERVICES DEPARTMENT
Community Centres and Marine Facilities Division
Municipal Day Nurseries Division
Recreation & Culture Division

2007 03 12

Mayor John Rowswell
and Members of City Council

COMMUNITY HERITAGE ONTARIO CONFERENCE

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

The members of the Sault Ste. Marie Municipal Heritage Committee view the annual Community Heritage Ontario Conference as a valuable training opportunity for members. Normally each year, one member from the Committee attends this conference. This year the conference will be held in Guelph, Ontario during the month of May.

On March 1, 2006 the Sault Ste. Marie Municipal Heritage Committee passed the following resolution:

Moved by: B. Ewing

Seconded by: A. MacGregor

"Resolved that the Members of the Sault Ste. Marie Municipal Heritage Committee request that City Council approve the registration of Mr. R. Kinghorn, at the Annual CHO/ACO/CAPHC Conference at Guelph Ontario; further that Mr. Kinghorn be appointed as the Sault Ste. Marie designate at the conference; and further that Mr. Kinghorn's attendance be subsidized for an amount not to exceed the \$700.00 in the Travel and Training Budget of the Municipal Heritage Committee."

CARRIED

Recommendation

It is recommended that Council approve the resolution from the Sault Ste. Marie Municipal Heritage Committee approving Mr. Roger Kinghorn's attendance at the Annual CHO/ACO/CAPHC Conference at Guelph, Ontario in May, 2007.

Respectfully submitted,

Nick Apostle
Commissioner Community Services

jb/council/mhc travel to cho

attachments

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

OPPORTUNITY KNOCKS

Heritage Conservation Conference
Guelph, May 11-12, 2007



SPONSORED BY

- Community Heritage Ontario
- Architectural Conservancy of Ontario
- Canadian Association of Professional Heritage Consultants

The City of Guelph and Wellington County invite you to the 2007 Heritage Conservation Conference:
Opportunity Knocks - Seizing New Opportunities and Organizing for Action.

As well as continuing the successful partnership between CHO and ACO, the 2007 conference welcomes the addition of the Canadian Association of Professional Heritage Consultants (CAPHC). We have established a new name, Heritage Conservation Conference, and registered a website: www.heritageconference.ca

■ Municipal practitioners, the Ministry of Culture, and other ministries will profile what they are doing to implement recent heritage provisions. The 2005 amendments to the Ontario Heritage Act present the opportunity to rejuvenate the heritage community. The provincial Places to Grow initiative also has an impact on heritage. We are planning to provide new ideas and skills that can be adopted by heritage practitioners to further the "Culture of Conservation" in Ontario.



■ The conference will also consider rural heritage and what can be done to preserve important features like barns and cultural heritage landscapes.

■ A special feature is the Presidents' Forum, a roundtable session exploring how the sponsoring organizations can work together more effectively on heritage matters.

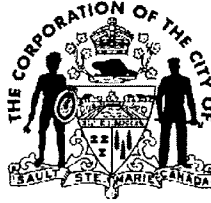
■ Walking tours and field trips are planned to sample the rich heritage of Guelph and the surrounding region.

Join us May 11-12, 2007, in the historic city of Guelph to celebrate a new renaissance for heritage. Municipal heritage committees and others are sure to gain a practical knowledge that they can use in their municipalities.

Program and registration forms are now available. Please visit the conference website and www.communityheritageontario.ca for updated information.



NICHOLAS J. APOSTLE
COMMISSIONER COMMUNITY SERVICES



COMMUNITY SERVICES DEPARTMENT
Community Centres and Marine Facilities Division
Municipal Day Nurseries Division
Recreation & Culture Division

2007 03 12

Mayor John Rowswell
and Members of City Council

Steelback Centre - Request from the Sault Area Hospital Foundation

The Foundation would like to use the Steelback Centre to host an appreciation function that they are planning for early May. In order to reduce their costs and have the function fall within their budget they are requesting that the rental rate be waived. They are prepared to pay all of the relevant expenses that would be associated with the facility for this event.

Previous Councils have approved similar requests on a case-by-case basis for user groups where there are special circumstances. Given the City's close relationship with the Sault Area Hospital Foundation and their fundraising for the new hospital, staff would be able to support their request.

Recommendation

It is recommended that the request from the Sault Area Hospital Foundation to have the rental fee for the Steelback Centre waived for their May 2007 Appreciation Function be approved.

Respectfully submitted,

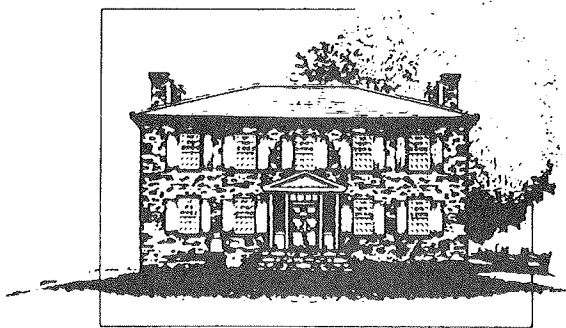
Nicholas J. Apostle
Commissioner Community Services

jb/council/sah steelback centre

cc: N. Fera, Manager Community Centres & Marine Facilities

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer



Ermatinger • Clergue National Historic Site

2007 03 12

Mayor John Rowswell
and Members of City Council

N.O.H.F.C. Application for Youth Internship at the Ermatinger•Clergue National Historic Site

In review of the strategic plan for the City of Sault Ste. Marie, coupled with the directions in the strategic plan for the Ermatinger•Clergue National Historic Site, it has become evident that the Ermatinger•Clergue National Historic Site look at options for acquiring additional human resources in order to complete the outcomes required. The strategic directions that will be met through the proposed application are:

- 1) To foster customer service through a comprehensive evaluation / customer satisfaction process;
- 2) To establish a formal Customer Service Manual for the programs and services of the Ermatinger•Clergue National Historic Site; and
- 3) To assist the Board with the formulation of the "Friends of" group for the Ermatinger•Clergue National Historic Site.

Through the Northern Ontario Heritage Fund Corporation, the Youth Internship Program offers financial assistance to hire recent graduates so that they may be provided with new skill development opportunities and have an avenue in which they may gain valuable work experience in their related field, all which should serve as a springboard to a successful career.

N.O.H.F.C. offers 90 per cent contribution of a recent Northern Ontario graduate's salary for public sector employers. With this application, the further 10 per cent and the employer benefits, vacation, and W.S.I.B. will be found within the current operational allocated budget for the E.C.N.H.S. 2007 year - wages and benefits part-time employees.

Application was submitted on February 19, 2007 with the approval of J. Luska, Commissioner of Human Resources.

A copy of the Application Form and the Job Description are attached. The full application package can be obtained from K. Fisher, Curator.

Respectfully submitted,

Kathy Fisher
Curator, Ermatinger•Clergue National Historic Site

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

NOHFC Application Form

Northern Ontario Youth Internship and Co-op Program

5(m)

Program Component being applied to: (Check one only)							
Co-op Placement:		☐ Fall		☐ Winter		☐ Summer	
Internship:		☒ X					
Applicant Name (Exact Legal)							
Corporation of the City of Sault Ste. Marie – Historic Sites Board – for the Ermatinger•Clergue National Historic Site							
Operating As (If Applicable)							
Ermatinger•Clergue National Historic Site							
Date Business Registered/Incorporated And Registration # 1961 – for the Historic Sites Board Canada Revenue # 122-02-3120 RP0001				Under Laws Of			
Mailing Address: 99 Foster Drive, P.O. Box 580			City or Town: Sault Ste. Marie, Ontario			Postal Code: P6A 5N1	
Telephone Number: (705) 759-5443 Ermatinger•Clergue Site			Fax Number: (705) 541-7023 Ermatinger•Clergue Site			Email Address: Old.stone.house@cityssm.on.ca	
Project Location: 831 Queen Street East				Lead Contact: Mrs. Kathy Fisher, Curator			
Type of Organization:							
☐ For-Profit Corporation		☒ Municipality		☐ Not-for-Profit Corporation			
☐ First Nation		☐ Other Please specify: _____					
Number of Employees: 1 Full Time Curator 2 Seasonal Staff				Number of years in business: 40 years for Historic Sites Board – governing body appointed by Council			
Type of workplace safety insurance:				Liability Insurance:			
X WSIB Acct.#800333				☐ Alternate workplace safety insurance coverage \$15,000,000 Comprehensive General Liability Amount:			
Type of Business:							
☐ Health Care		☐ Social Services		☐ Value-added manufacturing			
☐ Telecommunications		☐ Bio-Technology		☐ Emerging technologies			
X Other		Explain: __Public Sector - Municipal__		☐ Environmental Sciences			
Job Profile (Please complete either A or B)							
(A) Co-op Placements							
Job Title	Expected Start Date	Expected End Date	# of weeks	Hours per week	Hourly Rate Paid to Student*	Total Paid to Student*	Requested Subsidy
Note: Amount requested from NOHFC cannot exceed 50% of hourly rate, to a maximum of \$6.00 per hour. Cost of benefits are the responsibility of the applicant.							
(B) Internships							
Job Title	Expected Start Date	Expected End Date	# of weeks	Hours per week	Total Salary Paid	Requested Subsidy	
Special Projects - Customer Service, Marketing, and Interpretation	April 16, 2007	December 21, 2007	36	35	\$12,663	\$11,397	
Note: Amount requested from NOHFC, combined with funding from other sources cannot exceed 50% of annual salary for for-profit-corporations and 90% of annual salary for not- for-profit corporations, First Nation communities and municipalities, to a maximum contribution of \$27,500. Cost of benefits are the responsibility of the applicant.							

Other Sources of Funding

Will you be receiving funding from any other government source for this position? ☐ Yes ☒ No *If yes, indicate source of funding and amount.*
 Source: _____ Amount (\$): _____

Benefits

Describe the anticipated impact and benefits for the intern/student, including the long-term employment potential with your organization or another.

- To provide first-time employment in a related field to recent graduate from Northern Ontario
- Intern will gain experience in related field that will serve as a springboard to a successful career
- Activities undertaken in this project will be geared to the economic development of the Ermatinger•Clergue National Historic Site through the development of a more comprehensive and packaged presentation of services, marketing and evaluation.
- Skills developed and application of knowledge learned: research of markets, cultural analysis, public relations, marketing & advertising, analysis of social & recreational trends from a more globalization and the impact on local attractions especially in Northern Ontario, practical applications of customer surveys and then the methodology of the statistics from such, application of computing and communications software.
- To provide the Ermatinger•Clergue National Historic Site with a valued resource which will develop and implement customer satisfaction surveys and statistical analysis from the indicators
- To provide the ECNHS with an analysis of markets and development of marketing tools.
- To analyze the methods of interpretation at the Site and how this information is disseminated to the audience, and then assist in developing other forms of interpretation not currently in use, and also to develop ways in which this information can be provided for those requiring alternatives to meet their needs: i.e.: large print for visually impaired.
- To assist the Board in organizing, developing, and implementing a "Friends of" group through the involvement of current active volunteers.
- To assist in securing funding sources for the implementation of further development / projects required as of a result of this project.

The City of Sault Ste. Marie has always considered previous students and interns for positions that become available and have provided a number of them with full time employment.

See attached job description and application package for more details.

Status of Other Applications

Is the applicant currently applying for other programs within the NOHFC? ☐ Yes ☒ No *If yes, provide information.*

If the applicant has previously received assistance under the Internship/Co-op Program has that assistance concluded? ☐ Yes ☒ No

The Ermatinger•Clergue National Historic Site has not previously participated in this program.

If yes, provide the employment status of the Intern/Co-op hired with the previous assistance.

- Has the intern been hired full-time by this organization? ☐ Yes ☒ No
- Has the intern secured full-time employment elsewhere as a result of the training received? ☐ Yes ☒ No
- None of the above. ☐ Yes ☒ No

Certification

As the lead contact and as an authorized signing officer of the Applicant, I certify to the Northern Ontario Heritage Fund Corporation (NOHFC) that the information contained in this application, which includes the supporting documentation submitted herewith, is true and complete in all respects. I also certify that the proposed position as outlined above is a new position. If NOHFC discovers that this application contains a material misrepresentation, this application shall be deemed to be withdrawn immediately by the Applicant.

The Applicant agrees to provide any additional information that NOHFC or its authorized program administrator may reasonably require for purposes of assessing this application and administering the Program.

Authorized Signature

Date

Name (Print)

Title

Applications must be completed and submitted to:
 Northern Ontario Heritage Fund Corporation
 70 Foster Drive, Suite 200
 Sault Ste. Marie, Ontario P6A 6V8
 Telephone: 1-800-461-8329 or 705-945-6700
 Fax : 705-945-6701 Email nohfc@ndm.gov.on.ca

5(m)

Has your organization received any other government funding for this position? ☐ Yes ☒ No If yes, indicate source of funding and amount.
Source: Amount (\$):

Benefits

Describe the anticipated impact and benefits for the intern/student, including the long-term employment potential with your organization or another.

- To provide first-time employment in a related field to recent graduate from Northern Ontario
- Intern will gain experience in related field that will serve as a springboard to a successful career
- Activities undertaken in this project will be geared to the economic development of the Ermatinger-Clergue National Historic Site through the development of a more comprehensive and packaged presentation of services, marketing and evaluation.
- Skills developed and application of knowledge learned: research of markets, cultural analysis, public relations, marketing & advertising, analysis of social & recreational trends from a more globalization and the impact on local attractions especially in Northern Ontario, practical applications of customer surveys and then the methodology of the statistics from such, application of computing and communications software.
- To provide the Ermatinger-Clergue National Historic Site with a valued resource which will develop and implement customer satisfaction surveys and statistical analysis from the indicators
- To provide the ECNHS with an analysis of markets and development of marketing tools.
- To analyze the methods of interpretation at the Site and how this information is disseminated to the audience, and then assist in developing other forms of interpretation not currently in use, and also to develop ways in which this information can be provided for those requiring alternatives to meet their needs: i.e.: large print for visually impaired.
- To assist the Board in organizing, developing, and implementing a "Friends of" group through the involvement of current active volunteers.
- To assist in securing funding sources for the implementation of further development / projects required as of a result of this project.

The City of Sault Ste. Marie has always considered previous students and interns for positions that become available and have provided a number of them with full time employment.

See attached job description and application package for more details.

Status of Other Applications

Is the applicant currently applying for other programs within the NOHFC? ☐ Yes ☒ No If yes, provide information.

If the applicant has previously received assistance under the Internship/Co-op Program has that assistance concluded? ☐ Yes ☒ No
The Ermatinger-Clergue National Historic Site has not previously participated in this program.

If yes, provide the employment status of the Intern/Co-op hired with the previous assistance.

- Has the intern been hired full-time by this organization? ☐ Yes ☒ No
- Has the intern secured full-time employment elsewhere as a result of the training received? ☐ Yes ☒ No
- None of the above. ☐ Yes ☒ No

Certification

As the lead contact and as an authorized signing officer of the Applicant, I certify to the Northern Ontario Heritage Fund Corporation (NOHFC) that the information contained in this application, which includes the supporting documentation submitted herewith, is true and complete in all respects. I also certify that the proposed position as outlined above is a new position. If NOHFC discovers that this application contains a material misrepresentation, this application shall be deemed to be withdrawn immediately by the Applicant.

The Applicant agrees to provide any additional information that NOHFC or its authorized program administrator may reasonably require for purposes of assessing this application and administering the Program.

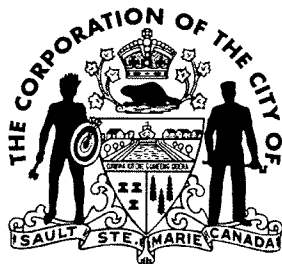
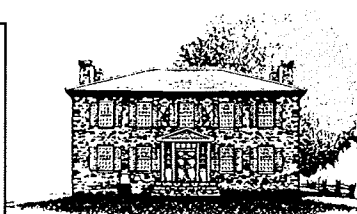
Authorized Signature

Date

Name (Print)

Title

Applications must be completed and submitted to:
Northern Ontario Heritage Fund Corporation
70 Foster Drive, Suite 200
Sault Ste. Marie, Ontario P6A 6V8
Telephone: 1-800-461-8329 or 705-945-6700
Fax: 705-945-6701 Email nohfc@ndm.gov.on.ca

**JOB DESCRIPTION****NOHFC YOUTH
INTERNSHIP****SPECIAL PROJECT**

JOB TITLE: Special Projects Assistant - Customer Service

DEPARTMENT: Community Services Department

DIVISION: Recreation & Culture

LOCATION: Ermatinger•Clergue National Historic Site
831 Queen Street East, Sault Ste. Marie, ON

DATE PREPARED: February 6, 2007

PRIMARY FUNCTION

Under the direction of the Curator, to research, design, survey and compile customer satisfaction, for the Ermatinger•Clergue National Historic Site, and to assist in the planning and coordination of changes in service delivery.

DUTIES & RESPONSIBILITY***Project Specific***

1. To research and conduct a market/cultural analysis specific to E.C.N.H.S. in order to categorize the various groups receiving and delivering service.
2. To research global and local tourism trends and analyze the impact / comparison to E.C.N.H.S. visitation.
3. To research, develop, and implement customer satisfaction report through the compiling of administered surveys and evaluations from general visitors, groups, schools, volunteers and Board members.
4. To review with staff and Board the results of the report and make recommendations for changes in service delivery.

5. To review and research the marketing and advertising for the customer groups, and make recommendations on new possibilities or changes in delivery.
6. To assist in the implementation/design and production, of information for those individuals who have specific accessibility requirements, i.e.: guide sheets of the Site in large print for visually impaired.
7. Assist in the development of a Customer Service manual for the E.C.N.H.S.
8. Assist the Historic Sites Board with the administrative duties that directly relate to the formulation of a "Friends of" group for the E.C.N.H.S.

