

AGENDA
REGULAR MEETING OF CITY COUNCIL

2007 07 09

4:30 P.M.

COUNCIL CHAMBERS

1. **ADOPTION OF MINUTES**

Mover - Councillor J. Caicco

Seconder - Councillor F. Manzo

Resolved that the Minutes of the Regular Council Meeting of 2007 06 25 be approved.

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

3. **APPROVE AGENDA AS PRESENTED**

Mover - Councillor J. Caicco

Seconder - Councillor O. Grandinetti

Resolved that the Agenda for the 2007 07 09 City Council Meeting as presented be approved.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) The 2007/08 Chamber of Commerce Executive (Bill Shepherd, 2007/08 President; Katherine MacRae, First Vice President; Sergio Saccucci, Treasurer; and Shelley Barich, General Manager) will be in attendance for the annual Swearing-In Ceremony by Mayor Rowswell.
- (b) Brian Curran, President and C.E.O.; Dominic Parrella, Vice President Operations and Engineering; and Andrew Hallett, Water Distribution Engineer, PUC Inc. will be in attendance concerning agenda item 5.(a) AMO correspondence concerning Transitioning Municipalities to the Electricity Market and agenda item 5.(x).

PART ONE – CONSENT AGENDA

5.

COMMUNICATIONS AND ROUTINE REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

Mover - Councillor S. Butland

Seconder - Councillor O. Grandinetti

Resolved that all the items listed under date 2007 07 09 - Part One - Consent Agenda be approved as recommended.

- (a) Correspondence from AMO, FONOM and OGRA is attached for the information of Council.
- (b) Correspondence from the Municipality of Huron East (concerning MOE process for Certificates of Approval and Permits to Take Water) is attached for the information of Council.
- (c) The Outstanding Council Resolution List dated 2007 06 25 is attached for the information of Council.
- (d) Letters from the Office of the Minister of Transport (dated 2007 06 22 in response to a Council resolution concerning Highway 17); and the Minister of the Environment (dated 2007 06 21 in response to a Council resolution concerning action against climate change and pollution) are attached for the information of Council.
- (e) A letter from Laidlaw Paciocco Melville, Barristers and Solicitors in response to a Council resolution dated 2007 06 25 concerning the status of the Borealis Project is attached for the information of Council.
- (f) A request for a temporary street closing on lower East Street from Bay Street to Art Gallery of Algoma in conjunction with the 2007 Rotaryfest, The Sault's Summer Festival being held July 21st, 2007 is attached for the consideration of Council. The relevant by-law 2007-133 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.
- (g) **Staff Travel Requests**
A report of the Chief Administrative Officer is attached for the consideration of Council.

Mover - Councillor J. Caicco

Seconder - Councillor F. Manzo

Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2007 07 09 be approved as requested.

5. (h) **Tender for 25 KW Diesel Generator**

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

Mover - Councillor J. Caicco

Seconder - Councillor O. Grandinetti

Resolved that the report of the Manager of Purchasing dated 2007 07 09 be endorsed and that the tender for a 25 KW Diesel Generator, required by the Engineering and Planning Department, be awarded as recommended.

(i) **Tender for Duct Cleaning - Civic Centre**

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

Mover - Councillor S. Butland

Seconder - Councillor F. Manzo

Resolved that the report of the Manager of Purchasing dated 2007 07 09 be endorsed and that the tender for Duct Cleaning at the Civic Centre, required by Building Services, Engineering and Planning Department, be awarded as recommended.

(j) **Tender for Fire Services Uniform Clothing (2007FA01)**

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

Mover - Councillor S. Butland

Seconder - Councillor O. Grandinetti

Resolved that the report of the Manager of Purchasing dated 2007 07 09 be endorsed and that the tender for Fire Services Uniform Clothing, required by Fire Services Department, be awarded as recommended.

(k) **Property Tax Appeals**

A report of the City Tax Collector is attached for the consideration of Council.

Mover - Councillor J. Caicco

Seconder - Councillor F. Manzo

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 07 09 be approved and the tax records be amended accordingly.

(l) **Ticketing System - Steelback Centre**

A report of the Commissioner of Community Services is attached for the consideration of Council. The relevant By-law 2007-129 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

5. (m) **Audit Financial Statements - DSSMSSAB and SSMHC**

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

Mover - Councillor J. Caicco

Seconders - Councillor O. Grandinetti

Resolved that the report of the Commissioner of Social Services dated 2007 07 09 concerning Audit Financial Statements (DSSMSSAB and SSMHC) be accepted as information.

(n) **Waste Management Environmental Assessment - Regulation 101/07**

A report of the Land Development and Environmental Engineer is attached for the consideration of Council.

Mover - Councillor S. Butland

Seconders - Councillor F. Manzo

Resolved that the report of the Land Development and Environmental Engineer dated 2007 07 09 concerning Waste Management Environmental Assessment Regulation 101/07 be accepted as information and further that an additional report be prepared following the determination of the preferred solution for the City's solid waste management project be approved.

(o) **Provision of Trees in New Residential Developments**

A report of the Land Development and Environmental Engineer is attached for the consideration of Council.

Mover - Councillor S. Butland

Seconders - Councillor O. Grandinetti

Resolved that the report of the Land Development and Environmental Engineer dated 2007 07 09 concerning Provision of Trees in New Residential Developments be accepted as information and further that all Subdivision Agreements entered into from this point forward shall include the provision of trees by Public Works and Transportation with a fee collected from the developer be approved.

(p) **Council Resolution Regarding Steps and Time Frames of Putting a Question on the Ballot in November 2010 Election**

A report of the City Solicitor is attached for the consideration of Council.

Mover - Councillor J. Caicco

Seconders - Councillor F. Manzo

Resolved that the report of the City Solicitor dated 2007 07 09 Regarding the Steps and Time Frames of Putting a Question on the Ballot in the November 2010 Election be accepted as information.

5. (q) **Decision From Ontario Municipal Board on Temporary Use By-law 2006-34 (Sam Rainone of 99 Gibb Street)**

A report of the City Solicitor is attached for the consideration of Council.

Mover - Councillor J. Caicco

Seconder - Councillor O. Grandinetti

Resolved that the report of the City Solicitor dated 2007 07 09 concerning Decision From Ontario Municipal Board on Temporary Use By-law 2006-34 (Sam Rainone of 99 Gibb Street) be accepted as information.

(r) **City Purchase of 35 Cedar Street for Snow Dump Site Purposes From R. M. Elliott Construction Sault Ste. Marie Limited**

A report of the City Solicitor is attached for the consideration of Council. The relevant By-law 2007-128 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

(s) **Proposed Sale of Vacant City Owned Property Abutting 553 Nelson Street to Charles and Jacqueline Boudah**

A report of the City Solicitor is attached for the consideration of Council.

Mover - Councillor S. Butland

Seconder - Councillor F. Manzo

Resolved that the report of the City Solicitor dated 2007 07 09 be accepted and the property identified as civic numbers 561, 565 and 569 Nelson Street and the road allowance abutting those civic addresses and 553 Nelson Street be declared surplus and offered for sale to Charles and Jacqueline Boudah be approved.

(t) **Conversion of Pinecrest Apartment at 313 MacDonald Avenue to Condominium**

A report of the City Solicitor is attached for the consideration of Council.

Mover - Councillor S. Butland

Seconder - Councillor O. Grandinetti

Resolved that the report of the City Solicitor dated 2007 07 09 concerning the conversion of 313 MacDonald Avenue (Pinecrest Apartments) to a condominium be accepted and the Mayor and the Clerk be authorized to execute a Certificate of Exemption from sections 51 and 51.1 of the Planning Act as provided for in section 9(3)(b) of the Condominium Act be approved.

(u) **Building of New Condominium at 711 Bay Street - Silver Homes Limited**

A report of the City Solicitor is attached for the consideration of Council.

5. (u) Mover - Councillor J. Caicco
Second - Councillor F. Manzo
Resolved that the report of the City Solicitor dated 2007 07 09 be accepted concerning the Building of New Condominium by Silver Homes Limited at 711 Bay Street and that the Mayor and the Clerk be authorized to execute a Certificate of Exemption from sections 51 and 51.1 of the Planning Act as provided for in section 9(3)(b) of the Condominium Act be approved.
- (v) **Downtown Development Initiative Update (2)**
A report of the Planning Division is attached for the consideration of Council.
- Mover - Councillor J. Caicco
Second - Councillor O. Grandinetti
Resolved that the report of the Planning Division dated 2007 07 09 concerning Downtown Development Initiative Update (2) be accepted and the recommendation that Council authorize a three-year municipal property tax increment rebate resulting from the increased assessment at both 719 Bay Street and 60 Church Street and that this rebate be for 70 percent of the tax increase in 2008, 50 percent in 2009, and 25 percent in 2010 be approved.
- (w) **No-Parking Zone - Cooper Street**
A report of the Commissioner of Public Works and Transportation is attached for the consideration of Council. The relevant By-law 2007-131 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.
- (x) **Lead Testing in Drinking Water**
A report of the President and C.E.O., PUC Inc. is attached for the consideration of Council.
- Mover - Councillor S. Butland
Second - Councillor F. Manzo
Resolved that the report of the President and C.E.O., PUC Inc. dated 2007 07 04 concerning Lead Testing in Drinking Water be accepted as information.
- (y) **Sault Ste. Marie Police Service's 2006 Annual Report**
A report of the Chief of Police is attached for the consideration of Council. The report entitled Sault Ste. Marie Police Service's 2006 Annual Report is appended under separate cover for members of Council.
- Mover - Councillor S. Butland
Second - Councillor O. Grandinetti
Resolved that the report of the Chief of Police dated 2007 06 22 concerning the Sault Ste. Marie Police Service's 2006 Annual Report be accepted as information.

5. (z) **Sault Ste. Marie Public Library 2006 Annual Report**
A report of the Chairperson, Sault Ste. Marie Public Library Board is attached for the consideration of Council. A report entitled 2006 Annual Report of the Sault Ste. Marie Public Library is attached under separate cover.
- Mover - Councillor J. Caicco
Seconder - Councillor F. Manzo
Resolved that the report of the Chairperson, Sault Ste. Marie Public Library Board dated 2007 07 09 concerning Sault Ste. Marie Public Library 2006 Annual Report be accepted as information.

PART TWO – REGULAR AGENDA

7. **UNFINISHED BUSINESS, NOTICE OF MOTIONS AND RESOLUTIONS PLACED ON AGENDA BY MEMBERS OF COUNCIL**
- (a) Mover - Councillor S. Butland
Seconder - Councillor F. Manzo
Whereas the Parks Canada site at the Sault Ste. Marie lock is in a state of general lack of aesthetics, security, staff, maintenance, attention to tourism, etc.;
Be it resolved that Council express these concerns through M.P. Tony Martin to the Minister Responsible for Parks Canada, Honourable John Baird; and
Be it further resolved that Field Unit Superintendent Sharon Ostberg be invited to attend Council to elaborate on the above apparent deficiencies.
- (b) Mover - Councillor S. Myers
Seconder - Councillor P. Mick
Whereas the City of Sault Ste. Marie has citizens currently serving with troops in action as part of the Canadian Armed Forces, both in regular and reserve status; and
Whereas City Council in April of this year recognized the contribution of reservists who have returned from such action;
Therefore be it resolved that the City of Sault Ste. Marie further indicate our support for our Troops by placing "Support Our Troops" magnets on all City Emergency Vehicles as has been done in other Canadian cities.
- Note: Correspondence concerning this resolution is attached for the information of 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.

AGREEMENTS

- (a) 2007-129 A by-law to authorize an agreement with the City and New Era Ticketing to provide a Box Office Ticketing System to the Steelback Centre.

A report from the Commissioner of Community Services Department is on the agenda.

PROPERTY ACQUISITION

- (b) 2007-128 A by-law to authorize the City acquisition of a portion of 35 Cedar Street from R.M. Elliott Construction Sault Ste. Marie Limited.

A report from the City Solicitor is on the agenda.

- (c) **TEMPORARY STREET CLOSING**

2007-133 A by-law to permit the temporary street closing of lower East Street to facilitate Rotaryfest 2007 on July 21st, 2007.

TRAFFIC

- (d) 2007-131 A by-law to amend Schedule A of Traffic By-law 77-200 regarding parking on Cooper Street.

A report from the Commissioner of Public Works and Transportation is on the agenda.

- (e) 2007-132 A by-law to amend Schedule A to Traffic By-law 77-200 regarding parking on Pine Street.

ZONING

- (f) 2007-130 A by-law to allow a temporary special use zoning by-law to permit a pedal plane and car manufacturing at 26 Grandville Crescent. (Michael & Assunta Shepherd)

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 S. Butland

Seconder - Councillor F. Manzo

Resolved that this Council shall now adjourn.

MAYOR

CLERK

MINUTES

REGULAR MEETING OF CITY COUNCIL

2007 06 25

4:30 P.M.

COUNCIL CHAMBERS

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

OFFICIALS: J. Fratesi, D. Irving, N. Apostle, B. Freiburger, J. Elliott, J. Dolcetti, L. McCoy, D. Elliott, L. Bottos, D. McConnell

1. **ADOPTION OF MINUTES**

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the Minutes of the Regular Council Meeting of 2007 06 11 be approved. CARRIED.

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

3. **APPROVE AGENDA AS PRESENTED**

Moved by Councillor O. Grandinetti

Seconded by Councillor S. Butland

Resolved that the Agenda for the 2007 06 25 City Council Meeting as presented be approved. CARRIED.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Helen Ross and Jim Mazi, members of the Algoma Residential Community Hospice (ARCH) Board and Honourary Chair Frank D'Angelo were in attendance concerning agenda item 5.(c).
- (b) Clive Wilkinson, President Sault Soccer Association and members of individual teams representing Sault Youth Soccer were in attendance concerning agenda item 7.(a).

4. (c) Bill Therriault, Chair/Coordinator Multi Modal Task Force, Destiny Sault Ste. Marie and Oscar Poloni, Lead Consultant, Sault Ste. Marie Multi-Modal Initiative Phase II Infrastructure and Feasibility Assessment were in attendance concerning agenda item 6.(8)(a).
- (d) Phil Becker, Manager International Bridge Authority was in attendance concerning agenda item 7.(c).
- (e) Lloyd Mulcahey was in attendance concerning agenda item 6.(6)(a).
- (f) Michael Shepherd was in attendance concerning agenda item 6.(6)(b).
- (g) Bob Paciocco was in attendance concerning agenda items 6.(6)(c) and 6.(6)(d) and Mario Theodossiou, 118 Palamino Drive concerning agenda item 6.(6)(d).
- (h) Mike Wozny, Acting Executive Director, Development Sault Ste. Marie and Greg Punch, President, Economic Development Corporation Board of Directors were in attendance concerning agenda item 5.(dd).

PART ONE – CONSENT AGENDA

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

Moved by Councillor O. Grandinetti

Seconded by Councillor J. Caicco

Resolved that all the items listed under date 2007 06 25 - Part One - Consent Agenda be approved as recommended. CARRIED.

- (a) Correspondence from AMO was received by Council.
- (b) Correspondence from the Town of East Gwillimbury (concerning by-law to regulate salvage yards); the Municipality of Brockton (concerning environmental assessment process); and the City of Port Colborne (concerning Health Canada review of herb salvia divinorum) was received by Council.
- (c) Correspondence from Councillor Steve Butland concerning conducting the 'World's Largest Garage Sale' in Sault Ste. Marie was received by Council.
- (d) The letter requesting permission for a private property liquor license extension was accepted by Council.

5. (d) Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that City Council has no objection to the proposed extended licensed area as detailed in the written request for a liquor license extension on private property for an outdoor event on the following stated date and times:
Great Northern Retirement Home
760 Great Northern Road
Family Fun Day
July 19, 2007 from 2:00 to 7:00 p.m. CARRIED.
- (e) Correspondence concerning requests for permission to hold Special Occasion permit events at outdoor municipal facilities was accepted by Council.
- Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the following request to hold a Special Occasion permit event at a municipal facility on the stated date and times be endorsed by City Council:
Roberta Bondar Pavilion:
Wedding Reception - Barton and Salucci
July 21, 2007 - 4:00 p.m. to 1:30 a.m. CARRIED.
- Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the following request to hold a Special Occasion permit event at a municipal facility on the stated date and times be endorsed by City Council:
Clergue Park:
Rotary Club of Sault Ste. Marie Indulge - Bite of Sault Ste. Marie
July 19, 2007 - 7:00 to 10:30 p.m. CARRIED.
- (f) Letters of request for temporary street closings were accepted by Council.
1) on Queen Street from East Street to Dennis Street in conjunction with Lemonade Days (July 12th)
2) on Queen Street from East Street to Gore Street in conjunction with Superior Rallyfest Parade (August 11th)
3) on Queen Street from East Street to Brock Street in conjunction with Rotary Club of Sault Ste. Marie - The Second Stage (July 21st)
The relevant By-laws 2007-118, 2007-121 and 2007-127 are listed under Item 10 of the Minutes.
- (g) The letter from Tony Martin, M.P. Sault Ste. Marie concerning the Mayors for Peace organization was accepted by Council.

5. (g) Moved by Councillor F. Manzo
Seconded by Councillor S. Butland
Whereas Mayors for Peace is a global organization of mayors and cities supporting the public demand for the abolition of nuclear weapons worldwide; and
Whereas as of April 2007, 1631 cities from 120 countries and regions have registered and joined the Mayors for Peace organization to lend their voices and the weight of their offices to the increasingly urgent case for the abolition of nuclear weapons; and
Whereas Tony Martin, M.P. Sault Ste. Marie is supportive of this organization and in a letter dated May 17, 2007 to Mayor Rowswell urges the city to join the Mayors for Peace organization;
Now therefore be it resolved that Sault Ste. Marie City Council expresses its support for the abolition of nuclear weapons worldwide and authorizes joining the Mayors for Peace organization. CARRIED.

(h) **Council Travel**

Moved by Councillor O. Grandinetti
Seconded by Councillor J. Caicco
Resolved that Councillor Steve Butland be authorized to travel to Toronto (4 days in July) to meet with Chief Policy Advisor to the Minister of Environment and other officials to discuss possible implementation of a collection and recycling of polystyrene (Styrofoam) in Sault Ste. Marie and also to assist Tourism Sault Ste. Marie in its booth at the Steelback Grand Prix at an approximate cost of \$1,000.00 to the City. CARRIED.

(i) **Staff Travel Requests**

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

Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that the Staff Travel Requests contained in the report of the Chief Administrative Officer dated 2007 06 25 be approved as requested. CARRIED.

(j) **Tender for Renovations to Emergency Services Complex - 65 Old Garden River Road**

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

Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the report of the Manager of Purchasing dated 2007 06 25 be endorsed and that the tender for the Renovations to the Emergency Services Complex (M.T.O. site), required by Fire Services, be awarded as recommended. CARRIED.

5. (k) **Property Tax Appeals**

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

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

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 06 25 be approved and the tax records be amended accordingly. CARRIED.

(l) **2007 Request for Financial Assistance - Bawating Cultural Circle**

The report of the Manager of Finance and Audits was accepted by Council.

Moved by Councillor O. Grandinetti

Seconded by Councillor J. Caicco

Resolved that the report of the Manager of Finance and Audits dated 2007 06 25 concerning 2007 Request for Financial Assistance - Bawating Cultural Circle be accepted as information; and

Further resolved that the request that the City waive the rental fees for Clergue Park (2 days) and the Roberta Bondar Pavilion (1 day) for the Bawating Cultural Circle event in conjunction with the Echoes Drum Festival BE DENIED. CARRIED.

(m) **2007 Request for Financial Assistance - Three Fires Confederacy Gathering**

The report of the Manager of Finance and Audits was accepted by Council.

Moved by Councillor O. Grandinetti

Seconded by Councillor S. Butland

Resolved that the report of the Manager of Finance and Audits dated 2007 06 25 concerning 2007 Request for Financial Assistance - Three Fires Confederacy Gathering be accepted as information; and

Further resolved that the request for \$10,000.00 in financial assistance for the event BE DENIED. CARRIED.

(n) **Steelback Centre Debenture Issue**

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

5. (n) Moved by Councillor O. Grandinetti
Seconded by Councillor J. Caicco
Resolved that the report of the Commissioner of Finance and Treasurer dated 2007 06 25 concerning Steelback Centre Debenture Issue be accepted and the recommendations that
1. through our fiscal agents, the Finance Department begin the process of marketing debentures in the amount of \$11,200,000.00 for the Steelback Centre; and
 2. \$585,000.00 of the 2007 capital allocation be allocated to reduce the debenture issue and another \$585,000.00 be used for equipment and enhancements as outlined by the Commissioner of Community Services be approved. CARRIED.

(o) **Steelback Centre - Funding of Elements for Concerts/Events and Soo Greyhound Games**

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

Moved by Councillor L. Turco

Seconded by Councillor S. Butland

Resolved that the report of the Commissioner of Community Services dated 2007 06 25 concerning Steelback Centre - Funding of Elements for Concerts/Events and Soo Greyhound Games be accepted as information. CARRIED.

(p) **Skatepark Initiative - Update**

The report of the Supervisor Community Services Recreation and Culture was accepted by Council.

Moved by Councillor O. Grandinetti

Seconded by Councillor J. Caicco

Resolved that the report of the Supervisor Community Services Recreation and Culture dated 2007 06 25 concerning Skatepark Initiative Update be accepted and the recommendation that City Council expresses its support for grant applications to Ontario Trillium Foundation and to NOHFC for capital funding to construct a concrete skatepark facility in Sault Ste. Marie; and

Further resolved that City Council confirms that the city will accept a capital contribution on behalf of the Superior Community Skatepark Association for the sole purpose of construction of a skatepark facility in Sault Ste. Marie; and

Further resolved that the city is prepared to be responsible for the ongoing maintenance of a skatepark facility in Sault Ste. Marie be approved. CARRIED.

(q) **Request for Financial Assistance for National/International Sports Competitions**

The report of the Supervisor Community Services Recreation and Culture was accepted by Council.

5. (q) Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that the report of the Supervisor Community Services Recreation and Culture dated 2007 06 25 concerning Request for Financial Assistance for National/International Sports Competitions be accepted and the recommendation to provide \$200.00 grants each to John Reid (2007 World Karate Association Canadian Championships); Kaylee Raynor (2007 Eastern Canadian Championships for Trampoline and Tumbling); Churchill Lanes Youth Bowlers (National Canadian Tenpin Federation Championships) be approved. CARRIED.
- (r) **Pilgrim Street Sanitary Sewer Local Improvements**
The report of the Director of Engineering Services was accepted by Council.

Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the report of the Director of Engineering Services dated 2007 06 25 concerning Pilgrim Street Sanitary Sewer Local Improvements be accepted as information. CARRIED.
- (s) **Farwell Terrace Box Culvert Repairs/Devon Road Reconstruction Revised Engineering Agreement**
The reports of the Director of Engineering Services were accepted by Council.

Moved by Councillor F. Manzo
Seconded by Councillor S. Butland
Resolved that the reports of the Director of Engineering Services dated 2007 06 25 concerning Farwell Terrace Box Culvert Repairs/Devon Road Reconstruction Revised Engineering Agreement be accepted and the recommendation that the upset limit for engineering fees for this project be adjusted to \$403,575.00 be approved. CARRIED.
- (t) **Revoked Connecting Link - Lyons Avenue Resurfacing Engineering Services Revised Agreement**
The report of the Director of Engineering Services was accepted by Council.

Moved by Councillor O. Grandinetti
Seconded by Councillor J. Caicco
Resolved that the report of the Director of Engineering Services dated 2007 06 25 concerning Revoked Connecting Link - Lyons Avenue Resurfacing Engineering Services Revised Agreement be accepted and the recommendation that Council approve the additional fee of \$73,500.00 to provide for a new upset limit of \$178,000.00 for the Lyons Avenue project be approved. CARRIED.

5. (u) **Contract 2007-4E - Revoked Connecting Link - Trunk Road Improvements**
The report of the Director of Engineering Services was accepted by Council.
The relevant By-law 2007-123 is listed under Item 10 of the Minutes.

Moved by Councillor O. Grandinetti

Seconded by Councillor S. Butland

Resolved that the report of the Director of Engineering Services dated 2007 06 25 concerning Contract 2007-4E Revoked Connecting Link - Trunk Road Improvements be accepted and the recommendation that Contract 2007-4E be awarded to Ellwood Robinson Limited conditional upon receipt of the letter from the Minister of the Environment denying the requests for a Part II order be approved. CARRIED.

- (v) **Reconstruction and Upgrading of Pump Stations Operated by Public Works and Transportation**

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

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the report of the Director of Engineering Services dated 2007 06 25 concerning Reconstruction and Upgrading of Pump Stations Operated by Public Works and Transportation be accepted and the recommendation that the firm of TSH Consulting Engineers be retained for the design and eventual contract administration for the replacement of the sanitary pumping stations on lower Lake Street and lower McGregor Avenue be approved. CARRIED.

- (w) **Miscellaneous Construction - Biannual Box Culvert Inspections Engineering Agreement**

The report of the Director of Engineering Services was accepted by Council.
The relevant By-law 2007-120 is listed under Item 10 of the Minutes.

- (x) **Signalized Pedestrian Crossing - Northern Avenue at Pee Wee Arena**

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

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Resolved that the report of the Commissioner of Engineering and Planning dated 2007 06 25 concerning Signalized Pedestrian Crossing - Northern Avenue at Pee Wee Arena be accepted as information. CARRIED.

- (y) **Firefighter Defibrillator Program**

The report of the Fire Chief was accepted by Council.

5. (y) Moved by Councillor O. Grandinetti
Seconded by Councillor J. Caicco
Resolved that the report of the Fire Chief dated 2007 06 25 concerning Firefighter Defibrillator Program be accepted and the recommendation that City Council approve proceeding with the purchase of replacement defibrillators from Zoll Medical Corporation at a cost of \$22,745.00 plus applicable taxes with funds to come from the Firefighters' Defibrillation Trust account; and
Further resolved that Council expresses its appreciation to Algoma Steel Inc., Rotary Club of Sault Ste. Marie, Fraternal Order of Eagles Aerie 3991, United Steelworkers Locals 2724 and 2251 and the Kiwanis Club of Sault Ste. Marie for their financial commitment to the Fire Services' Defibrillator Program be approved. CARRIED.

(z) **Boxing Day (December 26th) Retail Business Establishment Closing By-law 2007-119**

The report of the City Solicitor was accepted by Council. The relevant By-law 2007-119 is listed under Item 10 of the Minutes.

Councillor B. Hayes declared a pecuniary interest - employed by O.L.C.

Councillor L. Tridico declared a pecuniary interest - family operates retail business.

Councillor F. Fata declared a pecuniary interest - spouse employed in retail.

(aa) **Parking on Pine Street From MacDonald Avenue to Cunningham Road**

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

Moved by Councillor O. Grandinetti

Seconded by Councillor S. Butland

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2007 06 25 concerning Parking on Pine Street from MacDonald Avenue to Cunningham Road be accepted and the recommendation that By-law 77-200 Schedule 'A' - Parking Prohibitions be amended as recommended be approved. CARRIED.

(bb) **Provincial Approval of Second Advance of Funding Aqueduct Repair Beneath Farwell Terrace**

The report of the General Manager Sault Ste. Marie Region Conservation Authority was accepted by Council.

5. (bb) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that the report of the General Manager Sault Ste. Marie Region Conservation Authority dated 2007 06 25 concerning Provincial Approval of Second Advance of Funding Aqueduct Repair Beneath Farwell Terrace be accepted as information. CARRIED.

- (cc) **Exterior Wall Panel Cladding, Repairs and Caulking to the Civic Centre**
The report of the Commissioner of Engineering and Planning was accepted by Council.

Moved by Councillor F. Manzo
Seconded by Councillor S. Butland
Resolved that the report of the Commissioner of Engineering and Planning dated 2007 06 25 concerning Exterior Wall Panel Cladding, Repairs and Caulking to the Civic Centre be accepted and the recommendation that Council approve proceeding with allocating \$98,500.00 from the Unforeseen Expense account in order to cover the additional costs associated in doing the extra repair work to the remaining Civic Centre panels as outlined in the contractor report dated June 19, 2007 be approved. CARRIED.

- (dd) **Sault Ste. Marie Economic Development Corporation's Request for EDF Funding for Development Sault Ste. Marie Operations**
The report of the President, Sault Ste. Marie Economic Development Corporation was accepted by Council.

Moved by Councillor J. Caicco
Seconded by Councillor S. Butland
Resolved that the report of the President, Sault Ste. Marie Economic Development Corporation dated 2007 06 20 concerning Sault Ste. Marie Economic Development Corporation Request for EDF Funding for Development Sault Ste. Marie be accepted and the recommendation that Council approve the allocation of \$246,000.00 from the Economic Development Fund to the Sault Ste. Marie Economic Development Corporation for the operations of Development Sault Ste. Marie for the period July 1, 2007 to June 20, 2008 be approved. CARRIED.

Councillor O. Grandinetti declared a pecuniary interest - spouse employed by E.D.C.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6. (6) PLANNING

(a) **Application No. A-10-07-OP - Lloyd and Rosita Mulcahey - 225 Maki Road - Request the Amendment to Facilitate the Creation of One Additional Rural Residential Lot**

The report of the Planning Division was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Resolved that the report of the Planning Division dated 2007 06 25 concerning Application No. A-10-07-OP - Lloyd and Rosita Mulcahey be accepted and the Planning Director's recommendation that City Council approve Official Plan Amendment No. 124, which permits the severance of the subject property for one additional rural residential lot be endorsed. CARRIED.

(b) **Application No. A-11-07-Z - Michael and Assunta Shepherd - 26 Grandville Crescent - Request to Rezone to Permit the Manufacture and Assembly of Pedal Planes and Cars, Wholly Within the Existing Garage Located on the Property (Onsite Priming and Painting Will be Prohibited)**

The report of the Planning Division was accepted by Council.

Moved by Councillor O. Grandinetti

Seconded by Councillor J. Caicco

Resolved that the report of the Planning Division dated 2007 06 25 concerning Application No. A-11-07-Z - Michael and Assunta Shepherd be accepted and the Planning Director's recommendation that City Council approve a temporary use By-law for 3 years to permit the manufacture and assembly of pedal planes and cars within the existing Garage, subject to the following conditions:

- 1) that the entire use occurs wholly within the existing garage;
- 2) that the on-site priming and painting of the models is prohibited; and
- 3) that the applicant satisfies the conditions of the Building Division prior to the issuance of a final occupancy permit be endorsed. CARRIED.

(c) **Application No. A-12-07-Z - 1690702 Ontario Inc. - 759 and 775 Trunk Road - Request to Rezone to Permit a Pharmacy on the Subject Property**

The report of the Planning Division was accepted by Council.

6. (6)
(c)

Moved by Councillor O. Grandinetti

Seconded by Councillor S. Butland

Resolved that the report of the Planning Division dated 2007 06 25 concerning Application No. A-12-07-Z - 1690702 Ontario Inc. be accepted and the Planning Director's recommendation that City Council approve the application to rezone 759 and 775 Trunk Road from Highway Zone (HZ) to Highway Zone with a Special Exception (HZ.S) to permit a pharmacy as an additional use subject to the following condition: vehicular access to the subject properties is restricted to Trunk Road be endorsed. CARRIED.

(d) **Application No. A-13-07-Z.OP and 57T-07-503 - Wade Avery (Country Estates Subdivision - Phase 3) - 150 Palomino Drive - Request to Rezone to Facilitate the Development of a 10 Lot Rural Residential Subdivision**

The report of the Planning Division was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor J. Caicco

Resolved that the report of the Planning Division dated 2007 06 25 concerning Application No. A-13-07-Z.OP and 57T-07-503 - Wade Avery (Country Estates Subdivision - Phase 3) be accepted and the Planning Director's recommendation that City Council approve Official Plan Amendment No. 125, the rezoning of the subject property from RA, Rural Area to R1, Estate Residential, and Draft Plan of Subdivision, in principle, subject to the 4 conditions contained in the report be endorsed. CARRIED.

(e) **Borealis Project**

The report of the Gateway Project Team was accepted by Council.

Moved by Councillor F. Manzo

Seconded by Councillor S. Butland

Resolved that the report of the Gateway Project Team dated 2007 06 25 concerning the Borealis Project be accepted and the Gateway Project Committee recommendation that a letter be sent to the Sault Ste. Marie Economic Development Corporation requesting that they provide the following within 14 days:

- 1) independent, written confirmation that the financing has been secured;
- 2) written confirmation from each of the project partners that the original partnership team is still intact;
- 3) the proposed construction schedule; and
- 4) the revised site plan; and further that a copy of this letter be forwarded to Philip Garforth and the project partners be approved. CARRIED.

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

(a) **Multi-Modal Initiative Phase 2 Infrastructure Assessment Final Report**

The report of the Chair/Coordinator, Multi-Modal Task Force, Destiny Sault Ste. Marie entitled Sault Ste. Marie Multi-Modal Initiative Phase 2 Infrastructure and Feasibility Assessment Final Report dated June 2007 was received by Council.

Moved by Councillor O. Grandinetti

Seconded by Councillor J. Caicco

Resolved that the report of the Chair/Coordinator, Multi-Modal Task Force, Destiny Sault Ste. Marie concerning Multi-Modal Initiative Phase 2 Infrastructure Assessment Final Report dated June 2007 be accepted and the recommendation to proceed to Phase 3 of the Study, Development of a Business Case focusing on the road and rail requirements, at an estimated total cost of \$132,700.00 of which the city's portion will not exceed \$53,433.00 as part of the original city portion of \$158,000.00 approved previously by Council from the Economic Diversification Fund be approved. CARRIED.

Recorded Vote

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

Against: Councillors D. Celetti, F. Manzo

Absent: Nil

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

(a) Moved by Councillor S. Butland

Seconded by Councillor J. Caicco

Resolved that Council authorize an expenditure of \$40,000.00 from the "5% Subdividers Reserve Fund" to be provided to the Sault Amateur Soccer Association to be used primarily to develop a feasibility/business case for an indoor soccer facility to be developed at Strathclair Farm, our preferred site at present, be approved. CARRIED.

7. (b) Moved by Councillor T. Sheehan
Seconded by Councillor S. Myers
Whereas the issue of retail store closings on Boxing Day has appeared on Council's Agenda several times in the past few years, resulting in retail outlets originally being required to remain closed, then allowed to open and more recently being required to be closed; and
Whereas it is important for our community and all concerned that this matter be finally resolved and not revisited with each new municipal Council; and
Whereas this matter is of sufficient importance and consequence that the advice of the general public, by way of plebiscite/referendum should guide future Councils in whether or not Boxing Day should remain as a Civic Holiday, requiring retail stores to remain closed on that day;
Now therefore be it resolved that the City Solicitor report back to Council on the steps and the timeframes for a possible plebiscite/referendum question which would be placed on the ballot for the 2010 Municipal Election, thereby allowing all of the eligible voters of Sault Ste. Marie to decide this important issue once and for all. CARRIED.

Recorded Vote

For: Councillors J. Caicco, L. Turco, B. Hayes, O. Grandinetti, S. Myers, T. Sheehan, S. Butland, P. Mick

Against: Mayor J. Rowswell, Councillor F. Manzo

Absent: Councillor D. Celetti

Councillor L. Tridico declared a pecuniary interest - family operates retail business.

Councillor F. Fata declared a pecuniary interest - spouse employed in retail.

- (c) Moved by Councillor L. Turco
Seconded by Councillor S. Butland
Whereas on July 1, 1867 this great nation became a country; and
Whereas on Sunday, July 1, 2007, Canada will celebrate its 140th birthday; and
Whereas as part of the celebrations, the 21st International Bridgewalk will be held on Saturday, June 30th;
Therefore be it resolved that this Council encourage all of our citizens to participate in all of the Canada Day festivities including the International Bridge Walk along with our friends from Sault Ste. Marie, Michigan celebrating International Friendship Week. 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 O. Grandinetti

Seconded by Councillor S. Butland

Resolved that all the by-laws listed under Item 10 of the Agenda under date 2007 06 25 be approved. CARRIED.

(a) Moved by Councillor O. Grandinetti

Seconded by Councillor S. Butland

Resolved that By-law 2007-118 being a by-law to permit the temporary closing of Queen Street from East Street to Dennis Street to facilitate the annual late night shopping event on Thursday, July 12th, 2007 from 7:00 p.m. to 11:00 p.m. to facilitate various activities for the annual late night shopping event be read three times and passed in Open Council this 25th day of June, 2007. CARRIED.

(b) Moved by Councillor O. Grandinetti

Seconded by Councillor S. Butland

Resolved that By-law 2007-119 being a by-law to require certain retail business establishments to be closed on December 26th in each year be read three times and passed in Open Council this 25th day of June, 2007. CARRIED.

Recorded Vote

For: Mayor J. Rowswell, Councillors O. Grandinetti, S. Myers, S. Butland, F. Manzo

Against: Councillors J. Caicco, L. Turco, T. Sheehan, P. Mick

Absent: Councillor D. Celetti

Councillor B. Hayes declared a pecuniary interest - employed by O.L.C.

Councillor L. Tridico declared a pecuniary interest - family operates retail business.

Councillor F. Fata declared a pecuniary interest - spouse employed in retail.

(c) Moved by Councillor O. Grandinetti

Seconded by Councillor S. Butland

Resolved that By-law 2007-120 being a by-law to authorize an agreement between the City and Stem Engineering for the biannual structural inspection of storm water box culverts be read three times and passed in Open Council this 25th day of June, 2007. CARRIED.

10. (d) Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that By-law 2007-121 being a by-law to permit the temporary closing of Queen Street East from East Street to Gore Street to facilitate the Superior Rallyfest Parade be read three times and passed in Open Council this 25th day of June, 2007. CARRIED.
- (e) Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that By-law 2007-122 being a by-law to appoint a person to designate a portion of a highway under municipal jurisdiction to be a construction zone be read three times and passed in Open Council this 25th day of June, 2007. CARRIED.
- (f) Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that By-law 2007-123 being a by-law to authorize an agreement (2007-4E) with the City and Ellwood Robinson Limited for improvements to Trunk Road (Wellington Street East to Black Road) be read three times and passed in Open Council this 25th day of June, 2007. CARRIED.
- (g) Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that By-law 2007-124 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 759 and 775 Trunk Road be read three times and passed in Open Council this 25th day of June, 2007. CARRIED.
- (h) Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that By-law 2007-125 being a by-law to adopt Amendment No. 124 to the Official Plan for the City of Sault Ste. Marie be read three times and passed in Open Council this 25th day of June, 2007. (Lloyd and Rosita Mulcahey) CARRIED.
- (i) Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that By-law 2007-126 being a by-law to amend Schedule "A" of Traffic By-law 77-200 be read three times and passed in Open Council this 25th day of June, 2007. CARRIED.

10. (j) Moved by Councillor O. Grandinetti
Seconded by Councillor S. Butland
Resolved that By-law 2007-127 being a by-law to authorize the temporary closing of Queen Street East from East Street to Brock Street on Saturday, July 21, 2007 to facilitate a second stage to be located on the sidewalk in front of the former Odeon Theatre be read three times and passed in Open Council this 25th day of June, 2007. CARRIED.

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

(a) **PUC Inc. - Notice of Shareholder Meeting With Council**

Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that City Council be authorized to meet in Closed Session on July 9th at 3:00 p.m. as the sole shareholder of PUC Inc. CARRIED.

- (b) Moved by Councillor F. Manzo
Seconded by Councillor J. Caicco
Resolved that this Council shall now go into Caucus to discuss two property items (possible land acquisition and possible land disposition) and one labour relations item; 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 F. Manzo
Seconded by Councillor S. Butland
Resolved that this Council shall now adjourn. CARRIED.

MAYOR

CLERK



200 University Ave, Suite 801
 Toronto, ON M5H 3C6
 Tel.: (416) 971-9856 | Fax: (416) 971-6191
 E-mail: amo@amo.on.ca

MEMBER COMMUNICATION

FYI N°: 07-009

To the attention of the Clerk and Council
 June 5, 2007

FOR MORE INFORMATION CONTACT:
 Craig Reid, AMO Senior Policy Advisor
 (416) 971-9856 ext 334

Transitioning Municipalities to the Electricity Market

As you may know, in April 2008 municipalities will no longer pay the regulated price for electricity. When the Regulated Price Plan (RPP) ceases to apply to municipalities, municipal organizations will pay the hourly market rate for electricity.

In preparation for the move to the hourly market by municipalities, the Independent Electricity System Operator (IESO) would like to help municipalities understand what this means for their operations.

To aid in this effort, AMO is working with the IESO to address municipalities' specific needs. The IESO will be developing information products for municipalities to increase awareness about the end of the RPP in the sector as well as offering workshops this autumn. Information offered will help Ontario municipalities to better manage their energy needs in the electricity market and to better and more quickly adapt to this new environment.

To ensure municipalities have the best information possible, IESO will be commissioning research to better understand information needs in the municipal sector. To do this, IESO's partner, Navigator Ltd., will be contacting several municipalities, asking them to participate in research (likely web based) and/or focus group exercises. The information gathered will be directly applied in creating focused products to ease the transition to the electricity market for municipalities in Ontario. If contacted, members are encouraged to participate.

Background

The IESO is a not-for-profit entity established by the government of Ontario to manage the province's power system so that Ontarians receive power when and where they need it. Their customer education programs provide:

- Information about how Ontario's electricity market works
- Tips on how to save money on electricity bills
- Resources to help make the most of energy investments

For more information about the IESO, visit their website at www.ieso.ca/business.

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



5(a)



200 University Ave, Suite 801
 Toronto, ON M5H 3C6
 Tel.: (416) 971-9856 | Fax: (416) 971-6191
 E-mail: amo@amo.on.ca

SECRET

MEMBER COMMUNICATION

ALERT N°: 07/037

To the attention of the Clerk and Council
 June 28, 2007

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

Ministry of Community and Social Services Announces Public Review of Transportation Standard

Issue: On June 27, 2007, the Ministry of Community and Social Services (MCSS) announced that the proposed standard for accessible transportation will be posted on the Ministry [website](#) for public review and feedback. AMO is encouraging municipalities to consider the local impact of the proposed standard and to develop and submit a response to the Minister.

Background:

The Accessibility for Ontarians with Disabilities Act (AODA, 2005), requires the Minister of Community and Social Services to develop accessibility standards that will remove barriers for people with disabilities. The standards are expected to apply to the public sector, including all municipalities in the Province, as well as the not-for-profit and private sectors. They will address a full range of disabilities including physical, sensory, mental health, developmental and learning and will be implemented in phases leading to full accessibility in Ontario by 2025. Standards are being developed for customer service, the built environment, employment, information and communication and sector specific areas, of which transportation is the first.

Once completed, the standards will be introduced into legislation and therefore will become mandatory and enforced by the Province. To date, funding to support the legislation has not been made available. AMO continues to advocate for provincial funding to assist in the implementation of the standards that are being developed.

Concern is being expressed by the transit industry that the standard, as proposed, will be prohibitively expensive in some jurisdictions.

To assist municipalities in assessing the [local impact](#) of compliance with the standard in public transit (excluding for example taxis), an [information and costing analysis package](#) developed by representatives of the transit sector has been provided. AMO is encouraging municipalities to carry out a local analysis of the impact of the proposed standard as guided by the document provided and to respond to the Minister through the public review process being held between June 27, 2007 and August 31, 2007.

To view AMO's response to the previously released Customer Service Standard, please click [here](#).

Action: AMO, through the Barrier Free Access Working Group and on the future SDCs, will continue to participate in the SDC process and advise the membership of arising issues, concerns and critical timelines. While supportive of the AODA, AMO will continue to advocate, among other things, for the harmonization of standards, long-term sustainable funding for the implementation of the standard and recognition of undue hardship in the implementation and compliance with standards.

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



COMMUNITY SHOWCASE CONFERENCE

September 14 - 16, 2007
Woodstock, ON

Celebrate civic pride!



Showcase your community and celebrate its culture, heritage and civic pride.

This Community Showcase Conference is designed to help communities learn how to develop and promote themselves to develop new tourism, business and economic development opportunities.



ATTEND stimulating symposium sessions by provincially acclaimed presenters, Mariam Goldberger, Charlie Dobbin and more!

PARTICIPATE in the Information Exchange Network showcased in the community display area, and discover the power of networking.

CONNECT with other community volunteers and municipal representatives, Communities in Bloom Ontario Judges and Board Members to learn valuable tips on how to showcase what your community has to offer. You've got it — flaunt it!

LEARN the 3 R's of volunteerism — Recognize, Retain and Reward to keep enthusiasm high.

CELEBRATE at the spectacular awards dinner and meet dignitaries and representatives from award-winning communities across Ontario.

LOW COST Full itinerary price \$75.00; includes meals, plenary sessions, tours and socials. See the attached registration form for more details. Register by July 31st, 2007 to be entered in a special draw! For more info call 1-877-640-4005.



Help your

Community shine...



5(a)



2007 Communities in Bloom – Ontario Awards Conference

Woodstock, Ontario - September 14 – 16, 2007
Quality Hotel & Suites, 58 Bruin Blvd, Woodstock, ON N4V 1E5

Registration Form

Register by September 1, 2007 to receive the Early Bird rate. Space is limited. One form per person please.

Name (for badge) _____ Title/Position _____
I am a ☐ Community Volunteer ☐ Municipal Council/Staff ☐ Other

Community/Organization _____

Address _____ City _____ PC _____

Phone _____ Fax _____ Email _____

Method of Payment ☐ Cheque ☐ VISA ☐ Mastercard

Card Owner's Name _____ Signature _____

Card Number _____ Expiry Date _____

Conference Registration Fees

Full Conference : **\$75** (if paid on or before Sep 1/07)
\$85 (if paid after Sep 1/07)

Both fees include full itinerary.

Saturday Awards (Dinner Only) **\$40** (\$50 if received after Sep 1/07)

☐ Dietary Restrictions : _____

Register Early, seating is limited!

Free Community Displays

A 10' space is available for your display area. Table options include linen drape. Will you need :

☐ 6' table or ☐ 8' table or ☐ no table required

☐ I need electricity (limited availability, bring cords)

Send Registration & Payment To :

Option 1 : By Credit Card - please fax or email your completed form to :

Pat Roberts – Fax (519) 539-7695

or email proberts@city.woodstock.on.ca

Option 2 : By Mail – please send cheque payable to **City of Woodstock**, along with completed registration form to :

Attn : Pat Roberts

Community Services Dept

City of Woodstock

375 Finkle St

Woodstock, ON N4V 1A3

Full payment is required prior to the Event.

Refund Policy : Refunds (less \$10 admin charge) for cancellations will be honoured if received by Sept 7th. Sorry no Refunds will be made after that date or for 'no show delegates'.

Silent Auction Donation

☐ I will bring the following Silent Auction item : _____

Conference Hotel

A block of Rooms will be held for one month prior – BOOK NOW! Please book your own accommodations :

Quality Hotel & Suites (Tel 519-537-5586)
580 Bruin Blvd, Woodstock, On N4V 1E5

Rates:

\$ 96.99 (plus taxes) includes Continental Breakfast

When booking, ask for Communities in Bloom rooms

For other Woodstock accommodations, please go to www.city.woodstock.on.ca

Tentative Tours

Friday, Sep 14 – 7 :30 to 9 :00 pm **Ghost Walk Tour** (wheelchair access). Board the bus at the hotel. This is a one hour walking tour of Woodstock's Haunted Heritage sites. Details on back :

☐ Yes, I would like to attend

Sunday, Sep 16 Noon – **Woodstock Peace**

Lighthouse Tour (limited to the first 30 registrants). Details on back :

☐ Yes, I would like to attend

5(a)



2007 Communities in Bloom – Ontario Awards Conference

Woodstock, Ontario - September 14 – 16, 2007
Quality Hotel & Suites, 58 Bruin Blvd, Woodstock, ON N4V 1E5

Conference Agenda

Friday, September 14

- | | |
|--------------------|--|
| 4 :00pm – 9 :00pm | Registration Open - Display Set-Up |
| 7 :00pm – 9 :00pm | Silent Auction, Community Displays |
| 7 :20pm | Board the Bus for Ghost Walk Tour |
| 7 :30pm – 9 :00pm | Ghost Walk Tour (Wheelchair accessible) |
| 9 :00pm – 1 :00am | Mix & Mingle at Charles Dickens Pub in Downtown Woodstock (with entertainment) |
| 11 :00 pm – 1:00am | Buses leave hourly for return to hotel |

Saturday, September 15

- | | |
|---------------------|---|
| 8 :30am – Noon | Registration Open – Community Displays |
| 8 :30am – 5 :30pm | Silent Auction Bids |
| 9 :00am – 9 :30am | Opening Ceremonies with Dignitaries & Special Guests |
| 9 :30am – Noon | Plenary Sessions
Speakers: Mariam Goldberger, EcoLawns, Wildflower Gardens; Charlie Dobbin, Horticultural Director Canada Blooms
Additional speakers to be announced. |
| 12 :00pm – 12 :30pm | Silent Auction, Transportation to Lunch |
| 1 :00pm – 3 :00pm | Ho'down Lunch at Southside Park
Hosted by : The City of Gravenhurst |
| 3 :00pm – 5 :00pm | Free Time |
| 5 :00pm | Cocktail Reception |
| 5 :30pm | Silent Auction Finale |
| 6 :00pm | Awards Dinner |
| 9 :00pm | Evening Entertainment at Ody's Bar
(with special guests – 'Buddy Bloom & The Planters') |

Sunday, September 16

- | | |
|---------------------|---------------------------------------|
| 9 :00 am – 12 :00pm | AGM & Interactive Session with Judges |
| 12 :15pm – 1 :15pm | Woodstock Peace Lighthouse Tour |

Tours

Ghost Walk Tour - This one hour guided walking tour will visit some of Woodstock's historic properties ... each with it's own ghostly history -- including the infamous murder that happened in the late 1800s resulting in the last public hanging at the Woodstock courthouse.

Woodstock's Peace Lighthouse is the number-one international tourist destination in this area. It is a 10-storey art gallery housing the largest collection of religious icons of its kind in the world . The Lighthouse provides an excellent vantage point from the top with nice photographic vistas. (Guided tour with Elevator access)

Welcome to Woodstock, the Friendly City and 2005 CIB International Winners! We offer a quality of life that is second to none. With a population of 36,500, we're the largest centre in Oxford County and offer a full range of services and amenities. Our history is preserved not only at Woodstock Museum; designated National Historic Site; and the County Courthouse, but also in our downtown buildings and our beautiful heritage homes. You'll get an amazing taste of many architectural styles including Victorian, Romanesque Revival, Georgian, Edwardian and Italian Villa to name only a few. Significantly, Woodstock is the only municipality in Ontario to still have all its magnificent original Public Buildings. We're very proud of that!

Although we have a rich agricultural heritage, there's much more to see and do in both our City and County. Sites as diverse and refreshing as the statue of the Springbank Snow Countess – the cow that set the world record for lifetime butterfat production – to the legendary 'Klondike' Joe Boyle abound here.

Come see for yourself our selection of specialty stores and boutiques, a bustling farmers' market, spacious parks, theatre, Canada's Outdoor Farm Show, The Wood Show and many more great places to visit.

For further information please contact :
Patti Marsh (519) 872-0633, or email patti@cibwoodstock.com

For more information on Woodstock and Oxford County visit www.tourismoxford.ca

5(a)

Donna Irving

From: communicate@amo.on.ca
Sent: June 26, 2007 3:53 PM
To: Donna Irving
Subject: Wednesday morning at the AMO Conference may never be the same.

Attachments: program notice.pdf



program notice.pdf
(126 KB)

TO THE IMMEDIATE ATTENTION OF THE CLERK AND COUNCIL

Wednesday morning at the AMO Conference may never be the same.

As Ontario prepares for a Provincial Election on October 10, 2007, set aside some time on Wednesday morning of the 2007 AMO Conference to hear from the Leaders of Ontario's three main political parties. Find out how they will be addressing important provincial-municipal issues as the people in Ontario's communities get ready to go to the polls. Speakers:

- * The Honourable Dalton McGuinty, Premier, Leader of the Liberal Party of Ontario (invited)
- * John Tory, Leader of the Official Opposition, Leader of the Progressive Conservative Party of Ontario (invited)
- * Howard Hampton, Leader of the New Democratic Party of Ontario (invited)

The Wednesday morning programming at the 2007 AMO Conference will continue until about Noon - so make sure your travel plans allow you to enjoy every moment of this exciting event.

AMO looks forward to welcoming you to the 2007 AMO Conference in Ottawa, Ontario from August 19th to the 22nd. Check out the preliminary program for other new events on your site at www.amo.on.ca

If you have problems opening the attachment(s) please call AMO at (416) 971-9856.

PLEASE NOTE

AMO communications will be broadcast to the municipality's administrator and clerk. Recipients of the AMO broadcasts are free to redistribute the AMO broadcasts to other municipal staff and elected officials as required. We have decided to not add other staff to these broadcast lists in order to ensure accuracy and efficiency in the management of our various broadcast lists.

DISCLAIMER

These are final versions of AMO documents. AMO assumes no responsibility for any discrepancies that may have been transmitted with the electronic version. The printed versions of the documents stand as the official record.



A Postcard from Ontario's Municipalities
Annual Conference August 19-22, 2007 Western Ottawa Hotel and Ottawa Congress Centre Ottawa, Ontario

Programming Notice: Wednesday August 22nd

**Wednesday morning at the AMO Conference may never
be the same.**

As Ontario prepares for a Provincial Election on October 10, 2007, set aside some time on Wednesday morning of the 2007 AMO Conference to hear from the Leaders of Ontario's three main political parties. Find out how they will be addressing important provincial-municipal issues as the people in Ontario's communities get ready to go to the polls.

Speakers:

- The Honourable Dalton McGuinty, Premier, Leader of the Liberal Party of Ontario (invited)
- John Tory, Leader of the Official Opposition, Leader of the Progressive Conservative Party of Ontario (invited)
- Howard Hampton, Leader of the New Democratic Party of Ontario (invited)

The Wednesday morning programming at the 2007 AMO Conference will continue until about Noon – so make sure your travel plans allow you to enjoy every moment of this exciting event.

AMO looks forward to welcoming you to the 2007 AMO Conference in Ottawa, Ontario from August 19th to the 22nd. Check out preliminary program for other new events on our website at www.amo.on.ca

For more details on the Conference visit the
AMO website at www.amo.on.ca

Donna Irving

5(a)

From: communicate@amo.on.ca
Sent: June 26, 2007 4:55 PM
To: Donna Irving
Subject: AMO/LAS Natural Gas NewsfLASH

Attachments: Natural Gas Newsletter Summer Edition.pdf



Natural Gas
newsletter Summer .

TO THE IMMEDIATE ATTENTION OF THE CLERK ADMINISTRATOR AND GREEN TEAM MEMBERS

Attached is one (1) AMO/LAS e-newsflASH, as below:

- Summer 2007 issue of LAS Natural Gas newsletter

If you have problems opening the attachment(s) please call AMO at (416) 971-9856.

PLEASE NOTE

AMO communications will be broadcast to the municipality's administrator and clerk. Recipients of the AMO broadcasts are free to redistribute the AMO broadcasts to other municipal staff and elected officials as required. We have decided to not add other staff to these broadcast lists in order to ensure accuracy and efficiency in the management of our various broadcast lists.

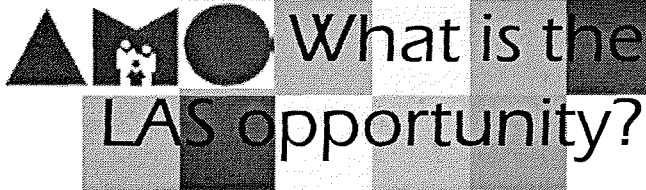
DISCLAIMER

These are final versions of AMO documents. AMO assumes no responsibility for any discrepancies that may have been transmitted with the electronic version. The printed versions of the documents stand as the official record.

INSIDE THIS ISSUE:

- New Program Manager
- Market Overview
- @ A Glance

natural gas newsFLASH



Created in 1992 by AMD, LAS works with Ontario municipalities and their agencies, boards and commissions to help them reduce expenditures and increase revenues. Through programs that leverage economies-of-scale and co-operative procurement efforts, the results add up to considerable savings on a wide range of value-added services. Surplus revenues earned by LAS are remitted to AMD to help fund its work in municipal government policy and keep AMD membership fees to a minimum. LAS, it's a win-win situation: more affordable services for local government and help to fund the important work of AMD.

New Program Administrator

Effective June 1, 2007 and after a competitive RFP process, Energy Advantage is the new program manager working with LAS to administer the LAS Natural Gas Program.



Energy Advantage has a successful track record delivering natural gas services to clients with multiple members/facilities that are geographically dispersed, as is the case with the LAS program. The company also offers many added benefits to all LAS program members:

- Management of day to day program administration and independent, objective assessment of purchasing opportunities
- Annual reporting to all municipal program members, both at the organizational and individual account level to facilitate budgeting and energy conservation planning
- Consistent program oversight through detailed reporting to LAS, LAS Energy Advisory Committee and the LAS Board of Directors

Note to Program members: Going forward, your utility bills will show Energy Advantage as your natural gas supplier – do not be concerned by this change as they are the new LAS Natural Gas Administrator.

Budget Time - LAS Program Pricing

This program continues to deliver value by hedging the vast majority of each member's natural gas requirements (typically 80% – 90% for each year) through forward contracts. This level of risk management will provide continued peace of mind and budgetability for program members.

With this objective in mind, 75% of the current program requirements have been fixed in for the 2007-08 program year (effective Nov. 1, 2007 to October 31, 2008) at a price of approximately 31.0 cents/m³. This pricing is secure but given that 25% of program requirements are still outstanding please budget cautiously

- we suggest forecasting a rate of 33-34 cents for natural gas for the 2007-08 program year. For program members interested in longer range budgeting, for the period starting Nov 1, 2008, 60% of current program requirements have already been fixed in at a price of 31.25 cents/m³.

Please note that these costs do not include the transportation and delivery rate costs charged by your natural gas utility. For a complete breakdown of the natural gas cost based on your utility, [click here](http://www.las.on.ca) or visit the LAS website at www.las.on.ca

Market Overview

Often the short-term price of natural gas reflects actual technical trading effects such as weather and hurricane activity which is why prices are often very volatile. Natural gas prices are currently in the \$0.25/m³ area but as crude oil prices rise as we enter the potential storm season for the Gulf region, and as we face the risk of hot summer weather, there is an increasing potential for significantly increased natural gas prices in the coming months.

The forward market is always priced to account for this volatility which is why forward prices can sometimes appear out of line.

CONTINUED ON PAGE 2

Enrolling/Adding new Accounts to the Program

Any Ontario municipality can join the LAS Natural Gas Program by contacting the LAS Program Coordinator to receive all necessary enrollment documents. New members are accepted into the program at November 1 of each year (this is the program year start date), but to be included in the program at November 1 all enrollment documents must be received no later than August 15. For more information please contact the LAS Program Coordinator.

Current program members can also add any new accounts to the program at November 1 of each year. In late July all program members will receive a list of all accounts currently enrolled in the program so that you can review it for completeness and add any new/additional accounts. Alternatively, you can forward a utility invoice for each new account to the LAS Program Coordinator along with clear directions to add these accounts to the program for November 1.

If an account is already on contract with another natural gas provider you must obtain a release from this contract – a contract termination template letter can be found on the LAS website at www.las.on.ca

@ a Glance

Current Program Price Reduced

Effective July 1, 2007 the LAS Natural Gas program price will be reduced from \$.3526/m³ to \$.3450/m³ but note that transportation prices are separate - for more info....click here or visit the LAS website at www.las.on.ca

The Facts

The LAS Natural Gas Program is designed to achieve savings for municipalities through the bulk procurement of natural gas. Utilizing the proven expertise of Energy Advantage, the program currently purchases more than 10,000GJ of natural gas for over 2,200 physical locations within 175 municipalities and other public sector organizations.

The ongoing Natural Gas Procurement Program strategy is simple:

1. Prices Below Market Value – program members saved 14% over utility gas rates in 2006.
2. Budgetability – blended annual prices allow members to confidently budget for future energy costs.
3. Maximize Purchasing Power – leveraging economies-of-scale, program hedges majority of required gas utilizing futures contracts.

Seasonal Volatility in Market Prices

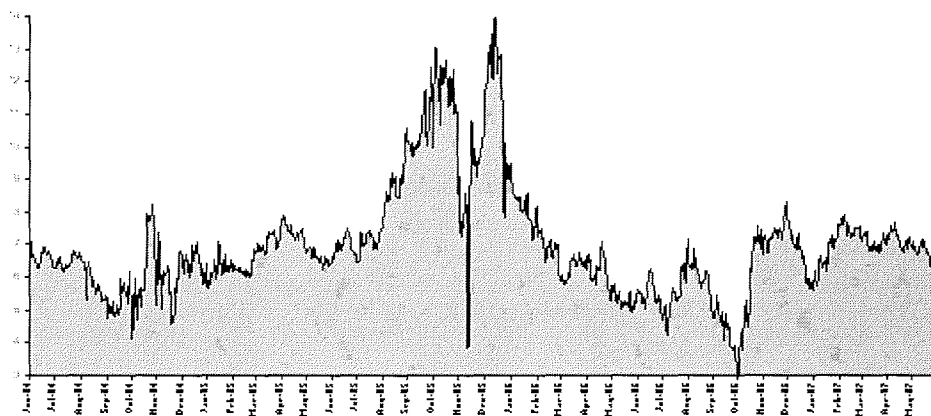
Continued from MARKET OVERVIEW, page 1.

The market has experienced some fluctuation in pricing going from the \$0.27/m³ area in late May, to current lows of \$0.25 in mid-June but forward prices for the November 2007 – October 2008 period are in the \$0.32/m³ range (or \$8.30/GJ) – this is consistent with the LAS program price for the same period.

As of June 7th, North American natural gas inventories were 62% full compared to 67% at the same time last year and a five year average of 53% full. Strong storage increases are largely due to an increased volume of 10 BCF of Liquefied Natural Gas (LNG) being delivered. An expectation of higher prices with increased cooling requirements during summer heat and potential hurricanes in the U.S. will increase price volatility in the summer months. Pooled purchasing programs like the LAS program help to mitigate the risk of volatile pricing.

Spot Market Price History Last 36 months

CAD/GJ

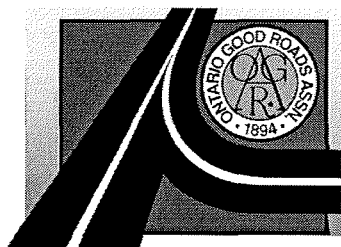


For more information on LAS programs contact:
Jason Hagan, LAS Program Coordinator
jhagan@amo.on.ca | (416) 971-9856 x. 320



LAS Local Authority Services Ltd.

LAS is a wholly-owned subsidiary of the Association of Municipalities of Ontario.



ONTARIO GOOD ROADS ASSOCIATION

BOARD BRIEF

JUNE 15, 2007

Key Issues to be Raised during the Provincial Election Campaign

OGRA views the upcoming election as a welcome opportunity to bring municipal issues forward for discussion and in order to be heard, we have selected two priority areas to focus on: sustainable funding for municipal infrastructure, including the issue of borrowing capacity, and the development of a provincial/municipal transportation strategy.

The Board will develop questions to be posed to the Leaders of the Liberal, Conservative, and New Democratic Parties and their answers will be published in the September 2007 issue of *Milestones* magazine. OGRA will also circulate these questions to members recommending that they be raised with the candidates in the upcoming election campaign.

Hours of Service

OGRA is working with AMO and MTO on a municipal exemption from the Hours of Service regulation 555/06. We hope that the exemption can be put in place in the fall of 2007.

Flashing Red, Green and Blue Lights

MTO hosted a stakeholder consultation session on May 29 to discuss the use of flashing red lights by emergency personnel and the use of flashing green lights by volunteer medical responders. The OGRA Board endorsed extending the use of the flashing red light to the Ministry of Health and Long-term Care first responder vehicles, the Ministry of Natural Resources fire suppression vehicles, and Ministry of Revenue marked enforcement vehicles.

In February, 2007, the OGRA Board supported the use of flashing green lights by volunteer medical responders to increase their visibility and safety. At that time, MTO had not decided who would authorize the use of these lights. MTO will likely have regulatory authority over the use of the flashing green light.

The Road Safety Act now includes changes regarding flashing blue lights and their use by police, in addition to their use by snow removal vehicles.

Highlights from the Board of Directors Meetings



Municipal DataWorks

The Minister of Transportation, the Honourable Donna Cansfield, sent a letter to all Heads of Council in May 2007 promoting the use of Municipal DataWorks (MDW) for municipalities. Minister Cansfield's letter states the importance of long-term asset management, the importance of municipal access to tools and information needed to manage assets and comply with coming PSAB requirements, and why MTO supports OGRA's MDW as a tool to assist municipalities with both asset management and PSAB preparation. The Minister's letter increased the demand for training and on-site demonstrations so OGRA has been busy working to meet that demand across the province. There are currently over 150 municipalities and over 30 service providers signed up to use MDW.

With the first round of training workshops wrapping up at the end of June, OGRA has planned a second round of workshops for the fall, and will be creating online MDW tutorials to help answer questions and assist users with the basics of entering and altering data, and navigating MDW. OGRA and ASI Technologies hosted a webinar in June on MDW's Asset Valuation module and both the morning and afternoon sessions were well attended. The presentation slides, and a recording of the webinar, are available on the OGRA website: www.ogra.org

MTO requested that MDW be expanded to include the ability to capture transit assets. Transit Authorities currently receive provincial funding based on the submission of an Asset Management Plan for their transit

Working for Municipalities

operations and regular reporting to MTO. The enhancements are completed and we have an indication from the province that they will require any municipality that receives transit funding to file asset management plans for their transit assets using MDW. The London Transit Commission has agreed to pilot test the new transit module.

Survey Results RE: Technician Shortage

In February, 2007, the Board directed OGRA staff to conduct an informal survey of OGRA's members on whether or not the municipal transportation and works sector is experiencing a shortage of qualified technicians/technologists.

A short on-line survey was developed and distributed to senior public works and transportation staff. There were 80 responses to the survey which, at 17.9% of Ontario's municipalities, can be interpreted as a statistically significant representation of the sector.

Based on the indications of this survey, municipalities are having difficulty attracting and retaining qualified technical staff. Those in rural and northern Ontario appear to be facing the greatest challenges in finding good candidates.

Reasons for these difficulties can primarily be attributed to a shortage of qualified, experienced candidates combined in many cases with lower compensation levels and location of the position. Municipalities may wish to consider:

1. beginning to bring local compensation rates up to competitive market rates.
2. creating trainee positions, to foster experience through a variety of appropriate operations paths.

Expansion of the Infrastructure Opportunities Partnership program to include colleges and higher participation from municipalities could also have a positive effect in addressing the challenges of developing good candidates for public works, transportation, and water/wastewater operations.

In March 2007 MTO invited OGRA, ORBA, CEO, OACETT, and the Ministry of Training, Colleges and Universities to form a steering committee to discuss and explore the issue of a technician shortage in transportation and public works.

PSAB/Asset Management Training

The first of a series of collaborative training sessions on PSAB 3150 and Asset Management were offered in April and May in nine locations across the province. This is a joint venture involving OGRA, OPWA, AMCTO, MFOA, and OMBI. OGRA and OPWA were asked to provide presenters who could speak on behalf of the engineering community at the workshops. Joe Tiernay, Frank Hull, and Brian Anderson spoke for OGRA at four of the workshops, while Sam Sidawi of Wardrop Engineering represented OPWA at the remaining workshops.

The second series of workshops will be offered this fall, followed by the final workshops in spring 2008.

Winter Maintenance Events

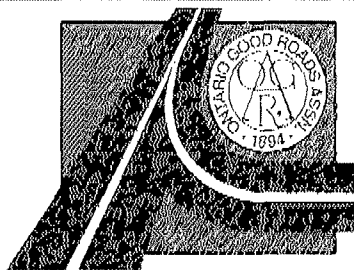
The training committee of the ORSMG (Ontario Road Salt Management Group) continues to meet to develop and revise the content for Snow School in September. Snow School will be held at the Bayview-Wildwood Resort just north of Orillia. Registration will open on September 30 and Snow School will run from October 1-3, 2007.

The 2007 Snow & Ice Colloquium is scheduled for October 24 & 25, 2007 at the Mississauga Convention Centre. A sub-committee has been established to develop the program content. This year's theme is the Greening of Winter Maintenance.

2007 OGRA BOARD (photo on page 1)

BACK ROW (LEFT TO RIGHT): Ken Hill, Mayor, Township of Russell; Second Vice President, Eric Rutherford, Councillor, Municipality of Greenstone; John Niedra, Director, Etobicoke York District Transportation Operations, City of Toronto; Alan Korell, Managing Director/City Engineer, City of North Bay; Dave Fawcett, Deputy Mayor, Municipality of Grey Highlands; Donald J. McDonald, County Engineer, United Counties of Stormont, Dundas and Glengarry; Tom Bateman, County Engineer, County of Essex; Rick Champagne, Councillor, Township of East Ferris; Joe Tiernay, Executive Director, Ontario Good Roads Association

FRONT ROW (LEFT TO RIGHT): Paul Johnson, Operations Manager, County of Wellington; Gloria Lindsay Luby, Councillor, City of Toronto; Past President, Tony Prevedel, Chief Administrative Officer, Township of Cavan-Monaghan; President, Jim Harrison, Councillor, City of Quinte West; First Vice President, David A. Leckie, Director of Roads & Transportation, City of London; Joanne Vanderheyden, Deputy Mayor, Township of Strathroy-Caradoc; John Curley, Councillor, City of Timmins

*Working for Municipalities*

June 25, 2007

Municipal DataWorks Needs Your Data

On behalf of OGRA's Board of Directors I want to let the membership know the results of our efforts to enlist more municipalities in Municipal DataWorks (MDW). Over 150 municipalities have now signed the data provision agreement and we continue to see an increasing number of municipalities sign up.

Many municipal treasurers have seen the value of MDW's Asset Valuation module in meeting the PSAB 3150 requirements and public works officials are sold on MDW's asset management features and the ability of MDW to integrate with other software applications currently in use or under consideration in their municipality.

One of OGRA's primary business objectives is to advocate on your behalf for sustainable infrastructure funding. To achieve this goal OGRA needs a complete picture of Ontario's municipal infrastructure. So even if your municipality does not intend to use MDW for your day-to-day asset management needs, OGRA would still like you to share your data so that we can better represent your needs. Transferring data to MDW from your current applications is not difficult, time consuming or expensive and we would like you to consider helping OGRA help you.