General Duties

1. Ensures procedures are followed according to City & Site Policies.
2. Maintains accurate records and files.
3. Prepares all reports assigned.
4. Forwards all documentation, correspondence and information to the Curator prior to completion.
5. Maintains a working knowledge of the City's Health & Safety Policy and Procedures.
6. Function as a costumed interpreter during some events and tours in order to appropriately administer customer satisfaction surveys.
7. Maintain liaison with staff, Board, volunteers and partners (4 Culture, School Boards Curriculum Advisors, Cultural, and Historic partners or affiliates).
8. Assist in the promotion of events, workshops, and daily happenings, in order to test and analyze the effectiveness of marketing tools.
9. Maintain an understanding and knowledge of historic sites, museums, and their operations.
10. Perform other related duties as may be required.

EDUCATION

- Post Secondary education in Sociology, Human Resources, Marketing & Promotion, or other related fields to Museums, Culture and Recreation.
- Some courses pertaining to: Work & Industry, Advertising and Society, Methodology for Statistics, Human Resources, Tourism, and Computers.

EXPERIENCE

- Demonstrated ability to work independently and in a team environment.
- Demonstrated ability to prepare formal reports, statistical / indicator reports, and disseminate the results to the stakeholders.
- Working knowledge of various software applications: i.e.: Microsoft Office, Excel, Access, Outlook, Internet and Web Sites, and general office equipment.

OTHER REQUIREMENTS

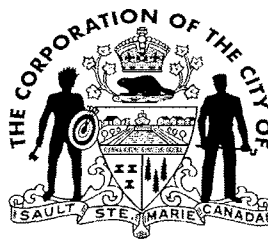
- Good administrative, communicative and leadership skills.
- Valid drivers license.
- Strong computer skills.
- Excellent written and verbal skills.
- Willingness to take initiative and be a self-starter.
- Physical demands of the job may require working in heat, sun, climbing stairs, bending, and standing.
- Hours of work may vary. Generally Monday to Friday 8:30 a.m. to 4:30 p.m. Some weekends and evenings may be required.

5(n)

Fire Chief Lynn D. McCoy

Division Heads:

Paul Milosevich – Prevention
Marcel Provenzano - Suppression
David Stokes – EMS
Jim St. Jules – Support Services



Emergency Direct "911"
Emergency Phone (705) 949-3333
Business Phone (705) 949-3335
Fire Prevention Phone (705) 949-3377
Emergency Medical Services (705) 949-3387
Fax Phone (705) 949-2341

FIRE SERVICES
72 Tancred Street
Sault Ste. Marie, Ontario
P6A 2W1

March 12, 2007

Mayor John Rowsell and
Members of City Council

Re: Small Vehicle Purchase – Fire Services

The lease on a 2003 Ford Windstar van assigned to the Assistant Fire Chief – Fire Suppression has reached the end of its term.

Fire Services' staff has investigated options to replace the vehicle including: leasing another van, purchasing a new van, or purchasing the existing vehicle.

Financial Services' staff reviewed the figures and has determined that both purchase options are more favourable financially compared to leasing another vehicle. They have also advised the decision to buyout the lease vehicle vs. a new vehicle should be based upon the reliability of the used vehicle over the next several years.

Recommendation:

Fire Services has three other 1998 Windstar vans in service with average mileage of 100,000 kilometers. These vehicles are expected to provide several more years of dependable service. Fire Services' mechanical staff assessed the 2003 Windstar and has determined the vehicle is in good condition with low mileage (approximately 40,000 kilometers). Based upon past experience, staff anticipates the 2003 van will also provide the same level of reliable service for a number of years to come.

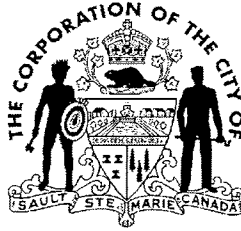
Therefore, it is recommended the City purchase the 2003 Ford Windstar from Maitland Lewis Motors for \$10,900 plus applicable taxes and that the funds to cover the purchase come from the Fire Capital Equipment Reserve account.

Respectfully submitted for the consideration of Council,

Lynn D. McCoy
Fire Chief

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer



File No. A.3.5.2

**REPORT TO: Mayor John Rowswell and
Members of Council**

**FROM: Lorie Bottos
City Solicitor**

DATE: 2007 03 12

**RE: Amendments to the Procedure By-law Flowing From the Special
Council Meeting on January 22, 2007**

Appearing on your agenda this evening is By-law 2007-31. It implements changes Council directed staff to make in the Procedure By-law at the January 22nd Council meeting.

One additional change comes from the recent amendment to the Municipal Act which requires that the Procedure By-law set out how notice of meetings of Council, local boards and committees is to be given. The new sub-section 3 (4) of the By-law does that. Notice of meetings will be given on the City web page. This provision in the Municipal Act (section 238) excludes Police Service Boards and Library Boards from the requirement that they give notice of their meetings through the City. Those boards have their own procedure for giving notice of their meetings under their respective pieces of legislation.

Yours truly,

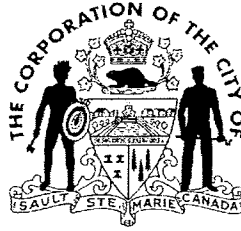
Lorie Bottos
City Solicitor

LAB/np

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

File No. C.1.7



**REPORT TO: Mayor John Rowswell and
Members of Council**

DATE: 2007 03 12

**RE: Council Resolution Passed January 15 regarding
Airport Emergence Response Measures**

Purpose

The purpose of this report is to respond to the attached Council Resolution.

Attachments

1. Council Resolution dated January 15, 2007
2. Letter from Terry Bos, Airport Manager, to Joe Fratesi dated December 20, 2006

Comments

On February 9th, 2007, Chief McCoy, Assistant Fire Chiefs Marcel Provenzano and Jim St. Jules and I met with Airport Manager, Terry Bos and the lawyer for the Sault Ste. Marie Airport Development Corporation, Frank Sarlo. The meeting was as a follow up to the Council Resolution. At that meeting we decided that I would draft an agreement between the City and the Sault Ste. Marie Airport Development Corporation to set out the responsibilities of both the Airport and City.

As indicated in Mr. Bos' December 20th letter to the CAO, Transport Canada changed the regulations as of June 30th of last year so that only airports with passengers in excess of 180,000 are required to provide on site airport rescue and fire fighting services. The passenger count at the Sault Ste. Marie Airport is well under that at 125,000 passengers. This puts the Sault Ste. Marie Airport in the same category as about 95% of the other airports in the country.

The agreement that will come to a future Council meeting will identify that the airport will keep in its name the one remaining main piece of firefighting equipment being a fire fighting vehicle. Further the airport will keep the insurance on the truck as well as maintain the truck and keep it supplied. It will also set out what training will be provided to our City fire fighters. The Airport will be responsible for its employees and the City will be responsible for its own employees. Of course, all support at the Airport by the City fire fighting crews will be conditional upon other demands being made at the same time elsewhere in the City. The Airport will provide to the Sault Ste. Marie Fire Services a copy of its current Emergency Plan as well as all updates. The two parties will meet perhaps every 6 months to review the operations.

Mr. Bos advised those of us at the meeting that trained Airport employees are on duty from April 1st to November 11th, Monday to Friday from 7 a.m. to 3:30 p.m. From November 12th to March 31st, the crews are on duty from 4:30 a.m. to 9:30 p.m. 7 days per week excluding statutory holidays.

This report is provided to Council for information. An agreement will be prepared between the Airport and the City and will be presented at a future Council meeting, probably within the next two months.

Yours truly,

A handwritten signature in black ink, appearing to read "Lorie Bottos". The signature is fluid and cursive, with the first name "Lorie" and last name "Bottos" clearly distinguishable.

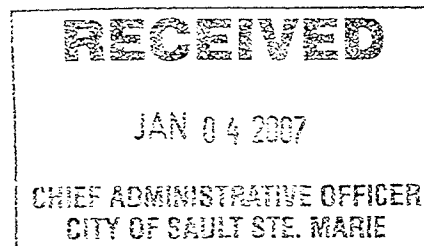
Lorie Bottos
City Solicitor

LAB/np

cc: Chief Lynn McCoy, Sault Ste. Marie Fire Services

December 20, 2006

Joe Fratesi, CAO
City Hall
P.O. Box 580 – Civic Centre
Sault Ste. Marie, ON
P6A 5N1



Dear Mr. Fratesi:

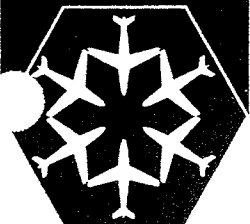
Re: Sault Ste. Marie Airport Emergency Response Measures

The Sault Ste. Marie Airport Development Corporation would like to formally advise the city that effective June 30, 2007 the Sault Ste. Marie Airport will no longer have an on-site Aircraft Rescue and Fire Fighting unit.

CAR 303 regulations were revised effective June 30, 2006, see attached. Under the new regulations only airports with passengers in excess of 180,000 as of June 30, 2007 will be required to provide on-site service. As you can see from our attached passenger levels the Sault Ste. Marie Airport falls well below this level with current passenger counts of under 125,000 and we have yet during the period of our ownership to attain the minimum level to comply with the above regulations. Without this compliance the airport will not be in a position to receive any funding from Transport Canada, or the carriers for assistance in covering the costs associated with providing aircraft rescue and fire fighting services. The SSMADC is in no position to absorb this financial responsibility.

I have had some preliminary discussions with the City's Fire Chief comprising of roles and responsibilities, training, service costs etc. The city presently serves as primary call out on all non aviation emergencies at the airport, and there is an expected reliance on the city, once the aviation emergency is terminated.

Administratively we will be revising our Emergency Response Plan to replace the service as a 9-1-1 assistance. These amendments will take a period of time to complete and a revised Emergency Response Plan will be provided to the city when completed. Attached you will find correspondence from Transport Canada in regards to a NFPA that deals with the requirements in dealing with an Aircraft Rescue and Fire-Fighting Operation. The required response time is similar to requirements of the City's Fire Department attending to an aircraft emergency anywhere inside of the community.

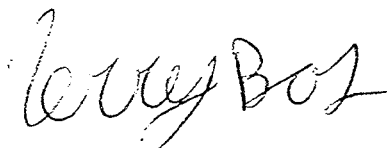


5(P)

We presently have two major fire fighting vehicles and we are in the process of selling one. Our primary truck is in good condition and has a reasonable life expectancy of ten to fifteen years. This vehicle is used as the main equipment for fire fighting. SSMADC is prepared to donate this vehicle to the City of Sault Ste. Marie for its use. If you are not interested in receiving this vehicle as a donation, we will be putting this unit up for sale. If you do accept the Fire Truck as a donation the Sault Ste. Marie Airport Development Corporation will not be responsible in anyway nor provide any maintenance or upkeep on the vehicle.

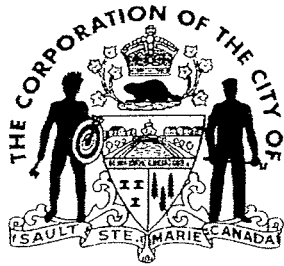
Thank you for the continued cooperation that the airport receives from the City of Sault Ste. Marie and I look forward to finalizing this arrangement.

Yours truly,

A handwritten signature in black ink, appearing to read "Terry Bos". The signature is written in a cursive, flowing style.

Terry Bos
Airport Manager

CC: Chief Lynn McCoy



CITY COUNCIL RESOLUTION

5(p)

Agenda Item

Date: January 15, 2007

MOVED BY

Councillor

S. Butland

SECONDED BY

Councillor

F. Manzo

Resolved that the letter from the Airport Manager, Sault Ste. Marie Airport Development Corporation dated 2006 12 20 concerning the Airport Emergency Response Measures be accepted as information and REFERRED to the City Solicitor and Fire Chief for review, comments and recommendation back to City Council; and that the Airport Manager be requested to attend the Council meeting when this matter is scheduled.



CARRIED



DEFEATED



AMENDED



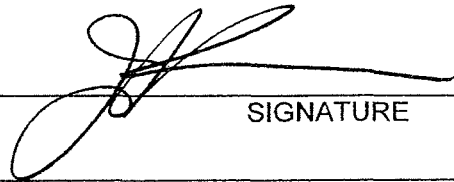
DEFERRED



REFERRED



OFFICIALLY READ NOT DEALT WITH


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.



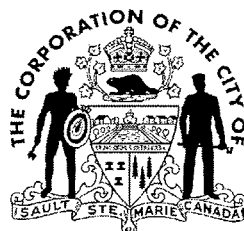
Cons. Authority



5(9)

LORIE BOTTOS
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR



**LEGAL
DEPARTMENT**

P.4.5.290

REPORT TO: Mayor John Rowswell
and Members of Council

REPORT FROM: Lorie A. Bottos
City Solicitor

DATE: 2007 03 12

SUBJECT: Transfer of Property and Chattels from the Federal
Government to the City – Bellevue Marina

Over the last 3 years the City has been negotiating with the Province and the Federal Government for the transfer of property in the area of Bellevue Marina. The City has been leasing the Marina basin and adjoining property from the Federal Government. Some property will be transferred to the City outright. The Federal Government will also be transferring some property to the Province. The City will then be leasing from the Province.

The main point of these transfers is for the Federal Government to withdraw from any involvement in smaller harbours and marinas such as the Bellevue Marina. The matter will then be left between the Province and the municipality for any property that is still Provincially owned.

Another advantage of this transfer is that for the property that the City will be leasing from the Provincial Government (which is basically the marina basin) the rental rate will be significantly lower than the City was previously paying to the Federal Government for that same property.

To give effect to the transfer are two documents appearing on your By-law Agenda this evening. They are:

1. The transfer of the property itself. This document is attached to By-law 2007-42 Council should be aware that the Deed contains a covenant requiring the City to continue maintaining a public harbour at Bellevue Marina at substantially the same level of operations as now exists for a period of five years from the date the Deed is registered. If the City fails to do that the City is required to pay to the Federal Government the sum of \$260,000.00.

2. The Bill of Sale provides for the transfer of the infrastructure consisting of the breakwater launching ramp and floating dock system. The Bill of Sale is attached to By-law 2007-43. The Bill of Sale contains a covenant the same as the one in the Deed.

RECOMMENDATION

Both By-laws 2007-42 and 2007-43 are recommended for Council's approval.

Yours truly,



Lorie A. Bottos

City Solicitor

LAB:bb

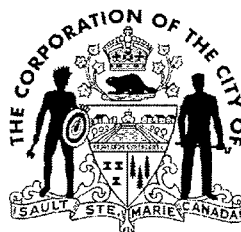
RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

LORIE BOTTOS
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR



LEGAL DEPARTMENT

P.4.6.379

REPORT TO: Mayor John Rowswell
and Members of Council

REPORT FROM: Lorie A. Bottos
City Solicitor

DATE: 2007 03 12

SUBJECT: Proposed City Sale of 605 Third Line East
to 1187839 Ontario Limited

On January 15th, 2007 by passing By-law 2007-3, Council approved the sale of 4.24 acres at 605 Third Line East to 1187839 Ontario Limited. One of the standard covenants in the sale of land in the Industrial Park is:

"The Transferee shall start construction of a building with a floor area of not less than 12,000 square feet within one year after the date of closing of this transaction. Completion of the building or buildings shall mean the date on which the building or buildings are occupied and used for the intended commercial purpose. If within one year after the registration of the deed in this transaction, the Transferee has not completed construction of a building in accordance with this clause, the Transferor shall have the option, which option is hereby granted to the Transferor by the Transferee for good and valuable consideration, to repurchase the lands and to receive a conveyance thereof, free of any encumbrances, for the consideration set out in Block 4 on the Transfer/Deed, such option to be exercised by the Transferor within 90 days after the expiration of one year from the date of registration of the Transfer/Deed in the transaction."

The purchaser was advised of this requirement.

I have now received a letter from Mr. Bob Dumanski, solicitor for the numbered company, stating that his client wants two years to build a building instead of one year. The owner of the numbered company, Ivan Champagne, plans to bring services in this year and construct a building in 2008.

RECOMMENDATION

The property was available for quite some time and no one expressed an interest in it. Once it was advertised there was a phone call from a company expressing an interest.

My recommendation to Council is that the City agree to allow 1187839 Ontario Inc. (or any other purchaser as directed by that numbered company) to have two years to build a building instead of one year. If the purchaser does not build a building within two years then the property is conveyed back to the City at the original purchase price.

Yours truly,



Lorie A. Bottos
City Solicitor
LAB:bb

RECOMMENDED FOR APPROVAL

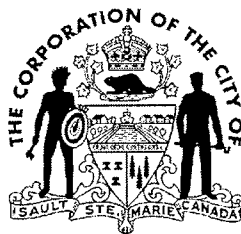


Joseph M. Fratesi
Chief Administrative Officer

5(s)

LORIE BOTTOS
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR
File No.: A.3.3.



**LEGAL
DEPARTMENT**

**Report To: Mayor John Rowswell and
Members of Council**

Date: 2007 03 12

**From: Lorie Bottos
City Solicitor**

Re: Revised By-law regarding the duties of the Chief Administrative Officer

On December 12, 2005, City Council passed a resolution establishing a Committee of 3 Council members to review the job description By-Law 80-380 for the Chief Administrative Officer (CAO). The members of the Committee were Councillors Hayes, Mick and Amaroso with Donna Irving, Bill Freiburger and I as staff resource persons. Councillor Myers replaced Councillor Amoroso. The Committee has met a number of times in the past 15 months.

I am attaching a copy of the By-law we were reviewing (By-law 80-380). By-law 2007-48 appears on your agenda this evening. As part of our review were obtained copies of similar By-laws from Thunder Bay, Greater Sudbury, London and North Bay.