The Provincial-Municipal Financial Service Delivery Review that is currently underway has piqued the interest of the Ministry of Public Infrastructure Renewal (MPIR) in what OGRA is doing. In order for good decisions to be made at the various tables, they need good data on the extent and condition of infrastructure in Ontario. We have been talking with MPIR on how OGRA can assist in that undertaking.

OGRA is seeking the support of all municipalities so that we can go forward with a comprehensive data picture that will demonstrate the true state of our infrastructure and, as importantly, the benefits of municipalities working together.

Please contact me if you have any questions. OGRA is committed to MDW and we are excited to be leading this initiative.

J.W. Tiernay,
Executive Director

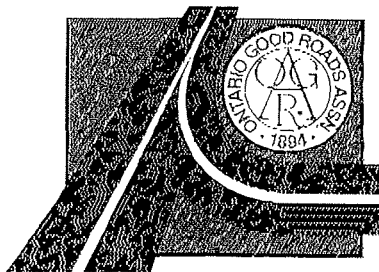
ONTARIO GOOD ROADS ASSOCIATION

6355 KENNEDY ROAD, UNIT #2, MISSISSAUGA, ON L5T 2L5
TEL: (905) 795-2555 FAX: (905) 795-2660 EMAIL: info@ogra.org

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Working for Municipalities

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JUN 25 2007

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DIST.: _____



June 21, 2007

Important Notice RE: OGRA/ROMA Combined Conference Housing

A non-refundable cancellation fee is being implemented at the Fairmont Royal York for conference room reservations beginning for the 2008 conference. This cancellation fee is in effect from the time of booking.

It has become necessary to impose a cancellation fee (in the amount of the per room deposit) in order to:

- Maximize the number of rooms actually used by conference attendees at the Fairmont Royal York Hotel
- Avoid contractual financial penalties levied against OGRA/ROMA due to the number of rooms overbooked and subsequently cancelled at the Fairmont Royal York Hotel

Traditionally, when housing opens for the OGRA/ROMA Combined Conference many municipalities, corporations and ministries initially book an excessive number of rooms. Many of these rooms are subsequently cancelled as late as 72 hours prior to check-in with no financial penalty. This practice has resulted in the Fairmont Royal York Hotel initially selling out followed by an unacceptable number of cancellations which has resulted in unused rooms at the time of the conference.

In order to deter the practice of overbooking and later canceling rooms at the Fairmont Royal York Hotel, a cancellation fee will be imposed for the 2008 conference. The fee is equal to one night's accommodation plus applicable taxes (if a credit card is provided for the deposit) or \$210 (if a cheque is provided for the deposit). The fee will be charged on each room that is cancelled subsequent to the initial booking. Substitutions are permitted and no fee will be levied.

We hope that this will encourage people to book only those rooms that are actually needed. We also hope that this policy will provide more attendees the opportunity to stay at the Fairmont Royal York Hotel for the OGRA/ROMA Combined Conference. *NOTE: Rooms will still be available at overflow hotels and for these bookings, deposits will be refunded for cancellations up to 72 hours prior to arrival.*

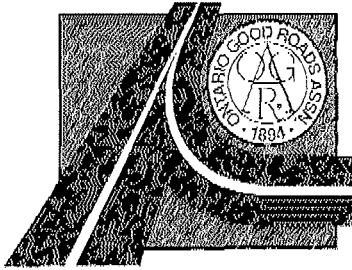
For the 2008 conference, housing will open Tuesday November 20th, 2007 at 9:00 a.m. If you have any questions regarding the new cancellation policy, please contact Cathy Houston at 905-795-2555 or by email: cathy@ogra.org.

ONTARIO GOOD ROADS ASSOCIATION

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Working for Municipalities



July 4, 2007

Gas Tax Revenue Reporting for Road and Bridge Projects

OGRA has been advised that the Oversight Committee, which oversees federal gas tax reporting requirements, including measurable outcomes, has endorsed the tool developed by OGRA staff to calculate the reduction in greenhouse gases for a variety of road and bridge projects.

The sample projects can be viewed on OGRA's website. Visit www.ogra.org and look for **Gas Tax Revenue Reporting for Road and Bridge Projects: Schedule C Samples** on the home page under News & Info.

This work is intended to assist municipalities as they comply with the reporting requirements of the gas tax agreements.

If you have any questions, please contact Brian Anderson, OGRA's Coordinator of Infrastructure Services, at 519-674-0259 or brian@ogra.org

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6355 KENNEDY ROAD, UNIT #2, MISSISSAUGA, ON L5T 2L5
TEL: (905) 795-2555 FAX: (905) 795-2660 EMAIL: info@ogra.org

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From: FONOM Reply [fonom.info@sympatico.ca]
Sent: June 26, 2007 9:27 PM
To: fonom.info@sympatico.ca
Cc: northernsummit@sympatico.ca
Subject: FONOM Announcement - Advance Copy to Members
Attachments: AGMannouncements.pdf

News Release

For release:
June 27, 2007

FONOM Announces Northern Summit

The Federation of Northern Ontario Municipalities (FONOM) today announced details of a summit of northern leaders to be held in Sudbury on October 19 and 20, 2007.

In announcing the summit, FONOM Vice-President and Summit Chair Mac Bain said, "We will be inviting everyone that cares about the survival of our future here in the north. To start, the list includes Federal, Provincial and Municipal Leaders. An invitation will be sent to the newly elected Premier, our sister organization NOMA and business entrepreneurs and leaders will be forwarded through the Chambers of Commerce in the north. Also the Presidents of the Universities and Colleges, Chairpersons of Boards of Education and Hospitals will be asked to attend along with our partners in the Aboriginal communities. And that's just to start."

"The Summit's goal will be to get all these groups along with the hundred or so Provincial Funded Single Issue Focus Groups with their pebbles, to the table. We believe this is possible, because we all have the future and prosperity of the north as our main objective. We will find a way to work together, with the hope of forging a boulder that we can hurl at Queen's Park, so we can start to get results on our common issues."

Details of this summit will be available at the FONOM website www.fonom.org.

FONOM is an association of some 110 districts/municipalities/cities/towns in Northeastern Ontario mandated to work for the betterment of municipal government in Northern Ontario and to strive for improved legislation respecting local government in the north. It is a membership-based association that draws its members from northeastern Ontario and is governed by an 11 member board.

-30-

For more information contact Vice-President Mac Bain at 705-494-9730
or 705-845-6944

(Text of remarks from FONOM annual meeting is attached to this email news release)

Notes for Remarks by Councillor Mac Bain, Second Vice-President, FONOM to Annual Meeting of Members, Friday, May 11, 2007

FONOM has been around for 47 years and at one time was one of a very few municipal organization in the northeast. But over time the Province has funded and supported many other regional groups, large and small. There are also countless other non-municipal groups in our area. Off the top of your head you can more than likely think of five such groups and if you thought about it, there would be ten or fifteen in your area alone. Presently there are over a hundred organizations that are out there all working on their own. And anytime these groups try to lobby the government for their important cause, because there are so many groups, it's like throwing a pebble at Queen's Park. It may be sometimes easy for the Province or a Minister to ignore them.

Therefore at a recent retreat FONOM held last month, we looked at the lay of the land as it presently is and we felt something had to change. We realized we had to change and operate differently. In the future we have to be not just a reactionary board; we have to champion issues that are important to the north. Those may not be limited to the price of gasoline and how it affects municipalities' budgets or commerce, but on how it impacts our citizens.

We need quality homecare and housing for seniors of our communities so those individuals that have pioneered before us don't have to leave their families and communities to live elsewhere at the end of their lives.

The funding imbalance that we in the North see is unfair. Earlier today there was a chart at the front that showed the Provincial funding since the CRF was replaced by the OMPF (Ontario Municipal Partnership Fund). Yesterday speakers talked about the money that has left the north in the form of taxation on minerals and forestry.

The Provincial-Municipal Fiscal and Service Delivery Review is happening now. FONOM can and needs to ensure that the North will finally receive our correct share.

There are several groups working on the issue of youth out migration and we would hope to help coordinate those efforts. There will also be other issues we will hope to champion. The FONOM board also spoke about those hundred little organizations and what they are doing and their challenges and we wondered a lot how we could help and if we should help.

The answer was, we can help and we should. Therefore we are taking the incentive to organize a Leadership Summit. The Summit will be held in Sudbury on October 19th and 20th. We will be inviting everyone that cares about the survival of our future here in the north. To start, the list includes Federal, Provincial and Municipal Leaders. An invitation will be sent to the newly elected Premier, our sister organization NOMA and business entrepreneurs and leaders will be forwarded through the Chambers of Commerce in the north. Also the Presidents of the Universities and Colleges, Chairpersons of Boards of Education and Hospitals will be asked to attend along with our partners in the Aboriginal communities. And that's just to start.

The Summit's goal will be to get everyone I've just mentioned along with those hundred organizations and their pebbles to the table. We believe this is possible, because we all have the future and prosperity of the north as our main objective. We will find a way to work together, with the hope of forging a boulder that we can hurl at Queen's Park, so we can start to get results on our common issues. I know not all communities and groups always play well in the same pond, but I can tell you that the FONOM Board proudly

works together. We don't always agree on every issue, but we passionately believe in the North.

The board has privately spoken with several individuals about the Summit and the response has been overwhelming. And the comment has been that this summit has to happen and it's about time.

Details such as the cost and the agenda are still being worked on. A committee of FONOM has been struck and we are inviting partners to assist us. We look forward to providing you with more details soon and anticipate your support.

Related to this discussion, I want to share with you a proposed new mission and mandate that the FONOM board is recommending to its members:

The Former mandate and objectives of FONOM were:

"To join and work together for the betterment of municipal government in Northern Ontario and to strive for improved legislation respecting local government in the north."

The New Mission and Mandate of FONOM being recommended is:

"FONOM is the voice for the people of northeastern Ontario communities. Our Mission is to improve the quality of life and to ensure the future of our youth."

The new mission demonstrates the board's commitment to:

- Be more proactive as an Association on behalf of its members.
- Develop relationships and increase the prominence, significance, importance and reputation of the Association.
- Strengthen its ties to its member communities through increased communication and meaningful member involvement.

- Host forums for the discussion and resolution of current and emerging issues that bring provincial, municipal and First Nation elected officials together.
- Focus on limited and specific issues.
- Embrace its role as an advocate and change facilitator.
- Continue to serve as a negotiating vehicle for improvements in provincial and federal legislation, programs and services.
- Increase communications and strengthen relationships with Provincial Cabinet members, Opposition leaders, MPP's, Federal Ministers/Departments with northern, rural and community interests.
- Identify and foster contacts with First Nations and other groups who also work for the betterment of northeastern Ontario.
- Raise the Association's public profile through media relations and promotion.

The new mission reflects the Board's belief that the Association is about more than inanimate concepts such as "municipal government" and "improved legislation" but is about people, northern life, and the future of both.

On behalf of the entire FONOM board, we look forward to continuing the dialogue we've started with you here today in the near future.

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MUNICIPALITY OF HURON EAST

PO Box 610, 72 Main Street South, Seaforth Ontario N0K 1W0

Tel: 519-527-0160

Fax: 519-527-2561

www.huroneast.com

Jack McLachlan, Clerk-Administrator
jrmclachlan@huroneast.com

Brad Knight, Treasurer-Finance Manager
bknight@huroneast.com

June 11th, 2007.

Association of Municipalities of Ontario,
200 University Avenue, Suite 801,
Toronto, ON M5H 3C6

Dear Sir:

Council of the Municipality of Huron East passed the following resolution at their regular meeting on June 5th, 2007.

Council of the Municipality of Huron East forward a letter to the Ministry of the Environment with a copy to the local Member of Provincial Government outlining the frustration of the municipality to meet timelines to have the municipal water system up to the provincial standards and the delays the municipality receives in obtaining Ministry approvals in order to carry out amendments to the C of A's or Permits to Take Water and circulate to all municipalities. MOTION CARRIED.

In the past, the municipality has applied for amendments to our Certificate of Approvals for the water and sewer systems and received numerous delays of up to three months prior to receiving approval to carry out the work. In addition, recently we requested permission to amend our Permit to Take Water in order for the municipality to test a potential production well and conduct tests as to the quality of water. Again, the municipality was advised that it could be up to three months prior to the Ministry granting us the amendment to an existing Permit to Take Water. On the one hand, we are being requested by one branch of the Ministry to have the water systems brought up to the Ministry standard, and then face delays in receiving the approvals necessary.

As a result of our experiences Council of the Municipality of Huron East would be pleased if your municipality would join with us and advise the Ministry and your local MPP of your concerns with the present process and time delays in obtaining Certificates of Approval and Permits to Take Water. Your support will be greatly appreciated.

Yours truly,

J. R. McLachlan,
Clerk-Administrator.

JRM:ja

c.c. Ministry of Environment
Carol Mitchell, M.P.P. Huron-Bruce

OUTSTANDING COUNCIL RESOLUTIONS

As of June 25, 2007

<u>COUNCIL DATE</u>	<u>SUBJECT OF RESOLUTIONS</u>	<u>SPONSORED BY</u>	<u>REPORTING DEPARTMENT</u>	<u>COMMENTS/STATUS</u>
March 22, 2004	Review current branding and develop new brands	T. Sheehan J. Curran	EDC/TSSM	Fall 2007
August 9, 2004	Report on establishing new Welcoming Entrance Infrastructure at north east and west entrances to the City	S. Butland J. Caicco	Council Committee Chair: S. Butland	Fall 2007
August 9, 2004	Report on initiating, marketing and organization of Trade Missions	T. Sheehan S. Butland	International Relations Committee	Fall 2007
January 24, 2005	Report on Lock City Dairies proposal for statue of Wayne Gretzky at new Sports and Entertainment Centre	J. Caicco D. Amaroso	Steering Committee Cultural Advisory Board	Summer 2007
February 21, 2005	Develop Terms of Reference for new Arts and Entertainment Economic Opportunities Committee	T. Sheehan J. Curran	Steering Committee	Pending Council's direction
June 13, 2005	Report on PUC 2004 Annual Report concerning sustainability of dividend to the City	B. Hayes N. DelBianco	Finance Committee	Summer 2007
June 13, 2005	Report on recommendation of the A & E Economic Opportunities Working Committee regarding making films in Sault Ste. Marie	T. Sheehan S. Butland	EDC Legal (reported June 27/05) Clerk's	Fall 2006

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<u>COUNCIL DATE</u>	<u>SUBJECT OF RESOLUTIONS</u>	<u>SPONSORED BY</u>	<u>REPORTING DEPARTMENT</u>	<u>COMMENTS/STATUS</u>
June 27, 2005 and February 12, 2007	Report on possible City participation in David Suzuki's Nature Challenge and Federal Government One Tonne Challenge to reduce smog and pollution and request to Federal Government to provide information on plans to replace the One Tonne Challenge.	T. Sheehan B. Hayes T. Sheehan S. Butland	Engineering	Summer 2007 Awaiting direction from federal government on new status approach to the One Tonne Challenge
October 17, 2005	Investigate the merits of an employee suggestions and reward program	J. Caicco B. Hayes	Finance Clerk's Human Resources	During 2007 Finance Committee to review
May 8, 2006	Report on development of the local workforce and current labour requirements	J. Collins T. Sheehan	Destiny S.S.M. E.D.C.	Summer 2007
June 26, 2006	Feasibility of a leash-free zone for dogs at Topsail Island	S. Butland T. Sheehan	C.S.D.	Summer 2007
June 26, 2006	Report on Dust Control	S. Butland J. Caicco	Engineering	July 23, 2007
July 10, 2006	Report on rationale for by-law controlling parking of mobile homes, travel trailers and work trailers on residential property	S. Butland P. Mick	Building/Planning	Summer 2007
July 24, 2006	Report on feasibility of removing the truck route designation on Church Street	J. Curran T. Sheehan	P. W. & T.	Summer 2007
July 24, 2006 and May 14, 2007	Possibility of purchasing playground equipment that meets CSA requirements to replace the train at Bellevue Park	T. Sheehan S. Butland	P. W. & T. - Parks P.R.A.C.	October 2007
October 16, 2006	Upgrading Red Pine Drive	F. Manzo J. Collins	Syndicate Engineering Legal	July 2007

5(6)

<u>COUNCIL DATE</u>	<u>SUBJECT OF RESOLUTIONS</u>	<u>SPONSORED BY</u>	<u>REPORTING DEPARTMENT</u>	<u>COMMENTS/STATUS</u>
December 11, 2006	Committee to report on Review of Boards and Committees	S. Myers T. Sheehan	Council Committee Chair: S. Myers	During 2007
January 15, 2007	Development of a Comprehensive Municipal Parking By-law with AAC consultation	J. Caicco O. Grandinetti	Parking Legal	July 2007
January 15, 2007	Report on flashing amber/red lights at intersection of Carmen's Way and Conmee Avenue	L. Tridico F. Manzo	Engineering P. W. & T.	August/September 2007
January 29, 2007	Report on steps to erect directional signs for truck traffic.	D. Celetti F. Fata	P. W. & T.	August/September 2007
and February 26, 2007	Report on efforts to get trucks off old truck route and onto Carmen's Way.	T. Sheehan L. Turco		August/September 2007
January 29, 2007	Report on necessary work on roofs at Seniors Drop-In Centre and Steelton Seniors Complex	L. Turco S. Butland	C.S.D.	August 2007
February 12, 2007	Report on House of Kin (Sudbury) request for municipal financial support	T. Sheehan D. Celetti	Finance	Application form and financial assistance policy sent by Finance to this group
February 12, 2007	Committee to review Municipal Act changes and report back to Council	S. Myers F. Fata	Committee	During 2007
February 26, 2007	Report on safe loading/unloading of children at schools	J. Caicco S. Butland	P. W. & T.	September 2007
February 26, 2007	Report on using payloaders behind graders when cutting snow build-up	D. Celetti O. Grandinetti	P. W. & T.	September 2007
March 8, 2007	Report on Accountability Agreements with 'outside agencies'	T. Sheehan S. Butland	Finance Committee	Summer 2007

5(c)

<u>COUNCIL DATE</u>	<u>SUBJECT OF RESOLUTIONS</u>	<u>SPONSORED BY</u>	<u>REPORTING DEPARTMENT</u>	<u>COMMENTS/STATUS</u>
March 12, 2007	Report on accessing the Home Help Program for seniors through the Ministry of Long-Term Care	P. Mick L. Turco	Social Services C.S.D.	September 2007
March 12, 2007	Report on a by-law to restrict snow from plowing operations from being stored in close proximity to adjacent property	B. Hayes P. Mick	Legal	July 2007
April 30, 2007	Report on Youth Services Position	T. Sheehan P. Mick	Council Committee	
April 30, 2007	Report on policy concerning smoking at entrances to municipal buildings	L. Tridico T. Sheehan	Legal	
April 30, 2007	Report on opportunities for spring and fall clean-ups including issuing 'passes' with tax bills for waiving gate fees at landfill	J. Caicco S. Butland	P.W & T.	
June 11, 2007	Request from City Men's Hockey League for forgiveness of \$8,625.00 debt for ice rental	F. Manzo S. Butland	P.R.A.C.	
June 11, 2007	Report on pedestrian safety crossing Queen Street at Lake Street	S. Myers P. Mick	P.W. & T.	
June 25, 2007	Report on steps/timeframe for a plebiscite/referendum question regarding Boxing Day Store Closing	T. Sheehan S. Myers	Legal	

5(d)

Office of the Minister of Transport,
Infrastructure and Communities



Cabinet du ministre des Transports,
de l'Infrastructure et des Collectivités

Ottawa, Canada K1A 0N5

22 JUN 2007

Mr. Malcolm White
Deputy City Clerk
City Clerk's Department
The Corporation of the City of Sault Ste. Marie
99 Foster Drive
PO Box 580
Sault Ste. Marie ON P6A 5N1

Dear Mr. White:

Thank you for your correspondence of May 2, 2007, to the Honourable Lawrence Cannon, Minister of Transport, Infrastructure and Communities, regarding a resolution approved by the Corporation of the City of Sault Ste. Marie concerning Ontario's Highway 17. The Minister has asked me to reply on his behalf.

At the outset, I would like to assure you that Transport Canada is committed to delivering results to Canadians, which includes providing for a safe, secure and efficient transportation system. However, as you are aware, highways in Canada, including the Trans-Canada Highway (TCH) and the National Highway System (NHS), fall within provincial/territorial jurisdiction. The only exceptions are highways through national parks and a portion of the Alaska Highway, which are managed by Parks Canada and Public Works and Government Services Canada, respectively. The Government of Ontario is therefore responsible for the planning, design, construction, operation, maintenance and financing of highways within its jurisdiction, including Highway 17.

That being said, the Government of Canada is concerned with the condition of the highway system and its ability to handle the ever-increasing volume of tourism and trade traffic. It also recognizes that investments in transportation infrastructure are critical to maintaining Canada's economic productivity and the quality of life of its citizens. It is for these reasons that the federal government has contributed to provincial/territorial highway construction projects through a series of cost-shared agreements over the past 85 years.

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Canada

I should note that, under the Strategic Highway Infrastructure Program, the federal government is contributing more than \$27 million to two projects on Highway 17, one near Sault Ste. Marie and the other near Thunder Bay. Transport Canada recognizes that further improvements to the TCH are needed in northern Ontario. However, the scope and cost of the improvements have not been determined and, as noted above, are the responsibility of the Province of Ontario.

While federal funding under existing infrastructure programs is committed, the department is currently developing the policy and program parameters for the infrastructure funding announced in Budget 2007.

Budget 2007 makes a historic investment of more than \$16 billion over seven years in infrastructure funding, bringing federal support under a new long-term plan for infrastructure to a total of \$33 billion, including the funding provided in Budget 2006. Budget 2007 is focused on building a stronger, safer and better Canada. Federal investments will help to preserve the environment, build a strong economy, keep communities safe and maintain balance among key priorities. Key funding priorities will include the core NHS (including the TCH) and border crossings.

With Budget 2007, total federal support for provincial, territorial and municipal infrastructure will continue to grow on an annual basis over the next seven years, from \$4.3 billion in 2007–08 to \$5.7 billion by 2013–14, representing the largest such investment in Canada's history. The Gas Tax Fund and the GST rebate together provide predictable base funding for municipalities, following existing formulas. At the same time, the new Infrastructure Plan announced in Budget 2007 will adopt a three-pronged approach, with separate envelopes targeting strategic gateways and corridors, including border crossings; large- and small-scale provincial, territorial and municipal infrastructure, including core NHS and transit projects; and public–private partnership projects. The new Infrastructure Plan comprises the following elements:

- A Building Canada Fund, with spending allocated among provinces and territories on a per-capita basis. This fund will support investments in the core NHS, large-scale projects such as public transit and sewage treatment infrastructure, and small-scale municipal projects such as cultural and recreational facilities.
- A national fund for gateways and border crossings, to be awarded on a merit basis. In order to improve the flow of goods and people between Canada and the rest of the world, this fund will help enhance infrastructure at key locations, such as the Atlantic gateway and major border crossings between Canada and the United States. A new national gateway and trade corridor policy framework will help guide federal investment decisions.
- A national fund for public–private partnerships, to be awarded to projects on a merit basis. This fund will contribute up to 25% of the cost of innovative public–private partnership projects.

Budget 2007 also provides each province and territory with an additional \$25 million per year to support investments in national priorities throughout the country, such as highways and other transportation infrastructure. This represents an expenditure of \$2.275 billion over seven years. All provinces and territories will participate in building this modern transportation network in Canada, including smaller jurisdictions, which generally have limited basic infrastructure and lower population densities.

Transport Canada and Infrastructure Canada officials are currently developing the Infrastructure Plan's terms and conditions, which should be finalized in the months ahead. The departments will then proceed, in discussion with their partners, to identify priorities, assess projects and negotiate the necessary agreements. To ensure that funds remain strategic, projects would have to be prioritized based on their importance and sustainability. Each eligible project would also have to be evaluated based on its technical merits and a cost-benefit analysis, as is required under existing federal funding programs. Funding decisions will be made through this collaborative process.

While improvements to core NHS routes, such as Highway 17, will be eligible for federal cost-sharing under various initiatives of the new Infrastructure Plan, Ontario's provincial government must prioritize its projects and submit them to the federal government for funding consideration. Should the province submit projects for Highway 17, the projects would be considered for federal funding, provided they meet the program's terms and conditions.

Please be assured that the federal government will continue to work with other levels of government and partner organizations to ensure a safer and more efficient transportation system for all Canadians.

Again, thank you for writing.

Yours truly,

A handwritten signature in dark ink, reading "Andrew Walasek". The signature is written in a cursive, slightly slanted style.

Andrew Walasek
Special Assistant - Ontario

c.c. Office of Mr. David Orazietti, M.P.P.

2007 04 30 City Council Meeting Minutes
Clerk's Department

- (b) Moved by Councillor L. Tridico
Seconded by Councillor B. Hayes
Whereas the implementation of Bill 149 is conditional on a cost-sharing agreement being entered into between the Government of Ontario and the Government of Canada; and
Whereas the Federal TransCanada Highway Act of 1949 stated that the Federal government would reimburse the provinces for 50% of the costs for any portion of the TransCanada built after 1928 and mandated that the Government of Canada would pay 50% of future costs; and
Whereas Federal Government funding for the TransCanada Highway 17 is substantially lower than historic levels; and
Whereas the TransCanada Highway 17 in Northern Ontario, part of our national link, has the lowest percentage (10%) of four-laned highway when compared to other provinces in Canada; and
Whereas there are 488 accidents, 839 personal injuries and 31 fatalities on average each year on the TransCanada Highway between the Manitoba border and the Quebec border; and
Whereas more than 340,000 commercial trips are taken annually on Highway 17, carrying over \$19 billion worth of mining, forestry, and other good important to the Northern Ontario economy; and
Whereas the Ontario Minister of Transportation and the Ontario Minister of Public Infrastructure Renewal have both indicated that they are prepared to enter into discussions with their federal counterparts on Bill 149; and
Whereas Bill 149 has the support of the Canadian Automobile Association, the Ontario Trucking Association, the Ontario Provincial Police Association, the Ontario Road Builders Association and the Ontario Safety League;
Therefore be it resolved that the Sault Ste. Marie City Council endorses Bill 149 and urges the Federal Government to participate in discussions with the Provincial Government to develop a highway improvement plan and provide 50% of the funding required to upgrade the highway 17 portion of the TransCanada Highway throughout Northern Ontario. CARRIED.

Minister of the Environment



Ministre de l'Environnement

Ottawa, Canada K1A 0H3

5(d)

JUN 21 2007

Ms. Donna P. Irving
City Clerk
The Corporation of the City of Sault Ste. Marie
P.O. Box 580
99 Foster Drive
Sault Ste. Marie, Ontario
P6A 5N1

Dear Ms. Irving:

The Office of the Prime Minister has forwarded to me a copy of your letter of February 15, regarding Sault Ste. Marie's resolution requesting an outline of specific programs and actions the Government of Canada will be taking to assist communities, organizations, businesses and citizens to address climate change.

As part of developing a new strategy that will see real reductions in greenhouse gas emissions and ensure clean air, water, land and energy for Canadians, a number of programs that had completed their work, or that required a different approach, were wound down in 2006. The One-Tonne Challenge was among these programs.

The Government of Canada is committed to pursuing practical, results-oriented solutions to decrease greenhouse gas emissions, reduce pollution, and improve the health and well-being of Canadians. The Notice of Intent, published in October 2006, set new regulations, targets and timelines, and will lead to significant long-term reductions in emissions of greenhouse gases and air pollutants from all major sectors of the economy.

The federal government also introduced several initiatives to help Canadians do their part in addressing climate change and air pollution. Budget 2006 established a tax credit on the cost of monthly public transit passes, and Budget 2007 extended the eligibility of this tax credit to weekly transit passes for all transit users. We also recently introduced two new incentives under Canada's ecoACTION plan. One is the ecoENERGY retrofit grant, designed to help Canadians make their homes more energy efficient through renovations to reduce their impact on the environment. The other is the ecoAUTO rebate, designed to encourage Canadians to reduce personal emissions related to

Canada

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- 2 -

transportation. This incentive offers Canadians a rebate of up to \$2000 on the purchase of new energy efficient vehicles. For more information on these and other programs, please visit www.ecoaction.gc.ca.

I am pleased to inform you that Environment Canada supports community-based activities through a number of programs. For example, Environment Canada's EcoAction Community Funding program assists locally based, non-profit organizations in initiating projects that result in cleaner air, reductions in greenhouse gas emissions, cleaner water, and the protection of habitat and species at risk. EcoAction supports projects that protect, rehabilitate or enhance the natural environment, and build the capacity of communities and individuals in support of a more sustainable Canada. As the program is targeted towards non-profit organizations, municipalities are welcome to partner with applicants on their submission. For more information about the program, visit www.ec.gc.ca/ecoaction.

The Government of Canada has also endowed the Federation of Canadian Municipalities with \$550 million to establish and manage the Green Municipal Fund. This fund provides support to municipalities interested in developing initiatives that improve the quality of our air, water and soil, and reduce greenhouse gas emissions. It should be noted that funding from the Green Municipal Funds is for projects that are related to the eventual implementation of a capital project. For more information, please consult the Federation's website at www.sustainablecommunities.fcm.ca/GMF.

The National Green Source Funding Guide prepared by Environment Canada may be of interest to you, as well. This funding guide can help you locate various sources of funding for environmental projects. It includes information on public and private sector programs and organizations that provide financial assistance, labour costs or in-kind donations to community groups. The Green Source database is available at www.ec.gc.ca/ecoaction/before_e.html or a hard copy can be ordered from Environment Canada at 1-800-668-6767.

I commend the Sault Ste. Marie City Council's commitment to moving the environmental agenda forward in its community.

Sincerely,



John Baird, P.C., M.P.

City Council Meeting Minutes 2007 02 12
Clerk's Department

- (a) Moved by Councillor T. Sheehan
Seconded by Councillor S. Butland

Whereas the federal Conservative government has cancelled the "The One Tonne Challenge" which was likely the best known of the dozens of past federal government efforts to fight global warming; and

Whereas it had been heavily publicized through television ads featuring comedian Rick Mercer as pitch man for a program that took steps to forestall climate change; and

Whereas environmental groups that received contracts to urge people in local communities to participate in the challenge were hastily contacted by Environment Canada, and told that their efforts were no longer being funded;

Now therefore be it resolved that City Council request the federal Minister of the Environment to provide information on how his government plans on replacing the one tonne challenge, outlining specific programs/action that the federal government will be taking to work with communities like Sault Ste. Marie to reduce pollution and specifically outlining any funding programs for communities, organizations, businesses and private citizens to take action against climate change and pollution; and

Further that a copy of this resolution be forwarded to the Prime Minister, Leaders of the Opposition and to the Federation of Canadian Municipalities (FCM). CARRIED.

5(e)

LAIDLAW, PACIOCCO, MELVILLE

**Barristers and Solicitors
Station Tower - 421 Bay Street - Suite 604
Sault Ste. Marie, Ontario.
P6A 1X3**

**DONALD B. LAIDLAW, B.ENG.,LL.B.
ROBERT W. PACIOCCO, LL.B
JAMES T. MELVILLE, H.BA., LL.B.**

**TELEPHONE: (705) 949-7790
FAX: (705) 949-5816
E-MAIL paciocco@vianet.ca**

July 3rd, 2007

HAND DELIVERED

Economic Development Corporation
c/o Civic Centre
99 Foster Drive
Sault Ste. Marie, Ontario
P6A 5N1

ATTENTION: Mr. Bruce Strapp

Dear Sir:

RE: LEGACY QUEST

Mr. Garforth has provided me with a copy of your recent correspondence.

I will be on vacation until the third week of July.

Accordingly I would ask that this matter be scheduled for Council for August 13th, 2007 at which time we will make a formal presentation on the status of this Development.

Thank you for your co-operation in this regard.

Yours very truly,

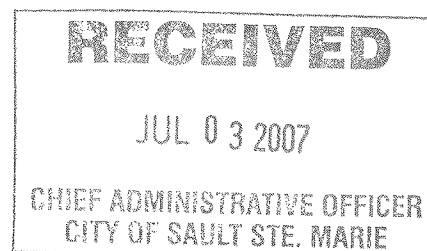
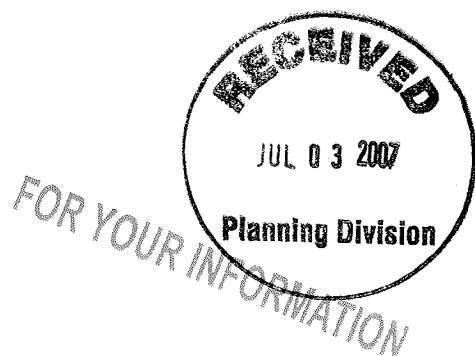
LAIDLAW, PACIOCCO, MELVILLE

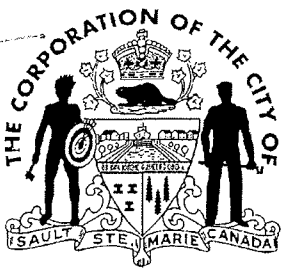
Per:

(Robert W. Paciocco)

RWP/cs

✓ cc to Mr. Don McConnell





CITY COUNCIL RESOLUTION

5(e)

Agenda Item

Date: June 25, 2007

MOVED BY
SECONDED BY

Councillor
Councillor

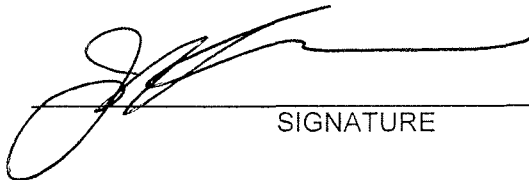
F. Manzo
S. Butland

Gateway Project Team

Resolved that the report of the ~~Planning Division~~ dated 2007 06 25 concerning the Borealis Project be accepted and the Gateway Project Committee recommendation that a letter be sent to the Sault Ste. Marie Economic Development Corporation requesting that they provide the following within 14 days:

- 1) independent, written confirmation that the financing has been secured;
- 2) written confirmation from each of the project partners that the original partnership team is still intact;
- 3) the proposed construction schedule; and
- 4) the revised site plan; and further that a copy of this letter be forwarded to Philip Garforth and the project partners be approved.