One change in the By-law is that the duties of the CAO have been grouped under headings. Also, Section 2 of the By-law sets out the "shall" duties while Section 3 sets out the "may" duties of the CAO. Section 2 (x) is a significant new section that requires reporting to Council by the CAO with respect to expenditures at 6, 9, and 12 month intervals. Also, with capital projects having a value in excess of \$250,000 reports to Council at the mid-point are required and also if staff is of the opinion that the cost of the project is going to exceed the approved budget amount. The CAO is required to meet with department heads regularly and the Head of Council as required or as directed by Council (Section 2 (e)). Section 2 (j) requires the CAO provide all necessary information and advice to Council for purposes of decision making and approving By-laws. Section 3 (e) allows the CAO to participate in the volunteer sector in the name of the Corporation subject to Council approval.

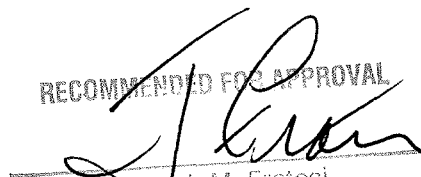
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Those are the major changes in the By-law. By-law 2007-48 is recommended to Council by the Council Committee.

Yours truly



Loris Bottos
City Solicitor



RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

LAB/np

Attachment - By-law 80-380

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 80-380

ADMINISTRATOR: (A.3.3) A by-law to repeal By-laws 4519, 74-18 and 74-69 and to establish the office of City Administrator.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, pursuant to Section 214 and paragraph 63 of Section 352 of The Municipal Act, R.S.O. 1970, c.284 ENACTS as follows:

1. There is hereby re-established the position of City Administrator, hereinafter referred to as the "Administrator", who shall be the chief administrative officer of the City and responsible only to the Council.
2. The Administrator shall:
 - (a) co-ordinate the civic administration in accordance with the policies and plans approved and established by the Council;
 - (b) co-ordinate and direct the preparation of plans and programs to be submitted to the Council for the construction, maintenance, development and improvement of civic properties, facilities and services;
 - (c) co-ordinate, direct and broadly supervise the implementation of all programs approved by the Council;
 - (d) compile, consider, prepare and present to the Council for adoption recommendations arising from departmental operations, and, with the advice and assistance of the City Solicitor proposed by-laws and resolutions to give effect to such recommendations as are adopted by the Council;
 - (e) direct the preparation and compilation of, and present to the Council, the annual estimates of revenues and expenditures and the capital budget;
 - (f) exercise general financial control over all civic departments in terms of approved appropriations;
 - (g) control all civic purchasing as approved by Council;
 - (h) submit all accounts in statement form at the next following meeting of the Council for approval before payment is made;
 - (i) direct collective bargaining with all direct City employees other than members of the Police Department, recommend to the Council agreements concerning wages, salaries and working conditions, and, upon approval by Council, administer such agreements, and in general be responsible for wage and salary administration subject to normal grievance procedures;
 - (j) supervise all civic officers and employees in the performance of their duties in accordance with the policies set out by Council;
 - (k) present at least quarterly to the Council reports and information regarding progress and accomplishments in programs and projects, the status of revenues and expenditures, and his exercise of financial and administrative oversight and control;
 - (l) meet with departmental heads and Mayor regularly for discussion of matters of policy approved by the Council and for co-ordination of all departmental activities;
 - (m) attend all Council meetings with the right, with the consent of the presiding officer, to speak, but not to vote thereat;

- (n) receive and consider all communications from local boards and submit such communications to the Council with his recommendation thereon; and
 - (o) without limiting the foregoing, perform all other duties from time to time assigned to him by the Council.
3. The Administrator may,
- (a) for and in the name of the Corporation enter into any contract of routine occurrence involving an expenditure not exceeding \$10,000 for which provision has been made in the estimates for the current year; **(amended by By-law 84-56)**
 - (b) recommend to the Council the appointment, employment, suspension or dismissal of any departmental head;
 - (c) subject to any overriding directive by Council to appoint or employ any civic employee who is not covered by a collective bargaining agreement; further to suspend or dismiss any such employee subject to the right of such employee to appeal to the Council any such suspension or dismissal;
 - (d) appoint and employ persons as civic employees in accordance with procedures provided in the applicable collective bargaining agreement, and suspend or dismiss any such employee for cause;
 - (e) without limiting the foregoing, exercise any other power from time to time lawfully granted to him by the Council;
 - (f) for, and in the name of the Corporation, execute options to purchase property and pay deposits to secure such options. The total amount of deposits paid shall not exceed \$10,000 at any one time, and once Council has approved the property purchase, the deposit paid shall not be considered a payment under the authority of this subsection (f). In the absence or incapacity of the City Administrator, the Mayor and the City Clerk together may execute options and pay deposits in the same manner as the City Administrator, the Mayor and the City Clerk together may execute options and pay deposits in the same manner as the City Administrator; **(amended by By-law 84-56)**
 - (g) subject to the approval of Council, increase the remuneration paid to any non-union employee in accordance with and not exceeding the salary scale fixed by by-law for the job classification established for the position to which that employee was appointed.
4. Notwithstanding anything herein contained, this by-law shall not be deemed to empower the Administrator in any way whatsoever to exercise or encroach upon the legislative powers of the Council.
5. By-laws 4519, 74-18 and 76-69 are hereby repealed.
6. This by-law comes into force on the day of its final passing.

ENACTED this 20th day of October, 1980.

"NICHOLAS TRBOVICH"

MAYOR - NICHOLAS TRBOVICH

C/S

"WILLIAM G. LINDSAY"

CLERK - WILLIAM G. LINDSAY

5(s)

Office Consolidation**BY-LAW 80-380**

passed 20 October 1980
effective 20 October 1980

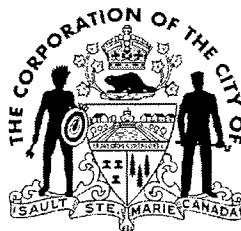
AMENDING BY-LAWS	DATE PASSED	AMENDMENT
By-law 84-56	March 26, 1984	Increases spending limit to \$10,000 in 3(a) and (f)

5(+)

LORIE BOTTOS
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR

P.4.6.364



**LEGAL
DEPARTMENT**

REPORT TO: Mayor John Rowswell
and Members of Council

REPORT FROM: Lorie A. Bottos
City Solicitor

DATE: 2007 03 12

SUBJECT: Proposed City Sale of Property Located
at Rear 71 Old Garden River Road

The City has received an Offer to purchase the 7.12 acres of City owned land located behind the Sutherland Group building. This property has been for sale for approximately 3 years. The current listing price is \$149,900.00. The original listing price was just over \$300,000. Not only were no offers received at that price, there were no expressions of interest at that price. There were a couple of calls from an interested group for a use that did not comply with the zoning. It was a church group. No price was mentioned. The preference was to maintain the industrial zone on the property.

The proposed purchaser has made an offer of \$125,000.00 for the property. The property is zoned Light Industrial (M.1). The Offer is conditional until April 23rd, 2007 upon the purchasing satisfying himself that the property is zoned to permit a use deemed satisfactory by the buyer. The buyer has not identified a use.

RECOMMENDATION

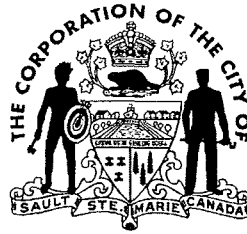
Although the offer is well below the listing price this is the only one we have had for this property in the 3 years it has been for sale. Therefore I am recommending that Council accept the Agreement of Purchase and Sale attached to By-law 2007-49 which appears elsewhere on your agenda.

Yours truly,

Lorie A. Bottos
City Solicitor
LAB:bb

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer



2007 03 12

REPORT OF THE ENGINEERING & PLANNING DEPARTMENT

PLANNING DIVISION

TO:

Mayor John Rowswell
and Members of City Council

SUBJECT:

Application No. A-27-06-Z – filed by the City of Sault Ste. Marie. Amendments to Zoning By-law 2005-150, and Special Exceptions By-law 2005-151.

Request:

That City Council approve Public Notice regarding a series of minor amendments to Zoning By-2005-150 and Special Exceptions By-law 2005-151.

Introduction

In October 2005, City Council passed Zoning By-law 2005-150 and Special Exceptions By-law 2005-151. At that time, planning staff noted that future minor amendments would be required once City staff had the opportunity to work with the By-laws on a day-to-day basis. Continually reviewing the By-laws ensures an accurate reflection of the community's changing development requirements. This report proposes the second set of minor amendments to the By-laws.

In most cases, the proposed changes are required to correct errors resulting from deleted items from the previous by-law, or to more clearly communicate the original intent of the regulations.

ZONING BY-LAW 2005-150 TEXT

1.1.3 – Accessory Use: Storage Trailers

The definition for accessory use storage trailers includes the trailer portion of a tractor-trailer unit, a transport truck, or the box or storage area of a van or utility

vehicle. Building Division has noted an influx of freight containers being converted to accessory buildings. Such freight containers are generally used by the shipping industry. The buildings are basically metal boxes, resembling the trailer portion of a transport truck, without the axles and wheels. This amendment proposes to define accessory use freight containers separately, and limit their use to Medium and Heavy Industrial Zones (M2, M3).

Accessory Use: Storage Trailers Defined

The trailer portion of a tractor-trailer unit, a transport truck, or the box or storage area of a van or utility vehicle that is used in a manner similar to an *accessory* building. *Accessory Use Storage Trailers* may not be used to accommodate work areas, shops, *office uses*, or *retail sales*.

Zones Where Permitted

Traditional Commercial Zone (C1)
General Commercial Zone (C4)
Shopping Centre Zone (C5)
Medium Industrial Zone (M2)
Heavy Industrial Zone (M3)

Accessory Use: Freight Containers Defined

Often referred to as C-Can buildings, such units are generally associated with the overseas shipping industry. Constructed of metal, the storage containers are used in a manner similar to an *accessory* building. *Accessory Use Freight Containers* may not be used to accommodate work areas, shops, *office uses*, or *retail sales*.

Zones Where Permitted

Medium Industrial Zone (M2)
Heavy Industrial Zone (M3)

Regulations for Accessory Use Storage Trailers and Freight Containers

<i>Yard Where Permitted</i>	<i>Rear Yard</i>
Minimum Distance from Any Building	4.5m
Maximum Number of <i>Accessory Use Trailers or Freight Containers</i> per Lot	3
Minimum Distance from Any <i>Lot Line</i>	9m

1.76 Repair and Maintenance Services

The definition of 'Repair and Maintenance Services' does not specifically include furniture and upholstery repair and maintenance as part of the permitted use. This amendment proposes to change the definition to specifically note that

furniture and upholstery repair and maintenance is part of the overall use defined by Section 1.76.

Section 1.44 permits 'Repair and Maintenance Services' as part of a home-based business. While furniture and upholstery repair and maintenance may be appropriate for a home-based business, the painting and varnishing of such furniture is not conducive to a residential setting. Consequently this amendment proposes to exclude the painting of any products within a home-based business.

2.25: Lot Frontage

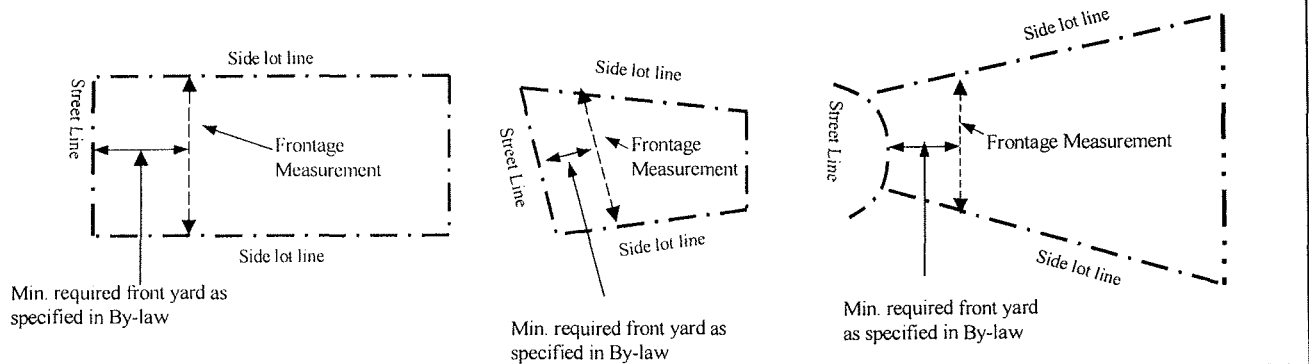
A number of problems have arisen with the technique of calculating lot frontages. The existing method of measurement does not consider some lot types that have been proposed within recent plans of subdivision. This amendment proposes to specifically define how lot frontages are calculated.

Lot Frontage Defined

The horizontal distance between the side lot lines of a lot, such distance being measured:

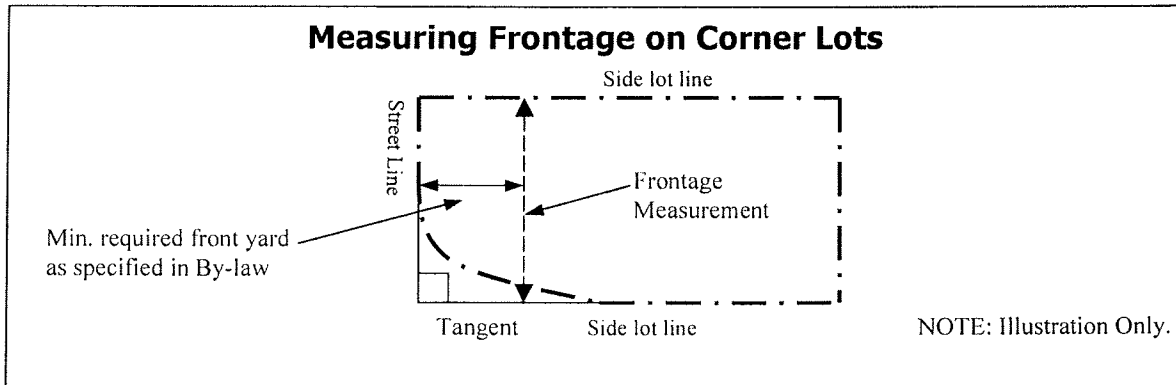
- a. Unless otherwise noted in this Section, along a line between the side lot lines and parallel to the front lot line, measured from a distance equal to the required front yard of the zone in which the lot is situated.

Measuring Frontage on Standard, Pie Shaped, and Irregular Lots

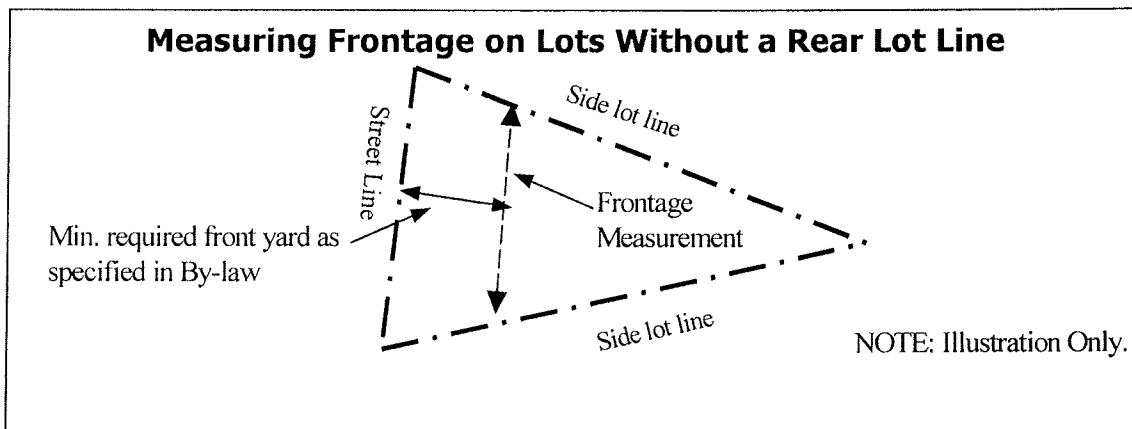


NOTE: Illustration Only.

- b. On a corner lot, where the side lot lines are not parallel, a tangent shall be drawn along the front lot line and the exterior side lot line extended to a point. Frontage shall be measured along a line parallel to the front lot line, between the side lot lines or projections thereof, measured from a distance equal to the required front yard of the zone in which the lot is situated.



- c. Where a lot does not have a rear lot line, lot frontage shall be measured along a line parallel to the front lot line, between the side lot lines, measured from a distance equal to the required front yard of the zone in which the lot is situated.



3.5.9.1.1 – Yard Calculation Where More Than One Non-Residential Zone Boundary Bisect a Lot

Where more than one zone boundary bisects a lot, the required building setbacks are presently calculated from the zone boundary, rather than the lot lines. Planning staff recommends that this provision is not required except where a non-residential zone abuts a residential zone.

For example, along the west side of Great Northern Road, there are lots with the Highway Zone (HZ) along the front, and Medium Industrial (M2) to the rear. In this case, there is no non-residential/residential interface, so building setbacks may be calculated from the lot line. Therefore, any building or use permitted in

the Highway Zone, or Medium Industrial Zone may be situated on the zone boundary.

This amendment proposes to allow buildings to be located upon the zone boundary, so long as there is no non-residential/residential interface between the 2 zones bisecting the lot.

4.5.1 – Uses Permitted in All Zones – Utilities and Public Services

Section 4.5.1 presently permits among other things, the generation of electricity in all zones. While the transmission of power, cable, telephone, natural gas, and any other public services are appropriately permitted in all zones, the actual generation of electricity (fossil fuel, wind, hydro, nuclear) should not be permitted in all zones. This amendment proposes to restrict the generation of electricity to the Heavy Industrial Zone (M3), and in the case of a wind farm, the Rural Area Zones. *Accessory use wind turbines* will continue to be permitted in all zones subject to the required setbacks as approved by City Council on August 28, 2006.

4.5.1 – Uses Permitted in All Zones – Building Regulations

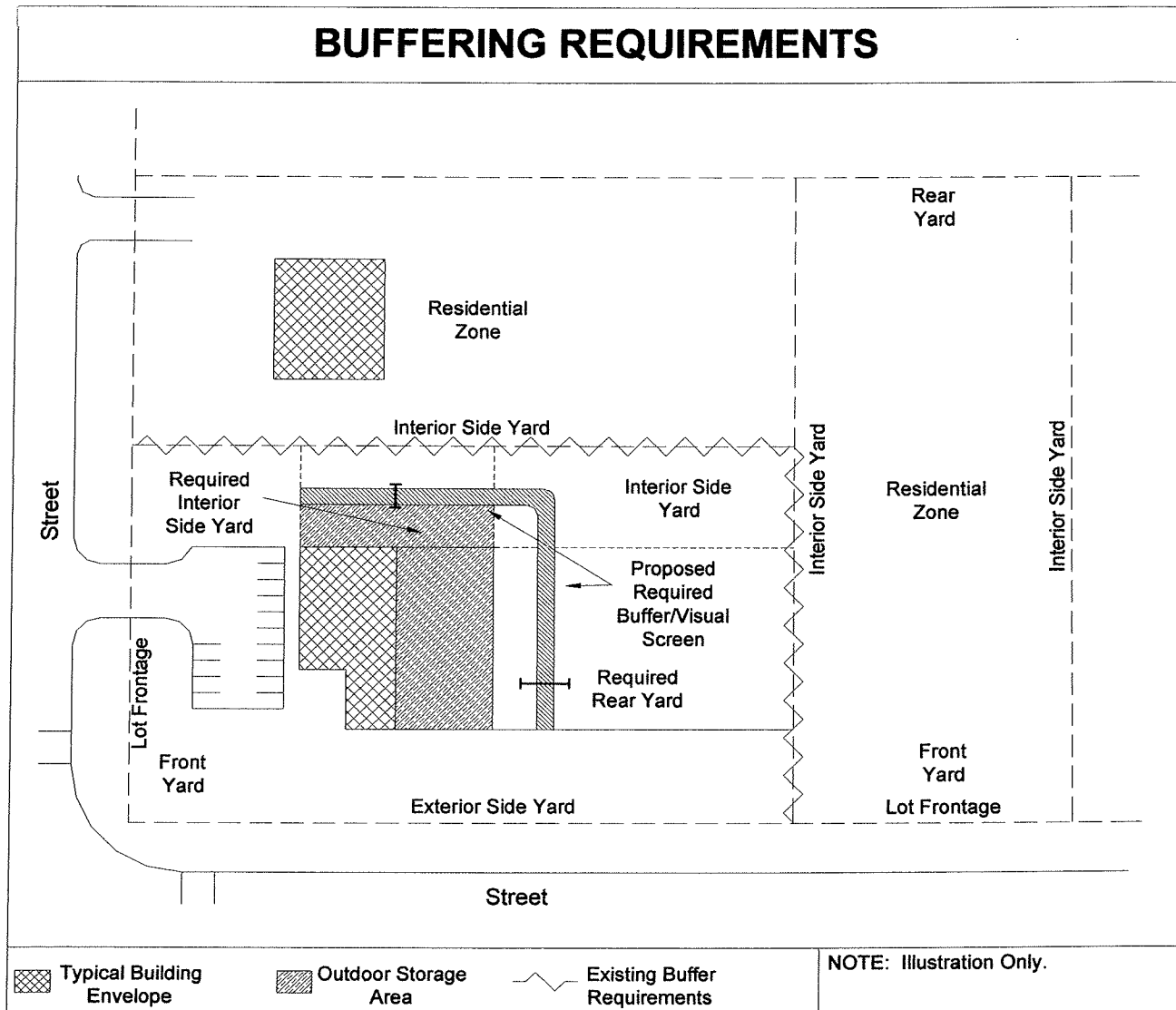
Section 4.5.1 exempts any buildings or structures associated with a public service from the yard regulations of the zone in which they are situated. While it is appropriate to exempt structures such as transmission wires, any building associated with the public utility should conform to the zone regulations in which it is situated, thereby promoting conformity with the area, and reducing the visual impact of the building. This amendment proposes to exempt structures from any zone standards, but make certain that all buildings conform to Zoning By-law 2005-150.

4.9 Buffering Requirements

Recognizing that there are a number of effective and aesthetically pleasing ways of buffering, or screening, Planning staff recommend that the regulations be more flexible to accommodate a wider variety of methods. For example, the requirements do not allow berms as a form of buffering.

There are also a number of effective ways to buffer without requiring fencing or hedgerows to be located along the full extent of a common lot line. Where space allows, required buffering may be setback from the common lot line so long as no part of the non-residential use occurs between the buffer and the abutting residential lot line. Such buffering is not necessary in a required yard that abuts a street where other landscaping and screening regulations apply. Buffering in this manner is effective, yet much less onerous on the proponent to install and maintain.

This amendment proposes to include berms with a minimum height of 1.8m as a permitted form of buffering, and permit buffering to be setback from the common lot lines between a non-residential and residential use, so long as no part of the non-residential use occurs on those lands between the buffer and the abutting residential lot line(s). Please refer to the sketch below for greater clarity.

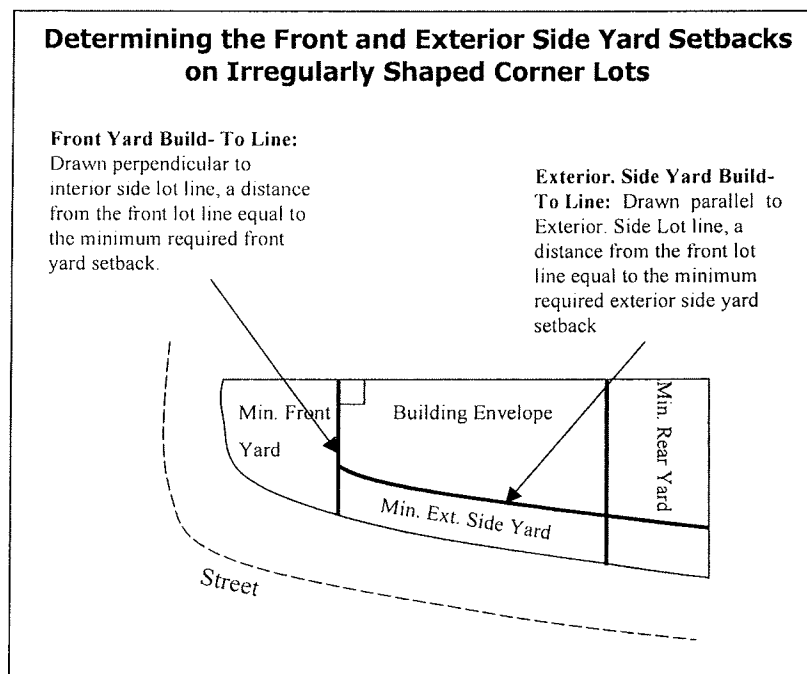


4.13.8 – Front and Exterior Side Yard Setbacks in Built Up Areas

For the purposes of establishing the required front and exterior side yard setbacks in built up areas, the average distance from the street line to the main wall of the nearest building on each side of the lot is deemed to be the required yard. This provision is presently permitted in the C1, CT2 and Residential zones only. This amendment proposes to permit the calculation of averaged setbacks in all zones.

4.13.9 - Determining the Front and Exterior Side Yard Setbacks on Irregularly Shaped Corner Lots

On a corner lot, where the front and exterior side lot lines are not parallel, the required front yard shall be determined by drawing a line, perpendicular to the interior side lot line, back from the front lot line a distance equal to the minimum required front yard of the zone in which the lot is situated. The exterior side yard shall be determined by extending a line from the rear lot line, to the determined required front yard setback line. Such line shall be parallel to the exterior side lot line, and a distance from the exterior side lot line equal to the minimum required exterior side yard of the zone in which the lot is situated. (See diagram below for greater clarity)



5.3.5 – Parking Spaces on Neighbouring Lots

Presently, parking spaces may be provided on a neighbouring lot in the downtown and the Traditional Commercial Zone. Staff has received a number of commercial proposals where the development functions as one, however for financial reasons, more than one lot is created. This amendment proposes to permit parking on neighbouring lots within all commercial zones. Where such satellite parking is to be provided outside of the downtown or Traditional Commercial Zone (C1), the benefiting lot and the lot for parking must abut one another.

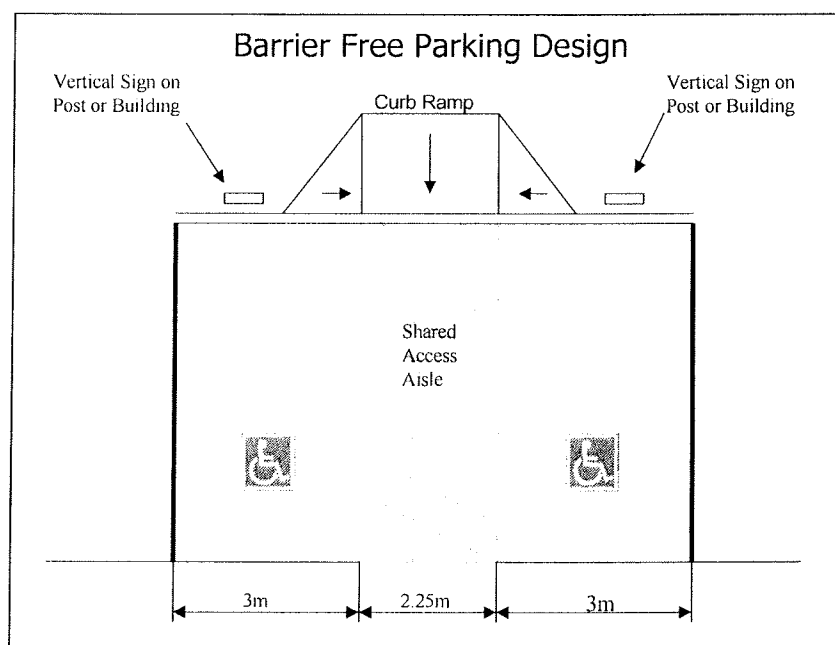
5.5 – Barrier Free Parking Space Requirements – Paving Requirement

Uses within Industrial, Parks and Recreation and Rural Area Zones, as well as places of worship are not required to pave their parking lots. As presently

written, Section 5.5 does not require barrier free parking spaces to be paved. In consultation with the accessibility committee, this amendment proposes to require that all barrier free parking spaces be paved, regardless of the zone in which they are situated. This will facilitate greater accessibility for all users.

5.5 – Barrier Free Parking Space Requirements – Alternative Design

The zoning By-law presently requires barrier free parking spaces be dimensioned 5m by 5.8m. In consultation with the Accessibility Committee, this amendment proposes to permit an alternative design consisting of two 3m wide barrier free parking spaces with a 2.25m-shared aisle way down the middle (see diagram below). This will reduce the amount of space required for barrier free parking, while still providing an accessible design for all users. As well, this design can easily accommodate retrofits of existing parking lots, as 3 standard parking spaces can be converted to 2 barrier free spaces with a shared aisleway, with no net difference in the overall dimensions.



5.7 – Minimum Parking Requirements For All Permitted Uses

Motor Vehicle Sales & Parts Dealers

'Motor Vehicle Sales & Parts Dealers' are required to provide parking at a ratio of 4.5 spaces/100m². Staff has realized that this ratio is too onerous for this particular land use. This amendment proposes that Motor Vehicle Sales & Parts Dealers supply parking at a more appropriate ratio of 3.5 spaces/100m² for the 1st 1000m² + 1/200m² thereafter.

Bed and Breakfasts

Bed and Breakfast uses are presently required to provide parking based upon a ratio of 1/5 persons maximum building capacity, or 1/10 persons maximum building capacity if the use is located in the downtown. This ratio is not relevant to the actual use. This amendment proposes that Bed and Breakfasts supply parking at a ratio of 1 space/guestroom + the required parking for the residence. Such required parking spaces may be stacked, as per Section 5.6.1.D of the Zoning By-law.

Furniture Store

The parking requirement for furniture stores is the same as all retail sales establishments at 4.5 spaces/100m². Furniture stores do not generate the same parking demand as general retail establishments do. This amendment proposes a reduced and more appropriate ratio of 3.5 spaces/100m² for the 1st 1000m² + 1/200m² thereafter.

Take-out Establishments

Where take-out establishments are part of a restaurant, the parking requirements for the restaurant will suffice. However, where a take-out facility is stand alone, such as a pizza parlour, a minimal parking ratio is required. This amendment proposes to create a parking ratio for takeout facilities equal to 4.5 spaces per 100m², or 3.5 spaces per 100m² if the use is located within the downtown.

9.1.7C Regulations for Accessory Buildings and Structures in Residential Zones – Setback For Swimming Pools

This provision requires the inner wall of a swimming pool to be setback a minimum of 1.5m from any lot line. There are 2 parts to this amendment. First, for clarity, hot tubs will be included as part of the regulations. Building Division has had a number of noise complaints with regards to hot tubs being located in a side yard, abutting a nearby residence. The second part of this amendment will note that Swimming Pools and hot tubs will be required to be located within a rear yard only.

9.5.2 Estate Residential (R1) Zone Regulations – Interior Side Yard Reductions Where a Lot Abuts L. Superior or St. Mary's River

The interior side yard setback where an R1 lot abuts Lake Superior or St. Mary's River is '3.5m or 15% of the existing lot width at the building line'. Allowing side yards to be calculated as 15% of the required frontage is redundant, as any lots lacking the required frontage can further reduce their side yard setbacks via Section 4.11.5, which permits substantial side yard reductions for existing lots lacking the required frontage. This amendment proposes to delete the Estate Residential Zone provision that allows required side yards to be calculated as 15% of the existing lot frontage.

9.5.2 Estate Residential (R1) Zone Regulations – Interior Side Yard Requirements On Lots That Do Not Abut The Water

Where a lot does not abut Lake Superior or St. Mary's River, the required interior side yard setback for any building is 6m (19.69'). Over the past year, the Committee of Adjustment has heard a number of requests to permit variances from this provision. This recommendation proposes to reduce the setback to 3.5m (11.5') on one side, and 6m on the other. Consequently, all buildings located within an R1 Zone will have the same interior side yard setbacks, 6m on one side, 3.5m on the other.

9.5.3.3 Reduced Side Yard Requirements For Accessory Buildings and Structures on Lots Lacking the Required Frontage

This table, located within the Estate Residential Zone provisions, outlines the reduced side yard requirements for accessory buildings and structures located on lots lacking the required frontage. This table is redundant, as all reduced side yard requirements are outlined in Section 4.11.5 of the Zoning by-law. This amendment proposes to delete Section 4.11.5 and replace it with Section 9.5.3.3.

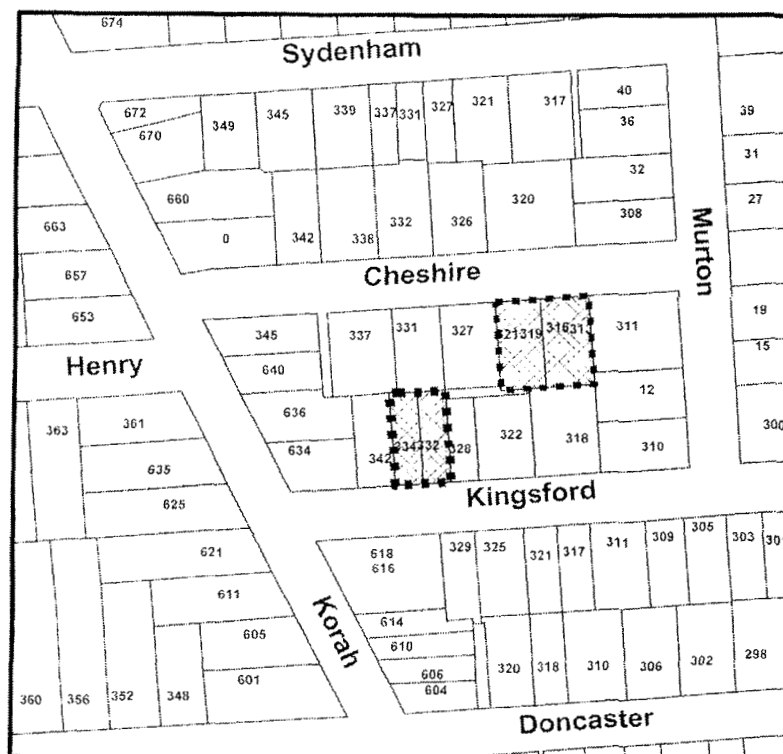
ZONING BY-LAW 2005-150 MAPS

313, 315, 319, & 321 Cheshire Road – R2 to R3

The existing semi-detached dwellings located on Cheshire Road were inappropriately zoned Single Detached Residential (R2), which does not permit semi-detached dwellings. This amendment proposes to rezone the above noted properties from R2, to Low Density Residential (R3), which will legalize the existing semi-detached dwellings. Please refer to the map below for greater clarity.

332 & 334 Kingsford Road

The existing semi-detached dwellings located on Kingsford Road were inappropriately zoned Single Detached Residential (R2), which does not permit semi-detached dwellings. This amendment proposes to rezone the above noted properties from R2, to Low Density Residential (R3), which will legalize the existing semi-detached dwellings. Please refer to the map below for greater clarity.



SUBJECT PROPERTY MAP

-  332-334 Kingsford
-  313-315-319-321 Cheshire

Map 1-90

Metric Scale
1 : 1500

PROPOSAL: Rezone Subject Areas
from "R2" to "R3"

AMENDMENTS TO SPECIAL EXCEPTIONS BY-LAW 2005-151

Repeal of Special Exception 90 – Sunnyside Beach Road Holding Provisions (Existing Part of Sunnyside Beach Subdivision South of Shatruck Dr.)