☒ CARRIED ☐ DEFEATED ☐ AMENDED ☐ DEFERRED
☐ REFERRED ☐ OFFICIALLY READ NOT DEALT WITH


SIGNATURE

☒ C.A.O.	☐ Comm. Community Services	☐ Mayor
☒ City Solicitor	☐ Comm. P.W. & Transportation	☐ Dir. Libraries
☒ Comm. Finance/Treasurer	☐ City Clerk	☒ E.D.C.
☒ Comm. Eng. & Planning	☐ Fire Chief	☐ Cons. Authority
☐ Comm. Human Resources	☐ Police Chief	☐

5(f)

TEMPORARY STREET CLOSURE - APPROVAL PROCESSCONTACT NAME: Rotary Club of Saint Ste. Marie TELEPHONE: 945-1279ADDRESS: 224 Queen St. East POSTAL CODE: P6A 1Y8

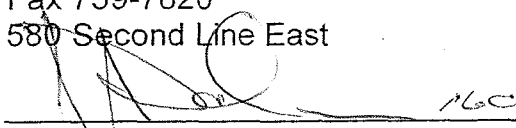
The above person hereby makes application for the closing of

Lower East Street between Bay and St Mary's River

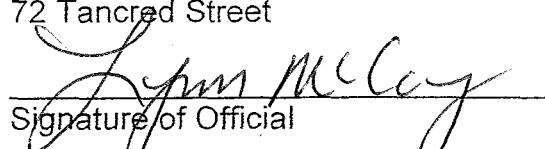
(Name of street to be closed)

from Bay Street to Art Gallery
(reference points - street numbers, cross streets, etc.)on the 21 day of July, 2007 from 8 am/pm to 12 ^(midnight) am/pmfor the purpose of ROTARY FEST, The Saint's Summer FestivalAPPROVALS SECTION:

1. Police Services, Traffic Dept.
Telephone 759-7348
Fax 759-7820
580 Second Line East


Signature of Official

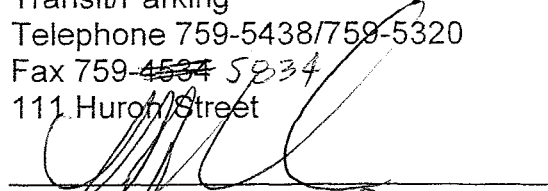
2. Fire Services/Emergency Medical Services (EMS)
Telephone 949-3335/949-3387
Fax 949-2341
72 Tancred Street


Signature of Official

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


Signature of Official

4. Transit/Parking
Telephone 759-5438/759-5320
Fax 759-~~4534~~ 5834
111 Huron Street

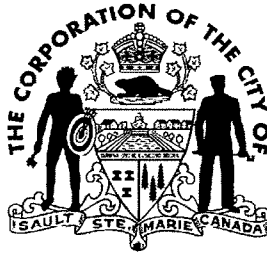

Signature of Official

5. Central Ambulance Communication Centre (C.A.C.C.)
Telephone 946-1227
Fax 945-6883
969 Queen Street East (Rear of Plummer Hospital)


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

5(g)

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 07 09

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. **Randy Roy – Public Works & Transportation**
Meeting with M.O.E. Officials
July, 2007
Toronto, ON
Estimated total cost to the City - \$ 640.00
Estimated net cost to the City - \$ 640.00
2. **Jan Marin – C.S.D. – Community Centres Division**
Box Office Ticketing Training
July, 2007
Wayne, Pennsylvania
Estimated total cost to the City - \$ 2,724.00
Estimated net cost to the City - \$ 2,724.00
3. **Nicole Mosley – C.S.D. – Community Centres Division**
Box Office Ticketing Training
July, 2007
Wayne, Pennsylvania
Estimated total cost to the City - \$ 2,724.00
Estimated net cost to the City - \$ 2,724.00

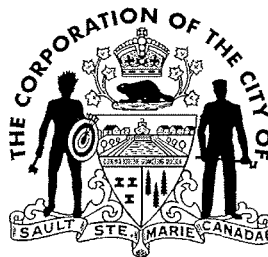
Yours truly,

JMF:bb

Joseph M. Fratesi
Chief Administrative Officer

5(h)

Ralph Robertson
Manager of Purchasing



Finance Department
Purchasing Division

2007 07 09

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

Re: Tender for 25 KW Diesel Generator

Attached hereto for your information and consideration is a summary of the tenders received for a 25 KW Diesel Generator as required by the Engineering & Planning Department.

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 June 27, 2007, with Councillor F. Manzo representing City Council.

The tenders received have been thoroughly evaluated and reviewed with TSH Engineering Architects & Planners for the project and with Mr. Carl Rumiel, Design Engineer. The low tendered price, meeting specifications, has been identified on the attached summary.

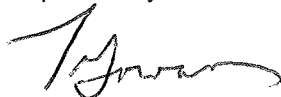
Funding for the purchase of this Generator comes from the Bonney Street Sewage Pumping Station Upgrade account.

RECOMMENDATION

It is therefore my recommendation that the tender for a 25 KW Diesel Generator, be awarded to Northshore Tractor, at their total tendered price of \$30,375.30, including taxes.

This report is submitted for Council's approval.

Respectfully submitted,

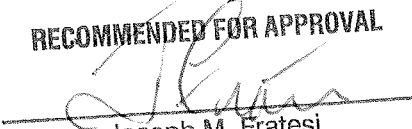

for Ralph Robertson
Manager of Purchasing

Recommended for approval,


W. Freiburger
Commissioner of Finance & Treasurer

RR:nt
Attach.

RECOMMENDED FOR APPROVAL


Joseph M. Fratesi
Chief Administrative Officer

THE CORPORATION OF THE CITY OF SAULT STE. MARIE
P.O. BOX 580 * CIVIC CENTRE * SAULT STE. MARIE, ONTARIO, CANADA P6A 5N1
TEL: (705) 759-5299 * FAX: (705) 759-1842

FINANCE DEPARTMENT
PURCHASING DIVISION
BUDGET: \$60,000.00

RECEIVED: June 27, 2007
File #2007EE02

SUMMARY OF TENDERS
25 KW DIESEL GENERATOR

<u>Firm</u>	<u>Opt.</u>	<u>Make & Model</u>	<u>Total Purchase Price</u> <u>(inc. taxes)</u>	<u>Warranty</u>	<u>Delivery</u>	<u>Remarks</u>
GAL Power Nepean, ON		2007 Katolight SED30FNJ4T2	\$36,480.00	2 Years	84 w/days	Meets specifications.
Guillevin International Sault Ste Marie, ON		2007 General SD025	\$43,508.10	2 Years	50 w/days	Meets specifications.
Harper Power Products Toronto, ON		2007 DDC-MTV 30NJC6DT2	\$37,506.00	2 Years	65 w/days	Meets specifications.
ITT Flygt Sudbury, ON		2007 T&T Diesel 6D030J	\$39,252.48	2 Years	40 w/days	Meets specifications.
Northshore Tractor Echo Bay, ON		2007 AB Genset 6D030J	\$30,375.30	2 Years	21 w/days	Meets Specifications
S & T Electrical Contractors Sault Ste Marie, ON	1	2007 Kohler 20REOZJB	\$37,050.00	1 Year	90 w/days	Does not meet Specifications Sound Level in Operation Not Provided
	2	2007 Generac SD025	\$54,150.00	2 Years	80 w/days	Meets specifications.
Sommers Motor Generator Sales Tavistock, ON		2007 Sommers SMGDP30P3U	\$30,734.40	2 Years	80 w/days	Meets specifications.

NOTE: The low tendered price, meeting specifications, is boxed above.

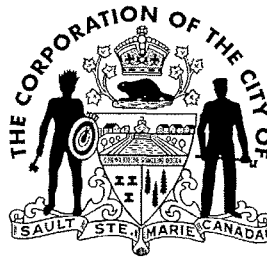
It is my recommendation that the low tendered price, submitted by Northshore Tractor, be accepted.

Ralph Robertson
Manager of Purchasing

5(h)

5(i)

Ralph Robertson
Manager of Purchasing



Finance Department
Purchasing Division

2007 07 09

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

Re: Tender for Duct Cleaning – Civic Centre

Attached hereto for your information and consideration is a summary of the tenders received for Duct Cleaning at the Civic Centre as required by Building Services, Engineering & Planning Department.

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 June 20, 2007, with Councillor J. Caicoo representing City Council.

The tenders received have been thoroughly evaluated and reviewed with MET Energy Systems, the consultant for the project, and with Mr. Ben Nanni, Supervisor Building Services. The low tendered price, meeting specifications, has been identified on the attached summary.

The funds for this project come from the Building Maintenance account.

RECOMMENDATION

It is therefore my recommendation that the tender for Duct Cleaning at the Civic Centre, be awarded to SDM Systems of Sault Ste. Marie, at their low tendered price of \$22,988.75, 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 Amount: \$55,000.00

Received: June 20, 2007
File: 2007AD02

SUMMARY OF TENDERS
DUCT CLEANING - CIVIC CENTRE

<u>Firm</u>	<u>Price</u> <u>(inc. G.S.T.)</u>	<u>Time to Complete</u>	<u>Remarks</u>
Algoma Industrial Limited Sault Ste Marie, ON	\$52,046.00	5 weeks	Meets specifications Tender deposit submitted
SDM Systems Sault Ste. Marie, ON	<u>\$22,988.75</u>	5 weeks	Meets specifications Tender deposit submitted

Note: The low tendered price, meeting specifications, is boxed above.

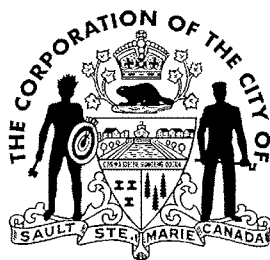
It is my recommendation that the low tendered price, submitted by SDM Systems, be accepted.

Ralph Robertson
Manager of Purchasing

501

5(j)

Ralph Robertson
Manager of Purchasing



Finance Department
Purchasing Division

2007 07 09

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

Re: Tender for Fire Services Uniform Clothing (2007FA01)

Attached hereto for your information and consideration are summaries of the tenders received for the supply and delivery of Uniform Clothing required by Fire Services.

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 June 6, 2007 with Councillor Frank Manzo representing City Council.

The tenders received have been thoroughly evaluated and reviewed with Mr. Lynn McCoy, Fire Chief, and the low tendered prices, meeting specifications, have been identified on their respective summary sheets.

Recommendation

It is therefore my recommendation that the tender for Fire Services Uniform Clothing be awarded as follows:

<u>Description</u>	<u>Firm</u>	<u>Pricing (Incl. Taxes)</u>
Dress Pants, Dress Uniforms, Uniform Shirts, Sweaters, Cargo Pants, & Tactical Trousers	Uniform Uniforms	\$26,750.90
T-Shirts	Mark's Workwear	\$3,440.02
Dress Caps	Muir Cap	\$ 1,223.79
		\$31,414.71

.....2

The total purchase price amounts to \$31,414.71, including taxes, and the budget allocation provided within the Fire Services and EMS Uniform Clothing Accounts is \$43,740.00.

This report is submitted for Council's Approval.

Respectfully submitted



Ralph Robertson
Manager of Purchasing

RR:ms
Attach.

Recommended for Approval



W. Freiburger,
Commissioner of
Finance & Treasurer

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

SUMMARY OF TENDERS
FIRE SERVICES & EMS UNIFORM CLOTHING - SHIRTS

Quantity	Description	<u>Mark's Work Wearhouse</u> <u>Sault Ste. Marie, ON</u>		<u>Uniform Uniforms</u> <u>North York, ON</u>	
		<u>Unit Price</u>	<u>Total Price</u>	<u>Unit Price</u>	<u>Total Price</u>
8	Female EMS Paramedic Navy Blue Uniform Shirts - S.S.	\$22.99	\$183.92	\$28.95	\$231.60
1	Female EMS Officers Navy Blue Uniform Shirts - L.S.	\$23.99	\$23.99	\$30.95	\$30.95
3	Female EMS Officers Navy Blue Uniform Shirts - S.S.	\$22.99	\$68.97	\$28.95	\$86.85
6	Male EMS Paramedic Navy Blue Uniform Shirts - L.S.	\$22.99	\$137.94	\$30.95	\$185.70
86	Male EMS Paramedic Navy Blue Uniform Shirts - S.S.	\$21.99	\$1,891.14	\$28.95	\$2,489.70
1	Male EMS Officers Navy Blue Uniform Shirts - L.S.	\$22.99	\$22.99	\$30.95	\$30.95
3	Male EMS Officers Navy Blue Uniform Shirts - S.S.	\$21.99	\$65.97	\$28.95	\$86.85
14	Fire Officers White Uniform Shirts - L.S.	\$22.99	\$321.86	\$30.95	\$433.30
38	Fire Officers White Uniform Shirts - S.S.	\$21.99	\$835.62	\$28.95	\$1,100.10
1	Firefighters White Uniform Shirts - L.S.	\$22.99	\$22.99	\$30.95	\$30.95
5	Male EMS Officers White Uniform Shirts - S.S.	\$21.99	\$109.95	\$28.95	\$144.75
5	Male EMS Officers White Uniform Shirts - L.S.	\$22.99	\$114.95	\$30.95	\$154.75
Subtotal			\$3,800.29		\$5,006.45
6% G.S.T.			\$228.02		\$300.39
8% P.S.T.			\$304.02		\$400.52
Total Tendered Price:			\$4,332.33		\$5,707.35
Delivery:		30 w/days		30 w/days	
Remarks:		Does not meet Specifications Not Neck-Sized		Meets Specifications	

Note: The low tendered prices, meeting specifications, are boxed above.
It is my recommendation that the low tendered prices, submitted by Uniform Uniforms, be accepted.

551

FINANCE DEPARTMENT
PURCHASING DIVISION
BUDGET AMOUNT: \$43,740.00

Received: June 6, 2007
File: 2007FA01
Page 2 of 3

SUMMARY OF TENDERS
FIRE SERVICES & EMS UNIFORM CLOTHING - SERGE DRESS UNIFORMS & DRESS CAPS

Quantity	Description	<u>Mark's Work Wearhouse</u> Sault Ste. Marie, ON		<u>Muir Cap</u> Toronto, ON		<u>Uniform Uniforms</u> North York, ON	
		<u>Unit Price</u>	<u>Total Price</u>	<u>Unit Price</u>	<u>Total Price</u>	<u>Unit Price</u>	<u>Total Price</u>
18	Firefighters Dress Uniform Caps C.A.F.C.			\$37.35	\$672.30	\$37.50	\$675.00
3	Officers Dress Uniform Caps C.A.F.C.			\$49.45	\$148.35	\$57.00	\$171.00
13	Yukon Winter Caps			\$19.45	\$252.85	\$27.00	\$351.00
4	Officers Dress Uniforms					\$256.50	\$1,026.00
3	Firefighters Dress Uniforms					\$256.50	\$769.50
24	Serge Dress Pants	\$59.99	\$1,439.76			\$56.50	\$1,356.00
	Subtotal		\$1,439.76		\$1,073.50		\$4,348.50
	6% G.S.T.		\$86.39		\$64.41		\$260.91
	8% P.S.T.		\$115.18		\$85.88		\$347.88
	Total Tendered Price		<u>\$1,641.33</u>		<u>\$1,223.79</u>		<u>\$4,957.29</u>
	Remarks:	Meets specifications.		Meets specifications.		Meets specifications.	

Note: The low tendered prices, meeting specifications, are boxed above.

It is my recommendation that the tender be awarded on a split basis, as indicated, between Muir Cap and Uniform Uniforms.

Ralph Robertson
Manager of Purchasing

5(5)

SUMMARY OF TENDERS
FIRE SERVICES & EMS UNIFORM CLOTHING - MISCELLANEOUS UNIFORM CLOTHING

Quantity	Description	<u>Mark's Work Wearhouse</u> <u>Sault Ste. Marie, ON</u>		<u>Uniform Uniforms</u> <u>North York, ON</u>	
		<u>Unit Price</u>	<u>Total Price</u>	<u>Unit Price</u>	<u>Total Price</u>
170	Firefighters Navy Blue T-Shirts	\$8.29	\$1,409.30	\$9.25	\$1,572.50
56	Officers Navy Blue T-Shirts	\$8.29	\$464.24	\$9.25	\$518.00
108	EMS Paramedics Navy Blue T-Shirts	\$8.29	\$895.32	\$9.25	\$999.00
30	EMS Officers Navy Blue T-Shirts	\$8.29	\$248.70	\$9.25	\$277.50
171	Station Wear Navy Blue Cargo Pants	\$25.99	\$4,444.29	\$45.00	\$7,695.00
80	EMS Tactical Trousers	\$64.99	\$5,199.20	\$47.50	\$3,800.00
101	Navy Blue V-Neck Pullover Sweaters (with Epaulets)	\$46.99	\$4,745.99	\$37.75	\$3,812.75
Subtotal			\$17,407.04		\$18,674.75
6% G.S.T.			\$1,044.42		\$1,120.49
8% P.S.T.			\$1,392.56		\$1,493.98
Total Tendered Price			<u>\$19,844.03</u>		<u>\$21,289.22</u>

Remarks: Cargo Pants do not meet Specifications
(Waistband Closure, Belt Loops and Waistband)

Meets specifications.

Note: The low tendered prices, meeting specifications, are boxed above.
It is my recommendation that the tender be awarded on a split basis, as indicated, between
Mark's Workwear and Uniform Uniforms.

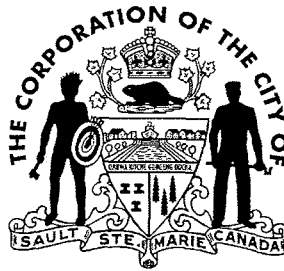
Ralph Robertson
Manager of Purchasing

5(5)

Peter A. Liepa
City Tax Collector

Tax & Licence Division
Finance Department

5(k)



2007 07 09

Mayor John Rowswell
and Members of City Council
Civic Centre

RE: Property Tax Appeals

Attached are listings that summarize applications for adjustments to the Tax Roll pursuant to Section 357 of the Municipal Act, 2001.

The Municipal Property Assessment Corporation (MPAC) has recommended the amount of assessment to be adjusted. Each of the applications has been reviewed individually and recommended as shown.

An appropriate resolution has been prepared for your consideration.

Respectfully submitted,

for Peter A. Liepa
City Tax Collector

PAL/bk

Attach.

Recommended for Approval:

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer
William Freiburger
Commissioner of Finance & Treasurer

APPLICATION TO COUNCIL TO CANCEL
OR REFUND PROPERTY TAXES PURSUANT TO SECTION 357
OF THE MUNICIPAL ACT, 2001

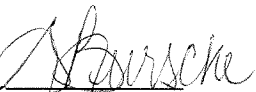
THE CORPORATION OF THE CITY OF SAULT STE. MARIE
PROPERTY TAX APPEALS
2007

DATE: 2007-06-11
PAGE: 1 of 1

ROLL NUMBER	PROPERTY ADDRESS	PERSON ASSESSED	PROPERTY CLASS	REASON	APPEAL NO.	CANCELLATIONS		TOTAL
						TAXES	INTEREST	ADJUSTMENT
050-028-006-00	22 CHURCHILL AVE	HILL CATHY	RESIDENTIAL	D	07-40	75.00	-	75.00
060-012-032-00	271 PRENTICE AVE	PUCCI ENRICO	COMMERCIAL/RESIDENTIAL	A	07-41	331.41	-	331.41
								-
								-
								-
								-
								-
								-

Certified Correct:

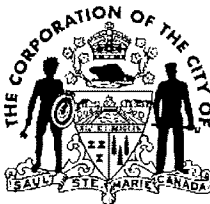
REPORT TOTAL 331.41 - 406.41


for Peter A. Liepa
City Tax Collector

- A. REALTY TAX CLASS CONVERSION
- B. BECAME EXEMPT AFTER RETURN OF ROLL
- C. RAZED BY FIRE AFTER RETURN OF ROLL

- D. DEMOLISHED AFTER RETURN OF ROLL
- E. OVERCHARGED BY REASON OF GROSS OR MANIFEST CLERICAL ERROR
- F. REAL PROPERTY THAT COULD NOT BE USED FOR A PERIOD OF AT LEAST 3 MONTHS
DUE TO REPAIRS OR RENOVATIONS

5(k)



2007 07 09

Mayor John Rowswell and
Members of City Council

Ticketing System – Steelback Centre

As Council may recall New Era Ticketing System was the successful bidder for the ticketing system in the Steelback Centre. On June 11, 2007 Council approved the RFP and the following resolution was approved:

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

"Resolved that the report of the Manager of Purchasing dated 2007 06 11 be endorsed and that the proposal for the supply and setup of a Box Office Ticketing System Solution, required by the Community Services Department be accepted as recommended."

We have now received a copy of the contract for services from New Era Ticketing. The contract is for a period of five years. The annual cost to the City is \$10,000. with an offsetting \$10,000. per year advertising allowance. An appropriate bylaw appears elsewhere on your agenda this evening.

It is recommended that Council authorize the Mayor and City Clerk to sign the agreement for the ticketing system for the Steelback Centre.

Respectfully submitted,

Nicholas J. Apostle
Commissioner Community Services

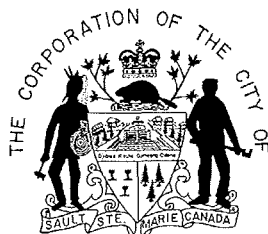
jb/council/ticketing system steelback centre

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

5(m)

*Kim Streich-Poser, MSW, RSW
Commissioner*



*SOCIAL SERVICES DEPARTMENT
Finance
Ontario Works
Housing Operations
Housing Programs
Community Child Care*

July 9, 2007

Mayor John Rowsell and
Members of City Council

RE: Audit Financial Statements

Attached for your information are the audited financial for the District of Sault Ste. Marie Social Services Administration Board (DSSMSSAB) and the Sault Ste. Marie Housing Corporation (SSMHC).

These documents were received and accepted by the DSSMSSAB and SSMHC and are made available to you as a municipal member of the DSSMSSAB.

Respectfully submitted by:

Kim Streich-Poser, MSW, RSW
Commissioner Social Services

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

5(m)

Consolidated Financial Statements

**DISTRICT OF SAULT STE. MARIE SOCIAL
SERVICES ADMINISTRATION BOARD**

Year ended December 31, 2006

DISTRICT OF SAULT STE. MARIE SOCIAL SERVICES ADMINISTRATION BOARD

Consolidated Financial Statements

Year ended December 31, 2006

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Consolidated Statement of Operations	2
Consolidated Statement of Fund Balances	3
Consolidated Statement of Changes in Financial Position	4
Notes to Consolidated Financial Statements	5
Analysis of Program Revenue	9
Analysis of Administration Expenses	10



KPMG LLP
Chartered Accountants
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P.O. Box 606
Grand View Mall, Chicago, Illinois 60641

Tel: +44 (0)149 551 1705
Fax: +44 (0)149 551 1705
Internet: www.bprg.co.uk

AUDITORS' REPORT

To the Board Members of
District of Sault Ste. Marie Social Services Administration Board

We have audited the consolidated statement of financial position of the District of Sault Ste. Marie Social Services Administration Board as at December 31, 2006 and the consolidated statements of fund balances, operations and changes in financial position for the year then ended. These financial statements are the responsibility of the Board's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with Canadian generally accepted auditing standards. Those standards require that we plan and perform an audit to obtain reasonable assurance whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation.

In our opinion, these consolidated financial statements present fairly, in all material respects, the financial position of the District of Sault Ste. Marie Social Services Administration Board as at December 31, 2006 and the results of its operations and the changes in its financial position for the year then ended in accordance with Canadian generally accepted accounting principles.

The comparative figures for December 31, 2005 were reported on by another firm of Chartered Accountants.

KPMG LLP

Chartered Accountants, Licensed Public Accountants

Sault Ste. Marie, Canada
March 3, 2006

DISTRICT OF SAULT STE. MARIE SOCIAL SERVICES ADMINISTRATION BOARD

Consolidated Statement of Financial Position

December 31, 2006, with comparative figures for 2005

	2006	2005
Financial assets		
Cash	\$ 10,206,687	\$ 8,427,506
Accounts receivable	218,718	265,511
	<u>10,425,405</u>	<u>8,693,017</u>
Financial liabilities		
Accounts payable and accrued liabilities	1,704,777	1,746,284
Payable to Province of Ontario	1,728,036	848,205
Payable to participating municipalities	2,413,371	1,957,278
Long-term liabilities (note 2)	6,266,628	6,575,506
	<u>12,112,812</u>	<u>11,127,273</u>
Net financial liabilities	<u>(1,687,407)</u>	<u>(2,434,256)</u>
Non-financial assets:		
Prepaid expenses	538,039	11,069
Net liabilities	<u>\$ (1,149,368)</u>	<u>\$ (2,423,187)</u>
Board position		
Fund balances:		
Operating fund	\$ 5,117,260	\$ 4,152,319
Amount to be recovered from future revenues	(6,266,628)	(6,575,506)
Total Board position	<u>\$ (1,149,368)</u>	<u>\$ (2,423,187)</u>

The accompanying notes are an integral part of the financial statements.

DISTRICT OF SAULT STE. MARIE SOCIAL SERVICES ADMINISTRATION BOARD

Consolidated Statement of Operations

December 31, 2006, with comparative figures for 2005

	2006	2005
Revenues:		
Province of Ontario (Schedule 1)	\$ 58,897,324	\$ 58,213,400
Government of Canada (Schedule 1)	4,568,331	4,568,331
Participating municipalities	25,774,704	25,277,800
Rental income	3,011,824	2,986,865
Investment income	491,316	235,368
Other	72,607	67,279
	<u>92,816,106</u>	<u>91,349,043</u>
Expenditures:		
General assistance	22,659,799	23,341,157
Ontario disability support program	38,119,598	36,957,297
Housing	12,103,955	11,751,570
Administration (Schedule 2)	9,419,425	9,700,359
Community childcare	5,976,078	4,940,631
Land ambulance	3,024,362	2,948,742
National child benefit program	547,948	535,663
	<u>91,851,165</u>	<u>90,175,419</u>
Excess of revenues over expenditures	\$ 964,941	\$ 1,173,624

The accompanying notes are an integral part of the financial statements.

SERVICES ADMINISTRATION BOARD

Consolidated Statement of Fund Balances

Year ended December 31, 2006, with comparative figures for 2005

	Unrestricted	Working Capital	Land Ambulance Vehicles	Land Ambulance Operating	Social Housing	Total
2005						
Balance, January 1, 2005	\$ 628,211	\$ 200,000	\$ 374,481	\$ 188,385	\$ 1,587,618	\$ 2,978,695
Excess of revenue over expenditures	1,173,624	—	—	—	—	1,173,624
Transfer to reserves (net)	(251,873)	—	161,860	(166,515)	256,528	—
Interest on reserves	(23,238)	—	—	—	23,238	—
Balance, December 31, 2005	1,526,724	200,000	536,341	21,870	1,867,384	4,152,319
2006						
Excess of revenue over expenditures	964,941	—	—	—	—	964,941
Transfer to reserves (net)	(153,714)	—	130,431	(21,870)	45,153	—
Interest on reserves	(34,179)	—	—	—	34,179	—
Balance, December 31, 2006	\$ 2,303,772	\$ 200,000	\$ 666,772	\$ —	\$ 1,946,716	\$ 5,117,260

The accompanying notes are an integral part of the financial statements.

DISTRICT OF SAULT STE. MARIE SOCIAL SERVICES ADMINISTRATION BOARD

Consolidated Statement of Changes in Financial Position

December 31, 2006, with comparative figures for 2005

	2006	2005
Cash flows from operating activities:		
Excess of revenues over expenditures	\$ 964,941	\$ 1,173,624
Change in non-cash working capital:		
Decrease (increase) in accounts receivable	46,793	(31,234)
Increase in prepaid expense	(526,970)	(11,069)
Decrease in accounts payable and accrued liabilities	(41,507)	(131,512)
Increase in payable to Province of Ontario	879,831	396,788
Increase in payable to participating municipality	456,093	445,171
	<u>1,779,181</u>	<u>1,841,768</u>
Cash flows from investing and financing activities:		
Repayment of long-term debt	(308,878)	(290,004)
Reduction in amounts to be recovered by future revenues	308,878	290,004
	<u>-</u>	<u>-</u>
Increase in cash	<u>1,779,181</u>	<u>1,841,768</u>
Cash, beginning of year	8,427,506	6,585,738
Cash, end of year	<u>\$ 10,206,687</u>	<u>\$ 8,427,506</u>

The accompanying notes are an integral part of the financial statements.

DISTRICT OF SAULT STE. MARIE SOCIAL SERVICES ADMINISTRATION BOARD

Notes to Consolidated Financial Statements

Year ended December 31, 2006

1. Significant accounting policies:

The consolidated financial statements of the District of Sault Ste. Marie Social Services Administration Board (the "Board") are prepared by management in accordance with Canadian generally accepted accounting principles for government organizations as recommended by the Public Sector Accounting Board of the Canadian Institute of Chartered Accountants. Significant aspects of the accounting policies adopted by the Board are as follows:

(a) Basis of accounting:

The accrual basis of accounting recognized revenues as they become available and measurable; expenditures are recognized as they are incurred and measurable as a result of receipt of goods or services and the creation of a legal obligation to pay.

(b) Reporting entities:

The consolidated financial statements reflect the assets, liabilities, revenues, expenditures and fund balances of the reporting entity and the Sault Ste. Marie Housing Corporation. Inter-organizational transactions and balances between these organizations have been eliminated.

(c) Fund accounting:

Funds within the consolidated financial statements consist of unrestricted and reserve fund. Transfers between funds are recorded as adjustments to the appropriate fund balance.

(d) Capital assets:

The historical cost and accumulated amortization of capital assets are not recorded for Board purposes. Capital assets are reported as an expenditure on the consolidated statement of financial activities and fund balances in the year of acquisition.

(e) Reserves and reserve funds:

Certain amounts, as approved by the Board, are set aside in reserves or reserve funds for future operating and capital purposes. Transfers to and/or from the reserves and reserve funds are an adjustment to the respective fund when approved.

DISTRICT OF SAULT STE. MARIE SOCIAL SERVICES ADMINISTRATION BOARD

Notes to Consolidated Financial Statements

Year ended December 31, 2006

1. Significant accounting policies (continued):

(f) Government subsidies:

Government subsidies are recognized in the consolidated financial statements as revenues in the period in which events giving rise to the subsidy occur, providing the subsidies are authorized, any eligibility criteria have been met, and reasonable estimates of the amounts can be made.

(g) Amounts to be recovered:

Amounts to be recovered are reported in the Board position on the consolidated balance sheet. The balance represents liabilities not yet due.

(h) Financial instruments:

The Board's financial instruments consist of cash, accounts receivable, accounts payable and long-term debt. Unless otherwise noted, it is management's opinion that the Board is not exposed to significant interest, currency or credit risks arising from these financial statements.

(i) Use of estimates:

The preparation of financial statements in conformity with Canadian accounting principles for governments, as recommended by the Public Sector Accounting Board, requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities at the date of the financial statements, and the reported amounts of revenues and expenditures during the reporting period. Actual results could differ from management's best estimates as additional information becomes available in the future.

2. Commitments:

The Board has entered into an agreement with the City of Sault Ste. Marie for the provision of administration services. The contract is renewed annually and is paid on the basis of full cost recovery. The total paid to the City of Sault Ste. Marie during the year was \$4,800,000 (2005, \$4,800,000).

**DISTRICT OF SAULT STE. MARIE SOCIAL
SERVICES ADMINISTRATION BOARD**

Notes to Consolidated Financial Statements

Year ended December 31, 2006

3. Long-term liabilities:

Long-term liabilities consist of Canada Mortgage and Housing Corporation debentures with interest rates varying from 4.0% to 8.10% annually:

Principal repayments required for the next five year are as follows:

2007	\$329,025
2008	316,843
2009	326,969
2010	349,584
2011	373,789

5(m)

Financial Statements

**SAULT STE. MARIE
HOUSING CORPORATION**

Year ended December 31, 2006



KPMG LLP
Chartered Accountants
111 Elgin Street at Queen
Suite 200
PO Box 572
Surrey, BC V4C 1C1, Canada

Telephone (705) 949-5811
Fax (705) 949-0911
Internet www.kpru.ca

AUDITORS' REPORT TO THE DIRECTORS

We have audited the statement of financial position of Sault Ste. Marie Housing Corporation as at December 31, 2006 and the statements of operations, changes in net assets and cash flows for the year then ended. These financial statements have been prepared to comply with Section 113(2) of the Social Housing Reform Act. These financial statements are the responsibility of the Corporation's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with Canadian generally accepted auditing standards. Those standards require that we plan and perform an audit to obtain reasonable assurance whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation.

In our opinion, these financial statements present fairly, in all material respects, the financial position of the Corporation as at December 31, 2006 and the results of its operations and its cash flows for the year then ended in accordance with Canadian generally accepted accounting principles disclosed in note 1.

These financial statements, which have not been, and were not intended to be, prepared in accordance with Canadian generally accepted accounting principles, are solely for the information and use of the Directors of the Corporation, the District of Sault Ste. Marie Services Administration Board and CMHC to comply with Section 113(2) of the Social Housing Reform Act. The financial statements are not intended to be and should not be used by anyone other than the specified users or for any other purpose.

The comparative figures for December 31, 2005 were reported on by another firm of Chartered Accountants.

KPMG LLP

Chartered Accountants, Licensed Public Accountants

Sault Ste. Marie, Canada
March 9, 2007

5(m)

SAULT STE. MARIE HOUSING CORPORATION

Statement of Financial Position

December 31, 2006, with comparative figures for 2005

	2006	2005
Assets		
Current assets:		
Cash	\$ 1,379,143	\$ 1,212,871
Trade receivable	149,713	186,239
	<u>1,528,856</u>	<u>1,399,110</u>
Capital assets (note 3)	6,309,644	6,618,522
	<u>\$ 7,838,500</u>	<u>\$ 8,017,632</u>

Liabilities and Shareholder's Equity

Current liabilities:		
Accounts payable and accrued liabilities	\$ 354,583	\$ 588,554
Current portion of long-term debt	329,025	308,878
	<u>683,608</u>	<u>897,432</u>
Long-term debt (note 4)	5,937,603	6,266,628
Shareholder's equity:		
Share capital (note 5)	1	1
Replacement reserve	1,100,000	800,000
Surplus	74,272	10,555
Contributed surplus	43,016	43,016
	<u>1,217,289</u>	<u>853,572</u>
	<u>\$ 7,838,500</u>	<u>\$ 8,017,632</u>

See accompanying notes to financial statements.

On behalf of the Board:

Director_____
Director

SAULT STE. MARIE HOUSING CORPORATION

Statement of Operations and Surplus

Year ended December 31, 2006, with comparative figures for 2005

	2006	2005
Revenue:		
Rental	\$ 3,011,824	\$ 2,986,865
District of SSM Social Services Administration Board	3,783,859	3,602,554
Interest	49,648	25,714
Miscellaneous	30,061	30,272
	6,875,392	6,645,405
Expenses:		
Rent supplement	2,083,487	2,109,274
Professional fees	6,067	7,510
Amortization of capital assets	308,878	290,004
Salaries and benefits	27,325	36,554
Mortgage interest	454,461	473,335
Utilities	1,048,364	1,004,484
Building repairs and maintenance	740,224	645,342
Grounds maintenance	114,141	162,180
Bad debts	104,183	107,115
Building capital	845,710	898,486
Interest and bank charges	1,279	1,311
Program operations	79,855	66,082
Municipal property taxes	698,801	717,240
IT equipment	—	346
	6,512,775	6,519,263
Excess of revenue over expenses	363,717	126,142
Replacement reserve	300,000	300,000
Surplus (deficit)	63,717	(173,858)
Surplus, beginning of year	10,555	184,413
Surplus, end of year	\$ 74,272	\$ 10,555

See accompanying notes to financial statements.

SAULT STE. MARIE HOUSING CORPORATION

Statement of Cash Flows

Year ended December 31, 2006, with comparative figures for 2005

	2006	2005
Cash flows from operating accounts:		
Excess of revenue over expenses	\$ 363,717	\$ 126,142
Item not involving cash:		
Amortization of capital assets	308,878	290,004
Changes in non-cash operating working capital:		
Decrease (increase) in trade receivable	36,526	(4,224)
Increase (decrease) in accounts payable and accrued liabilities	(233,971)	179,615
	475,150	591,537
Cash flows from financing activities:		
Reduction in long-term debt	(308,878)	(290,004)
Increase in cash	166,272	301,533
Cash, beginning of year	1,212,871	911,338
Cash, end of year	\$ 1,379,143	\$ 1,212,871

See accompanying notes to financial statements.