Special Exception 90 was intended to outline the criteria for removing the holding provisions located upon lots on Sunnyside Beach Road. In June 2006, Council heard Planning Application No. A-14-06 Z and subsequently repealed the remaining holding provisions located along Sunnyside Beach Road. Consequently, Special Exception 90 is no longer required and this amendment proposes its repeal.

Repeal of Special Exception 145 – 138 East Street

Special Exception 145 applies to 138 East Street and is presently home to The Christian Calvary Centre. The Special Exception permits a Place of Worship in addition to the uses permitted in a BT2 Zone. The property is Zoned C2 (Central Commercial) in the new Zoning By-law, which already permits a Place of Worship. Special Exception 145 is redundant and no longer required; this amendment proposes its repeal.

Repeal of Special Exception 182 – 395 Pineshore Drive

Special Exception 182 requires that a 'Holding Provision' be removed once an archaeological analysis on the site is completed and approved by Council. This study was completed on April 13, 2004. City Council subsequently removed the holding provision under By-law 2003-209.

Special Exception 182 also notes that any opening to any dwelling unit located on the subject property shall be above 184.7m CGD. This requirement is now written directly into Section 4.13.5 B of Zoning By-law 2005-150.

Special Exception 182 is no longer required and this amendment proposes its repeal.

Reinstatement of Former Special Exception 1081 – 31 Trunk Road – Churchill Plaza

As part of the development of the new zoning by-law, staff conducted a comprehensive review of all special exceptions. During this review Special Exception 1081 was inadvertently repealed. The special exception allowed for reduced setbacks, and a reduction in the parking requirements associated with the bowling lanes. Such parking and yard reductions were established to facilitate the completion of the Churchill Plaza redevelopment plans. This amendment proposes to reinstate former special exception 1081.

New Special Exception – 499 Landslide Rd. – Double S Construction

The property at 499 Landslide Road is zoned Rural Area and presently supports a legal non-conforming Contractor's Yard. Under Zoning By-law 4500 the property was zoned Industrial. Under the new Comprehensive Zoning By-law the property is zoned Rural Area. During the drafting of the new zoning by-law, staff felt that an industrial zoning at this location was inappropriate for the following reasons:

- The property is located within the City's Groundwater Recharge Area
- The property does not enjoy municipal sewer or water services.
- An industrial use, along with any heavy traffic generated from that use, is not conducive to the character of the area, nor the standards to which Landslide Road has been built.

While a blanket Industrial Zoning is not appropriate for the property, a select number of industrial uses could occur without severely impacting the groundwater resource, or the character of the surrounding area. Given the above noted concerns, this amendment proposes a new special exception for 499 Landslide Road, to permit the following uses in addition to those permitted in a Rural Area Zone:

- Accessory Uses
- Accessory use storage trailers
- Building, hardware, and garden supply stores
- Contractors yards
- Delivery and courier services with no outdoor storage – Excluding the bulk storage of chemicals or fossil fuels.
- Information and technology services
- Motor vehicle sales and parts dealers
- Personal storage
- Rental and leasing services
- Similar Uses
- Warehousing, wholesaling and distribution centres with no outdoor storage – Excluding the bulk storage of chemicals or fossil fuels.

Planning Director's Recommendation – That City Council accept the proposed amendments as information and authorize staff to give Public Notice of Council's intent to consider these matters at their April 16, 2007, meeting.

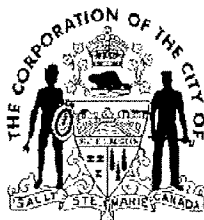
RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

PT/pms

Art Gagnon
Assistant Manager



Public Works & Transportation
Department
Transit/Parking Division

2007 03 12

Mayor John Rowsell and
Members of City Council

RE: FREE PARKING FOR VETERANS

On March 6, 2006 Council passed the following resolution:

“Resolved that the report of the Assistant Manager of Transit/Parking dated 2006 03 06 concerning free parking for Veterans be accepted and the recommendation that for a one year period, two hours of free parking at meters be given to veterans whose vehicles display a veteran license plate be approved and further that the appropriate by-law be prepared.”

Background

Staff has monitored the free parking for veterans during the past year and their findings revealed that very few veterans plates (2 or 3 monthly) surfaced in our area. Of those veteran's plates that did appear, almost every one of them was supported by an accessible parking permit, thus allowing the veteran two hours free parking regardless of their license plate.

The initial report indicated that if this exemption was to continue for an unlimited period of time, a permit type system such as the “handicapped type permit” system would be required. This is the only way to insure that only the veteran is benefiting from the free parking. This scenario however, is not expected to occur in the immediate future as the majority of municipalities in the province have not supported this effort. It is the opinion of staff that the advent of free parking for veterans has had no additional impact on meter parking thus far.

Recommendation

It is recommended that two hours of free parking at meters be extended to veterans for a period of five years and that following the five year period, staff report back to Council on whether the free parking proposal should continue.

Respectfully submitted,

Art Gagnon
Assistant Manager

AG\cmr

Recommended for approval,

Patrick M. McAuley, P. Eng.
Commissioner

\\pwt\Dept Share\Council 2007\FreeVeterans Parking

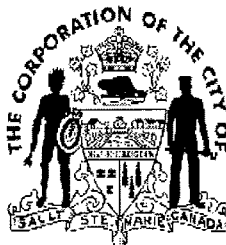
Public Works & Transportation Department
The Corporation of the City of Sault Ste. Marie
128 Sackville Road ~ Sault Ste. Marie, ON P6B 4T6
Telephone: (705) 759-5201 ~ Fax: (705) 541-7010
www.cityssm.on.ca

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

5(w)

Patrick M. McAuley, P. Eng.
Commissioner



Public Works & Transportation
Department

2007 03 12

Mayor John Rowswell and
Members of City Council
Civic Centre

RE: LIONS CLUB – POINTE DES CHENES CAMPGROUND

As Council may recall, the Lions Club of Sault Ste. Marie operates the Pointe Des Chenes Campground, a 10-acre City owned site adjacent to the Pointe Des Chenes Park. There is a 5-year renewable agreement in place between the Club and the City signed in May 2005.

On an annual basis the Club provides us with a Statement of Income & Expenses. The 2006 statement is attached for Council's information. As noted, the Club has had a good year in 2006, posting a \$61,421 net income after expenses.

The following may also be of interest:

- The Lions Club has operated the Campground for the past 21 years
- The members of the Sault Ste. Marie Lions Club donate a considerable amount of their time towards the Campground operations
- One hundred percent of the net profit is returned to the community through various donations or reinvestment in the Campground.

Once again, the Lions Club is to be commended for operating the Campground and providing a facility that is available for the enjoyment of both local residents and tourists alike.

All of which is respectfully submitted.

Patrick M. McAuley, P. Eng.
Commissioner
Public Works and Transportation

PMM:cmr

c.c. Andy Pedersen, Campground Committee Chair
Randy Travaglini, Manager, Parks Division

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

Attachment

F:\DeptShare\Council 2007\Pointe Des Chenes - Lions Club.doc



January 25, 2007

The Corporation of the City of Sault Ste. Marie
Department of Public Works and Transportation
128 Sackville Road
Sault Ste. Marie, Ontario
P6B 4T6

c/o Mr. Patrick M. McAuley, P. Eng.
Commissioner
Public Works and Transportation

Dear Sir:

Please find attached our 2006 financial report for the operation of Pointe Des Chenes Campground.

Members of our Lions Club, management and staff have concluded another successful year of operation. In excess of 800 hours of volunteer time were contributed by Lions and members of their families to assist with our annual cleanup, comfort station improvements, picnic table replacement, fall BBQ, general administration and bookkeeping.

We extended our camping season by an additional two weeks and this combined with a summer of excellent weather produced additional revenues. Local residents and visitors stayed more often and for longer periods of time. A reduction in our annual maintenance cost also contributed significantly to this year's higher profit.

Major improvements were begun in 2006 to renovate and upgrade our comfort stations and the results were well received by campers. To date, the Sault Ste. Marie Lions Club donated in excess of \$15,000.00 towards this important project. We will continue to upgrade the comfort stations this coming year with plans to install new ceiling fans, door frames, hot water tanks and hand dryers, where necessary. The shower floor areas will need some minor modification to allow for better drainage and it is our hope that this can be done as well.

"WE SERVE"

Sixty- nine lots were rented to seasonal customers and over 400 other rentals were taken from daily, weekly, or monthly customers. Approximately 70% of all rentals came from Sault Ste. Marie and surrounding area. Other customers traveled from British Columbia, Alberta, Saskatchewan, Manitoba, Ontario (other than SSM), Quebec, Nova Scotia, Yukon, United States, Australia, France, Germany and Mexico.

A large number of people also visited Pointe Des Chenes as day visitors, during the season. They spent the day visiting with friends and relatives, who were camping with us. When these visitors are added to the total number of rental customers, the campground was at full capacity for most of the summer.

A special thank you to members of City Council, Public Works & Transportation and the Parks Department for their kind support and assistance to the Lions Club in the management and improvement of Pointe Des Chenes Campground. We could not do the job without your support and encouragement.

We also wish to acknowledge the many customers using Pointe Des Chenes Campground for their seasonal, monthly, weekly, or daily rentals and to those who found extra time to participate in programs and activities during the summer.

The Campground continues to provide annual profits which are used to make improvements at the Park, or fund other projects to help individuals, or groups that come to the Lions Club for help. In addition, the operating costs support local business and create employment for our Manager and summer students.

In closing we wish to express our sincere appreciation to our Park Manager Mr. Ken Montgomery and his wife Debbie, for their contribution to the success of the 2006 season. They provided consistent high levels of customer service while introducing improvements to existing programs, maintaining others and introducing new ones. Our customers and members of the Lions Club are sincerely grateful for their efforts to assist us this season.

Yours sincerely,

Lion Andy Pedersen,
2006 Campground Chair

c.c. President Byron Rains, SSM Lions Club
Secretary Jim Dorans, SSM Lions Club
Sault Ste. Marie Lions Club Board of Directors
Sault Ste. Marie Lions Club Campground Committee
Mr. Randy Travaglini, Manager of Parks

5(w)

The Lions Club of Sault Ste. Marie, Ontario
 Box 20106, 150 Churchill Blvd.,
 Sault Ste. Marie, Ontario
 P6A 6W3

Pointe Des Chenes Campground..... Profit & Loss Statement
 January 1, 2006 to December 31, 2006

Income			
Seasonal 15 amp Service	\$	57,196.50	
Seasonal 30 amp Service	\$	21,112.20	
Daily Tent Sites	\$	4,485.28	
Daily 15 amp Service	\$	9,063.25	
Daily 30 amp Service	\$	807.64	
Weekly 15 amp Service	\$	8,157.16	
Weekly 30 amp Service	\$	442.99	
Monthly 15 amp Service	\$	24,212.66	
Monthly 30 amp Service	\$	1,293.78	
Group Rentals	\$	210.00	
Daily Visitor Fees	\$	2,822.72	
Daily Visitor Passes	\$	457.56	
Canteen Sales General	\$	10,799.78	
Canteen Ice Sales	\$	2,297.72	
Canteen Wood Sales	\$	1,254.09	
Non Refundable Site Deposit Fees	\$	210.00	
Winter Storage 2006-7	\$	560.00	
Retail Sales Tax Discount	\$	45.84	
Student SCP Grant (4)	\$	3,798.00	
Student Ontario Summer Jobs Program	\$	2,623.50	
Miscellaneous/ Used Golf Cart Sales, etc.	\$	1,077.80	
Total Income	\$	152,928.47	\$ 152,928.47

Pointe Des Chenes Campground..... Profit & Loss Statement
January 1, 2006 to December 31, 2006

Expense		
Manager Salary & Vacation Pay	\$	(21,528.00)
Managers Travel Grant	\$	(1,610.00)
Managers Canada Pension	\$	(1,065.94)
Managers Employment Insurance	\$	(605.68)
Managers WSIB	\$	(587.71)
Managers Training	\$	(105.00)
Manager Advertising	\$	(417.60)
Staff Wages & Vacation Pay	\$	(15,493.67)
Staff Canada Pension	\$	(573.70)
Staff Employment Insurance	\$	(405.67)
Staff WSIB	\$	(393.53)
Staff "T" Shirts	\$	(209.40)
Advertising	\$	(202.76)
Bank Service Charges	\$	(1,883.76)
Spring Clean Up & Camper Picnic	\$	(648.25)
Canteen Cost of Sales	\$	(6,963.95)
Canteen Ice Cost of Sales	\$	(1,272.00)
Canteen Wood Cost of Sales	\$	(300.00)
Comfort Station Supplies	\$	(4,251.07)
Committee Expenses	\$	(36.18)
Garbage Removal	\$	(1,369.48)
Gasoline	\$	(994.26)
Hydro, House & Sites	\$	(12,033.41)
Hydro, Sentinel Lights	\$	(194.42)
Hydro, Water System Main Pump	\$	(967.96)
Kids Entertainment Programs	\$	(716.65)
Maintenance Repairs & Equipment	\$	(3,694.78)
Memberships Chamber & Tourism License	\$	(110.00)
Office Supplies & Copier Contract	\$	(611.85)
Photocopier Contracts	\$	(373.41)
Printing	\$	(297.55)
Photocopies	\$	(144.20)
Telephone	\$	(1,640.49)
Recreation TV Replacement	\$	(323.97)
Web Site Fee	\$	(119.88)
Water System Maintenance	\$	(9,361.07)
Total Expense		(\$91,507.25) (\$91,507.25)
Net Profit 2006		\$61,421.22

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2007-43

AGREEMENT: (P.4.5.290) a by-law to authorize a Bill of Sale between Her Majesty the Queen in Right of Canada as represented by the Minister of Fisheries and Oceans.

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

1. EXECUTION OF DOCUMENTS

The Mayor and Clerk are hereby authorized for and in the name of the Corporation to execute and to affix the seal of the Corporation to an agreement between Her Majesty the Queen in Right of Canada as represented by the Minister of Fisheries and Oceans concerning the proposed transfer of the Bellevue Small Craft Harbour to the City.

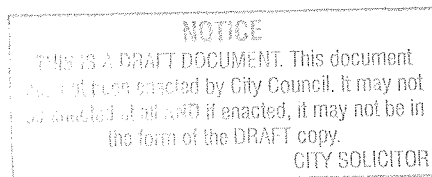
SCHEDULE "A"

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

3. EFFECTIVE DATE

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

Read THREE times and PASSED the 12th day of March, 2007



10(a)

This Indenture

made in duplicate this *first* day of *February* 2007

Between

Insert full
name & address
of Seller and
Buyer

HER MAJESTY THE QUEEN IN RIGHT OF CANADA
represented by the Minister of Fisheries and Oceans

hereinafter called the Seller OF THE FIRST PART,

and

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

hereinafter called the Buyer OF THE SECOND PART.

WHEREAS the Seller is possessed of the goods hereinafter set forth, and has contracted and agreed with the Buyer for the absolute Sale to him thereof, for the consideration hereinafter mentioned:

NOW THEREFORE THIS INDENTURE WITNESSETH, that in pursuance of the said Agreement, and in consideration of the sum of

Dollars of lawful money of Canada, paid by the Buyer to the Seller at or before the sealing and delivery of this Indenture (the receipt whereof is hereby acknowledged), the Seller does bargain, sell, assign, transfer and set over unto the said Buyer

ALL THOSE goods, namely;

infrastructure consisting of a breakwater system, service wharf, launching ramp and floating dock system located on Water Lot JC 587, part of the Bed of St. Mary's River in front of Park Lot 9 and Park Lot 10, Concession 1, in the City of Sault Ste. Marie, in the District of Algoma, designated as Part 1 on Plan 1R2677.

SIGNED, SEALED AND DELIVERED
In the presence of

10(a)

COVENANTS OF TRANSFEREE

1. The Buyer covenants on behalf of itself and its successors and assigns not to use the said infrastructure for any purpose other than a public wharf for a period of five years from the date of this Bill of Sale.
2. In the event that the Buyer, at any time within five years from the date of this Bill of Sale, ceases to use the infrastructure for a public wharf, or disposes of all or part of the infrastructure, the Buyer shall forthwith pay to the Seller the sum of Two Hundred And Sixty Thousand Dollars (\$260,000.00).

IN WITNESS WHEREOF, the Seller and Buyer have executed this Indenture
this first day of February 2007

HER MAJESTY THE QUEEN IN RIGHT OF CANADA
represented by the Minister of Fisheries and Oceans

per: _____
Duane Blanchard, Regional Director
Central & Arctic Region
Department of Fisheries and Oceans

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

per: _____
John Rowswell, Mayor

per: _____
Donna Irving, Clerk

We have authority to bind the corporation.

10(6)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2007-48

CHIEF ADMINISTRATIVE OFFICER: (A.3.3) A by-law regarding the responsibilities of the Chief Administrative Officer and to repeal By-laws 80-380 and 84-56.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, pursuant to Section 229 of the *Municipal Act* 2001 ENACTS as follows:

1. There is hereby re-established the position of Chief Administrative Officer, who shall be responsible only to the Council.
2. The Chief Administrative Officer shall:

POLICY AND PLANNING

- (a) develop, complete and ensure compliance with the Corporate Strategic Plan, policies and other plans approved and established by the Council;
- (b) ensure that the Corporate Information Manual is maintained as needed;

ADMINISTRATION OF CORPORATE OPERATIONS

- (c) co-ordinate, direct and broadly supervise the implementation of all programs approved by the Council;
- (d) be responsible for the overall efficient operation of the Corporation and to be responsible for motivating and developing the skills of the department heads and their staff in alignment with the City's Corporate Values to foster productivity, professionalism and morale;
- (e) meet with Department Heads regularly and the Head of Council as required or as directed by Council to assist in advancing policy or pursuing matters as Council deems necessary to carry out the responsibilities as set out in the *Municipal Act*;
- (f) without limiting the foregoing, perform all other duties from time to time assigned by the Council;
- (g) act in accordance with the City of Sault Ste. Marie Media Policy;

REPORTS AND INFORMATION TO COUNCIL

- (h) co-ordinate and direct the preparation of plans and programs to be submitted to the Council for the construction, maintenance, development and improvement of civic properties, facilities and services, and to recommend to Council any changes or improvements which will improve the quality of such services;
- (i) compile, consider, prepare and present to the Council for adoption recommendations arising from departmental operations, and, with the advice and assistance of the City Solicitor proposed by-laws and resolutions to give effect to such recommendations as are adopted by the Council;
- (j) provide all necessary information and advice to Council for purposes of decision making and approving By-laws;
- (k) receive and consider all communications from local boards and submit such communications to the Council and recommendation thereon;
- (l) have knowledge of government affairs and have a knowledge of Provincial legislation and advise Council on compliance with respect to the *Municipal Act* or any other applicable legislation;

COUNCIL MEETINGS

- (m) attend all Council meetings with the right, with either the consent of the presiding officer or the majority of Council to speak, but not to vote thereat;

PERSONNEL ADMINISTRATION

- (n) direct collective bargaining with all direct City employees other than members of the Police Services, recommend to the Council agreements concerning wages, salaries and working conditions, and, upon approval by Council, administer such agreements, and in general be responsible for wage and salary administration subject to normal grievance procedures;
- (o) recommend to the Council the appointment, employment, suspension or dismissal of any department head;
- (p) subject to any overriding directive by Council and in accordance with the City's Hiring and Selection policies, to appoint or employ any civic employee who is not covered by a collective bargaining agreement; further to suspend or dismiss any such employee subject to the right of such employee to appeal to the Council any such suspension or dismissal;
- (q) appoint and employ persons as civic employees in accordance with procedures provided in the applicable collective bargaining agreement, and suspend or dismiss any such employee for cause;
- (r) carry out annual performance appraisals on department heads and ensure that performance appraisals are carried out through the balance of the non-union municipal staff, in accordance with the Corporation's Performance Management and Appraisal policies and protocols;
- (s) Assure Corporate compliance with the Ontario Occupational Health and Safety Act and the City of Sault Ste. Marie Health & Safety policies;

FINANCIAL ADMINISTRATION

- (t) exercise general financial control over all civic departments in terms of approved budget allocations;
- (u) direct the preparation and compilation of, and present to the Council, the annual estimates of revenues and expenditures and the capital budget;
- (v) control all civic purchasing as approved by Council;
- (w) present on a regular basis to the Council reports and information regarding progress and accomplishments in programs and projects, the status of revenues and expenditures, and exercise financial and administrative oversight and control;
- (x) (i) with respect to operating expenditures, report to Council at six months, nine months and twelve months and highlight for Council any anticipated significant variances from the budget approved by Council;
- (ii) for major capital projects having a value in excess of \$250,000, including road projects, report to Council at the midpoint of the project and at the end of the project on the cost of the project and at intervals, if staff is of the opinion that the cost of the project is going to exceed the approved budget amount;

PERFORMANCE REVIEW

- (y) be subject to a performance appraisal by the Council in accordance with the Corporation's Performance Management and Appraisal policies and protocols.

3. The Chief Administrative Officer may:

ADMINISTRATION OF CORPORATE OPERATIONS

- (a) without limiting the foregoing, exercise any other power from time to time lawfully granted to the Chief Administrative Officer by the Council. Nothing, however, in this bylaw shall be deemed to limit the power of the Chief Administrative Officer to exercise any statutory duties and powers as specifically set out in the Municipal Act;

FINANCIAL ADMINISTRATION

- (b) subject to the approval of Council, increase the remuneration paid to any non-union employee in accordance with and not exceeding the salary scale fixed by by-law for the job classification established for the position to which that employee was appointed;
- (c) for and in the name of the Corporation enter into any contract of routine occurrence involving an expenditure not exceeding an amount in accordance with the Purchasing Policy as approved from time to time by the Council for which provision has been made in the budget for the current year;
- (d) for, and in the name of the Corporation, execute options to purchase property and pay deposits to secure such options. The total amount of deposits paid shall be in accordance with the purchasing policy as approved from time to time by the Council and once Council has approved the property purchase, the deposit paid shall be considered a payment under the authority of this subsection (c). In the absence or incapacity of the Chief Administrative Officer, the Head of Council and the City Clerk together may execute options and pay deposits in the same manner as the Chief Administrative Officer, the Head of Council and the City Clerk together may execute options and pay deposits in the same manner as the Chief Administrative Officer;

VOLUNTEER ACTIVITIES

- (e) for and in the name of the Corporation participate in the volunteer sector in the community, however, subject to approval of Council.

4. PROHIBITION OF ENCROACHMENT UPON COUNCIL'S POWERS

Notwithstanding anything herein contained, this by-law shall not be deemed to empower the Chief Administrative Officer in any way whatsoever to exercise or encroach upon the legislative powers of the Council.

5. REPEAL OF BY-LAW 80-380 AND 84-56

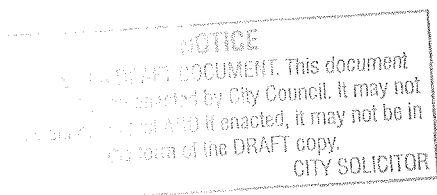
By-laws 80-380 and 84-56 are hereby repealed.

6. This by-law comes into force on the day of its final passing.

READ THREE times and PASSED this 12th day of March, 2007

MAYOR- JOHN ROWSWELL

CITY CLERK - DONNA IRVING



THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2007-31

COUNCIL PROCEDURE: (A.3.5.2) A By-law to amend By-law 99-100 being a By-law to regulate the proceedings of Council of the Corporation of the City Sault Ste. Marie.

THE COUNCIL of the Corporation of the City Sault Ste. Marie pursuant to Section 238 of the Municipal Act, R.S.O. 2001 ENACTS as follows:

1. Time and Notice of Meetings of Council and Local Boards:

(1) Section 3 (1) of By-law 99-100 (the By-law) is repealed and replaced by the following:

“The regular meetings of Council shall be held at 4:30 p.m. twice per month on Monday afternoons.”

(2) Section 3 of the By-law is further amended by adding the following:

(4) Notice of meetings of Council, Local Boards and Committees will appear on the City’s web page.”

2. Section 12 Amended:

The By-law is further amended by repealing Section 12 and replacing it with the following:

“The Head of Council may state relevant facts, his or her position on any matter before Council and may debate the question before Council without leaving the Chair.”

3. Title to Section 15:

The title to Section 15 of the By-law is repealed and replaced with the following:

“Two Members Recognized.”

4. Section 16 Amended:

(1) Section 16 (2)(a) of the By-law is amended by deleting the words “or ironical expressions”.

(2) Section 16 (2) of the By-law is further amended by repealing Section 16 (2)(c).

5. Section 32 - Recorded Vote Amended:

Section 32 (3) of the By-law is repealed and replaced with the following:

“If a vote is to be recorded the Clerk shall call out the names of the members of Council and each member of Council shall in turn indicate whether the member is in favour or opposed to the matter being voted upon. The Clerk shall record the vote of the member in the minutes.”

6. Section 36 – Agenda Amended:

(1) Section 36 (1), item 3 (Passing of Accounts) under the title Agenda is repealed and replaced with:

“Approve Agenda as presented”.

(2) The following section is added to the By-law:

“Appearing on the Agenda”

“Section 36 A If a person is not permitted to appear on the agenda by the Agenda Committee, that person may request members of Council to move and second a request for Council to consider the matter that person wishes to place before Council.”

7. Section 43 Amended:

Section 43 of the By-law is amended by deleting the words “ten minutes” and replacing them with “five minutes”.

8. EFFECTIVE DATE

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

READ THREE TIMES and **PASSED** in open Council this 12th day of March, 2007.

MAYOR – JOHN ROWSWELL

CLERK – DONNA P. IRVING

10(d)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2007-47

OFFICIAL PLAN AMENDMENT; A by-law to adopt
Amendment No. 120 to the Official Plan.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, pursuant to section 21 of the Planning Act, R.S.O. 1990, chapter P.13 and amendments thereto, ENACTS as follows;

1. The Council hereby adopts Amendment No. 120 to 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.

Read THREE TIMES and PASSED in open Council this 12th day of March, 2007.

MAYOR – JOHN ROWSWELL

CITY CLERK—DONNA IRVING

NOTICE

THIS IS A DRAFT DOCUMENT. This document has not been enacted by City Council. It may not be enacted at all AND if enacted, it may not be in the form of the DRAFT copy.

CITY SOLICITOR

**AMENDMENT NO. 120
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:

Part of the NW ¼ of Section 28, located on the southeast corner of Third Line West and Leigh's Bay Road. Civic No. 1415 Third Line West.

BASIS:

This amendment is necessary in view of a request for a severance on the subject property to create seven (7) rural residential lots from the existing rural lot.

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:

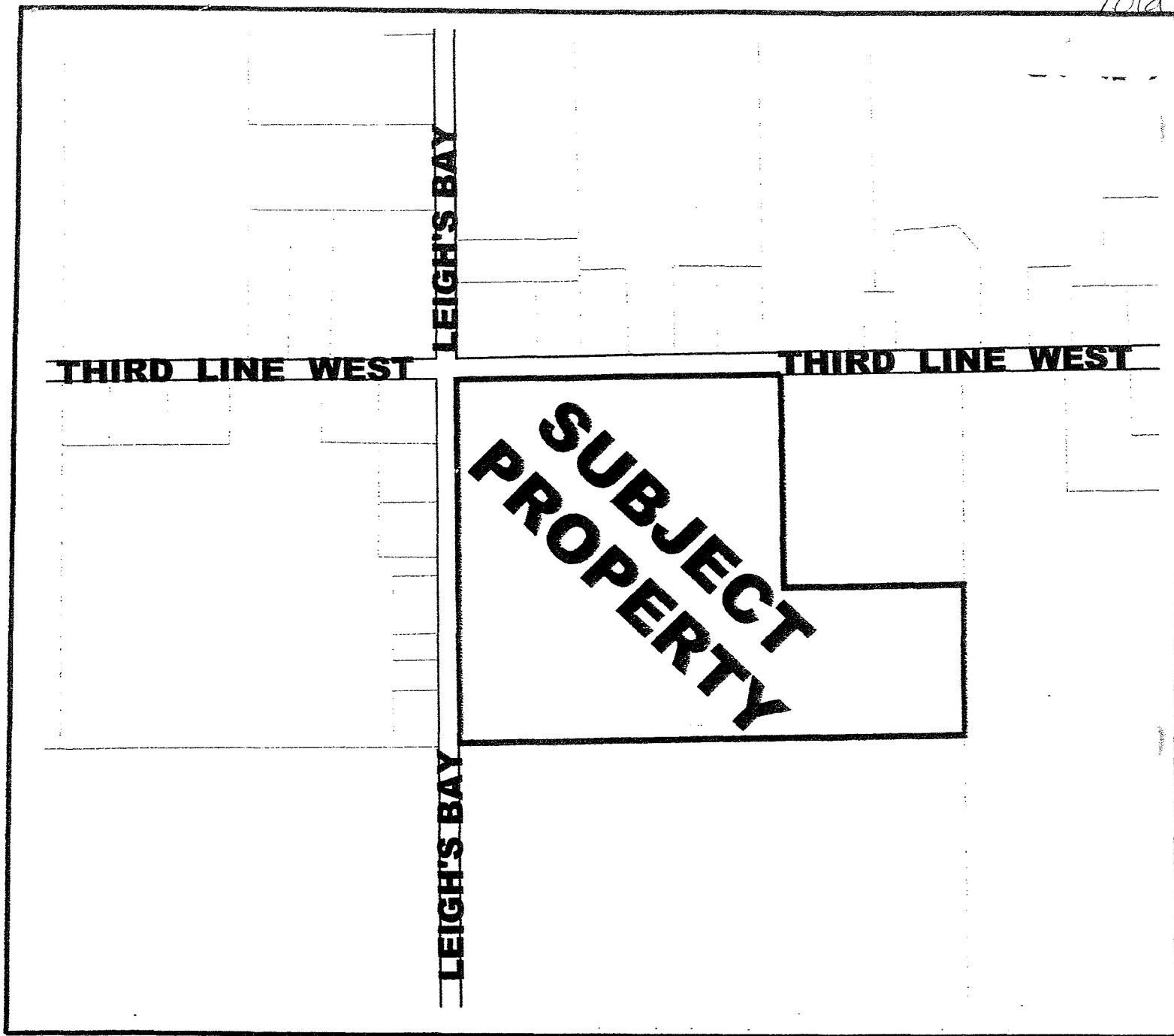
"Special Exceptions"

- ##. Notwithstanding the Rural Area policies of the Official Plan, lands
79. described as Part of the NW ¼ of Section 28, located on the southeast corner of Third Line West and Leigh's Bay Road, civic no. 1415 Third Line West may be used to create 7 rural residential lots.

INTERPRETATION:

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

10(d)



**OFFICIAL PLAN SCHEDULE "C"
LAND USE LEGEND**



RESIDENTIAL



INDUSTRIAL



PARKS
RECREATIONAL



COMMERCIAL



INSTITUTIONAL



RURAL AREA

SCHEDULE "A" to AMENDMENT No. 120



THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2007-45

PARKING: (P.1.2.4.) A by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various 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.

READ THREE times and **PASSED** in open Council this 12th day of March, 2007.

MAYOR - JOHN ROWSWELL

NOTICE

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CITY OF SAULT STE. MARIE

CITY CLERK - DONNA IRVING

SCHEDULE "A"

BY-LAW 2007-45
PASSED 12 MARCH 2007

16(e)