SAULT STE. MARIE HOUSING CORPORATION

Notes to Financial Statements

Year ended December 31, 2006

Sault Ste. Marie Housing Corporation (the "Corporation") was incorporated in the Province of Ontario on December 12, 2000. The objects of the corporation state that the Corporation will provide for accommodation to persons of low or modest income and to persons with special needs. The Corporation is exempt from income tax under section 149(1)(d.5) of the Income Tax Act as a municipal corporation.

1. Significant accounting policies:

(a) Basis of presentation:

These financial statements have been prepared in accordance with the significant accounting policies set out below to comply with administrative requirements of the Social Housing Reform Act. The basis of accounting used in these financial statements materially differs from Canadian generally accepted accounting principles because:

- (a) Amortization on building and furniture and equipment purchased from loans recognized by CMHC is not provided over the estimated useful lives of these assets but rather at a rate equal to the annual principal reduction of the mortgage;

(b) Capital assets:

- (i) purchased from accumulated surplus are charged to operations in the year the expenditure is incurred, and
- (ii) purchased from the replacement reserve are charged against the replacement reserve account,

rather than being capitalized on the balance sheet and amortized over their estimated useful lives;

(c) Accrual basis of accounting:

Revenue and expenditures are recorded on the accrual basis, whereby they are reflected in the accounts in the period in which they have been earned and incurred respectively, whether or not such transactions have been finally settled by the receipt or payment of fund.

SAULT STE. MARIE HOUSING CORPORATION

Notes to Financial Statements

Year ended December 31, 2006

1. Significant accounting policies (continued):**(d) Capital assets:**

Buildings and properties are recorded at a value equivalent to the debt transferred by the Province of Ontario and are being amortized at an amount equal to principal repayments of the mortgages. Capital asset additions subsequent to the transfer from the Province are being charged to expense when incurred unless financed by new debt.

(e) Revenue recognition:

Revenue is recorded as earned monthly from tenants and from an agreement in place with the District of Sault Ste. Marie Social Services Administration Board.

(f) Use of estimates:

The preparation of financial statements requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities at the date of the financial statements, and the reported amounts of revenue and expenses during the reporting period. Actual results could differ from management's best estimates as additional information becomes available in the future.

g) Financial instruments:

The Corporation's financial instruments consist of cash, accounts payable and accrued liabilities and long-term debt. Unless otherwise noted, it is management's opinion that the Corporation is not exposed to significant interest, currency or credit risks arising from these financial instruments. The fair values of these financial instruments approximate their carrying values, unless otherwise noted.

SAULT STE. MARIE HOUSING CORPORATION

Notes to Financial Statements

Year ended December 31, 2006

2. Incorporation and transfer agreement:

On December 14, 2000 the Sault Ste. Marie Housing Corporation was established under the provisions of the Ontario Business Corporations Act. Upon incorporation, 100 shares were issued to the District of Sault Ste. Marie Social Services Administration Board for nominal consideration.

As part of its local services realignment program, transfers of social housing units owned by the Ontario Housing Corporation (OHC) have been made in accordance with transfer orders prepared under authority of the Social Housing Reform Act, 2000. Under the provisions of such a transfer order, this Corporation was the recipient on January 1, 2001 of assets, liabilities, rights and obligations previously owned by the OHC and located in the City of Sault Ste. Marie. Effective on the date of transfer, the Corporation is responsible for the management and operation of the housing projects transferred and is bound by the requirements set out in the legislation.

The transfer of land and buildings was recorded in the Corporation's accounts at a value equivalent to the debt transferred by the Province of Ontario. The transfer of equipment and furniture was recorded in the Corporation's accounts at book value as determined by the Province of Ontario. The transfer represents substantially all of the social housing assets, liabilities, rights and obligations of the OHC located within the City of Sault Ste. Marie. Summary details are described below:

	2006	2005
Land and buildings	\$ 7,874,037	\$ 7,874,037
Equipment and fixtures	43,016	43,016
Mortgages	(7,874,037)	(7,874,037)
Contributed surplus	\$ 43,016	\$ 43,016

3. Capital assets:

	2006		2005	
	Cost	Accumulated amortization	Cost	Accumulated amortization
Land and buildings	\$ 7,874,037	\$ 1,607,409	\$ 7,874,037	\$ 1,298,531
Equipment and fixtures	43,016	—	43,916	—
	7,917,053	1,607,409	7,917,053	1,298,531
Net book value		\$ 6,309,644		\$ 6,618,522

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SAULT STE. MARIE HOUSING CORPORATION

Notes to Financial Statements

Year ended December 31, 2006

4. Long-term debt:

	2006	2005
Canada Mortgage and Housing Corporation, various debentures, interest rates varying from 4.00% to 8.10%, annual payments totaling \$763,339, due dates ranging from January 2008 to January 2023	\$ 6,266,628	\$ 6,575,506
Current portion of long-term debt	(329,025)	(308,878)
	<u>\$ 5,937,603</u>	<u>\$ 6,266,628</u>

Principal repayments required for the next five year and thereafter are due as follows:

Year	Amount
2007	\$ 329,025
2008	316,843
2009	326,969
2010	349,584
2011	373,789
Thereafter	4,570,419
	<u>\$ 6,266,629</u>

5. Share capital:

	2006	2005
Authorized: Unlimited common shares		
Issued: 100 Common shares	\$ 1	\$ 1

SAULT STE. MARIE HOUSING CORPORATION

Notes to Financial Statements

Year ended December 31, 2006

6. Replacement reserve:

	2006	2005
Balance, beginning of year	\$ 800,000	\$ 500,000
Allocation from operating funds	300,000	300,000
	\$ 1,100,000	\$ 800,000

The Board of Directors of the Corporation have approved the establishment of a capital replacement reserve in order to meet the budgeting needs for future capital expenditures. The initial allocation to the replacement reserve was \$500,000 based on budgeting requirements as follows: \$100,000 annually for the years 2001 to 2003, \$200,000 for the 2004 fiscal year, \$300,000 for the 2005 fiscal year, and \$300,000 for the 2006 fiscal year for a total of \$1,100,000. Annually, the allocation to the replacement reserve will be \$100,000 unless determined otherwise by the Board.

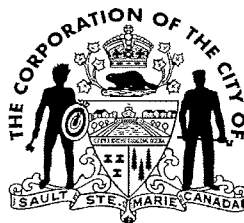
7. Economic dependence:

The Corporation has funding arrangements and contractual agreements with the District of Sault Ste. Marie Social Services Administration Board, the Corporation of the City of Sault Ste. Marie and the Canada Mortgage and Housing Corporation to provide services in accordance with contribution arrangements. Administration costs are not reflected in these financial statements, as the District of Sault Ste. Marie Social Services Administration Board incurs these costs on behalf of the Corporation.

5(n)

Jerry D. Dolcetti, RPP
Commissioner

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



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378
Fax: (705) 541-7165

2007 07 09
Our File: B-06-01

Mayor John Rowsell
and Members of City Council
Civic Centre

**RE: WASTE MANAGEMENT ENVIRONMENTAL ASSESSMENT
REGULATION 101/07**

PURPOSE

This report is prepared to provide Council with the Ministry of the Environment's ('MOE') reply to staff's request to provide the Municipality the option of following the Environmental Screening Process ('ESP') instead of the full Environmental Assessment 'EA' process should our preferred alternative be in accordance with this regulation.

BACKGROUND

A report was prepared for Council on May 28, 2007 regarding this matter and included correspondence to the MOE which stated our request for maintaining the option of following the Environmental Screening Process under Ontario Regulation 101/07 in accordance with the stipulated deadline of May 22, 2007. This report is attached for Council's reference.

In that report a commitment was made to provide Council with the MOE's reply which is also attached to this report. In summary the MOE has stated the following:

"Once the preferred alternative is selected using the evaluation criteria and methodology set out in the City's approved Terms of Reference, the Environmental Assessment Act (EAA) requirements will be determined. Certain waste management activities, as outline in Ontario Regulation 101/07, are exempt from Part II of the EAA as long as the City carries out such activities in accordance with ESP outlined in the Guide to Environmental Assessment Requirements for Waste Management Projects. Should the preferred alternative be exempt from Part II of the EAA, the City has the option to abandon the Waste Management EA and follow the ESP."

To update Council on the City's efforts with regards to our Waste Management Environmental Assessment we held our first Public Input Session on Tuesday June 26, 2007 with approximately a dozen members of the public attending. The topic of the session was to present the two draft reports:

- Waste Quantity Projections and Existing Environmental Profile; and
- "Alternatives to" the Undertaking.

It is anticipated that the results of the "Alternatives to" evaluation shall take approximately 2 months to complete with an additional public input session planned to discuss the alternatives methods evaluation in approximately 6 months time.

It is not until the preferred solution is determined that consideration will be given to whether or not to abandon the full EA process and follow the ESP. At that time, a report to Council will be prepared for approval of the City's approach.

RECOMMENDATION

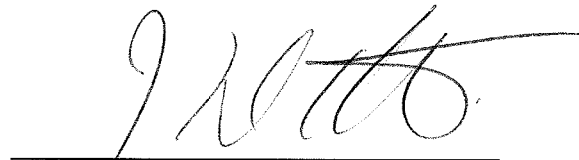
The Engineering and Planning Department recommends that Council accept this report as information only, with an additional report to be prepared following the determination of the preferred solution for the City's solid waste management project.

Respectfully submitted



Susan Hamilton Beach, P. Eng
Land Development &
Environmental Engineer

Recommended for Approval



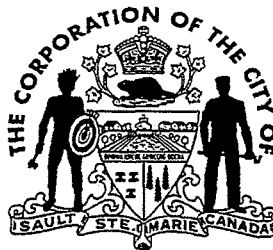
Jerry Dolcetti, RPP
Commissioner
Engineering & Planning Department

SHB/ms



RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer



2007 05 28
Our File: B-06-01

Mayor John Rowswell
and Members of City Council
Civic Centre

RE: WASTE MANAGEMENT ENVIRONMENTAL ASSESSMENT – REGULATION 101/07

PURPOSE

This report is prepared to inform Council of Regulation 101/07 and its potential affect on the City's Waste Management Environmental Assessment.

BACKGROUND

On August 28, 2006 Council approved to commence the Landfill – Long Term Solid Waste Disposal Environmental Assessment with the team of TSH Associates and Dillon Consulting. The Ministry of the Environment ('MOE') had previously approved a Terms of Reference for this study in September, 2005 and this is to serve as the guiding document for the task of determining the best option for the City's long term solid waste disposal.

This study is underway with full consideration given at all times to legislative reforms and the emerging technologies that are occurring simultaneously. The first new legislation with a potential affect on the project is Regulation 101/07 which became effective on March 23, 2007. In this legislation is a section which allows for "projects that have predictable environmental affects that can be readily mitigated to undergo an environmental screening process"¹ instead of an individual environmental assessment. "The types of projects listed for consideration of an environmental screening process include thermal facilities with an energy from waste component as well as landfill excavation that reclaims between 40,000 and 100,000 cubic meters of landfill space without increasing the total capacity of the landfill."²

It should be noted that both of these types of projects (ie. landfill mining and an energy from waste facility) are mentioned in our Terms of Reference document, although, the determination of the preferred option is yet to be determined and several other alternatives are also included.

Regulation 101/07 Section 10 established a deadline of 60 days after March 23, 2007 (ie: May 22, 2007) for proponents having an approved Terms of Reference to apply to the MOE for the potential to undertake an Environmental Screening Process for their waste management project.

Although it is newly introduced it is understood that, "the proposed environmental screening is a self-assessment process with 14 mandatory steps requiring a minimum of four consultation periods. Some of the key steps in the screening process include consultation with all stakeholders, identification of the potential negative and positive environmental impacts, determination of mitigative and/or monitoring measures, assessment of the advantages and disadvantages of the project and the preparation of an environmental screening report."³

^{1,2,3} www.ene.gov.on.ca, Province's New Rules Help Municipalities Manage Waste Better, Fact Sheet: Improving the Environmental Assessment Process

DISCUSSION

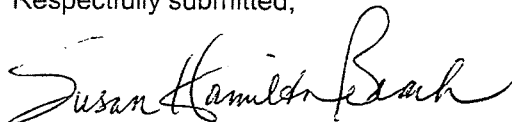
The intent of Section 10 within Regulation 101/07 is not clearly understood by City staff or our Consultant team and further clarification could not be provided by MOE staff when questioned. The Ministry of Environment recommended a submission be made to the Approval's Branch in order to be in compliance with the May 22, 2007 deadline (refer to the attached letters dated May 18, 2007). We are anticipating a response from the MOE once the intent of the clause is confirmed.

In summary, it was determined that if there is a possibility of reducing the scope of work, shortening the time period in undertaking an environmental assessment and thus reducing the cost to the City's tax payers the opportunity should be considered.

RECOMMENDATION

The Engineering and Planning Department recommends that Council accept this report as information only, with a follow-up report to be prepared by staff upon receipt of a response from the Ministry of the Environment with clarification as to whether Regulation 101/07 Section 10 applies to the City's Landfill – Long Term Solid Waste Disposal Environmental Assessment

Respectfully submitted,

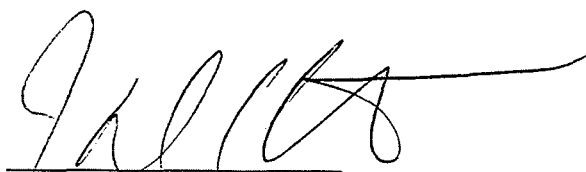


Susan Hamilton Beach, P. Eng.
Land Development and Environmental Engineer

SHB/shb

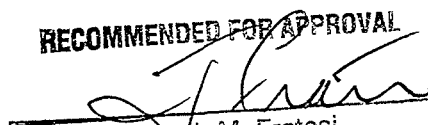
Attach.

Recommended for Approval:



Jerry D. Dolcetti, RPP
Commissioner of Engineering & Planning

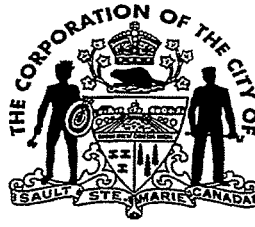
RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

Jerry D. Dolcetti, RPP
Commissioner

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



ENGINEERING & PLANNING DEPARTMENT
Engineering & Construction Division

Tel: (705) 759-5378
Fax: (705) 541-7165

5(n)

May 18, 2007

SENT BY FAX: 416-314-8452

Mr. James O'Mara, Director
Ministry of the Environment
Environmental Assessment & Approvals Branch
Floor 12A
2 St. Clair Avenue W.
Toronto, ON M4V 1L5

Dear Mr. O'Mara:

**Re: City of Sault Ste. Marie
Waste Management Environmental Assessment – Regulation 101/07**

Please accept this letter from the City of Sault Ste. Marie with regards to our Waste Management Environmental Assessment.

This letter is in respect to the Municipality's ability to opt for the Environmental Screening Process assessment for certain waste management projects as per Section 10 of Legislation 101/07.

Should any further information be required, please contact the undersigned at 705-759-5385.

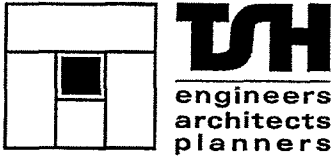
Yours very truly,

Susan Hamilton Beach, P. Eng.
Land Development & Environmental Engineer

/bb

C: J. Dolcetti, Commissioner – Engineering & Planning Department
N. Kenny – Assistant City Solicitor

F:\DATA\HAMILTON-BEACH\MOEWaste Management EA 2007 05 18.doc



5(n)

Totten Sims Hubicki Associates
523 Wellington Street East,
Sault Ste. Marie, Ontario, Canada
P6A 2M4
(705) 942-2612 Fax: (705) 942-3642
E-mail: ssmarie@tsh.ca www.tsh.ca

May 17, 2007

Mr. James O'Mara, Director

Ministry of the Environment
Environmental Assessment and Approvals Branch
2 St. Clair Ave. W, Floor 12A
Toronto, ON M4V 1L5

Dear Mr. O'Mara:

**Re: City of Sault Ste. Marie
Waste Management Environmental Assessment - Regulation 101/07**

Background

In September 2005 the Minister of the Environment approved the Environmental Assessment Terms of Reference ("EA TOR") for the Sault Ste. Marie Solid Waste Management Plan. The EA TOR documents the process that will be followed to determine the preferred method of disposing of solid waste in Sault Ste. Marie for the next 20 to 40 years. In addition to the disposal EA, the Sault Ste. Marie Solid Waste Management Plan includes a significant diversion component.

In September, 2006 the City retained a team of consultants, lead by Totten Sims Hubicki Associates ("TSH") to undertake an individual EA. The EA process is currently ongoing and the project team is currently evaluating functionally different ways of managing solid waste in Sault Ste. Marie, (ie. "Alternatives To"). As documented in the EA TOR, the alternatives being considered are as follows:

- Increased 3R's (reduce, reuse, recycle);
- Incineration & High Heat Processes including Energy from Waste;
- Landfill including landfill reclamation or mining;
- Export Waste Outside Service Area;
- Do nothing.

Regulation 101/07

In March, 2007, a new regulation (ie: O.Reg. 101/07) entitled "Waste Management Projects" was enacted under the Environmental Assessment Act. This regulation identified projects that are subject to an individual environmental assessment, an environmental screening process or are exempt from all EA requirements.

The Environmental Screening Process has been developed to ensure the purpose of the EA Act is maintained and comprises of a series of tasks/activities that are to be undertaken to determine the potential environmental effects of a project. The screening process includes provisions for consultation and allows agencies or individuals to request that projects be elevated to an individual EA (ie: similar to the Class EA process).

The City has not yet identified a preferred "alternative to" but is contemplating alternatives that would be fall within the scope of projects that the Environmental Screening Process applies to.

The Province has given EA study proponents, with an approved EA ToR, 60 days from the date of posting of the Regulation (ie: March 23, 2007) to advise the Director of the Environmental Assessment and Approvals Branch whether the proponent intends to switch to the Environmental Screening process.

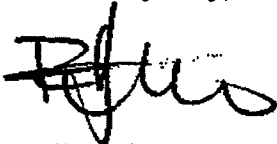
Request

There may be potential benefits to the City in following an Environmental Screening Process including focusing the site selection process and reduced timeframes for review and approval of the project. Through this correspondence, the City is notifying the Director of the Environmental Assessment and Approvals Branch, that it is the intent of the City to switch to the Environmental Screening Process if, and only if, the preferred disposal system that is identified through the "Alternatives To" evaluation falls within the scope of projects defined under Part III of O.Reg. 101/07.

It is also recognized that should the City proceed under the Environmental Screening Process at a future date, the City may, at their discretion elect to revert back to an individual EA if they so choose. Ultimately, the City is committed to meeting all of the requirements of the EA Act in the most cost effective and transparent manner possible.

Should you have any questions or require any clarification please contact the undersigned.

Yours very truly,



R. Talvitie, P. Eng.
Project Manager

5(n)

Ministry
of the
Environment

2 St. Clair Ave. West
Toronto ON M4V 1L5

Ministère
de
l'Environnement

2, avenue St. Clair Ouest
Toronto ON M4V 1L5

RECEIVED

JUN 13 2007

**Ontario**

TOTTEN SIMS HUBICKI ASSOCIATES
Sault Ste. Marie, Ontario

June 4, 2007

Mr. Rick Talvitie, P. Eng.
Project Manager
Totten Sims Hubicki Associates
523 Wellington Street East
Sault Ste. Marie ON P6A 2M4

Dear Mr. Talvitie:

Thank you for your May 17, 2007 letter about the City of Sault Ste. Marie's intent to, depending on the outcome of the City's Waste Management Environmental Assessment work, maintain the option to follow the Environmental Screening Process (ESP) under Ontario Regulation 101/07, the Waste Management Projects Regulation.

As I understand it, the City is currently conducting an environmental assessment (EA) in order to determine the preferred method of managing the City's waste over a 20-40 year planning period. Since this work is ongoing, the preferred alternative has not yet been identified. The alternatives being evaluated include incineration and high heat processes, landfilling and landfill mining, and exporting waste outside the service area.

Once the preferred alternative is selected using the evaluation criteria and methodology set out in the City's approved Terms of Reference, the *Environmental Assessment Act* (EAA) requirements will be determined. Certain waste management activities, as outlined in Ontario Regulation 101/07, are exempt from Part II of the EAA as long as the City carries out such activities in accordance with the ESP outlined in the Guide to Environmental Assessment Requirements for Waste Management Projects. Should the preferred alternative be exempt from Part II of the EAA, the City has the option to abandon the Waste Management EA and follow the ESP.

Should you have any questions or require assistance, please contact Terri Rogers, Project Officer at this Branch. Ms. Rogers can be reached at (416) 314-7184 or by email at terri.rogers@ontario.ca.

Yours sincerely,

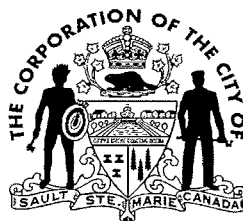
James O'Mara
Director
Environmental Assessment and Approvals Branch



5(0)

Jerry D. Dolcetti, RPP
Commissioner

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



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378
Fax: (705) 541-7165

July 9, 2007
Our File: 4.260

Mayor John Rowswell
Members of Council

Re: Provision of Trees in New Residential Developments

Purpose

This report has been prepared to inform Council of the provision, care and maintenance of trees in new residential developments by Public Works and Transportation.

Background

Historically, as new residential developments typically require the removal of trees from the subject lands, there has been the requirement for the planting of one tree per lot. Most recently, the developer has borne the responsibility of actually planting one tree per lot at or near the front property line once the landscaping has been completed.

It is the understanding of the City that there have been a number of problems experienced by the developers in their attempt to fulfill their obligation regarding tree planting, including:

- The rate of development in Sault Ste. Marie requires the developer to plant trees over a 5-10 year period of time – with financial guarantees held by the City until such time as all plantings are complete;
- The abutting homeowner does not desire the tree be planted and/or does not agree with the location (accommodating all property services) of the planting;
- The abutting property owner does not agree with the tree type based on the very limited selection provided by the developer;
- The tree is not properly planted and/or properly maintained and does not thrive, and
- The developer does not always complete the landscaping for each lot within the development and therefore the developer must coordinate their efforts with the homeowner or other contractors after the remaining of their responsibilities are complete.

From the City's perspective much time and effort has been spent administering this portion of the work associated with new subdivision developments for many years following the

provision of the rest of the services in the development. Many years after the final acceptance of the works, trees may remain outstanding and become a responsibility that may never be realized.

Provision of New Residential Trees by Public Works and Transportation

It is intended at this time to change the tree planting responsibility to Public Works and Transportation with a rate per metre of lot frontage to be charged to the developer at the time of entering into a subdivision agreement with the City. The funds are to be used by Public Works and Transportation to purchase, plant and care for each tree for one year following the planting. The proposed rate for 2007 is \$15/m which is in line with other municipalities; however, it is to be reviewed annually. The planting shall take place during the growing season following the issuance of an occupancy permit for the subject property.

New single family rural estate subdivisions shall be evaluated on a case by case basis with a recommendation regarding new plantings being the responsibility of the City of Sault Ste. Marie Public Works and Transportation, Parks Division. This recommendation shall be made at the planning stage and the appropriate fee charged at the time of the subdivision agreement, if applicable.

Also, it is intended that the tree be provided at the time of the issuance of the original occupancy permit *only* and that future property owners shall not have the right to require the City to provide a tree once the provision has been waived.

Public Works and Transportation are in agreement with this approach and it is hoped that with their skills and capabilities (ie. tree selection, planting knowledge and landscaping tools and equipment) that the planting program may be completed more effectively with better results within the years to come.

Recommendation

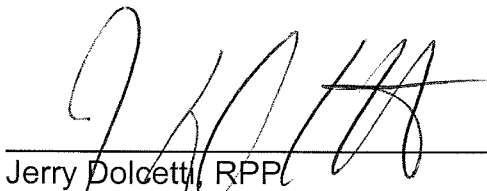
The Engineering and Planning Department recommends that Council accept this report as information and that all Subdivision Agreements entered into from this point forward shall include the provision of trees by Public Works and Transportation with a fee collected from the developer.

Respectfully submitted,

Recommended for Approval



Susan Hamilton Beach, P. Eng
Land Development &
Environmental Engineer



Jerry Dolcetti, RPP
Commissioner
Engineering & Planning Department

/shb

F:\DATA\COUNCIL\Hamilton-Beach\2007\2007 07 09 Trees - residential sub.doc

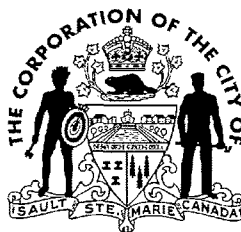
RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

LORIE BOTTOS
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR



LEGAL DEPARTMENT

File No.: R.1.2.5 and E.2.1

REPORT TO: Mayor John Rowswell and
Members of Council

DATE: 2007 07 09

RE: Council Resolution regarding steps and time frames of putting a
question on the Ballot in November 2010 Election

PURPOSE

At the June 25th, 2007 Council meeting a resolution was passed asking me to report back to Council on the steps and time frames for possible plebiscite/referendum question which would be placed on the ballot for the 2010 Municipal Election. This is my report on that Council resolution.

COMMENT ON LEGISLATION

Although in the past putting a question on the ballot has been referred to as a plebiscite or a referendum, the legislation governing this area merely refers to putting a "question on the ballot". The governing legislation is sections 8 to 8.3 of the Municipal Elections Act. A copy of those sections is attached to my report.

Section 8(1) is the first important section. It sets out the scope of Council's authority to put by-laws to the electors. Many years ago, there were a number of issues that required the assent of the electors. For example, certain debenture by-laws required the assent of the electors (or an application to the Ontario Municipal Board to dispense with that assent). An example of a type of by-law referred to Section 8(1)(c) is a question under the Fluoridation Act.

Section 8(1)(b) is the authority for Council putting a question regarding Boxing Day on the ballot.

Section 8.1 sets out the time frames. A by-law to submit a question to the electors must be passed at least 180 days before the voting day, may not be amended within 180 days of the voting day but may be repealed prior to 31 days before the voting day.

Section 8.2 sets out the parameters of the type of question. The question must be a matter within the jurisdiction of the municipality. It can not concern a matter of Provincial interest (as set out in the regulations). The question must be clear, concise, neutral and must be capable of being answered "yes" or "no".

There are notice provisions before (Section 8.1(3)) and after (Section 8.1(4)) Council passes a By-law. At least 10 days notice must be given before the by-law is passed and one public meeting must be held. Within 15 days after the by-law is passed both

the public and the Minister must receive notice of the passage of the by-law. Section 8.1(5) sets out what has to be in the notice that is provided to the public and to the Minister.

The Minister or any other person or entity may appeal the passage of the by-law on the basis that the question is not clear, concise and neutral or was not capable of being answered "yes" or "no". The appeal is to the Chief Electoral Officer for the Province. Sub-Sections 8.1(7) through to (10) set out how the appeal is handled. The Chief Electoral Officer can hold a hearing on the appeal.

Section 8.2 is important because it addresses the effect of the vote. If at least 50% of the eligible voters vote on the question and more than 50% of the votes are in favour then the decision is binding.

If Council decides to put the question of Boxing Day on the ballot and the result is that the electors are in favour of retail business establishments staying open on Boxing Day, then the effect of subsection 8.3(2) would be that council will have between 14 and 180 days after voting day, to repeal the current by-law requiring retail business establishments to close.

Sub-section 8.3 (5) limits the municipality from doing anything within it's jurisdiction to reverse or substantially change the results of the question for a period of 4 years following the day the action took effect.

PREVIOUS QUESTIONS ON THE BALLOT

My recollection is that over the last 20 to 25 years council has put on the ballot questions relating to fluoridation of the water supply, Sunday shopping (when it was a council decision to allow Sunday shopping) and the casino.

COST IMPLICATION

If Council decides to put this question on the ballot in 2010, the additional costs would be minimal. No additional staff would be required. The additional costs would basically involve the printing of the ballot plus advertising and notice costs as required by the legislation. If someone files an appeal to the by-law then there might be costs associated with preparing for that appeal.

SUMMARY OF TIME FRAME

Therefore to address specifically the time frames, as it stands now, the election in 2010 will be held on November 8th (the second Monday in November). Council will have to pass a by-law no later than early May of 2010 to meet the 180 day requirement set out in section 8.1.

Yours truly



Lorie Bottos
City Solicitor
/np

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

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iii. a question submitted by a local board or the Minister.

2. When the clerk conducts a by-election for a local board or an upper-tier municipality or the Minister, or a recount in such a by-election. 1996, c. 32, Sched., s. 7 (3).

Payment on certification

(4) The local board or upper-tier municipality or the Minister, as the case may be, shall pay the costs referred to in subsection (3) as soon as possible after receiving a certificate verifying the amount and signed by the clerk of the local municipality. 1996, c. 32, Sched., s. 7 (4).

(5) Repealed: 2002, c. 17, Sched. D, s. 2.

Submission of by-laws and questions

8. (1) The council of a municipality may pass a by-law to submit to its electors,

(a) a proposed by-law requiring their assent;

(b) subject to section 8.1, a question not otherwise authorized by law but within the council's jurisdiction;

(c) subject to section 8.1, a question, the wording of which is established by an Act or a regulation under an Act. 1996, c. 32, Sched., s. 8 (1); 2000, c. 5, s. 27 (1).

Submission of question, local board

(2) A local board described in subparagraph iii of paragraph 1 of section 3 may pass a resolution to submit to its electors a question not otherwise authorized by law but within the local board's jurisdiction. 1996, c. 32, Sched., s. 8 (2).

(2.1) Repealed: 2000, c. 5, s. 27 (2).

Question by Minister

(3) The Minister may make an order requiring the clerk of a local municipality to submit a question to the electors of his or her municipality. 1996, c. 32, Sched., s. 8 (3).

Transmission to clerk

(4) When an upper-tier municipality acts under subsection (1), its clerk shall transmit to the clerk who is responsible for conducting the election a copy of the by-law and the proposed by-law or question. 1996, c. 32, Sched., s. 8 (4).

Same

(5) When a local board acts under subsection (2), its secretary shall transmit to the clerk who is responsible for conducting the election a copy of the resolution and question. 1996, c. 32, Sched., s. 8 (5).

Restriction

(5.1) For the purposes of a regular election, the clerk who is responsible for conducting the election is not required to submit a by-law or question to the electors unless on or before September 1 of the election year,

(a) in the case of a question of the Minister, the order under subsection (3) is transmitted to the clerk;

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- (b) in the case of a by-law or question of an upper-tier municipality, subsection (4) is complied with;
- (c) in the case of a question of a local board, subsection (5) is complied with;
- or
- (d) despite the *Fluoridation Act*, in the case of a petition under the *Fluoridation Act*, the petition is transmitted to the clerk. 2002, c. 17, Sched. D, s. 3.

Deemed transmission of petition

(5.2) Despite the *Fluoridation Act*, if a petition under the *Fluoridation Act* is submitted in the election year of a regular election after September 1, the petition is deemed to have been transmitted to the clerk on February 1 of the following year. 2002, c. 17, Sched. D, s. 3.

Notice to electors

(6) The clerk who is responsible for conducting the election shall give the electors notice of by-laws and questions referred to in this section. 1996, c. 32, Sched., s. 8 (6).

Cost of giving notice

(7) The upper-tier municipality or local board or the Minister, as the case may be, shall pay the local municipality's reasonable costs of giving notice under subsection (6), as soon as possible after receiving a certificate verifying the amount and signed by the clerk of the local municipality. 1996, c. 32, Sched., s. 8 (7).

Assent to by-law

(8) A by-law is assented to,

- (a) in the case of a local municipality, if a majority of the votes cast in the municipality are in favour of the by-law;
- (b) in the case of an upper-tier municipality, if a majority of the votes cast in all the local municipalities are in favour of the by-law. 1996, c. 32, Sched., s. 8 (8).

Result of vote

(9) When the time for applying for a recount has expired without an application being made, or when any application for a recount has been finally disposed of, the clerk shall certify the result of the vote in his or her municipality to the clerk of the upper-tier municipality, the secretary of the local board or the Minister, as the case may be. 1996, c. 32, Sched., s. 8 (9).

Waiting period

(10) A council shall not consider a proposed by-law to which the electors' assent has been obtained until the 14th day after the result of the vote is certified. 1996, c. 32, Sched., s. 8 (10).

Conflicts

(11) In cases of conflict, the Act or regulation establishing the wording of a question under clause (1) (c) or the Act authorizing the regulation establishing the wording of the question prevails over this Act or a regulation under this Act. 2000, c. 5, s. 27 (3).

Conditions re: submitting a question

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- 8.1** (1) A by-law to submit a question to the electors under clause 8 (1) (b) or (c),
- (a) shall be passed at least 180 days before voting day in the election at which it is intended to submit the question to the electors;
 - (b) cannot be amended after the last date referred to in clause (a); and
 - (c) despite clause (b), can be repealed on or before nomination day and, if the election does not include an election for an office, on or before the 31st day before voting day. 2000, c. 5, s. 28.

Rules

(2) A question authorized by by-law under clause 8 (1) (b) shall comply with the following rules:

1. It shall concern a matter within the jurisdiction of the municipality.
2. Despite rule 1, it shall not concern a matter which has been prescribed by the Minister as a matter of provincial interest.
3. It shall be clear, concise and neutral.
4. It shall be capable of being answered in the affirmative or the negative and the only permitted answers to the question are "yes" or "no". 2000, c. 5, s. 28.

Notice of intent

(3) Before passing a by-law under clause 8 (1) (b) or (c), the clerk shall give at least 10 days notice of the intention to pass the by-law to the public and the Minister and hold at least one public meeting to consider the matter. 2000, c. 5, s. 28.

Notice of by-law

(4) Within 15 days after a municipality passes a by-law under clause 8 (1) (b) or (c), the clerk shall give notice of the passage of the by-law to the public and the Minister. 2000, c. 5, s. 28.

Contents

- (5) A notice under subsections (3) and (4) shall include,
- (a) the wording of the question;
 - (b) in the case of a by-law under clause 8 (1) (b), a clear, concise and neutral description of the consequences of the question if it is approved and the consequences if it is rejected with the special majority under section 8.2, including an estimate of the costs, if any, that the municipality may incur in implementing the results of the question; and
 - (c) in the case of a by-law under clause 8 (1) (b), a description of the right to appeal under subsection (6) including, in the case of a notice under subsection (4), the last day for filing a notice of appeal. 2000, c. 5, s. 28.

Appeal

(6) Within 20 days after the clerk gives notice of the passage of a by-law under clause 8 (1) (b), the Minister or any other person or entity may appeal to the Chief Electoral Officer of the Province of Ontario on the grounds the question does not comply with paragraph 3 or 4 of subsection (2) by filing with the clerk a notice of appeal setting out the

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objections and the reasons in support of the objections. 2000, c. 5, s. 28; 2007, c. 15, s. 40 (1).