BADGE NO	SPECIAL CONSTABLE	EMPLOYER	PROPERTY LOCATION
12	ROUSE, BRIAN	ALGOMA UNIVERSITY	1520 QUEEN STREET EAST
25	SLEWRIDGE, TERRY	ENTERPRISES PROP.	WELLINGTON SQ. / ADANAC CENTRE
26	MCLEOD, ROD	FLEMING & SMITH	378 QUEEN ST. E. & APARTMENTS
30	RENDELL, VERN	ALGOMA CENTRAL PROP.	STATION MALL/STATION 49/STATION TOWER
35	ORR, DEREK	NOR PRO SECURITY	ST. MARYS PAPER/SAULT COLLEGE
37	MILLER, STEVE	NOR PRO SECURITY	ST. MARYS PAPER
48	GRENIER, LARRY	NOR PRO SECURITY	ST. MARYS PAPER
59	BARONE, MARCELLO	ALGOMA UNIVERSITY	1520 QUEEN STREET EAST
109	SEBECIC, JOHN LUDVIC	DENTAL BUILDING	946 QUEEN ST E / 216 QUEEN ST E
111	DESCHENE, BERNARD, FREDERIK	ALGOMA UNIVERSITY	1520 QUEEN STREET EAST
113	TAYLOR, GARY	ALGOMA UNIVERSITY	1520 QUEEN STREET EAST
115	LEE, RICHARD, JOHN	ALGOMA UNIVERSITY	1520 QUEEN STREET EAST
129	STOYCHEFF, CHRISTOPHER	NOR PRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/GROUP HEALTH/REGENT PROP.
138	CAIN, JOSEPH	CITY OF SAULT STE. MARIE	BELLEVUE MARINA/ BONDAR MARINA & PARK
144	KOPRASH, GEORGE	HI TEC SECURITY	SAULT AIRPORT
151	PARR, DEREK, RAYMOND	NOR PRO SECURITY	ST. MARY'S PAPER
153	TASSONE, VITO	TASSONE CHIROPRACTIC	673 QUEEN ST E
163	BUMBACO, PHILIP CAREM	ALGOMA CENTRAL PROP.	STATION MALL/STATION 49/STATION TOWER
170	MCMILLAN, KENNETH, BRYAN	HI TEC SECURITY	MARKET MALL/BONDAR PLACE/305 FARWELL TER/AIRPORT
178	D'AGOSTINI, ROSEMARY	DR. RAYMOND CHO	71 & 131 EAST ST
179	DARLOW, LEONARD	ALGOMA UNIVERSITY	1520 QUEEN STREET EAST
183	SAXBY, MICHELLE	HI TEC SECURITY	MARKET MALL / BONDAR PLACE/ALGOMA UNV.
186	HARMAN, JASON	ALGOMA CENTRAL PROP.	STATION MALL/STATION 49/STATION TOWER
190	LALONDE, BRIAN	CITY OF SAULT STE. MARIE	BELLEVUE MARINA/ BONDAR MARINA & PARK
191	BROWN, STEVEN, GEORGE	SEPARATE SCHOOL BOARD	SEPARATE SCHOOL BOARD PROPERTIES
196	SEABROOK, LAURA, LEE	ALGOMA CENTRAL PROP.	STATION MALL/STATION 49/STATION TOWER
203	CASEY, VINCENT	HI TEC SECURITY	475 PIM ST / SAULT AIRPORT
205	STEINBURG, MICHAEL	HI TEC SECURITY	SAULT COLLEGE/SAULT HOSPITAL/SAULT AIRPORT/305 FARWELL TER.
213	BECKER, ELIZABETH (BETTY)	HI TEC SECURITY	ROBERTA BONDAR PLACE
221	GAGNON, FREDERICK	HI TEC SECURITY	GROUP HEALTH CENTRE
222	TURCO, JOSEPH	HI TEC SECURITY	GROUP HEALTH CENTRE/SAULT HOSPITAL
226	PLASTINO, CARMEN	HI TEC SECURITY	GROUP HEALTH CENTRE/SAULT HOSPITAL
238	BECK, DESMOND	HI TEC SECURITY	SAULT AIRPORT
240	MASON, STEPHEN	NOR PRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/REGENT PROP.
241	COGHILL, ROBIN	NOR PRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/REGENT PROP.
248	CHAN, GILBERT	DR. RAYMOND CHO	71 & 131 EAST ST. / 129 SECOND LINE W
249	CHO, LINDA	DR. RAYMOND CHO	71 & 131 EAS ST. / 129 SECONDON LINE W
250	ZALEWSKI, MICHAEL	HI TEC SECURITY	DAVEY HOME/SAULT HOSPITAL/308 FARWELL TERR
253	TRAVSON, TERRANCE (TERRY)	NORTH EAST SECURITY	BELLEVUE MARINA/ BONDAR MARINA & PARK
254	SANTELLI, DOMINIC	NORTH EAST SECURITY	BELLEVUE MARINA/ BONDAR MARINA & PARK/STEELBACK
255	KATES, LISA	NORTH EAST SECURITY	BELLEVUE MARINA/ BONDAR MARINA & PARK
258	LEGACY, STEVEN	RIOCAN PROPERTY	CAMBRIAN MALL / PINE PLAZA
259	CONNOR, JAMES	RIOCAN PROPERTY	CAMBRIAN MALL / PINE PLAZA
260	VELTRI, ROBERT	RIOCAN PROPERTY	CAMBRIAN MALL / PINE PLAZA
261	HEINTZMAN, DAVID	RIOCAN PROPERTY	CAMBRIAN MALL / PINE PLAZA
262	ADAM, CINDY	SAULT COLLEGE	SAULT COLLEGE
263	RECOLLECT, HOLLY	NOR PRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/REGENT PROP.
267	CORBIERE, JOHN, ALLAN	HI TEC SECURITY	CROSS COUNTRY/ DAVEY HOME
270	NOTTE, KYLE	ALGOMA CENTRAL PROP.	STATION MALL/STATION 49/STATION TOWER
274	DAVIS, JAMES	NOR PRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/REGENT PROP.
275	EBARE, JAMES	HI TEC SECURITY	DAVEY HOME/SAULT HOSPITAL/308 FARWELL TERR
276	SMITH, DENNIS, ROBERT	HI TEC SECURITY	DAVEY HOME
277	WOOLLEY, DAN	HI TEC SECURITY	SAULT AIRPORT
280	LEE, MARSHA	ALGOMA UNIVERSITY	1520 QUEEN STREET EAST
281	LYPPS, ELEANOR	ALGOMA UNIVERSITY	1520 QUEEN STREET EAST
286	O'DELL, SEAN, MICHAEL	ALGOMA CENTRAL PROP.	STATION MALL/STATION 49/STATION TOWER
287	POIRIER, SCOTT	NOR PRO SECURITY	SAULT COLLEGE/SAULT HOSPITAL/SAULT AIRPORT/305 FARWELL TER.
288	MOORE, STEPHEN	ALGOMA CENTRAL PROP.	STATION MALL/STATION 49/STATION TOWER
290	GOODFELLOW, JOHN, FRASER	NOR PRO SECURITY	ST MARY'S PAPER/SAULT COLLEGE/REGENT PROP/GROUP HEALTH
291	TRANDEMONTAGNE, JORI	NOR PRO SECURITY	GROUP HEALTH/SAULT COLLEGE/REGENT PROP.
292	BOYER, DONALD	NOR PRO SECURITY	ST MARY'S PAPER/GROUP HEALTH/SAULT COLLEGE/REGENT PROP
294	FOWLER, PAUL, SCOTT	NOR PRO SECURITY	SAULT COLLEGE/GROUP HEALTH/ REGENT PROP.
296	MURDOCK, IESHIA	NOR PRO SECURITY	SAULT COLLEGE/GROUP HEALTH/ REGENT PROP.
297	SWIRE, WILLIAM, JAMES	NOR PRO SECURITY	SAULT COLLEGE/GROUP HEALTH/ REGENT PROP.
298	MANN, DUSTIN	HI TEC SECURITY	SAULT HOSPITAL/DAVEY HOME
299	DIMMA, WILLIAM, GEORGE	HI TEC SECURITY	SAULT HOSPITAL/DAVEY HOME/ALGOMA UNV.
300	PAPINEAU, EVAN, LORNE	HI TEC SECURITY	SAULT HOSPITAL/DAVEY HOME/AIRPORT
301	COTTINGHAM, EDWARD ALLEN	HI TEC SECURITY	SAULT HOSPITAL/DAVEY HOME/AIRPORT
302	WHALEN, JASON, WILFRED	HI TEC SECURITY	SAULT HOSPITAL/DAVEY HOME/AIRPORT
303	CAMERON, ANDREW, HECTOR	ALGOMA CENTRAL PROP.	STATION MALL/STATION 49/STATION TOWER
304	JOLIN, LAURENT	NORTH EAST SECURITY	CAMB.MALL/PINE PLAZA/CHURCHILL PLAZA/BELLV.PK&MARINA
305	CATLING, DAVID	NORTH EAST SECURITY	CAMB.MALL/PINE PLAZA/CHURCHILL PLAZA/BELLV.PK&MARINA/STEELBACK
306	PLASTINO, JEREMY	NORTH EAST SECURITY	CAMB.MALL/PINE PLAZA/CHURCHILL PLAZA/BELLV.PK&MARINA
307	GUREVITCH, JASON	NORTH EAST SECURITY	CAMB.MALL/PINE PLAZA/CHURCHILL PLAZA/BELLV.PK&MARINA/STEELBACK
308	BELL, TYLER	HI TEC SECURITY	SAULT HOSPITAL
309	PIGEAU, EDWARD	NOR PRO SECURITY	SAULT COLLEGE/ELGIN TOWERS
310	MOORE, LORNE	NOR PRO SECURITY	SAULT COLLEGE
312	ALLISTON, DANIEL	NOR PRO SECURITY	SAULT COLLEGE/ELGIN TOWERS/ST MARY'S PAPER
313	ROWE, WINSTON	NOR PRO SECURITY	SAULT COLLEGE/ELGIN TOWERS/ST MARY'S PAPER
314	AASEN, PAULINE	KOPRASH BUILDING SERVIC	ONTARIO REALTY CORP/ROBERTA BONDAR PLACE
315	FITTON, MICHELLE	ALGOMA UNIVERSITY	1520 QUEEN STREET EAST
316	MCCULLOCH, BRANDON	HI TEC SECURITY	SAULT HOSPITAL

317	CUGLIETTA,SHAWN	ALGOMA CENTRAL PROP.	STATION MALL/STATION 49/STATION TOWER
318	DALE,DAVID	NORTH EAST SECURITY	CAMB.MALL/PINE PLAZA/CHURCHILL PLAZA/BELLV.PK&MARINA/STEELBACK
319	PINTER,JOHN	NOR PRO SECURITY	S.COLLEGE/GROUP HEALTH/ST.MARY'S PAPER/ELGIN TOWERS
320	PETTENUZZO,LUCAS	NOR PRO SECURITY	S.COLLEGE/GROUP HEALTH/ST.MARY'S PAPER/ELGIN TOWERS
321	LORENZO,COREY	NOR PRO SECURITY	S.COLLEGE/GROUP HEALTH/ST.MARY'S PAPER/REGENT PROPERTY
322	ELIE,LINDA	NOR PRO SECURITY	S.COLLEGE/GROUP HEALTH/ST.MARY'S PAPER/REGENT PROPERTY
323	ARCHIBALD,KURTIS	NOR PRO SECURITY	S.COLLEGE/GROUP HEALTH/ST.MARY'S PAPER/ELGIN TOWERS
324	WALKER,CAITLIN	NOR PRO SECURITY	S.COLLEGE/GROUP HEALTH/ST.MARY'S PAPER/ELGIN TOWERS
325	HEALEY,KATRINA	NOR PRO SECURITY	S.COLLEGE/GROUP HEALTH/ST.MARY'S PAPER/REGENT PROPERTY
326	BRATU,IOAN	NOR PRO SECURITY	S.COLLEGE/GROUP HEALTH/ST.MARY'S PAPER/REGENT PROPERTY
327	POZZEBON,IAN	NOR PRO SECURITY	S.COLLEGE/GROUP HEALTH/ST.MARY'S PAPER/REGENT PROPERTY
328	MORTIMORE,JENNIFER	ALGOMA CENTRAL PROP.	STATION MALL/STATION 49/STATION TOWER
329	NOLAN,JESSE,JOHN	NORTH EAST SECURITY	CAMBRIAN MALL /PINE PLAZA/BELLVIEW MARINA/CHURCHILL PLAZA /STEELBACK
330	O'NEILL,ROY	RIOCAN PROPERTY	CAMBRIAN MALL/PINE PLAZA/CHURCHILL PLAZA
331	HAMILTON,SILVI	RIOCAN PROPERTY	CAMBRIAN MALL/PINE PLAZA/CHURCHILL PLAZA
332	PITT,DEREK	NORTH EAST SECURITY	CAMBRIAN MALL/PINE PLAZA/CHURCHILL PLAZA/STEELBACK
333	LUCIER,ROBERT	CITY OF SAULT STE. MARIE	TRANSIT SERVICE AREAS
334	MILLER,BRADLEY	CITY OF SAULT STE. MARIE	TRANSIT SERVICE AREAS
335	GROSSO,DONALD	NORTH EAST SECURITY	CHURCHILL&PINE PLAZA/CAMBRIAN MALL
336	TREPASSO,JENNIFER	NOR PRO SECURITY	GROUP HEALTH/SAULT COLLEGE
337	RENNISON,JEFF	NOR PRO SECURITY	GROUP HEALTH/SAULT COLLEGE
338	MOAR,ALEXANDRA	NOR PRO SECURITY	GROUP HEALTH/SAULT COLLEGE

10(e)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2007-46

PARKING DIVISION: (P.1.2.4.) A by-law to appoint by-law enforcement officers to enforce the by-laws of the Corporation of the City of Sault Ste. Marie

WHEREAS from time to time persons have been appointed by-law enforcement officers;

THEREFORE 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 93-165 REPEALED**

Schedule "A" to by-law 93-165 is hereby repealed and replaced with Schedule "A" attached to this by-law.

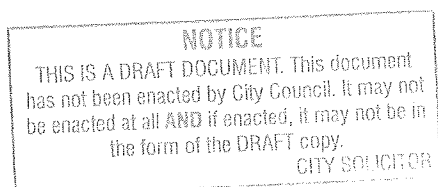
2. **EFFECTIVE DATE**

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

READ THREE TIMES and **PASSED** in Open Council this 12th day of March, 2007.

MAYOR – JOHN ROWSWELL

CITY CLERK - DONNA IRVING



SCHEDULE "A"BY-LAW 2007-46 PASSED
12 MARCH 2007

Art Gagnon	7
David Etchells	51 (Mechanic)
Peter Dunst	63
Renee Vanderklift	71
Frank Jolicoeur	72
Denise Garrett	78
Don Primeau	79

10/9)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2006-42

PROPERTY ACQUISITION: (P.4.5.290) a by-law to authorize the City's acquisition of the Bellevue Small Craft Harbour from Her Majesty the Queen in Right of Canada as represented by the Minister of Fisheries and Oceans.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, pursuant to the Municipal Act, R.S.O. 1990, M-45 and amendments thereto, **ENACTS** as follows:

1. **PROPERTY ACQUISITION**

The Corporation shall acquire by purchase the absolute right in fee simple to the lands more particularly described in Schedule "A" hereto at a price not exceeding the consideration respectively provided therefore in said Schedule "A".

2. **EXECUTION OF DOCUMENTS**

The Mayor and Clerk are hereby authorized for and in the name of the Corporation to execute and to affix the seal of the Corporation to all documents required to complete the said acquisition.

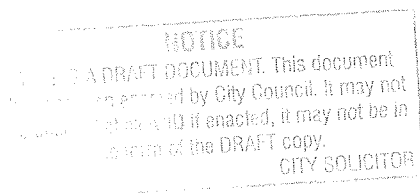
3. **SCHEDULE "A"**

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

4. **EFFECTIVE DATE**

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

READ THREE times and **PASSED** in open Council this 12th day of March, 2007



MAYOR – JOHN ROWSWELL

CITY CLERK – DONNA IRVING

Transfer/Deed of Land

Form 1 — Land Registration Reform Act

A 1069

FOR OFFICE USE ONLY	(1) Registry ☐ Land Titles ☒		(2) Page 1 of 4 pages	
	(3) Property Identifier(s) Block Property		Additional: See Schedule ☐	
	(4) Consideration One-----00/100			
	Dollars \$ 1.00			
FOR OFFICE USE ONLY	(5) Description This is a: Property Division ☐ Property Consolidation ☐			
	First: All of PIN 31539-0097 (LT) PT WATER LT IN FRONT OF LOT 10 CON 1 ST. MARY'S PT 11 1R2982; SAULT STE. MARIE. Secondly: All of PIN 31521-0097 (LT) PCL 9106 SEC AWS; PT WATER LT IN FRONT OF PINE ST ST. MARY'S PT 10 1R2982; SAULT STE. MARIE. Continued on Schedule "A" attached.			
New Property Identifiers		Additional: See Schedule ☐		
Executions		Additional: See Schedule ☐		
(6) This Document Contains		(a) Redescription New Easement Plan/Sketch ☐		(b) Schedule for: Description ☒ Additional Parties ☐ Other ☒
		(7) Interest/Estate Transferred Fee Simple		
(8) Transferor(s) The transferor hereby transfers the land to the transferee and certifies that the transferor is at least eighteen years old and that We have authority to bind Her Majesty				
Name(s) HER MAJESTY THE QUEEN IN RIGHT OF CANADA		Signature(s) Duane Blanchard, Reg. Director, Central & Arctic Region		Date of Signature Y 2007 M D
as represented by the Minister of Fisheries and Oceans				
Countersignature by the MINISTER OF JUSTICE pursuant to		Colin T. Wyse, Counsel, Ont. Reg. Office		Date of Signature Y 2007 M D
s. 5(8) of the Federal Real Property Act and Federal Immovables Act				
(9) Spouse(s) of Transferor(s) I hereby consent to this transaction				
Name(s)		Signature(s)		Date of Signature Y M D
(10) Transferor(s) Address for Service Fisheries and Oceans Canada, 3027 Harvester Road, 3506, P.O. Box 85120, Burlington, Ontario L7R 4K3				
(11) Transferee(s)				
THE CORPORATION OF THE CITY OF SAULT STE. MARIE				Date of Birth Y M D
Per:				
Per:				
We have authority to bind the Corporation				
(12) Transferee(s) Address for Service P.O. Box 590, 99 Foster Drive, Sault Ste. Marie, Ontario P6A 5N1				
(13) Transferor(s) The transferor verifies that to the best of the transferor's knowledge and belief, this transfer does not contravene section 50 of the Planning Act.				
Signature		Signature		Date of Signature Y M D
Solicitor for Transferor(s) I have explained the effect of section 50 of the Planning Act to the transferor and I have made inquiries of the transferor to determine that this transfer does not contravene that section and based on the information supplied by the transferor, to the best of my knowledge and belief, this transfer does not contravene that section. I am an Ontario solicitor in good standing.				
Name and Address of Solicitor		Signature		Date of Signature Y M D
(14) Solicitor for Transferee(s) I have investigated the title to this land and to abutting land where relevant and I am satisfied that the title records reveal no contravention as set out in subclause 50 (22) (c) (ii) of the Planning Act and that to the best of my knowledge and belief this transfer does not contravene section 50 of the Planning Act. I act independently of the solicitor for the transferor(s) and I am an Ontario solicitor in good standing.				
Name and Address of Solicitor		Signature		Date of Signature Y M D
(15) Assessment Roll Number of Property		Cty.	Mun.	Map
(16) Municipal Address of Property		(17) Document Prepared by:		
Not Assigned		Department of Justice Canada 130 King St. West Box 36, Suite 3400 Toronto, Ontario M5X 1K6		
		Fees and Tax		
		Registration Fee		
		Land Transfer Tax		
		Total		

Planning Act — OPTIONAL

Affix Statement by Solicitor for Transferee(s) here if necessary

FOR OFFICE USE ONLY



Additional Property Identifier(s) and/or Other Information

SCHEDULE "A"

Legal Description Continued

Thirdly: All of PIN 31521-0042 (LT)

PCL 9139 SEC AWS; PT WATER LT IN FRONT OF PARKLT 9 CON 1 S OF QUEEN ST ST. MARY'S
PT 4-9 1R2982; T/WPT 12-17 1R2982 AS IN LT101842; SAULT STE. MARIE

FOURTHLY: All of PIN 31521-0044 (LT)

PCL 9141 SEC AWS; PT WATER LT IN FRONT OF LT 9 CON 1 ST. MARY'S PT 3 1R2982; T/W PT
18 1R2982 AS IN LT101842; SAULT STE. MARIE

FIFTHLY: All of PIN 31521-0043 (LT)

PCL 9140 SEC AWS; PT WATER LT IN FRONT OF PARKLT 8 CON 1 S OF QUEEN ST ST. MARY'S
PT 1-2 1R2982; T/W PT 19-20 1R2982 AS IN LT101842; SAULT STE. MARIE



Additional Property Identifier(s) and/or Other Information

Covenants of Transferee

1. The Transferee covenants to use the lands described herein for the purpose of a public harbour for a period of five (5) years commencing on the date of registration of this Transfer, and covenants to operate a public harbour during the said five (5) year period at substantially the same level of operations as existed on the lands described herein during the twelve (12) month period prior to registration of this Transfer.
2. In the event that at any time within the period of five (5) years commencing on the date of registration of this Transfer, the Transferee ceases to use the lands described herein for the purpose of a public harbour with operation of such public harbour at substantially the same level of operations as existed on the lands described herein during the twelve (12) month period prior to the registration of this Transfer, or the Transferee disposes of all or part of the lands described herein, the Transferee shall pay forthwith to the Transferor the sum of Two Hundred and Sixty Thousand Dollars (\$260,000.00).

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2007-49

PROPERTY SALE (P.4.6.364) to authorize the sale of a portion of
71 Old Garden River Road.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie,
pursuant to the Municipal Act, 2001 ENACTS as follows:

1. LANDS DECLARED SURPLUS

The lands more particularly described in Schedule "A" to this by-law are surplus to the requirements of the municipality.

2. SALE AUTHORIZED

The Corporation of the City of Sault Ste. Marie shall sell the lands more particularly described in Schedule "A" hereto to the person or persons and at the consideration shown therefore in the Schedule upon the conditions set out in Schedule "A".

3. EXECUTION OF DOCUMENTS

The Mayor and Clerk are hereby authorized for and in the name of the Corporation to execute and to affix the seal of the Corporation to all documents required to complete the sale.

4. SCHEDULES "A"

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

5. EFFECTIVE DATE

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

Read THREE times and PASSED in open Council this 12th day of March, 2007

MAYOR – JOHN ROWSWELL

CITY CLERK - DONNA P. IRVING

Agreement of Purchase and Sale Commercial

10(h)

This Agreement of Purchase and Sale dated March 6, 2007

BUYER, Rico Briglio (in Trust) For a Company to be Named, agrees to purchase from
(Full legal names of all Buyers)

SELLER, The Corporation of the City of Sault Ste. Marie, the following
(Full legal names of all Sellers)

REAL PROPERTY:

Address 71 Old Garden River Raod fronting on the East side of Old Garden River Raod
in the City of Sault Ste. Marie, Ontario

and having a frontage of Irregular Feet more or less by a depth of Irregular Feet more or less and legally
described as 7.12Acres, E1/2 Part 1, 1R-10348 Part 2 1R-10668 R/W

(Legal description of land including easements not described elsewhere) (the "property").

PURCHASE PRICE: One Hundred Twenty-Five Thousand

Dollars (CDN\$) 125,000.00

DEPOSIT: Buyer submits Upon Acceptance

(Herewith/Upon acceptance/as otherwise described in this Agreement)

One Thousand

Dollars (CDN\$) 1,000.00

by negotiable cheque payable to Castle Realty (2000) Ltd. "Deposit Holder"
to be held in trust pending completion or other termination of this Agreement and to be credited toward the Purchase Price on
completion. For the purposes of this Agreement, "Upon Acceptance" shall mean that the Buyer is required to deliver the deposit
to the Deposit Holder within 24 hours of the acceptance of this Agreement. The parties to this Agreement hereby acknowledge
that, unless otherwise provided for in this Agreement, the Deposit Holder shall place the deposit in trust in the Deposit Holder's
non-interest bearing Real Estate Trust Account and no interest shall be earned, received or paid on the deposit.

Buyer agrees to pay the balance as more particularly set out in Schedule A attached.

SCHEDULE(S) A attached hereto form(s) part of this Agreement.

1. **IRREVOCABILITY:** This Offer shall be irrevocable by Buyer until 11:59 p.m. on
(Seller/Buyer)
the 12th day of March, 2007, after which time, if not accepted, this
Offer shall be null and void and the deposit shall be returned to the Buyer in full without interest.

2. **COMPLETION DATE:** This Agreement shall be completed by no later than 6:00 p.m. on the 7th day
of May, 2007. Upon completion, vacant possession of the property shall be given to the
Buyer unless otherwise provided for in this Agreement.

3. **NOTICES:** Seller hereby appoints the Listing Brokerage as Agent for the purpose of giving and receiving notices pursuant
to this Agreement. **Only if the Co-operating Brokerage represents the interests of the Buyer in this**
transaction, the Buyer hereby appoints the Co-operating Brokerage as Agent for the purpose of giving and receiving
notices pursuant to this Agreement. Any notice relating hereto or provided for herein shall be in writing. This offer, any
counter offer, notice of acceptance thereof, or any notice shall be deemed given and received, when hand delivered to the
address for service provided in the Acknowledgement below, or where a facsimile number is provided herein, when
transmitted electronically to that facsimile number.

Fax No. (For delivery of notices to Seller)

Fax No. (For delivery of notices to Buyer)

INITIALS OF BUYER(S):

RB

INITIALS OF SELLER(S):



10(h)

4. **EXISTING CHATELS INCLUDED:**

5. **FIXTURES EXCLUDED:**

6. **RENTAL ITEMS:** The following equipment is rented and **not** included in the Purchase Price. The Buyer agrees to assume the rental contract(s), if assumable:

7. **GST: If this transaction is subject to Goods and Services Tax (GST), then such tax shall be in addition to the Purchase Price.** The Seller will not collect GST if the Buyer provides to the Seller a warranty that the Buyer is registered under the Excise Tax Act ("ETA"), together with a copy of the Buyer's ETA registration, a warranty that the Buyer shall self-assess and remit the GST payable and file the prescribed form and shall indemnify the Seller in respect of any GST payable. The foregoing warranties shall not merge but shall survive the completion of the transaction. If this transaction is not subject to GST, Seller agrees to certify on or before closing, that the transaction is not subject to GST.

8. **TITLE SEARCH:** Buyer shall be allowed until 6:00 p.m. on the 30th day of April, 2007, (Requisition Date) to examine the title to the Property at Buyer's own expense and until the earlier of: (i) thirty days from the later of the Requisition Date or the date on which the conditions in this Agreement are fulfilled or otherwise waived or; (ii) five days prior to completion, to satisfy Buyer that there are no outstanding work orders or deficiency notices

affecting the property, that its present use (Vacant Land) may be lawfully continued. If within that time any valid objection to title or to any outstanding work order or deficiency notice, or to the fact the said present use may not lawfully be continued, is made in writing to Seller and which Seller is unable or unwilling to remove, remedy or satisfy or obtain insurance in favour of the Buyer and any mortgagee, (with all related costs at the expense of the Seller), and which Buyer will not waive, this Agreement notwithstanding any intermediate acts or negotiations in respect of such objections, shall be at an end and all monies paid shall be returned without interest or deduction and Seller, Listing Brokerage and Co-operating Brokerage shall not be liable for any costs or damages. Save as to any valid objection so made by such day and except for any objection going to the root of the title, Buyer shall be conclusively deemed to have accepted Seller's title to the Property. Seller hereby consents to the municipality or other governmental agencies releasing to Buyer details of all outstanding work orders or deficiency notices affecting the Property, and Seller agrees to execute and deliver such further authorizations in this regard as Buyer may reasonably require.

9. **FUTURE USE:** Seller and Buyer agree that there is no representation or warranty of any kind that the future intended use of the property by Buyer is or will be lawful except as may be specifically provided for in this Agreement.

10. **TITLE:** Provided that the title to the property is good and free from all registered restrictions, charges, liens, and encumbrances except as otherwise specifically provided in this Agreement and save and except for (a) any registered restrictions or covenants that run with the land providing that such are complied with; (b) any registered municipal agreements and registered agreements with publicly regulated utilities providing such have been complied with, or security has been posted to ensure compliance and completion, as evidenced by a letter from the relevant municipality or regulated utility; (c) any minor easements for the supply of domestic utility or telephone services to the property or adjacent properties; and (d) any easements for drainage, storm or sanitary sewers, public utility lines, telephone lines, cable television lines or other services which do not materially affect the present use of the property. If within the specified times referred to in paragraph 8 any valid objection to title or to any outstanding work order or deficiency notice, or to the fact the said present use may not lawfully be continued, or that the principal building may not be insured against risk of fire is made in writing to Seller and which Seller is unable or unwilling to remove, remedy or satisfy or obtain insurance save and except against risk of fire in favour of the Buyer and any mortgagee, (with all related costs at the expense of the Seller), and which Buyer will not waive, this Agreement notwithstanding any intermediate acts or negotiations in respect of such objections, shall be at an end and all monies paid shall be returned without interest or deduction and Seller, Listing Brokerage and Co-operating Brokerage shall not be liable for any costs or damages. Save as to any valid objection so made by such day and except for any objection going to the root of the title, Buyer shall be conclusively deemed to have accepted Seller's title to the property.

11. **CLOSING ARRANGEMENTS:** Where each of the Seller and Buyer retain a lawyer to complete the Agreement of Purchase and Sale of the Property, and where the transaction will be completed by electronic registration pursuant to Part III of the Land Registration Reform Act, R.S.O. 1990, Chapter L4 and the Electronic Registration Act, S.O. 1991, Chapter 44, and any amendments thereto, the Seller and Buyer acknowledge and agree that the exchange of closing funds, non-registrable documents and other items (the "Requisite Deliveries") and the release thereof to the Seller and Buyer will (a) not occur at the same time as the registration of the transfer/deed (and any other documents intended to be registered in connection with the completion of this transaction) and (b) be subject to conditions whereby the lawyer(s) receiving any of the Requisite Deliveries will be required to hold same in trust and not release same except in accordance with the terms of a document registration agreement between the said lawyers. The Seller and Buyer irrevocably instruct the said lawyers to be bound by the document registration agreement which is recommended from time to time by the Law Society of Upper Canada. Unless otherwise agreed to by the lawyers, such exchange of the Requisite Deliveries will occur in the applicable Land Titles Office or such other location agreeable to both lawyers.

INITIALS OF BUYER(S):

ZB

INITIALS OF SELLER(S):



12. **DOCUMENTS AND DISCHARGE:** Buyer shall not call for the production of any title deed, abstract, survey or other evidence of title to the property except such as are in the possession or control of Seller. If requested by Buyer, Seller will deliver any sketch or survey of the property within Seller's control to Buyer as soon as possible and prior to the Requisition Date. If a discharge of any Charge/Mortgage held by a corporation incorporated pursuant to the Trust And Loan Companies Act (Canada), Chartered Bank, Trust Company, Credit Union, Caisse Populaire or Insurance Company and which is not to be assumed by Buyer on completion, is not available in registrable form on completion, Buyer agrees to accept Seller's lawyer's personal undertaking to obtain, out of the closing funds, a discharge in registrable form and to register same, or cause same to be registered, on title within a reasonable period of time after completion, provided that on or before completion Seller shall provide to Buyer a mortgage statement prepared by the mortgagee setting out the balance required to obtain the discharge, and, where a real-time electronic cleared funds transfer system is not being used, a direction executed by Seller directing payment to the mortgagee of the amount required to obtain the discharge out of the balance due on completion.
13. **INSPECTION:** Buyer acknowledges having had the opportunity to inspect the property and understands that upon acceptance of this Offer there shall be a binding agreement of purchase and sale between Buyer and Seller.
14. **INSURANCE:** All buildings on the property and all other things being purchased shall be and remain until completion at the risk of Seller. Pending completion, Seller shall hold all insurance policies, if any, and the proceeds thereof in trust for the parties as their interests may appear and in the event of substantial damage, Buyer may either terminate this Agreement and have all monies paid returned without interest or deduction or else take the proceeds of any insurance and complete the purchase. No insurance shall be transferred on completion. If Seller is taking back a Charge/Mortgage, or Buyer is assuming a Charge/Mortgage, Buyer shall supply Seller with reasonable evidence of adequate insurance to protect Seller's or other mortgagee's interest on completion.
15. **PLANNING ACT:** This Agreement shall be effective to create an interest in the property only if Seller complies with the subdivision control provisions of the Planning Act by completion and Seller covenants to proceed diligently at his expense to obtain any necessary consent by completion.
16. **DOCUMENT PREPARATION:** The Transfer/Deed shall, save for the Land Transfer Tax Affidavit, be prepared in registrable form at the expense of Seller, and any Charge/Mortgage to be given back by the Buyer to Seller at the expense of the Buyer. If requested by Buyer, Seller covenants that the Transfer/Deed to be delivered on completion shall contain the statements contemplated by Section 50(22) of the Planning Act, R.S.O. 1990.
17. **RESIDENCY:** Buyer shall be credited towards the Purchase Price with the amount, if any, necessary for Buyer to pay to the Minister of National Revenue to satisfy Buyer's liability in respect of tax payable by Seller under the non-residency provisions of the Income Tax Act by reason of this sale. Buyer shall not claim such credit if Seller delivers on completion the prescribed certificate or a statutory declaration that Seller is not then a non-resident of Canada.
18. **ADJUSTMENTS:** Any rents, mortgage interest, realty taxes including local improvement rates and unmetered public or private utility charges and unmetered cost of fuel, as applicable, shall be apportioned and allowed to the day of completion, the day of completion itself to be apportioned to Buyer.
19. **TIME LIMITS:** Time shall in all respects be of the essence hereof provided that the time for doing or completing of any matter provided for herein may be extended or abridged by an agreement in writing signed by Seller and Buyer or by their respective lawyers who may be specifically authorized in that regard.
20. **TENDER:** Any tender of documents or money hereunder may be made upon Seller or Buyer or their respective lawyers on the day set for completion. Money may be tendered by bank draft or cheque certified by a Chartered Bank, Trust Company, Province of Ontario Savings Office, Credit Union or Caisse Populaire.
21. **FAMILY LAW ACT:** Seller warrants that spousal consent is not necessary to this transaction under the provisions of the Family Law Act, R.S.O. 1990 unless Seller's spouse has executed the consent hereinafter provided.
22. **UFFI:** Seller represents and warrants to Buyer that during the time Seller has owned the property, Seller has not caused any building on the property to be insulated with insulation containing ureaformaldehyde, and that to the best of Seller's knowledge no building on the property contains or has ever contained insulation that contains ureaformaldehyde. This warranty shall survive and not merge on the completion of this transaction, and if the building is part of a multiple unit building, this warranty shall only apply to that part of the building which is the subject of this transaction.
23. **LEGAL, ACCOUNTING AND ENVIRONMENTAL ADVICE:** The parties acknowledge that any information provided by the brokerage is not legal, tax or environmental advice, and that it has been recommended that the parties obtain independent professional advice prior to signing this document.
24. **CONSUMER REPORTS:** The Buyer is hereby notified that a consumer report containing credit and/or personal information may be referred to in connection with this transaction.
25. **AGREEMENT IN WRITING:** If there is conflict or discrepancy between any provision added to this Agreement (including any Schedule attached hereto) and any provision in the standard pre-set portion hereof, the added provision shall supersede the standard pre-set provision to the extent of such conflict or discrepancy. This Agreement including any Schedule attached hereto, shall constitute the entire Agreement between Buyer and Seller. There is no representation, warranty, collateral agreement or condition, which affects this Agreement other than as expressed herein. For the purposes of this Agreement, Seller means vendor and Buyer means purchaser. This Agreement shall be read with all changes of gender or number required by the context.

INITIALS OF BUYER(S):



INITIALS OF SELLER(S):




10611
26. **SUCCESSORS AND ASSIGNS:** The heirs, executors, administrators, successors and assigns of the undersigned are bound by the terms herein.

SIGNED, SEALED AND DELIVERED in the presence of:

IN WITNESS whereof I have hereunto set my hand and seal:

Rico Briglio (in Trust) For a Company to be Named

(Witness)

(Buyer / Authorized Signing Officer)



DATE Mar 7 07

(Witness)

(Buyer / Authorized Signing Officer)



DATE

I, the Undersigned Seller, agree to the above Offer. I hereby irrevocably instruct my lawyer to pay directly to the Listing Brokerage the unpaid balance of the commission together with applicable Goods and Services Tax (and any other taxes as may hereafter be applicable), from the proceeds of the sale prior to any payment to the undersigned on completion, as advised by the Listing Brokerage to my lawyer.

SIGNED, SEALED AND DELIVERED in the presence of:

IN WITNESS whereof I have hereunto set my hand and seal:

The Corporation of the City of Sault Ste. Marie

(Witness)

(Seller / Authorized Signing Officer)



DATE

(Witness)

(Seller / Authorized Signing Officer)



DATE

SPOUSAL CONSENT: The Undersigned Spouse of the Seller hereby consents to the disposition evidenced herein pursuant to the provisions of the Family Law Act, R.S.O. 1990, and hereby agrees with the Buyer that he/she will execute all necessary or incidental documents to give full force and effect to the sale evidenced herein.

(Witness)

(Spouse)



DATE

CONFIRMATION OF ACCEPTANCE: Notwithstanding anything contained herein to the contrary, I confirm this Agreement with all changes both typed and written was finally accepted by all parties at a.m./p.m. this day of
(Signature of Seller or Buyer)

INFORMATION ON BROKERAGE(S)

Listing Brokerage Castle Realty (2000) Ltd.

Phone Fax

Co-operating/Buyer Brokerage RE/MAX Sault Ste. Marie Realty Inc.

Phone (705) 759-0700 Fax (705) 759-6651

ACKNOWLEDGEMENT

I acknowledge receipt of my signed copy of this accepted Agreement of Purchase and Sale and I authorize the Agent to forward a copy to my lawyer.

DATE
(Seller)

DATE
(Seller)

Address for Service:
Phone

Seller's Lawyer

Address

Phone Fax

I acknowledge receipt of my signed copy of this accepted Agreement of Purchase and Sale and I authorize the Agent to forward a copy to my lawyer.

DATE Mar 7 07
(Buyer)

DATE
(Buyer)

Address for Service:
Phone

Buyer's Lawyer

Address

Phone Fax

FOR OFFICE USE ONLY

COMMISSION TRUST AGREEMENT

To: Co-operating Brokerage shown on the foregoing Agreement of Purchase and Sale:

In consideration for the Co-operating Brokerage procuring the foregoing Agreement of Purchase and Sale, I hereby declare that all moneys received or receivable by me in connection with the Transaction as contemplated in the MLS® Rules and Regulations of my Real Estate Board shall be receivable and held in trust. This agreement shall constitute a Commission Trust Agreement as defined in the MLS® Rules and shall be subject to and governed by the MLS® Rules pertaining to Commission Trust.

DATED as of the date and time of the acceptance of the foregoing Agreement of Purchase and Sale.

Acknowledged by:

(Authorized to bind the Listing Brokerage)

(Authorized to bind the Co-operating Brokerage)