Notices to be forwarded

(7) The clerk shall, within 15 days after the last day for filing a notice of appeal under subsection (6), forward any notices of appeal received to the Chief Electoral Officer. 2000, c. 5, s. 28; 2007, c. 15, s. 40 (1).

Other information

(8) The clerk shall provide any other information or material to the Chief Electoral Officer that the Chief Electoral Officer requires in connection with the appeal. 2000, c. 5, s. 28; 2007, c. 15, s. 40 (1).

Hearing

(9) The Chief Electoral Officer or his or her designate shall, within 60 days of receiving notices under subsection (7), hold a hearing and dismiss the appeal or allow the appeal in whole or in part. 2000, c. 5, s. 28; 2007, c. 15, s. 40 (1).

Order

(10) If the Chief Electoral Officer allows the appeal in whole or in part, the Chief Electoral Officer may make an order amending the by-law or directing the municipality to amend the by-law in the manner ordered. 2000, c. 5, s. 28; 2007, c. 15, s. 40 (1).

Non-application

(11) Subsections (1) and (3) to (9) do not apply to anything done pursuant to an order under subsection (10). 2000, c. 5, s. 28.

Results

8.2 (1) The results of a question authorized by a by-law under clause 8 (1) (b) are binding on the municipality which passed the by-law if,

- (a) at least 50 per cent of the eligible electors in the municipality vote on the question; and
- (b) more than 50 per cent of the votes on the question are in favour of those results. 2000, c. 5, s. 28.

Determination of number of votes

(2) For the purpose of clause (1) (a), the number of eligible electors shall be determined from the voters' lists as they exist at the close of voting. 2000, c. 5, s. 28.

Implementation

8.3 (1) If the results of a question authorized by a by-law under clause 8 (1) (b) are binding on a municipality,

- (a) if an affirmative answer received the majority of the votes, the municipality shall do everything in its power to implement the results of the question in a timely manner; and
- (b) if a negative answer received the majority of the votes, the municipality shall not do anything within its jurisdiction to implement the matter which was the subject of the question for a period of four years following voting day. 2000, c. 5,

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s. 28; 2006, c. 9, Sched. H, s. 3 (1).

Same

(2) Without limiting subsection (1), the municipality shall, between 14 and 180 days after voting day,

(a) if a by-law or resolution is required to implement the results of the question, ensure that it is prepared and placed before council or, if a series of by-laws are required to implement the results, ensure that the first of the series is prepared and placed before council;

(b) despite clause (a), if passage of a by-law or resolution required to implement the results of the question is subject to a condition precedent under a regulation or statute (such as giving notice or holding a public hearing), ensure the initial steps have been taken to comply with the condition;

(c) if administrative action to change a policy or practice is required to implement the results of the question, instruct municipal staff to take that action. 2000, c. 5, s. 28.

Limitation

(3) For the purpose of clause (1) (a), it is not within the jurisdiction of the municipality to eliminate or override any substantive or procedural legal right of any person or entity who is or may be affected by the implementation of the results of the question as illustrated by the following examples:

1. If a zoning change under the *Planning Act* is necessary to implement the results, the binding effect of the question is subject to the *Planning Act* and the discretion of the municipality under that Act is not constrained. If the zoning change is approved, the municipality is bound to implement the results; if it is not approved, the municipality is not bound.

2. If the results of the question require the passage of a by-law which requires notice to be given and at least one public meeting to be held to consider the matter before the by-law is passed, the binding effect of the question is subject to these procedural requirements and the discretion of the municipality to proceed following the public meeting is not constrained. If, after the public meeting, the municipality decides not to implement the results of the question, it is not required to do so. 2000, c. 5, s. 28.

Order

(4) A court presiding over a proceeding in respect of a recount, an offence under this Act or a proceeding under section 83 (controverted elections) may make an order temporarily staying the requirement of a municipality to implement the results of a question under this Act if satisfied that the requirement may be directly or indirectly affected by the proceeding. 2000, c. 5, s. 28.

Time restriction

(5) A municipality that has passed a by-law or resolution or taken any other action to implement the results of the question shall not do anything within its jurisdiction to reverse or substantially change the action for a period of four years following the day the action took effect. 2000, c. 5, s. 28; 2006, c. 9, Sched. H, s. 3 (2).

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Exception

(6) Nothing in this section requires a municipality to do anything or prevents a municipality from doing anything if,

- (a) a subsequent binding question authorizes such action or inaction; or
- (b) the council is of the opinion, reasonably held, that there has been a material change in circumstances since the time it passed the by-law under clause 8 (1) (b) to put the binding question to the electors. 2000, c. 5, s. 28.

Language of notices and forms

9. (1) Notices, forms and other information provided under this Act shall be made available in English only, unless the council of the municipality has passed a by-law under subsection (2). 1996, c. 32, Sched., s. 9 (1).

By-law

- (2) A municipal council may pass a by-law allowing the use of,
- (a) French, in addition to English, in prescribed forms;
 - (b) French, other languages other than English, or both, in notices, forms (other than prescribed forms) and other information provided under this Act. 1996, c. 32, Sched., s. 9 (2).

Non-application

(3) This section does not apply with respect to notices, forms and other information provided under this Act in respect of the election of the persons described in clauses 9.1 (1) (a) and (b). 1999, c. 14, Sched. F, s. 6 (2).

Bilingual notices and forms

9.1 (1) This section applies with respect to notices, forms and other information provided under this Act in respect of the election of,

- (a) members of a French-language district school board; or
- (b) members of a school authority that,
 - (i) has established, operated or maintained a French-language instructional unit within the year before voting day, or
 - (ii) is subject to an agreement, resolution or order under Part XII of the *Education Act* that requires the school authority to establish, operate or maintain a French-language instructional unit. 1999, c. 14, Sched. F, s. 6 (3).

Language of notices, etc.

(2) Notices, forms and other information provided under this Act with respect to the matters described in subsection (1) shall be made available in English and French and shall not be provided in any other language unless the council of the municipality has passed a by-law under subsection (3). 1999, c. 14, Sched. F, s. 6 (3).

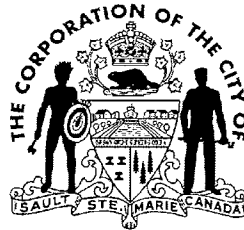
By-law

(3) A municipal council may pass a by-law allowing the use of languages other than English and French in notices, forms (other than prescribed forms) and other

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LORIE BOTTOS
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR



**LEGAL
DEPARTMENT**

File No.: 2006-34, 99 Gibb Street

REPORT TO: Mayor John Rowswell and
Members of Council

DATE: 2007 07 09

RE: Decision from Ontario Municipal Board on Temporary Use By-law 2006-34 (Sam Rainone of 99 Gibb Street)

Attached is a copy of Board Member O'Connor's decision on temporary use by-law 2006-34. This temporary use by-law permitted for three (3) years from February 6, 2006 a temporary use as an automobile repair garage property at 99 Gibb Street.

As noted in Mr. O'Connor decision, this was the fourth request for a temporary use by Mr. Rainone. This was the second appeal to the Ontario Municipal Board of the Council decision. The previous appeal was in 1997. During the hearing Mr. Rainone indicated to the Board member that he was no immediate plans to retire.

The Board dismissed the appeal filed by the neighbour.

Yours truly

Lorie Bottos
City Solicitor

LAB/np

RECOMMENDED FOR APPROVAL

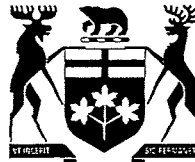
Joseph M. Fratesi
Chief Administrative Officer

ISSUE DATE:

June 26, 2007

DECISION/ORDER NO:

1772



Ontario

Ontario Municipal Board

Commission des affaires municipales de l'Ontario

THE CORPORATION OF THE
CITY OF SAULT STE. MARIE

JUN 28 2007

PL060256

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LEGAL DEPARTMENT

George Sawko has appealed to the Ontario Municipal Board under subsection 34(19) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, against Zoning By-law 2006-34 of the City of Sault Ste Marie
OMB File No. R060256

APPEARANCES:

Parties

City of Sault Ste. Marie

Sam Rainone

G. Sawko

Counsel

L. Bottos

G. Maich

DECISION OF THE BOARD DELIVERED BY G. C. O'CONNOR AND ORDER OF THE BOARD

The City of Sault Ste. Marie ("the City") passed By-law 2006-34 on February 6, 2006. The By-law extends a temporary use by-law for an additional three-year period to allow Mr. Rainone to repair automobiles and to store them on his property in a residential section of the east end of the City of Sault Ste. Marie.

This was the applicant's fourth request for a temporary extension. In 1993, the property was the subject of a rezoning application seeking a temporary use zoning which was approved by Council. In 1996, the applicant submitted another application for an extension which was again approved. Council's decision was appealed to the Ontario Municipal Board and upheld in 1997. In 2000, Council again approved an extension to the temporary use by-law.

Mr. Stephen Turco who was qualified by the Board provided uncontradicted expert land use planning evidence. He testified that the subject property is designated Residential on Schedule "C" of the City's Official Plan. He explained to the Board that the present use does not conform with the Official Plan. However, Policy 1.4 of Section

VII – Implementation, states that Council may permit some existing uses of land that do not comply with the land designations subject to appropriate conditions and by amendments to the Zoning By-law. In that respect, the By-law conforms to the Official Plan.

Mr. Turco also attested that Mr. Sawko, who is not a neighbour, was the only person who had filed complaints with the Planning Department.

The planner recommended that the applicant provide more buffering at the rear of his property to prevent pedestrian access and an improved drive-by view and that there be no storage of large trucks on the subject property.

The Board accepts Mr. Turco's opinion and finds that the By-law represents good planning. Therefore the appeal is dismissed.

The Board also encourages Mr. Rainone to take this opportunity of the extended temporary use to wind down his repair operations.

So Orders the Board.

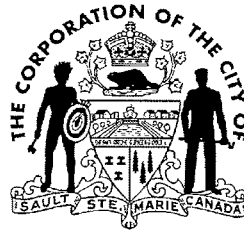
"G. C. O'Connor"

G. C. O'CONNOR
MEMBER

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LORIE BOTTOS
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR



**LEGAL
DEPARTMENT**

P.4.5.341

REPORT TO: Mayor John Rowsell
and Members of Council

REPORT FROM: Lorie A. Bottos
City Solicitor

DATE: 2007 07 09

Re: City Purchase of 35 Cedar St. for Snow Dump Site Purposes
from R.M. Elliott Construction Sault Ste. Marie Limited

For seven years the City has used the 2.08 acres on Cedar St. as a snow dump site. The property is owned by R.M. Elliott Construction Sault Ste. Marie Limited. The property is outlined on the attached map.

The current owners wish to sell the property and have entered into a conditional agreement with the City. The City is responsible for the cost of the survey while the current owner will provide a Phase 1 environmental assessment acceptable to the City prior to closing.

When the site became available to purchase I checked with Pat McAuley on whether the City should acquire the site. He feels the City should acquire the site. The purchase price is \$36,500.00 per acre. The purchase price of this site will be made up in just over 2 years from the savings as a result of the City no longer using the property across from Algoma College (owned by the Shingwauk Education Trust) as a snow dump site.

Recommendation

The recommendation from staff is that the City acquire the 2.08 acres on Cedar St. from R.M. Elliott Construction. The money for the purchase of this property will come from the Public Works and Transportation Snow Removal Account. By-law 2007-128 appears on your agenda and is recommended for your approval.

Yours truly,

Lorie A. Bottos
City Solicitor
LAB:bb

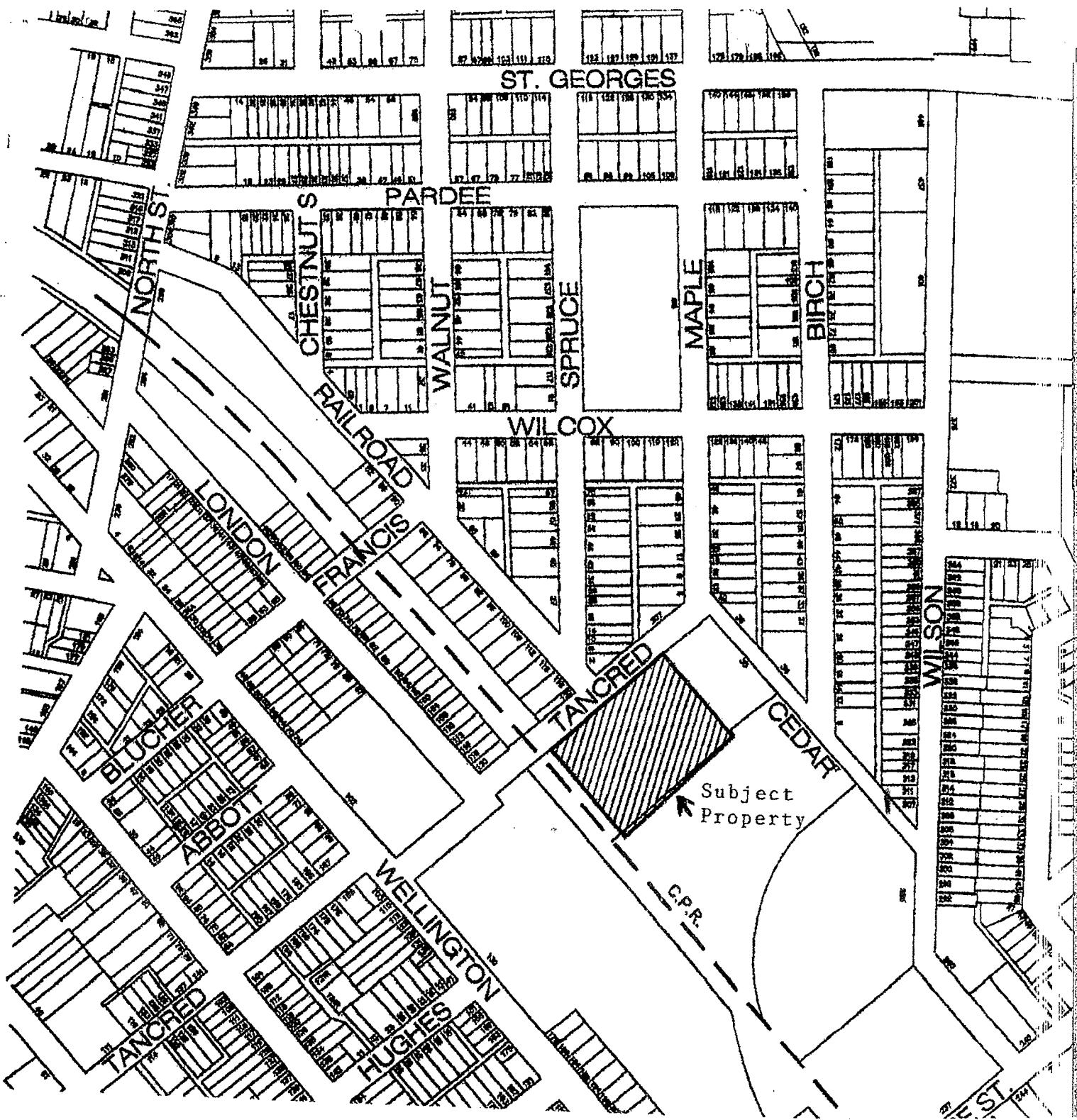
Attachment

c.c. Pat McAuley, Commissioner of Public Works & Transportation

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

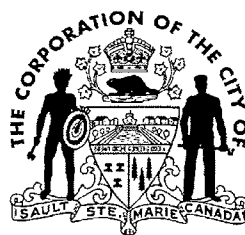
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LORIE BOTTOS
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR



LEGAL DEPARTMENT

REPORT TO: Mayor John Rowswell and
Members of Council

FROM: Lorie Bottos, City Solicitor

DATE: 2007 07 09

RE: Proposed sale of vacant City owned property abutting 553
Nelson Street to Charles and Jacqueline Boudah

The City has received a request from the owners of 553 Nelson Street to purchase from the City the east half of civic number 561, 565 and 569 Nelson Street and unopened portion of Nelson Street. The property in question is vacant land. The property is shown on the attached map and identified as "subject property".

The request from Mr. and Mrs. Boudah has been circulated to Pat McAuley, Commissioner of Public Works and Transportation, Jerry Dolcetti, Commissioner of Engineering and Planning, and Don McConnell, Planning Director. None of those departments has any objections to the City disposing of this property. The request was also circulated by the Engineering Department to various utilities and no utilities are located in this property.

The Boudah's will obtain and pay for an evaluation of property from a person qualified to give such evaluations. In addition they will obtain a survey and pay the market value of the property. The neighbouring properties on North Street have been contacted by the Boudah's and waived their rights to half of the road allowance.

The purpose of this report to Council this evening is to get Council's approval to declaring the property surplus and starting the process for Mr. & Mrs. Boudah to acquire the property. An appropriate resolution appears on your agenda this evening.

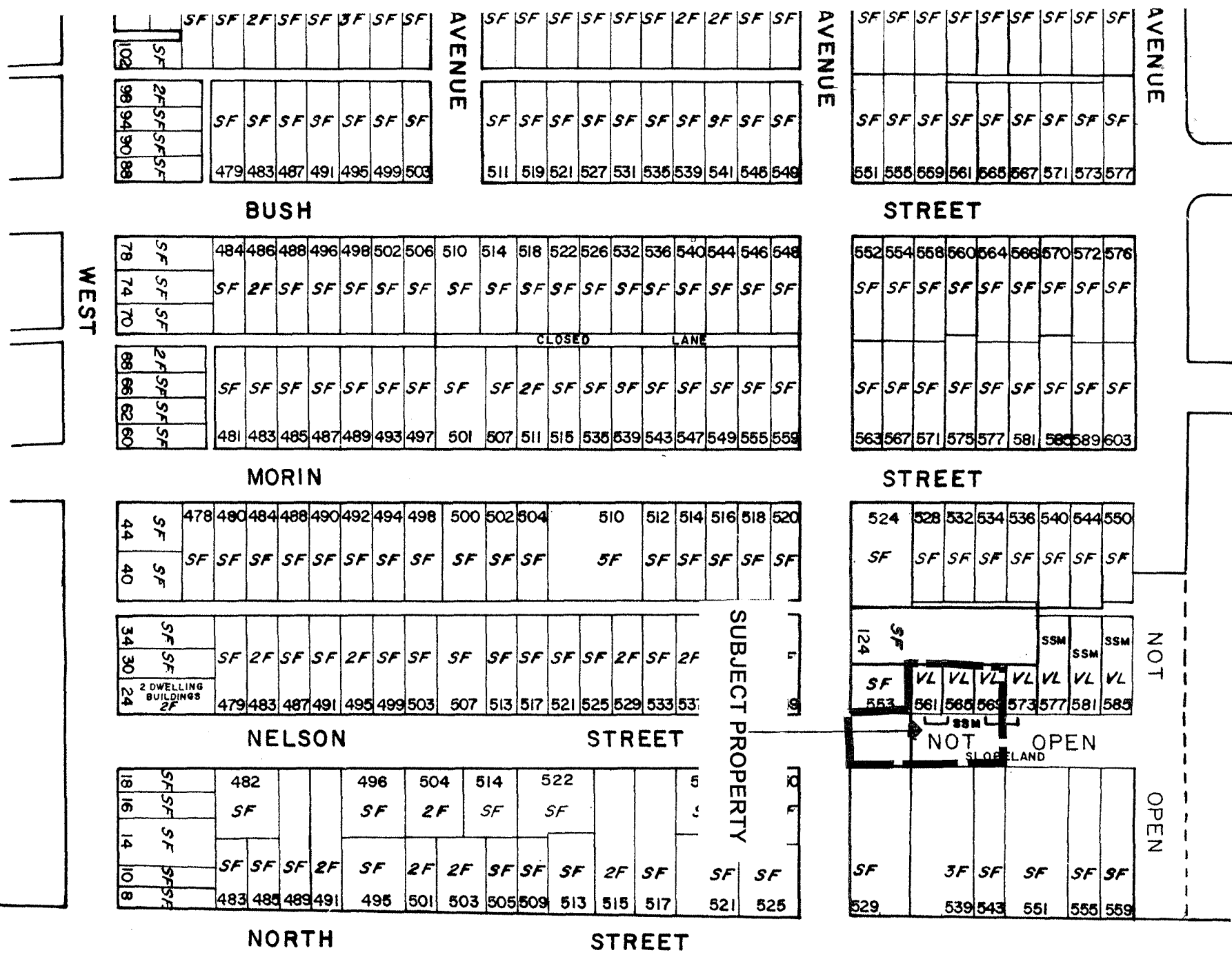
Yours truly

Lorie Bottos
City Solicitor

/np

RECOMMENDED FOR APPROVAL

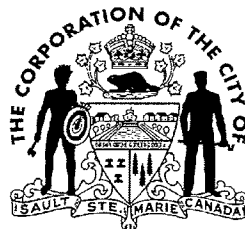
Joseph M. Fratesi
Chief Administrative Officer



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LORIE BOTTOS
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR



LEGAL DEPARTMENT

File No.: P.2.4.C.

REPORT TO: Mayor John Rowswell and
Members of Council

FROM: Lorie Bottos, City Solicitor

DATE: 2007 07 09

RE: Conversion of Pinecrest Apartment at 313 MacDonald Avenue
to Condominium

Background

The owner of the rental building at 313 MacDonald Avenue, Burlwood Investments Limited, proposes to convert this rental building to a condominium. This is allowed in the Condominium Act. A meeting is to be held with the tenants of the building explaining the proposal to them. Engineer Merv Millar has been retained to prepare a report required by section 9(4) of the Condominium Act. This is a report that requires the owner of the building to retain an Engineer or Architect or another qualified person to inspect the property and report to the approval authority (the City) on all matters that the approval authority considers to be of concern.

The Residential Tenancies Acts, specifically section 51, gives security of tenure to existing tenants. They cannot be given notice to vacate on the conversion to a condominium.

Comment

The above is by way of background to a request from Burlwood Investments Limited to be exempted from the provisions of section 51 and 51.1 of the Planning Act. Those sections of the Planning Act pertain to subdivision approval and draft plan approval. Section 51 sets out a number of requirements for someone seeking approval for the subdivision of land. These requirements would also apply for condominium approval.

However, section 9(3) of the Condominium Act allows the City, as the approval authority, to exempt the applicant for a condominium approval from the requirements for a draft plan approval.

The lawyer for Burlwood Investments Limited has made this request of the City to be exempted from the requirements of section 51 and 51.1 of the Planning Act. Planning Director Don McConnell and I do not have a problem with this request. All the safe guards that normally would be in place are still in place in terms of the review of the report being prepared by the Engineer.

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Recommendation

The recommendation is that Burlwood Investments Limited being the owner of Pinecrest Apartments located at 313 MacDonald Avenue be exempted from the requirements of sections 51 and 51.1 of the Planning Act pursuant to section 9(3) of the Condominium Act and the Mayor and the Clerk be authorized to execute a Certificate of Exemption under section 9(3)(b) of the Condominium Act.

Yours truly



Lorie Bottos
City Solicitor

LAB/np

c: Don McConnell, Planning Director

RECOMMENDED FOR APPROVAL

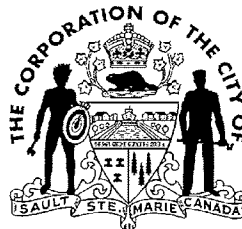


Joseph M. Fratesi
Chief Administrative Officer

5(u)

LORIE BOTTOS
CITY SOLICITOR

NUALA KENNY
ASSISTANT CITY SOLICITOR



LEGAL DEPARTMENT

File No.:

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

FROM: Lorie Bottos, City Solicitor

DATE: 2007 07 09

**RE: Building of new Condominium at 711 Bay Street – Silver Homes
Limited**

Silver Homes Limited owns vacant property at 711 Bay Street near an existing condominium. This is just to the rear of the Library. Silver Homes Limited proposes to build another condominium building at this location. That company has filed an application for site plan approval with the Planning Division and is anxious to commence construction of the project.

Silver Homes Limited has made a request to be exempted from sections 51 and 51.1 of the Planning Act. Those are the sections of the Planning Act that provide for draft plan approval for subdivisions (including condominiums). The exemption is provided for in section 9(3)(b) of the Condominium Act. Planning Director Don McConnell has reviewed this request. He and I have no problems with agreeing to the request from Silver Homes Limited. It allows for the speedy development of the proposed condominium. There still will be a full review of the proposal under site plan approval.

Recommendation

The recommendation from staff is that Silver Homes Limited, being the owners of the vacant property at 711 Bay Street, be granted an exemption from sections 51 and 51.1 of the Planning Act, this being pursuant to section 9(3)(b) of the Condominium Act and the Mayor and the Clerk be authorized to execute a Certificate of Approval pursuant to that section of the Condominium Act.

Yours truly

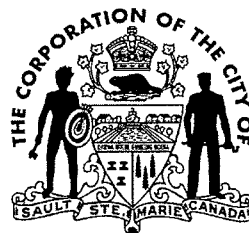
Lorie Bottos
City Solicitor

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

LAB/np

c: Don McConnell, Planning Director



2007 07 09

REPORT OF THE DOWNTOWN DEVELOPMENT
EVALUATION COMMITTEE

TO: Mayor John Rowswell
and Members of City Council

SUBJECT: Downtown Development Initiative Update (2)

On April 16th 2007 City Council approved a Downtown Community Improvement Plan to provide financial incentives and programs to promote new investment in the downtown area. This Community Improvement Plan will be in effect for three years.

One of the programs intended to encourage major new development in the downtown is the municipal property tax increment rebate program. This program allows City Council to rebate up to 100 percent of the increase in the municipal portion of the property taxes resulting from new development for up to five years.

It should be noted that a municipal property tax increment rebate is only one of many considerations that play a part in determining whether or not a project will proceed. Other considerations include market conditions, land value, carrying costs, construction costs, interest rates and other investment opportunities.

The City has received two applications for assistance under this program. The applications have been reviewed by an Evaluation Committee comprised of the following persons:

- Bill Freiburger, Commissioner of Finance and Treasurer
- Don McConnell, City Planning Director
- Peter Liepa, City Tax Collector
- Steve Turco, Planner
- Udo Rauk, Chief Administrative Officer, Downtown Association

Both applications are for the construction of new residential apartments in the downtown. A strong residential community is considered to be the most important component in creating a healthy and vibrant downtown neighbourhood. Residents living downtown create a continuous market for the shops and services in the area and provide a 24-hour presence that reduces vandalism and increases public safety.

No new residential development has occurred in the downtown area in more than 10 years. The most recent project was the 29 unit condominium building at 711 Bay Street that was constructed in 1995. The two applications that are now before City Council are described separately below.

Waterfront Developments (Sault) Limited -- 719 Bay Street

When the 29 unit building was constructed at 711 Bay Street, it was intended to be the first part of a two phase project. However market conditions have prohibited the developer from considering proceeding until this year. The proposed building has been reduced from nine stories to six stories and the number of units reduced from 29 to 24. A copy of the proposed site plan and building elevations are attached along with a letter from the developer.

The estimated value of this project is \$4.3 million with construction to start this summer and be completed next spring. The total increase in municipal property taxes is estimated to be between \$80,000 and \$90,000 annually. This project meets the overall goals and objectives of the City's Downtown Development Initiative by creating new residential development within the downtown area.

The Evaluation Committee is recommending that a municipal property tax increment rebate be approved on the same basis as the recently announced general reassessment regulations for residential property classes.

In summary, all properties will now be reassessed every four years. The Assessment Act creates a phase in period for property tax increases resulting from a general reassessment of existing residential buildings. The property tax increase for these buildings will be reduced by 75 percent in the first year, 50 percent in the second year and 25 percent in the third year. The full amount of the property tax increase resulting from general reassessment will be in effect for the fourth year.

The Evaluation Committee is recommending that this approach also be applied to new residential development in the downtown area. For the proposed building at 719 Bay Street this would result in the developer and subsequent condominium owners paying 50 percent of the total property taxes resulting

from the increased assessment over a three-year period. In addition to the \$4,919 in municipal property taxes currently paid for this property; taxes will increase by more than \$20,000 in 2008, \$40,000 in 2009, \$60,000 in 2010 and \$80,000 in 2011 should this project proceed as recommended.

Student Housing And Recruitment Project (SHARP) -- 60 Church Street

This project is for the construction of an 18 unit apartment complex designed to accommodate medical students and interns in a living and learning environment. The project involves extensive renovations to the northerly portion of the original Ministry of Natural Resources hanger at 60 Church Street. A copy of the proposed floor plans and building elevations are attached along with a letter from the developer.

The estimated value of this project is \$2.1 million with construction to start this summer and be completed by year-end. This project meets the overall goals and objectives of the City's Downtown Development Initiative by creating new residential development.

The Evaluation Committee is recommending the same approach be used to provide a municipal property tax increment rebate for this property. However despite the extensive building renovations and increase in property value, there may be no or very little increase in municipal property taxes. As a result of the proposed change in use, this property will be reclassified from commercial to residential with a lower mill rate. As the rebate is a reflection of the increase in municipal taxes, the actual rebate paid to the owner is expected to be minimal.

Summary

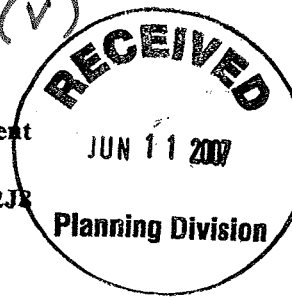
New investment in the downtown area is critical to maintaining not only the health and vitality of the area but also the existing property tax base. Without new investment, it is likely that property values and the municipal assessment base will decline resulting in less tax revenue for the municipality. Conversely, new investment maintains and may increase property values thereby stabilizing overall municipal revenues from the downtown.

A letter of support from the Downtown Association for both projects has been received and is attached.

Evaluation Committee Recommendation -- That City Council authorize a three-year municipal property tax increment rebate resulting from the increased assessment at both 719 Bay Street and 60 Church Street. This rebate will be for 75 percent of the tax increase in 2008, 50 percent in 2009 and 25 percent in 2010.

Silver Homes Limited

5(v)
c/o Regent Property Management
452 Albert Street East
Sault Ste Marie, Ontario P6A 2J8
Tel: 949-4085
Fax: 949-4525



June 7, 2007

Mr. Bill Freiburger
Commissioner of Finance and Treasurer
Civic Centre, 99 Foster Drive
Sault Ste. Marie, Ontario
P6A 5X6

Dear Mr. Freiburger:

RE: Proposed 24 Unit Condominium - 715 Bay Street

In 1995, Waterfront Developments (Sault) Limited constructed a 29 unit condominium at 711 Bay Street. At the time, City Council approved construction of a second building; however, market conditions have not allowed us to consider construction until recently.

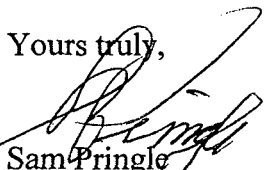
We are currently considering proceeding with the second building which will be reduced to a 24 unit six-story structure. This project will create a premium living environment for the residents and further develop the city's waterfront to the quality that the community expects.

I understand that City Council recently approved a Community Improvement Plan to encourage redevelopment and create housing in the downtown area. Part of this plan allows for a reduction in the municipal portion of the tax increase resulting from new construction.

I am writing to request City Council's approval for a rebate in the increase of the municipal portion of the property taxes resulting from this project. This will increase of the viability and the marketability of the project allowing us to proceed.

We have a long and successful history of building quality developments in Sault Ste. Marie and hope that City Council will assist us with this project. Please contact me should you require further information.

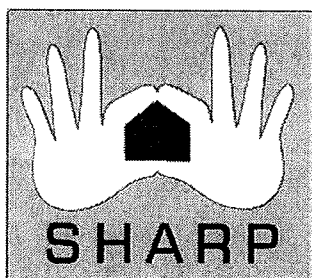
Yours truly,


Sam Pringle
Silver Homes Limited

cc: Mayor John Rowswell
Don McConnell, City Planning Director
Udo Rauk, Downtown Association



west elevation



**STUDENT HOUSING AND
RECRUITMENT PROJECT**
A NON-PROFIT ORGANIZATION

LIFESTYLE | BALANCE | COMFORT

June 4, 2007

Mr. Bill Freiburger
Commissioner of Finance & Treasurer
Civic Centre
99 Foster Drive
Sault Ste. Marie, Ontario
P6A 5X6

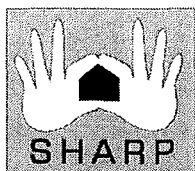
Dear Mr. Freiburger:

Subject: Student Housing And Recruitment Project (SHARP)

Student Housing And Recruitment Project (SHARP) is a Sault Ste. Marie non-profit organization that will offer quality rental apartments to medical students and medical/surgical residents studying in Sault Ste. Marie. We plan to redevelop the vacant portion of the Canadian Bushplane Heritage Centre to create a facility that will accommodate 22 tenants in a comfortable living and learning environment.

I understand that City Council recently approved a Community Improvement Plan to encourage redevelopment in the downtown area. Part of this plan allows for a reduction in the municipal portion of the tax increase resulting from new commercial development or the redevelopment of vacant space for residential uses.

SHARP's objective is to redevelop this vacant space to create quality accommodation with reasonable rents. Given the high cost of construction and the students' limited financial resources, this project creates a major financial challenge. The total investment in this project is estimated to be more than \$2,000,000. I have spoken to your Planning Director who has suggested that this project is the type of redevelopment the Downtown Community Improvement Plan was designed to encourage.



LIFESTYLE | BALANCE | COMFORT

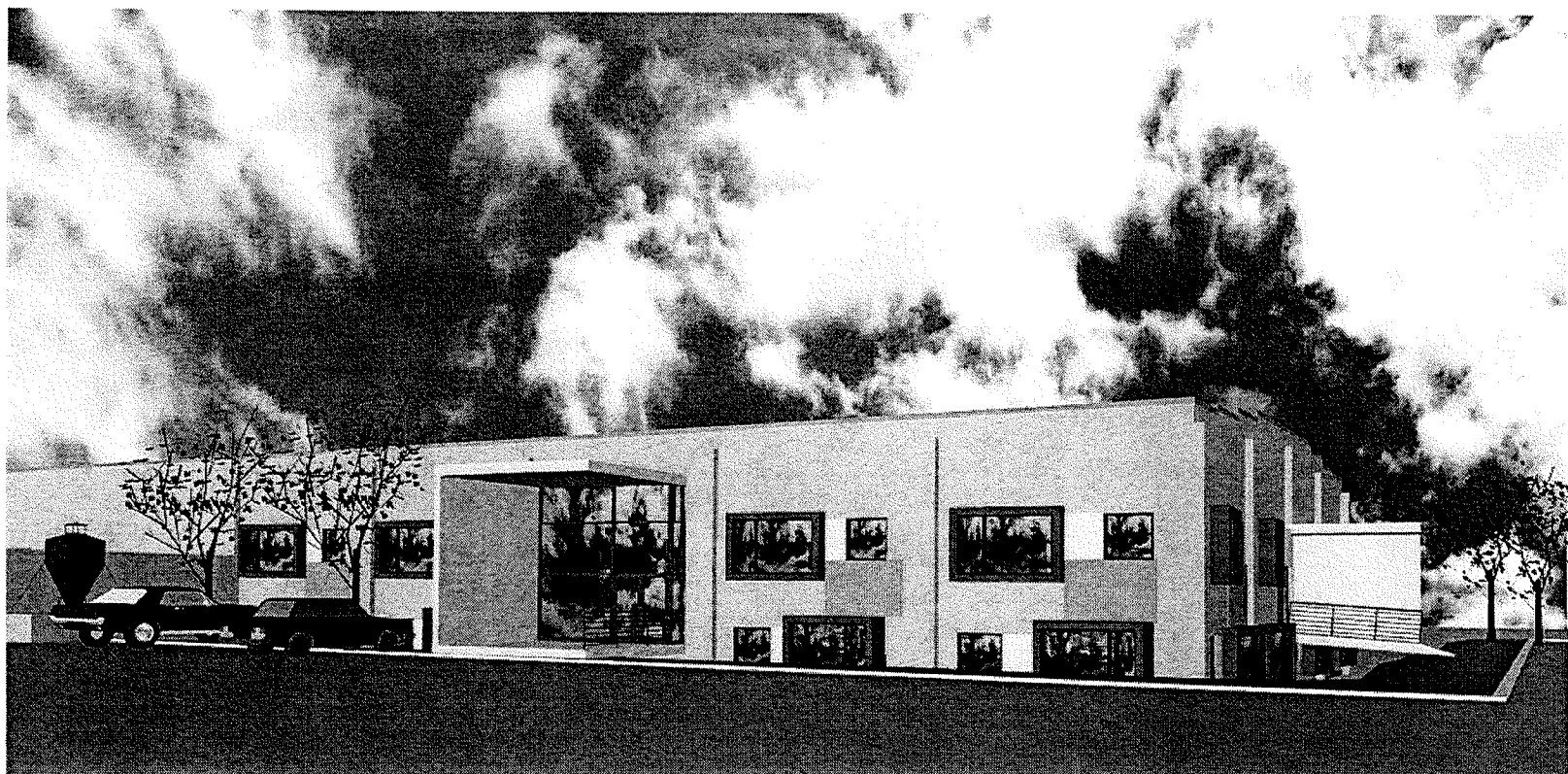
I am writing to request City Council's approval for a rebate in the increase of the municipal portion of the property taxes resulting from this project. This will assist in reducing our operating costs and therefore create lower rents for the medical students and residents who will be working and studying in Sault Ste. Marie.

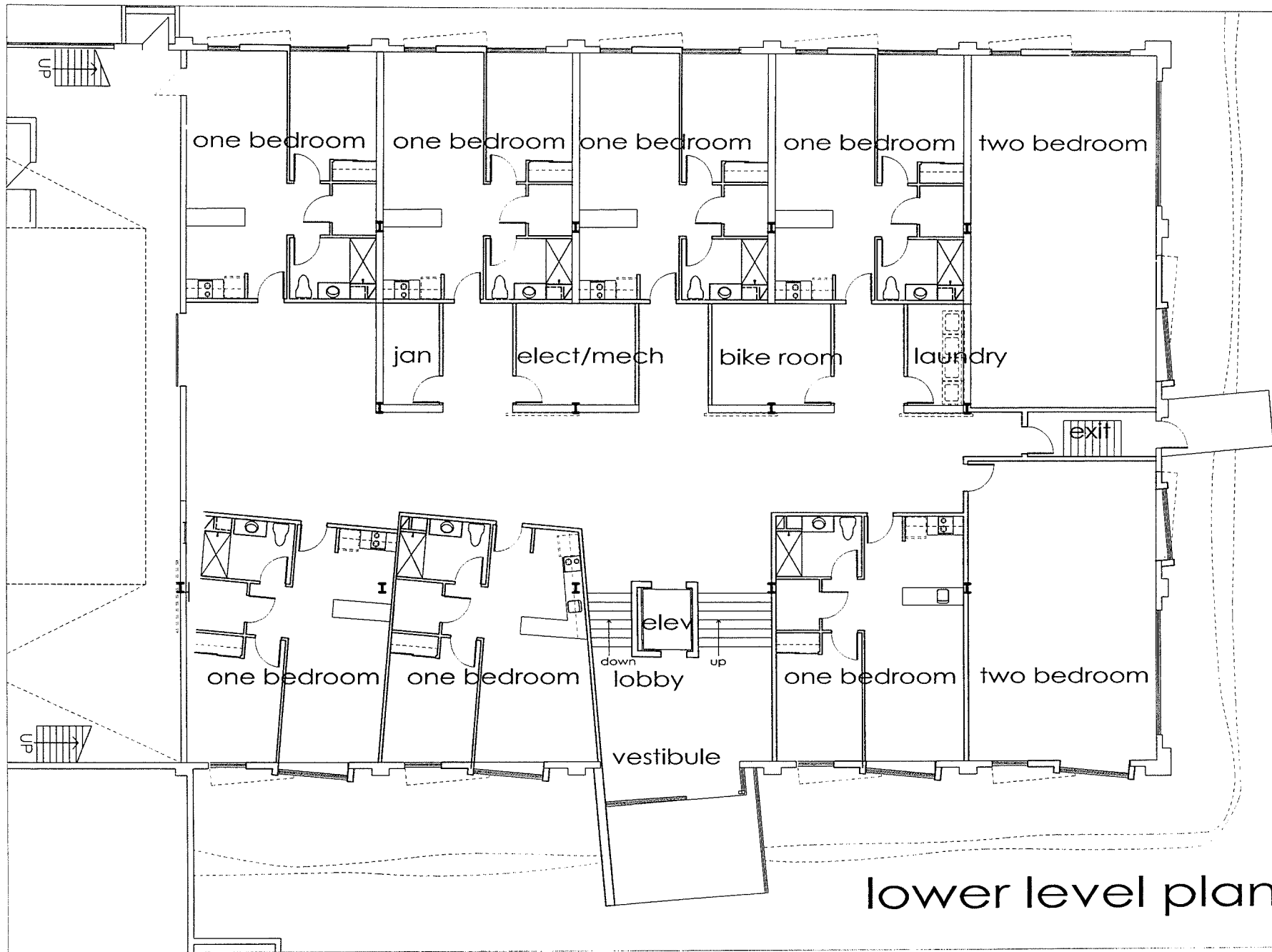
We hope that by providing a very positive experience for the students many of them will choose to remain in Sault Ste. Marie as part of our medical community. Please contact me at 254-5897 or grahamelder@shaw.ca should you require any further information.

Yours truly,

Andrea Reibmayr-Elder
Project Manager
SHARP Apartments
t. (705) 254-5897
f. (705) 253-0048
email grahamelder@shaw.ca

Copies to Mayor John Rowswell
 Don McConnell, City Planning Director
 Udo Rauk, Downtown Association





lower level plan sk-1

david | ellis
architect

SHARP residences
sault ste. marie

DATE	11-11-13
DRAWN	22 April 2007
BY	10/10/07
PROJECT NUMBER	0712

(15)



upper level plan sk-2

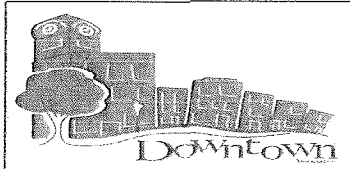
david ELLIS
architect

SHARP residences
sault ste. marie

conceptual
upper level
floor plan

0712

5(1)



town association

Sault Ste Marie, Ontario

June 26, 2007

Bill Freiburger
Commissioner of Finance and Treasurer
Civic Centre
99 Foster Drive
Sault Ste Marie, Ontario
P6A 5X6

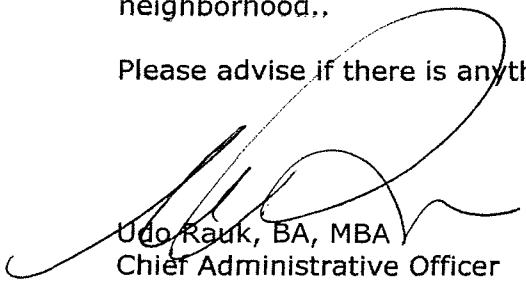
Dear Bill,

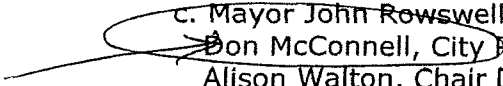
Re: Downtown Development Initiatives

City Council recently approved a Community Improvement Plan which included tax increment grants for major redevelopment sites. We understand that there are currently at least two requests for tax considerations that have been filed with you including the Student Housing and Recruitment Project for the vacant portion of the Canadian Bushplane Heritage Centre and the Silver Homes proposed 24 Unit Condominium at 715 Bay Street. We discussed these proposals at our June 19th Board of Director's meeting and unanimously passed a resolution encouraging the City to support tax concessions for both projects.

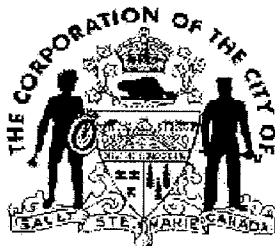
The reduction in the municipal portion of the tax increase resulting from new development is seen as a significant incentive for the viability of both projects. Encouraging the development of quality housing in the downtown is a priority and would signal to the rest of the community that the downtown is ready and receptive to new ventures. We can also state unequivocally that 46 quality housing units would certainly improve the accommodation options and pedestrian traffic in our neighborhood.,

Please advise if there is anything further that we can do to make this happen.


Udo Rauk, BA, MBA
Chief Administrative Officer


c. Mayor John Rowsell
Don McConnell, City Planning Director
Alison Walton, Chair Downtown Association

Patrick M. McAuley, P. Eng.
Commissioner



Public Works &
Transportation Department

2007 07 09

Mayor John Rowswell
And Members of Council
Civic Center

SUBJECT: NO-PARKING ZONE – COOPER STREET

Staff have received the attached petition from the residents of 524, 530, 534 and 540 Cooper Street asking that a no-parking zone be placed in front of their homes. They have concerns with lines of sight when they exit their driveways when vehicles are parked there.

We concur with the request and if Council is in agreement, By-law 77-200 will be amended to add a no-parking zone on the east side of Cooper Street, between the south limit of civic # 524 and the north limit of civic # 540.

Respectfully submitted,

Patrick M. McAuley, P. Eng.
Commissioner

PMM:cmr

\\DeptShare\Council 2007\No Parking Zone - Cooper Street

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

PETITION

We the Residents of Cooper Street wish to prohibit
parking on the opposite side of the apartments.
(EAST side of the street)

Reason: It prohibits our view when exiting our driveways.

Name	Address	Phone Number
Dorlene Leguin	524 Cooper St.	254-7880
Shirley Williams	534 Cooper St	946-1848
Lucien Noyet	530 Cooper St	2568885

Pete Noyet 540 COOPER ST 942-3086

MEMORANDUM

TO: CITY OF SAULT STE. MARIE MAYOR AND COUNCILLORS
FROM: H. J. BRIAN CURRAN, PRESIDENT & C.E.O. PUC INC.
DATE: July 4, 2007
SUBJECT: Lead in Drinking Water

Recent developments in Ontario have prompted increased awareness and concern regarding the possibility of elevated levels of lead in drinking water.

Attached for your information is a report prepared by our Water Distribution Engineer, Andrew Hallett, that provides an update on this issue. The report provides some history relevant to Sault Ste. Marie and will serve to bring Council up to date on the status of initiatives being undertaken or proposed by the Commission in order to address this issue.

Also attached for Council's information, is a copy of comments submitted by staff to the Ministry of Environment related to the proposed changes to O. Reg. 170/03. A copy of the proposed changes is included for reference.

PUC Water Commission staff will be present at Council Meeting, July 9th to answer questions that may be raised.


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

c.c. City of Sault Ste. Marie, C.A.O.
City Clerk
PUC Inc. Board of Directors

Attachments:



INTEROFFICE MEMORANDUM

To: Brian Curran
CC: Dominic Parrella, Claudio Stefano
From: Andrew Hallett
Subject: Lead Testing
Date: 2007-06-29

The purpose of this memo is to report on past and recent events regarding the subject of lead in drinking water in Sault Ste. Marie for discussion with City Council. Also included for information are a number of proposed actions to address this issue.

Background

Lead is a toxin which is naturally present in our environment. Sources of lead to which people are exposed range from dust from soils, gasoline, paint in houses, paint on some toys, lead crystal, some ceramic food containers, candle wicks, and in old piping, solder and brass fixtures in our homes.

As a result of measures taken to reduce lead such as the ban on leaded gasoline, paint, and plumbing, lead levels in humans are decreasing. A Quebec study¹ suggests that children today have about 6 times less lead in their bloodstreams than their parents would have had, at the same age, in the 1970's. This is supported by studies in the U.S., which indicate lead levels in children have dropped nearly 80% in the last quarter century.

Lead is a toxin that has shown to cause neurological damage. Continued efforts to reduce exposure to lead in our environment are needed. Children under 6 years of age are still developing rapidly, and are most susceptible to lead. Pregnant mothers may also pass on lead to their fetus through their blood.² Federal Guidelines³ from which the Provincial Drinking Water Standards were established are based on acceptable daily intake (ADI) for 2-year old children who are most susceptible.⁴ Various reports⁵ suggest that between 7 and 20% of lead uptake may come from drinking water.

Identified sources of lead in tap-water in Sault Ste. Marie include service piping made of or containing lead and lead solder in copper plumbing and fittings. Lead was also used in joints on old cast iron pipe. Test results do not indicate lead in the distribution system. Lead testing is done annually in the Sault Ste. Marie water distribution system, and results indicate that lead concentrations are consistently below the detection limit (<1µg/L), which is 10 times less than Provincial Standards.

¹ <http://www.santepub.mtl.qc.ca/caupotable/fra/english.html>, accessed July 5, 2007

² Algoma Public Health, 2007. What you need to know about drinking water and lead

³ Health Canada, 1992. Guidelines for Canadian Drinking Water Quality - Supporting Documents. www.hc-sc.gc.ca. Accessed 2007-07-04.

⁴ City of London. Quick Facts about the City of London Lead Sampling Program

⁵ Edwards, M. and A. Dudi. 2004. Role of chlorine and chloramines in corrosion of lead-bearing plumbing materials. Journal of the American Water Works Association. October 2004.

History of Lead Monitoring in Sault Ste. Marie Drinking Water

In 1977-1978, the City of Sudbury became aware of higher than expected lead levels in Sudbury tap-water. The potential for Sault Ste. Marie tap water to contain elevated levels of lead was considered following an observation in Sudbury.

It was noted in a February 1979 staff report that the pH of Sault Ste. Marie water was higher, (lead would be less soluble) but that the water was more soft and that lead water service pipes had been used in Sault Ste. Marie. An internal memo by Cliff Ireland notes that lead services had never been installed by the PUC, but had been installed by the Government during the war years.

In 1979, concerns from residents in Sault Ste. Marie prompted specific testing for lead in our system. Heightened awareness of lead in drinking water resulted.

Also in 1979, the PUC requested and obtained checks of tap-water sampling from residences with lead service pipes from the Ministry of the Environment. The Ministry reported that lead content was within Ministry Guidelines, i.e. less than 0.05 mg/L. New standards for lead were implemented in the early 1990's, prescribing a maximum allowable concentration (MAC) of 0.01 mg/L.

By 1990, the Commission had implemented, as standard practice, replacement of lead service pipes to the property line when watermains were being replaced. Customers would be advised if they had lead services, and encouraged to change them at their expense. Often, customers did not replace their lead services, presumably due to cost.

In 1996, PUC participated in a Lead Awareness Survey undertaken by the Ontario Water Works Association. At the time, it was estimated that there were some 200 lead water services in Sault Ste. Marie. At this time, OWWA recommended implementing a corrosion control program if more than 10 percent of flushed samples exceeded the MAC for lead. The PUC survey indicated no samples with concentrations of lead above the Standard.

Lead concentrations were below detectable limits in 2005 and 2006 sampling in the distribution system.

PUC has records of water service material on public property. While the records are helpful, the accuracy of the records has not been validated. Consistent with other utilities, PUC has not tracked water service material on private property. Plumbing on private property falls under the Ontario Building Code.

Summary of Recent Events

- April 20, 2007: Media reported elevated levels of lead in tap water in London Ontario.
- April 27, 2007: MOE Chief Drinking Water Inspector wrote to all owners of municipal drinking water systems to assure they did not have elevated levels in tap samples. Sarnia, Owen Sound and Deloro reported positive test results.
- PUC Services began working with Innovation Centre and Algoma Public Health to review records to identify lead service pipe locations. PUC began working with Algoma Public Health to produce an educational brochure to include in water bills.
- May 23, 2007: MOE Chief Drinking Water Inspector's Order was issued to 36 municipalities requiring sampling from 20 older homes as well as from the distribution system.
- May 25, 2007: GIS records were compared to curb box file records of service type, to develop a list of suspected lead service pipes so as to carry out testing in "worst case" conditions. Customers were

contacted to obtain permission to carry out testing. 15-20% refused, and additional sampling sites were obtained.

- May 30, 2007: Lead sampling in 20 homes had been completed and samples were couriered to our certified laboratory in Thunder Bay for analysis. PUC continued working with Algoma Public Health to produce an educational brochure to include in water bills.
- June 6, 2007: Lead testing results from Sault Ste. Marie were issued to owners of tested residences and to the MOE. Results were hand delivered, and discussed with clients as requested.
 - Lead was below detectable limits in the distribution system
 - 8 residential samples showed no detectable lead
 - 11 residential samples showed lead concentrations below MAC
 - 1 residential sample showed lead concentration 10% above MAC
- June 7, 2007: MOE announced its proposed Lead Action Plan. Draft legislation was posted to the Environmental Bill of Rights Registry.
- June 18, 2007: PUC attended an MOE information session on proposed legislation as part of the Provincial Lead Action Plan. Highlights of the proposed changes include the following.

Proposed amendments to O.Reg. 170/03

- Lead sampling in 80 single family dwellings, 8 non residences and 16 locations in the distribution system will be required bi-annually with the first set of tests due by August 31, 2007.
- Residences sampled are to be selected based on suspected presence of lead service piping.
- Samples to be taken after 6 hours stagnation time, and without flushing. (This is likely to result in higher concentrations than the first set of MOE-prescribed tests)
- Owners of drinking water systems would be required to implement corrosion control if any one of the following results from tests:
 1. more than 10% of samples exceed MAC
 2. more than 50% are below pH 7.5
 3. more than 50% have pH < 50mg/L alkalinity as CaCO₃
- Corrosion control actions would need to be implemented no later than three months following results indicated above.
- Sentinel Monitoring of 20 homes would be required every two weeks after implementation of corrosion control program.
- Relief from Corrosion Control requirements may be available if municipalities pursue other alternatives, such as accelerated lead line replacement, or if corrosion control would not be effective.

Proposed amendments to Financial Plans Regulation

- Owners of water distribution systems must prepare a capital plan demonstrating financial sustainability.
- The regulation presently indicates lead service lines can be managed through an ongoing maintenance plan.
- The province is seeking to have the financial plan include a capital program for replacement of lead service pipes.

New Regulation 243/07

- Schools, private schools and day nurseries shall flush plumbing daily
- Continue existing practice of weekly flushing

- Undertake testing for lead in water on an annual basis, between June 15 and August 15 in schools.
- June 20, 2007: PUC confirmed via GIS records and curb box records to Algoma Public Health that records do not indicate lead services to child care facilities as listed by Algoma Public Health and Child Care Algoma.
- June 22, 2007: A meeting was held at PUC to update City staff on recent events, and the MOE Information Session from June 18. It was agreed a report would be provided to City Council, July 9.

PUC Services has continued working with the Innovation Centre (IC) regarding lead in drinking water in homes in Sault Ste. Marie. IC provided results of a GIS query indicating some 96 lead services, and some 320 galvanized services. In addition, curb box cards have been compared to the GIS for service material type. Discrepancies between the various datasets are being reviewed to develop a list of residences with suspected lead services for use in upcoming testing. The extent of unknown service types is also being reviewed.

Proposed Action:

The following is a summary of proposed initiatives to address lead in drinking water.

- Complete inventory of GIS and records to provide a list of areas or streets, where lead may be, or may have been present (to track owners who have not replaced lead services), where records show lead or galvanized pipe, and where pipe has been replaced to focus lead testing program.
- Review lead sampling locations in the distribution system to ensure test sites are located in areas where lead-jointed pipe is present.
- Continue to develop educational materials with Algoma Public Health and the Ministry of the Environment for addition to the PUC web site, and bill stuffers.
- PUC to undertake additional tap water sampling to assess potential problems with lead solder in copper-serviced homes built before 1990.
- Staff to recommend budget allocation for accelerated lead and galvanized service replacement program.
- Staff to recommend 2008 budget allocation for water chemistry study and evaluation of alternative corrosion control strategies.
- Commission to consider a rebate program for home owners installing NSF Certified point of use filters.



Andrew Hallett, P. Eng.



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Regulation Proposal Notice:

Title:

Measures to Reduce Lead in Drinking Water - Proposal to Amend the Drinking-Water Systems Regulation O. Reg. 170/03

EBR Registry Number:
010-0743

Ministry: Ministry of the Environment

Date Proposal loaded to the Registry: June 07, 2007

This proposal notice was originally published on June 7, 2007. It was re-published on June 8, 2007, to provide additional details about the sampling protocol to be used in sentinel monitoring related to corrosion control.

Keyword(s): Drinking Water | Water

Comment Period: 15 days: submissions may be made between June 07, 2007 and June 22, 2007.

Description of Regulation:

In April 2007, the City of London reported elevated lead levels from drinking water samples taken at the tap. Lead is toxic and exposure should be limited, particularly in young children. In Ontario, although many municipalities are proactively replacing lead service lines, lead lines and lead in home plumbing may still be found in older sections of some cities.

In response to the adverse test results found in London, ministry inspectors were sent to retest and work with the community to address the problem. The Ministry of the Environment also sought out the advice of the provincial Advisory Council on Drinking Water Quality and Testing Standards (commonly known as the Ontario Drinking Water Advisory Council (refer to EBR posting 010-0725) on Health Canada's drafting guidance document on corrosion control. Corrosion control is widely regarded to help prevent leaded materials in drinking water systems and plumbing from corroding.

The Chief Drinking Water Inspector issued orders to 36 municipalities to conduct precautionary testing in older homes serviced by lead lines on May 23, 2007.

Having received the results of these precautionary tests, and considered the advice of the Ontario Drinking Water Advisory Council, the government is taking the following steps :

- The government has made a new regulation that will reduce children's exposure to lead in drinking water, O.Reg. 243/07 (Schools, Private Schools and Day Nurseries – refer to EBR posting 010-0734), by putting in place measures to:
 - require all schools and day nurseries built before 1990 to flush their plumbing daily;
 - continue requirements for all schools and day nurseries built after 1989 to flush weekly; and
 - require all schools to test for lead in water from taps on an annual basis.
 - require all day nurseries built before 1990 to test for lead in water from taps on an annual basis.

Contact:

All comments on this proposal must be directed to:

Sharon Bailey
Director
Ministry of the Environment
Land and Water Policy Branch
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Toronto Ontario
M4V 1P5
Phone: (416) 314-7020
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- Proposing several non-regulatory elements to increase preventative action on lead in drinking water:
 - Developing provincial and municipal public education campaigns that target vulnerable communities and the neighbourhoods most likely to have lead lines and/or lead in plumbing fixtures and solder in their residences.
 - Developing best practices that encourage municipalities to offer on-bill financing as a way to make lead plumbing replacement more affordable for homeowners.
- Proposing new, more stringent regulatory requirements for drinking water systems to protect Ontarians. These requirements would include the following components (numbers 1 to 3 are described in more detail in the remainder of this posting):
 1. Mandatory community-wide lead testing;
 2. Notification of results from the community testing program, including record retention and reporting requirements;
 3. Development and implementation of corrosion control measures for lead reduction;
 4. Requirements that municipalities project the financial activities related to the lead asset replacement as part of their Financial Plans (refer to EBR update of posting 010-0490).

The measures outlined in this proposal will be modified as necessary to apply to drinking water systems where the treatment system and distribution system are under separate ownership.

1. Mandatory Community Lead Testing

The purpose of the proposed lead testing requirements is to determine whether communities have a problem with lead in drinking water at the tap. Testing would provide the basis on which to initiate actions to reduce lead levels through control of lead corrosion and would provide evidence of any changes in lead levels over time. Lead enters drinking water primarily through corrosion of pipes and plumbing materials. Testing would help distinguish the contributions of lead from the drinking water system and from corrosion of plumbing materials that contain lead.

Application

The new community testing requirements would apply to the following classes of drinking water systems as defined by Ontario Regulation 170/03:

- large municipal residential;
- small municipal residential; and
- non-municipal year-round residential.

The owner of the drinking water system would have the responsibility to undertake the testing.

Sampling Locations

The number of sampling locations to be sampled would depend on the population served by the drinking water system. Sampling locations would be mainly located at single-family dwellings, both owner-occupied and rental accommodation, as well as a selection of multiple-family dwellings and non-residential locations, such as workplaces, restaurants and community centres. The number of sampling locations by community size would be as seen in the attached table.

There are two calculations used to determine whether or not a system exceeds the 10% threshold:

- assess results from single-family dwellings only;
- assess results from residential (incl. multi-unit dwellings) and non-residential locations.

If either calculation exceeds the 10% rule, a reduced sampling program is not possible.

Buildings to be sampled would participate in the testing program on a voluntary basis. The selection of residences and non-residences to be sampled would be targeted at buildings suspected to have lead service pipes. If not enough volunteers with lead service pipes can be located to meet the minimum sample number, then buildings with copper pipes and lead solder may be added to the testing program. If the number of volunteers still does not meet the required number, buildings with brass fixtures may be used to complete the testing.

In addition, the sampling locations in buildings would be distributed across as wide a geographic area as possible, while still targeting those locations most likely to have lead as described above. The wider the distribution of sample points, the more representative of risk of lead in the system as a whole.

Samples to be taken in the distribution system should be taken as close as possible, in both distance and time, to the buildings sampled in the same round of testing.

Frequency of Testing

Drinking water systems would be tested every 6 months. The first round of sampling would be completed by August 31, 2007. The requirement to undertake community wide sampling is permanent.

Sampling Protocol

At each sampling location inside a building, 2 samples for lead would be taken; if the tap has an aerator, the aerator would be left in place. The samples would be taken as follows:

- two (2) samples at the kitchen tap, or if no kitchen, at the tap most frequently used for drinking water purposes. If this tap has a point of use (POU) treatment, such as a filter, select another tap without a POU, that is likely to be used for drinking water;
- sampled by following the steps below in sequence:
 - ensure tap and plumbing system is unused for 6 hours;
 - using a flow rate of 5 to 6 litres/minute, take a 1-litre sample for lead analysis of the first water to flow from the tap;
 - immediately take a second 1-litre sample for lead analysis without altering the flow rate of the tap between samples; and
 - immediately test the pH on-site.

At each sampling location in the distribution system (apart from buildings), the samples would be taken as follows:

- two (2) samples in the following sequence:
 - flush the sampling point until the water is representative of the quality of water in the distribution system at that location;
 - one 1-litre sample for lead analysis;
 - one sample for alkalinity analysis; and
 - immediately test the pH on-site.

Other Requirements:

There are a number of sections and subsections in O. Reg. 170/03 that would also apply to the Mandatory Community Lead Testing Program:

- Community testing would not apply to systems without electricity.
- Many of the requirements relating to sampling, testing, reporting, record keeping and operational checks would also apply.
- Testing will be required to be undertaken by a certified operator or water quality analyst or other persons as appropriate.

- Requirements currently set out under Schedule 13, section 13-3 and Schedule 15, section 15-3 will be revoked and replaced with the twice annual testing of the community monitoring program.

2. Notification of Results from the Community Lead Testing

Application

The notification of results, described in this section, apply to test results from the Community Lead Testing Program.

Notification of Results from Samples Taken at the Tap

In the case of an exceedance of the lead standard, prescribed in O.Reg 169/03, from a sample taken at the tap, the laboratory undertaking the analysis would be required to provide a written notice within 24 hours to:

- the local Medical Officer of Health;
- the Ministry of the Environment's Spills Action Centre;
- the drinking water system owner; and
- the Interested Authority, where the system supplies a Designated Facility (e.g. with respect to a school, the Ministry of Education) that is not on a large municipal residential system.

In addition, the drinking water system owner would also need to notify the local Medical Officer of Health of any test samples that exceed the lead standard, within 24 hours of receiving notification from the laboratory. This would ensure that all samples of lead exceedances are properly identified and any action advised by the local Medical Officer of Health can be taken.

In addition to the above, there would also be a requirement for the drinking water system owner or operating authority to:

- notify, within 24 hours of the time at which they were notified, the occupant of the premises where the sample was taken of the results of all tests for lead taken at their tap; and
- provide any advice from the local Medical Officer of Health on the appropriate actions to be taken to reduce health risks from exposure to lead in the drinking water.

Notification of Results from Samples Taken in the Distribution System

In the case of an adverse lead test result from a sample taken within the distribution system, the laboratory undertaking the analysis must provide immediate notification to the following as is currently required under O.Reg. 170/03:

- the local Medical Officer of Health;
- the Ministry of the Environment Spills Action Centre;
- the drinking water system owner; and
- the Interested Authority, where the system supplies a Designated Facility (e.g. with respect to a school, the Ministry of Education) that is not on a large municipal residential system.

In addition, the drinking water system owner or operating authority must also immediately notify:

- the local Medical Officer of Health, and
- the Ministry of the Environment Spills Action Centre of any adverse test results for lead. This would ensure that any adverse test results for lead are properly identified and any action advised by the local Medical Officer of Health can be taken.

Record Retention:

The regulation would also require that the records of testing results should be maintained for 6 years.

Reporting

System owners would be required to include lead exceedances in their annual report to the public.

3. Corrosion Control for Lead Reduction

Corrosion Control would be a key part of the Ministry's action plan to reduce the amount of lead in tap water and will be required where lead levels warrant further action.

Application

The corrosion control requirements would apply, to owners of large and small municipal residential systems, if test results of any one round of Community Testing meet one of the following:

- more than 10% exceed the lead standard
- more than 50% are below a pH of 7.5
- more than 50% of all alkalinity results are less than 50 mg/L calcium carbonate (CaCO₃)

Non-municipal year-round residential systems meeting any one of the above conditions would NOT be required to undertake corrosion control; however, they would be required to follow directions from the local Medical Officer of Health where there are exceedances of the lead standard of 0.010 mg/L (set out in the amended O.Reg. 169/03).

Corrosion Control Requirements

The owner of a drinking water system to which the corrosion control requirements apply would have to do both corrosion control and sentinel monitoring as prescribed below:

A. Corrosion Control:

Undertake necessary actions related to assessing, adjusting and monitoring the chemical and corrosive nature of the water in the distribution system and plumbing, for the purpose of reducing the leaching of lead from materials contained in the distribution system and any plumbing that may be supplied with water from the distribution system ("corrosion control actions").

B. Sentinel Monitoring:

In conjunction with corrosion control actions, conduct monitoring at several locations throughout the system to assess the effect of corrosion control actions on lead levels in water from plumbing ("sentinel monitoring") as described below.

Number of Locations for Sentinel Monitoring

- For small municipal residential systems, sentinel monitoring shall be conducted at 5 locations.
- For large municipal residential systems serving a population of 10,000 or less, sentinel monitoring shall be conducted at 10 locations.
- For large municipal residential systems serving a population of more than 10,000, sentinel monitoring shall be conducted at 20 locations.

Frequency of Sentinel Monitoring:

- Sentinel monitoring shall be conducted once every two weeks.
- The owner of the drinking water system may reduce the frequency of sentinel testing from once every two weeks to once per month if the following condition is achieved:

Testing results of one round of community wide testing conducted under the Testing section 1 above are such that less than 10% of the total number of the higher value lead test results from the two required samples from each plumbing location are greater than the standard prescribed for lead in O. Reg. 169/03.

Sampling Protocol

- sampling location located within in a private residence that is a single family dwelling;
- sampling location is a kitchen water tap fitted with an aerator or strainer; sample must be of cold water;
- ensure tap and plumbing system is unused for 6 hours;
- the kitchen tap shall be opened and allowed to flow at a rate of 5 - 6 litres per minute;
- immediately thereafter, eight 1-litre samples shall be collected for lead testing from the kitchen tap in immediate succession without altering the flow rate;
- immediately thereafter, one sample for alkalinity testing shall be collected without altering the flow rate.

In conjunction with the sampling for lead, the following parameters shall be measured on site immediately after lead sampling:

- turbidity;
- free and total chlorine residual;
- pH;
- temperature; and
- kitchen tap sampling flow rate.

After 2 rounds of sentinel monitoring the number of samples may be reduced to two 1-litre samples.

Commencing Corrosion Control and Sentinel Monitoring

- Small municipal residential systems and large municipal residential systems serving 10,000 or fewer persons would commence corrosion control actions and sentinel monitoring no later than six months after becoming aware of results from the community wide testing conducted under the Testing section 1 which make them subject to this Regulation.
- Large municipal residential systems serving more than 10,000 persons would commence corrosion control actions and sentinel monitoring no later than three months after becoming aware of results from the community wide testing conducted under the Testing section 1 which make them subject to this Regulation.

Exemption from Sentinel Monitoring

- The owner of the drinking water system would no longer be required to conduct sentinel monitoring if the following condition is achieved:

Testing results of two consecutive rounds of community wide testing conducted under the Testing section 1 above are such that less than 10% of the total number of the higher value lead test results from the two required samples from each plumbing location are greater than the standard prescribed for lead in O. Reg. 169/03.

- An exemption from sentinel testing does not also lead to an exemption from corrosion control actions, nor does it exempt a drinking water

system from the Community Wide Testing.

Reporting

System owners would be required to provide ongoing monitoring and reporting to the Ministry to ensure effective implementation of the corrosion control measures.

Other Requirements Related to Sentinel Monitoring:

Since the Corrosion Control Program includes testing as part of the sentinel monitoring, there are a number of requirements of O.Reg. 170/03 that would also apply to sentinel monitoring:

- Corrosion control would not apply to systems without electricity.
- Many of the requirements relating to sampling, testing, reporting, record keeping and operational checks would also apply.
- Testing will be required to be undertaken by a certified operator or water quality analyst or other persons as appropriate.

Relief from Corrosion Control Requirements

The owner of a drinking water system subject to this regulation may be provided relief from corrosion control and/or sentinel monitoring or any other requirements through licensing.

Purpose of Regulation:

As a part of the government's commitment to ensure Ontarian's have access to clean, safe drinking water, the province is proposing new, more stringent requirements for lead and drinking water. This posting provides an opportunity to comment, and therefore assist in the finalization of these requirements.

Other Information:

The Ministry of Environment has posted several components that are linked to this program. These include:

- Information Notice - Drinking Water Advisory Council Recommendations (EBR posting 010-0725)
- Information Notice - School, Private Schools and Day Nurseries Regulation (EBR posting 010-0734)
- Update Notice - Proposed Financial Plans Regulation (EBR posting 010-0490)

Public Consultation:

This proposal has been posted for a 15 day public review and comment period starting June 07, 2007. If you have any questions, or would like to submit your comments, please do so by June 22, 2007 to the individual listed under "Contact". Additionally, you may submit your comments on-line.

All comments received prior to June 22, 2007 will be considered as part of the decision-making process by the Ministry of the Environment if they are submitted in writing or electronically using the form provided in this notice and reference EBR Registry number 010-0743.

Please Note: All comments and submissions received will become part of the public record. You will not receive a formal response to your comment, however, relevant comments received as part of the public participation process for this proposal will be considered by the decision under for this

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proposal.

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June 29, 2007

Sent via Fax to 416-326-0461

Ms. Sharon Bailey
Director
Ministry of the Environment
Land and Water Policy Branch
Floor 6, 135 St. Clair Avenue West
Toronto, Ontario
M4V 1P5

Dear Ms. Bailey:

Re: EBR 010-0743 – Measures to Reduce Lead in Drinking Water

PUC Services Inc. (PUC Services) operates and maintains the drinking water system for the City of Sault Ste. Marie and acts as agent for the owner of the system, the Public Utilities Commission of the City of Sault Ste. Marie (SSM PUC). PUC Services was created in 2000 as the result of deregulation of the electricity market in Ontario and is an affiliated company to SSM PUC. All the employees of the former SSM PUC are now employees of PUC Services. SSM PUC has supplied highest quality drinking water to the citizens of Sault Ste. Marie since 1917.

In addition, PUC Services operates and maintains a number of other water supply and distribution systems within the District of Algoma, including both municipal and designated systems.

PUC Services applauds the Ministry for taking a proactive stance on the issue of reducing lead in drinking water for all Ontario consumers, in particular, the recently posted proposed amendments to O. Reg. 170/03 under EBR 010-0743. We are supportive of the intent of the proposed changes to O. Reg. 170/03.

However, we have concerns regarding several of the specifics of the proposed changes. We have extracted sections of concern from the EBR posting in order to reference our comments below. Also, attached to this correspondence is a copy of the EBR posting in order to define the page references used.

1. Page 2 - regarding financing for homeowners:

- Developing best practices that encourage municipalities to offer on-bill financing as a way to make lead plumbing replacement more affordable for homeowners.

This item appears to imply that the supply authority may incur additional expense in order to subsidize homeowners that have lead plumbing with a cost effective solution to replacing that plumbing. Any financing program should not necessarily impose additional financial burdens on a municipality

2. Page 2 – regarding the removal of lead assets versus corrosion control:

- Proposing new, more stringent regulatory requirements for drinking water systems to protect Ontarians. These requirements would include the following components ...
 - 4. Requirements that municipalities project the financial activities related to the lead asset replacement as part of their Financial Plans (refer to EBR update of posting 010-0490).

The proposed changes are not clear with respect to the requirement to remove lead assets once corrosion control is implemented. Assuming corrosion control is put in place and is proven to be effective in minimizing or eliminating lead leaching from lead service lines and lead solder, will there still be a requirement to remove lead assets from the distribution system?

It would appear reasonable, if corrosion control is proven effective, that a supply authority would not be compelled by regulation to accelerate the removal of lead assets beyond its “normal” planned renewal of infrastructure.

We recommend the regulation provide clear direction on this matter.

3. Page 3 - regarding sampling locations:

- The selection of residences and non-residences to be sampled would be targeted at buildings suspected to have lead service pipes.

If sampling is focused on residences containing lead services, potentially no testing would be done in residences with copper services and plumbing with lead solder. Lead service pipes supply a relatively small number of residences, in sharp contrast to copper-plumbed systems with lead solder which are omnipresent. The proposed sampling program would fail to determine whether the presence of lead in solder would cause lead to exceed the drinking water standard. As a result, a supply authority could be required to implement a corrosion control system even if it was more economical to remove lead services.

Also, galvanized services can contain lead, according to Health Canada. No sampling of residences serviced with galvanized pipe is discussed.

We recommend the Ministry consider allowance for sampling copper and galvanized services as well.

4. Page 3 – regarding first round testing completion date:

Drinking water systems would be tested every 6 months. The first round of sampling would be completed by August 31, 2007. The requirement to undertake community wide sampling is permanent.

The due date for the first round of sampling falls within the summer vacation period. Supply authorities will be short staffed due to vacations. Customers will be more difficult to contact and schedule for sampling due again to vacations that they may undertake. We recommend that this due date be changed to September 30.

Furthermore, we recommend the semi-annual due dates be set at March 31 and September 30 for the ongoing testing. This schedule would be more conducive to ensuring both staff and consumers are available for the sampling.

5. Page 3 – regarding sampling protocol:

- ensure tap and plumbing system is unused for 6 hours;

The sampling protocol, both for the community-wide testing and the sentinel program, calls for the plumbing to be unused for 6 hours prior to drawing the first sample. We believe this requirement is impractical and unrealistic. It will be a logistics nightmare to first, try and find enough volunteers that will dutifully abstain from using their facilities for this length of time, and second, to ensure we have our staff on-site at the right moment to take the sample.

Presumably, the 6 hours stagnation would occur during the night when the occupants are asleep. How would we ensure our staff are at their door precisely at 06:00, for example, to take the sample before the homeowner needs to use the plumbing? (Furthermore, the Sentinel Program would require this testing every two weeks.) What homeowner would want to subject themselves to this regimen? How could we ensure the consumer lives up to their commitment? Also, with 60 homes to be sampled in relatively the same time period, we would not have the staff (i.e. Certified Operators or Water Quality Analysts) available to visit each residence simultaneously first thing in the morning.

Furthermore, this requirement, with respect to multi-unit residential facilities, would be impossible to enforce. How would the supply authority ensure that one hundred or more occupants in a large, multi-unit apartment building refrain from using water for six hours? In our opinion, this requirement is not attainable and should be deleted for multi-unit dwellings.

As an alternative, it may be possible to achieve the 6 hour period in single family dwellings if the regulation allows for a willing resident of the dwelling to take the sample. In this scenario, the supply authority would provide the proper sample bottles with appropriate instruction on proper sampling technique and collect the samples as soon as practicable after sampling.

The Ministry's Advisory Council (DWAC) in their summary report of May 31, 2007 recommended the following sampling protocol for the Community Monitoring and Sentinel Monitoring Programs:

1. Community Monitoring Program
(to identify if lead is in drinking water in homes)
(to be sampled from kitchen tap, with strainer / aerator on):

- i. 5 minute flushing, followed by
- ii. 30 minute stagnation period
- iii. Collect 1st litre (5-6 L/min. flow rate)
- iv. Collect 2nd litre (5-6 L/min. flow rate)

If more than 10% of the sample results exceed the Standard for lead (10 µg/L), then corrosion control measures and the Sentinel Monitoring Program should be initiated simultaneously.

2. Sentinel Monitoring Program
(to measure corrosion control program efficacy)
(to be sampled from kitchen tap, with strainer / aerator on, 15-20 homes, approximately every 2 weeks):

- i. 5 minute flushing, followed by
- ii. 30 minute stagnation period
- iii. Collect 1st litre, 2nd litre, 3rd litre, 4th litre, 5th litre, 6th litre, 7th litre, and 8th litre (each at 5-6 L/min. flow rate)

The DWAC has recommended procedures that are far more achievable from a logistics and public cooperation perspective. They recommend a 5 minute flush followed by 30 minutes stagnation before sampling instead of the 6 hour stagnation period. Presumably the Committee felt that this was the best alternative.

The Ministry should reconsider its decision to reject the DWAC recommendations.

6. Page 3 – regarding sampling protocol:

ensure plumbing is unused for 6 hours... draw two samples

This sampling procedure does not allow verification of the generally accepted recommendation to flush for 5 minutes. Sampling before and after flushing would prove whether or not flushing was effective. This could be used to prioritize replacement of lead services. This sampling procedure does not preclude the system being unused for more than 6 hours. If accumulation of lead in water is a function of time, inconsistent readings of lead concentration would be observed.

If the decision remains to follow the proposed protocol, we recommend that a third sample be drawn after 5 minutes of flushing.

7. Page 4 – regarding notification to occupant:

notify, within 24 hours of the time at which they were notified, the occupant of the premises where the sample was taken of the results of all tests for lead taken at their tap;

The 24 hour limit will at times be difficult to achieve from a logistics perspective. For example, if the lab results come in at the end of the day on Friday, the supply authority would incur staff overtime costs in order to notify the occupant.

We recommend the “24 hours” limit be revised to read “within the next working day”.

8. Page 5 - notification to landlords and confidentiality of testing results.

With regards to notification in general, we think there needs be provision in the regulation that provides for the landlord to receive the same notification as the tenant.

Furthermore, there needs to be clarification on the issue of confidentiality of the test results. Will the test results be public information with respect to each individual building? For example, lawyers acting on behalf of prospective purchasers currently inquire with the City Building Department and the various utilities to determine if there are any outstanding charges, liens, or hazards associated with the building. If a residence tests above the standard, should that information be provided to the Building Department for dissemination to the prospective purchaser. Will the supply authority be allowed (or compelled) to give out the test results to anyone who asks?

9. Page 5 – regarding application of corrosion control:

The corrosion control requirements would apply, to owners of large and small municipal residential systems, if test results of any one round of Community Testing meet one of the following:

- more than 10% exceed the lead standard
- more than 50% are below a pH of 7.5
- more than 50% of all alkalinity results are less than 50 mg/L calcium carbonate (CaCO₃)

The supply authority will be required to target community-wide sampling at dwellings that are either known or suspected to have lead service lines. Most likely, more than 10% of homes sampled in this scenario (after 6 hours standing time) will exceed the limit on the very first round of testing. The number of exceedances will be directly proportional to the number of lead lines in the sample population.

It is not clear how the 10% threshold was determined. We understand 10% represents the 90th percentile of samples, but what basis is this to establish a trigger point for moving to corrosion control. Why not use 20% or some other figure? This low threshold will ensure that just about every community in the province will be required to implement corrosion control.

The proposed sampling protocol does not provide for statistically representative results. The results are pre-biased by the focus on known or suspected lead services. If the intent is to obtain statistically representative results, then the sampling should be based on a truly random sampling of all homes in the community.

We do not have precise estimates at this time of what the costs will be to provide corrosion control, but most likely the costs will be substantial. Is it reasonable to impose such costs on all consumers when it may very well be possible to utilize point-of-use filters on the affected residences at a lower cost?

Also, there are other alternatives to corrosion control to prevent leaching of lead. For example, technology exists to apply an epoxy coating to the interior surface of lead service lines that effectively prevents lead leaching. Again, this alternative may be more cost effective for some communities.

The regulation should provide enough flexibility to permit a community to evaluate their particular circumstances. They should be able to weigh the alternatives to determine the one that best suits their socio-economic situation.

We would like to see the Ministry consider alternate solutions to total system corrosion control before imposing this generic solution on all communities.

Health Canada's document "Corrosion Control in Drinking Water Distribution Systems" on page 4 presents the following recommendations:

First Action Level

A 1-L sample is taken at the consumer's cold drinking water tap after the water has been stagnant for at least 6 hours. If the lead level is equal to or exceeds 0.015 mg/L in more than 10% of the samples (90th-percentile value) collected during one monitoring period, the following actions should be taken:

- Additional sampling should be conducted at the sites that did not meet the First Action Level of 0.015 mg lead/L.

Second Action Level

At those sites that have exceeded the First Action Level, a 2-L sample should be taken at the consumer's cold water tap after a period of stagnation of 30 minutes once the system has been fully flushed for 5 minutes.

When the lead level is equal to or exceeds 0.010 mg/L in any of the 2-L samples collected, one or a combination of the following corrosion control methods should be initiated by the responsible authorities:

- a public education program to inform consumers about the health risks associated with lead in drinking water and the possible remedial actions they can undertake, such as replacing their portion of the lead service line, replacing lead-based solders or fittings and/or using certified drinking water treatment devices;
- replacement of lead-based brass fittings or in-line devices or lead service lines;
- adjustments to pH and alkalinity;
- adjustments to pH and the addition of corrosion inhibitors; and/or
- replacement of pipes.

This document recommends that if water is to be sampled after 6 hours of stagnation, then the threshold for lead content should be 15 ug/L. The DWAC recommends that water should be first flushed for 5 minutes then stagnate for 30 minutes before sampling but that the threshold for lead should now be 10 ug/L. We believe the Ministry should re-evaluate their proposal and be consistent with these two expert evaluations.

If, after considering all the arguments brought forward, the Ministry concludes that water must be stagnant for 6 hours before sampling, then the lead limit for action should be set at 15 ug/L. However, if the Ministry agrees that the 6 hours stagnation is unrealistic to achieve in practice and opts for the DWAC recommended protocol, then the lead limit for action should be set at 10 ug/L.

10. Page 6 – regarding the time frame for commencing corrosion control:

Large municipal residential systems serving more than 10,000 persons would commence corrosion control actions and sentinel monitoring no later than three months after becoming aware of results from the community wide testing conducted under the Testing section 1 which make them subject to this Regulation

We assume this item would require the supply authority to have corrosion control in place and operating within three months of testing that confirms the need. This three month limit to implement corrosion control measures is unrealistic.

Once it is determined that corrosion control is required, most likely the supply authority will have to engage external specialists to perform system studies and reviews to determine the nature and extent of corrosion control systems required. Once it has been determined what type and extent of systems are required, specifications for construction will have to be prepared, contract documents prepared, tenders issued and awarded and construction scheduled and completed.

Furthermore, amendments to the Certificates of Approval will be required before construction can commence and the owner will have to generate the necessary funding. This whole process could easily take at least 12 months, depending on the particular system.

We recommend this requirement be clarified to require that planning for corrosion control be initiated within three months of the testing results confirming the need, and that corrosion control be operational within 12 months of initiating the planning.

11. Regarding application of the Ontario Drinking Water Standard to Household Sampling:

Generally speaking, it is good practice to flush drinking water before use for reasons other than the control of lead. Educational material from MOE, health units and others encourage flushing.

The Ontario Drinking Water Standard for lead is 10 ug/L. Since lead is generally not present in distribution water, but accumulates over time, utilities need direction from the Ministry as to how to apply the standard in relation to household sampling. Does the 10 ug/L criterion apply immediately after flushing, after 30 minutes, 6 hours, or any amount of stagnation time? Applying the standard to a 6-hour stagnation time is significantly different than applying it to a flushed, or 30 minute stagnation time.

We recommend the Ministry provide clear policy direction on applying the ODWS to lead sampling in households in relation to flushing and stagnation times.

Thank you for this opportunity to provide comment on this proposal. Please feel free to contact the undersigned should you require anything further.

Yours truly,
PUC Services Inc.


Dominic Parrella, P. Eng.
Vice President, Operations & Engineering

cc. Mark Howson, Chair, Public Utilities Commission
Brian Curran, President & CEO
Dan Tonon, Manager Water Treatment Operations
Paul Dalseg, Manager Water Distribution
Claudio Stefano, Manager Engineering
Andrew Hallett, Water Distribution Engineer



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OPERATIONS FAX: (705) 759-7820

June 22, 2007

Mayor J. Rowswell and Members of City Council
City of Sault Ste. Marie
Civic Centre, 99 Foster Drive
Sault Ste. Marie ON P6A 5X6

Dear Mayor Rowswell and Councillors:

As per our protocol agreement between Council and the Sault Ste. Marie Police Service with respect to the sharing of information, I have enclosed copies of the Sault Ste. Marie Police Service's 2006 Annual Report for members of Council. The annual report outlines a positive and successful year of policing in our Community.

One cannot overlook the extra efforts put forth by each and every member of our Police Service in 2006. We have been extremely successful in reducing crime through our partnerships with various community organizations and agencies, proving we are indeed a community Police Service.

A special note of appreciation is extended to the members of Council and city staff who have supported our Service through some demanding times. It is with your support that we are able to maintain a high level of effective and efficient policing services for the citizens of Sault Ste. Marie and Prince Township.

Yours truly,

Robert D. Davies
Chief of Police

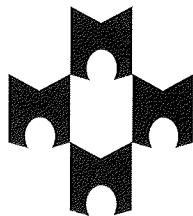
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Enclosures

cc: Mr. J. Fratesi, C.A.O.
Mrs. D. Irving, City Clerk

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer



SAULT STE. MARIE PUBLIC LIBRARY

50 EAST ST., ONTARIO P6A 3C3

DIRECTOR: W. EISENBICHLER, M.A., M.L.S.

5(z)

July 9, 2007

Mayor John Rowswell and
Members of Council

SUBJECT: Sault Ste. Marie Public Library 2006 Annual Report

I am pleased to provide you with a copy of the 2006 Annual Report of the Sault Ste. Marie Public Library.

In reading the annual report, Council will be able to appreciate how the Sault Ste. Marie Public Library is evolving to meet the new demands placed on it by changes in demography, technology and service expectations. Council should be aware that the Sault Ste. Marie Public Library Board has in place a Strategic Plan and a Marketing Plan to ensure that the library continues to meet the informational, educational and recreational needs of the community, now and into the future.

Of particular note in the enclosed annual report are:

- ✓ An enhanced focus on our community's youth, with the formation of a Teen Advisory Group to advise the library on teen services, a new Teen Area at the Main Library, and exciting new library programs geared to teens
- ✓ Promotion of literacy and a culture of reading, including the My First Library Card campaign and new literacy-based family library programs. Studies show that literacy skills and personal reading habits are important factors in determining personal success in life
- ✓ A redesigned accessible library website, with added functionality and services
- ✓ Preservation of our community's documentary heritage, with new documents of local importance added to the library's Community Archive

On behalf of the Sault Ste. Marie Public Library Board and staff, I would like to thank Council and municipal staff for your continued support of library services in our city.

Yours very truly,

Christopher Rous, Chairperson
Sault Ste. Marie Public Library Board

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi
Chief Administrative Officer

*Sault Ste. Marie Military Family Support Group
MAY ADSHEAD
SSM Support Group Facilitator
"Talking Listening Sharing Caring"*

7(b)

Mayor John Rowswell
City of Sault Ste. Marie

June 22, 2007

Dear Mayor Rowswell:

You may have seen the recent media coverage about the City of Toronto passing a resolution to have all City of Toronto Emergency Vehicles display the yellow ribbon vehicle magnets that indicate Support for our Troops.

I know that you and City Council recognize the contribution of our Sault Ste. Marie members of the armed forces as you recently honored returning reservists with plaques and presented them at City Council in April of this year.

My son Brandon Corbett, is a 19 year old Corporal with the 49th Field Regiment, a reservist from Sault Ste. Marie and is currently serving in Afghanistan.

I recently started a support group for families of Sault Ste. Marie soldiers and if City Council would take this action, it would be an encouragement to the families and the soldiers indicating their hometown is behind them.

There is a small cost of \$3.50 for the Support our Troops magnets which can be purchased through the Army Cadets by contacting Roy Harten (cell 542-9245). Roy is also a team member of the SSM Military Family Support Group. The Army Cadets sell the magnets as an initiative to raise money for school supplies for children in Afghanistan.

If this requires a resolution of City Council, my ward Councillor Susan Myers said she would take this forward on our behalf.

Please let me know if City Council can do this for our troops as Toronto has done, thank you for your assistance.

Sincerely,



May Adshead
63 Danby Street
Sault Ste. Marie
945-9628

c.c. ✓ Donna Irving City Clerk
Susan Myers – City Councillor Ward Two

Offering support on the homefront

Sault mom
helps families
cope with
soldiers serving
overseas

THE SAULT STAR

May Adshead's mission is to recruit members to a new group that lets spouses, siblings and parents cope with their loved ones serving overseas.

The Sault Ste. Marie Family Support Group, which meets monthly at Royal Canadian Legion Branch 25, is "a place to learn about what kind of things you go through when you have a deployed family member," said Adshead.

Her 19-year-old son, Brandon, is a corporal with the 49th Field Regiment. His six-month deployment in Afghanistan started in February.

The Sir James Dunn colle-



BRIAN KELLY — SAULT STAR

MAY ADSHEAD holds a photograph of herself and her son, Brandon, who is serving in Afghanistan.

giate graduate is one of seven Sault-based reservists now serving in that country.

"It's the missing of that family member, the not knowing what they're doing," said Adshead. "We do have contact quite often"; however they

can't tell us anything, and in some cases you don't want to know."

As group facilitator, Adshead wants to bring families who have welcomed back loved ones from overseas together with others experiencing their

'YOU FIND OUT YOU'RE NOT THE ONLY ONE HAVING THOSE FEELINGS. YOU FIND OUT IT'S NORMAL. TALKING DOES DISSIPATE THEM. IT MAKES THEM SMALLER.'

— May Adshead

first separation.

Talking, listening, sharing and caring is what the support group is all about.

"You get more of a calmness because that unknown is now known to some degree," said Adshead.

"You find out you're not the only one having those feelings. You find out it's normal. Talking does dissipate them. It makes them smaller."

The group's next meeting is June 27 at 7 p.m. Call Adshead at 945-9628.

FOR MORE INFORMATION, VISIT OLG.CA

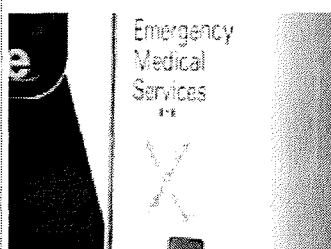


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A 'Support Our Troops' ribbon is seen on the back of a Toronto Emergency Medical Services ambulance.

City votes to keep 'Support Our Troops' decals

Updated Wed, Jun. 20 2007 6:39 PM ET

CTV.ca News Staff

Toronto councillors voted unanimously on Wednesday to extend the use of 'Support Our Troops' decals on fire and emergency medical service vehicles.

Facing a potential backlash, city council voted the ribbons will stay on all emergency vehicles indefinitely.

Before making the vote, council held a moment of silence for three more Canadian soldiers who died in Afghanistan.

Although he initially was opposed to the motion, Toronto Mayor David Miller said extending the decal's presence was the right thing to do. When asked why he changed his mind on the motion, Miller responded: "Today's deaths brought it home."

"I think it's important that Canadians understand Toronto's position and I think it's doubly important on a day when three soldiers give their lives in support of our country that we make that statement," Miller said during the council session.

The new motion means ribbons will be allowed on police vehicles as well.

Earlier this week, emergency services were told the magnetic ribbons must be removed from all city-owned vehicles by Sept. 4.

Coun. Frances Nunziata made a motion on Tuesday that council extend the use of the decals.

"Leave things the way they are. Leave the

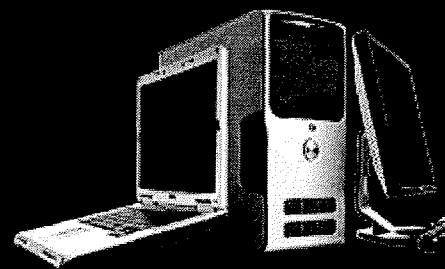


Although he initially was opposed to the motion, Toronto Mayor David Miller said extending the decal's presence was the right thing to do.



Coun. Frances Nunziata made a motion on Tuesday that council extend the use of the decals.

Shop Dell Canada with Phil & Alli.



VIDEO

- CTV News: Scott Laurie reports on the debate 1:49
- Mike Duffy Live: Charles Adler on the debate 5:31
- CTV Toronto: Desmond Brown details debate 2:27
- CTV Newsnet: Bob Butt, Royal Canadian Legion 2:12
- CTV Toronto: Debate rages on the dispute 3:17

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7(b)

ribbons," Nunziata told reporters.

She said she brought the motion forward after receiving calls from concerned veterans.

Tourists from across the country threatened to boycott Toronto as a vacation destination if the decals were removed.

Councillors apologized on Wednesday to those offended by the original decision to have the decals removed.



'It's been an embarrassment and I personally apologize to all Canadians and of course the troops,' Coun. Giorgio Mammoliti said.

"It's been an embarrassment and I personally apologize to all Canadians and of course the troops," Coun. Giorgio Mammoliti said.

Some speculate the decision to remove the ribbons came about because proper protocol to post the decals on city-owned vehicles was not followed.

Others say city council does not want the vehicles to appear supportive of the controversial war in Afghanistan.

However, city officials said Tuesday that the decal campaign was only ever intended to last for one year.

Public relations staff, Toronto EMS Chief Bruce Farr and Fire Chief Bill Stewart held an hour-long meeting on the issue.

After the meeting, Farr and Stewart said the campaign was following a pre-determined schedule.

"That is part of our maintenance rotation stating in September this year. It's our intention to peel the stickers off," Farr said.

Stewart said there was no city hall order to have the stickers removed.

Miller has said that while emergency crews should continue to support Canadian troops, one year was sufficient for the decal program.

"It's controversial on both sides. There are people who see it as support for the troops and there are people who see it as support for war," Miller said.

EMS paid about \$3,000 from taxpayer funds for the decals, while the fire department used roughly the same amount from union funds.

The decals are currently on 170 fire trucks, 147 ambulances and 25 EMS cars and SUVs.

Coun. Janet Davis told the *Toronto Star* she supports Canada's troops, but opposed the use of the decals.

"I don't think we should be using city facilities or vehicles for promoting political messages about matters that fall outside the city's jurisdiction, particularly if they're contentious," she said.

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'Support-Our-Troops' decals considered (10:25 a.m.)

Yellow ribbons would be attached to city emergency vehicles

Michelle Collins

edmontonjournal.com

Thursday, June 21, 2007

EDMONTON - Yellow "Support-Our-Troops" decals may soon appear on Edmonton's emergency vehicles as a show of moral support to the soldiers fighting in Afghanistan.

Conservative MP Laurie Hawn stood on the steps of city hall this morning to hand over 30 of the magnetic decals to Coun. Ed Gibbons and Councillor Mike Nickel.

The councillors will put forward a motion to adorn the city's emergency vehicles with the decals in two weeks and hope to launch the campaign within a month.

"This is something we need to do and we need to spread it across the country," Hawn said. "This is just a visual dedication of how much the city of Edmonton supports the troops."

The announcement comes one day after Toronto city council nearly voted to remove the same decals from their emergency vehicles. The campaign was launched by the city's fire and ambulance chiefs almost one year ago, and was to end this fall.

Toronto Mayor David Miller said some in the city were expressing concern that the nearly 350 decals meant the city was expressing an opinion of support for the war. The council voted unanimously Wednesday to keep the decals on until the mission in Afghanistan is over.

"It's good to see that Toronto's got their heads screwed on straight," Nickel said.

Gibbons said today is a sad day, one day after three Canadian soldiers were killed south of Kandahar by a roadside bomb.

"On behalf of the city Edmonton, this is very very important," Gibbons said.

"It's heart-wrenching, but it's the job and they know it's the job," Nickel said. "But it doesn't make it any easier."

Hawn said he has sent letters to all members of Parliament asking that they do the same in their own cities and said he expects a positive response.

Councillor Kim Krushell said she has no problem with the idea.



CREDIT: Canwest News Service

The City of Toronto has decided to phase out Support-Our-Troops decals from their emergency vehicles. Edmonton city council will consider a motion to put the decals on Edmonton's emergency vehicles.

7(b)

"I don't see what the big deal is if we put yellow ribbons on our emergency vehicles to show our support," Krushell said. "I think people can support the soldiers without getting into the issue of what particular mission that soldier is on."

Paulette Whiteside, whose husband spent seven months in Afghanistan in 2004, said this kind of support really does make a difference.

"Just knowing that we're not alone, that there's other Edmontonians out there who support them too," Whiteside said. "Because it's very hard on the families."

Whiteside said she felt a lack of support while her husband was in Afghanistan, particularly because the mission was in its early stages. Whiteside kept a yellow ribbon tied on her front porch while her husband was there.

"You do need to support them," she said.

Whiteside's daughter Sarah said she thinks putting the yellow decals on Edmonton's emergency vehicles is fantastic.

"What better way to show your support for the troops," she said.

The flags in front of City Hall are flying at half-mast today in honour of the fallen soldiers.

mcollins@thejournal.canwest.com

CLOSE WINDOW

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10(a)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2007-129

AGREEMENTS: (L.5.2.4.) A by-law to authorize an agreement with the City and New Era Ticketing to provide services to the Steelback Centre

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

1. **EXECUTION OF DOCUMENTS**

The Mayor and the Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to an agreement in the form of Schedule "A" hereto dated the 9th of July, 2007 and made between the City and New Era Ticketing to provide a Box Office Ticketing System Solution for a period of five (5) years.

2. **SCHEDULE "A"**

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

3. **EFFECTIVE DATE**

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

READ THREE TIMES and **PASSED** in open Council this 9th day of July, 2007.

MAYOR – JOHN ROWSWELL

CITY CLERK – DONNA IRVING

10(a)

SERVICE AND USAGE AGREEMENT

Organization Name:	The Corporation of the City of Sault St. Marie – Steelback Centre	(hereinafter referred to as "Customer")
Mailing Address:	269 Queen Street E., Sault St. Marie, Ontario, PGA1Y9, Canada	
Installation Address:	269 Queen Street E., Sault St. Marie, Ontario, PGA1Y9, Canada	

hereby contracts for, and agrees to accept, and Patron Solutions, L.P., d/b/a New Era Tickets, a Pennsylvania limited partnership, (hereinafter referred to as "NE") by its acceptance, as evidenced by its execution of this Service and Usage Agreement (the "Agreement"), agrees to provide, subject to the attached terms and conditions, the Hardware, Software, and services listed below, at the below listed fees. The attached Addenda are an integral part of this Agreement and this Agreement shall be of no force or effect unless the Agreement and each Addendum are signed by the parties hereto.

Hardware, Software and/or supplies provided by NE:

Qty.	Description	Qty.	Description
As Needed	Ticket Stock	1	Box Office Scanner(s)
0	PC Workstation(s)	0	Report Printer(s)
8	Credit Card Swipe(s)	1	Access Control Server(s)
8	Ticket Printer(s)	12	Access Control Reader(s)
1	Concurrent Report Writer Users	12	Concurrent Box Office Users

Schedule of fees payable to NE by Customer:**General Services**

Event setup (Per Event):	\$0.00
Processing fee for all sales paid via credit card:	3.0%
Optional Consumer Survey Fee (per Event):	\$175.00

e.Venue Services (Additional Optional Services)

Print-at-home Ticket delivery:	The greater of 50% of the fees established by Customer for Print-at-Home Ticket delivery or \$1.25 per order.
On-Line Combo sales and renewals:	The greater of 80% of the fees established by Customer for On-Line Combo sales and renewals or \$5.50 per order.
Payment plan (additional on-line payments processed after the first payment):	\$4.00 per payment.
Group Ticket Window:	The greater of 80% of the fees established by Customer for Group Ticket Window sales or \$0.90 per Ticket.
Primary Auction:	Standard fee for Tickets sold via the Internet, as outlined herein, plus 10% of the gross amount over the established Ticket price and any Convenience Fees built into the starting bid price.
Secondary Auction or Ticket Marketplace:	The greater of 10% of the gross amount over the starting bid value or \$5.50 per order.
Ticket Forwarding:	The greater of 80% of the fees established by Customer for Ticket forwarding or \$1.70 per order.
On-line check payment:	\$6.50 per transaction.

10(a)

Ticket Sales

Method of Sale	Year 1	Year 2	Year 3	Year 4	Year 5
Sold at Box Office (per Ticket):	\$0.20	\$0.20	\$0.20	\$0.20	\$0.20
Sold or issued at Customer established Outlets (per Ticket):	\$1.50	\$1.50	\$1.75	\$1.75	\$2.00
Sold as Combos (per Ticket at the Box Office):	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Complimentary Tickets issued at the Box Office (per Ticket):	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Tickets sold or issued via the Internet (per Ticket):	\$3.00	\$3.00	\$3.25	\$3.25	\$3.50
Tickets sold or issued at NE Outlets (per Ticket):	N/A	N/A	N/A	N/A	N/A
Tickets sold or issued at NE Call Center (per Ticket):	\$4.00	\$4.00	\$4.25	\$4.25	\$4.50
Telephone and/or Internet Fulfillment fee (per Ticket):	\$0.90	\$0.90	\$1.05	\$1.05	\$1.20
Annual Season Ticket Support & Maintenance	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000

Miscellaneous Item Sales (additional optional services)

Method of Sale	Year 1	Year 2	Year 3	Year 4	Year 5
Sold at Box Office (per Miscellaneous Item):	\$1.10	\$1.10	\$1.35	\$1.35	\$1.60
Sold via the Internet (per Miscellaneous Item):	\$1.10	\$1.10	\$1.35	\$1.35	\$1.60
Sold at NE Outlets (per Miscellaneous Item):	N/A	N/A	N/A	N/A	N/A
Sold at NE Call Center (per Miscellaneous Item):	\$1.65	\$1.65	\$1.90	\$1.90	\$2.15
Note – Fulfillment and express shipping fees quoted separately.	N/A	N/A	N/A	N/A	N/A

Refunded Credit Card Sales: Processing fees for refunded credit card sales are \$0.85 per order plus the fees outlined above.

Remote Sale Prohibitions: Pursuant to Section II, NE is prohibited from conducting the following types of Remote sales: Outlets.

Term: Pursuant to Section III, the Initial Term (as defined herein) of the Agreement will commence on August 15, 2007 and continue for five (5) years through August 14, 2012.

Settlement: Pursuant to Section IV (e), Settlement shall occur Friday of each week for all sales that occurred the Monday through Sunday of the preceding week.

Annual Ticket Sales Minimums: Pursuant to Section V (b), Customer agrees to sell a minimum of 70,000 Tickets per year through the System.

All prices are Canadian Dollars.

10 (a)

THIS AGREEMENT is made on the date of the last signature set forth on the last page of this Agreement.

IN CONSIDERATION of the mutual covenants contained herein being kept, paid and performed, the parties hereto agree as follows:

I. DEFINITIONS. As used throughout this Agreement:

- (a) **ACCESS CONTROL** shall mean the ability to monitor attendance and validate Tickets in order to control admission to a Facility by reading bar coded Tickets with electronic scanners.
- (b) **ATTRACTION** shall mean a theatrical production, leisure or educational activity, concert, motion picture, sporting event, permanent or temporary exhibit or any other activity for which Tickets are sold, and as to which Customer or Client has the right to sell such Tickets. An Attraction may only be one Event, if only one Event is presented, or may encompass a series of Events. An Attraction does not include a consumer show or exhibition so long as no other computerized ticketing company or system is used.
- (c) **BOX OFFICE** shall mean a physical location where Ticket sales are conducted using Customer or Client staff.
- (d) **CLIENT** shall mean an organization that presents an Event at a Customer managed or owned Facility and/or contracts with Customer for Ticket sales.
- (e) **COMBO** shall mean a collection of Tickets for multiple Events or a series of Events (for example, Season Tickets) that are packaged together and sold as a single item. For settlement purposes, sales of Combos are coded as "C" in the System.
- (f) **COMPLIMENTARY TICKETS** shall mean Tickets processed and printed at the Box Office by Customer or Client which are accounted for in the Settlement at no dollar value.
- (g) **CONVENIENCE FEES** shall mean additional money charged by Customer or Client to Ticket Buyers in excess of the established Ticket price. The Convenience Fees shall be set by Customer in its sole discretion. Except as otherwise expressly set forth herein, Customer shall be entitled to retain 100% of the Convenience Fees. Notwithstanding anything contained herein to the contrary, Customer shall pay to NE any and all fees due to NE hereunder regardless of the Convenience Fees charged by Customer.
- (h) **EVENT** shall mean an individual presentation of an Attraction.
- (i) **E.VENUE** shall mean the Software programs provided by NE which enable Customer to sell and support the sale and/or resale of Tickets, Miscellaneous Items, and/or Combos, print Tickets from home and send communications via the Internet.
- (j) **FACILITY** shall mean the theater, arena, stadium, concert hall or other premises where an Event is to be performed.
- (k) **FULFILLMENT** shall mean the printing and delivery of Tickets, via US mail, to Ticket Buyers.
- (l) **GROUP SALES** shall mean the sale of Tickets to fifteen (15) or more individuals who intend to attend the Attraction as a group, not individually.
- (m) **GROUP TICKET WINDOW** shall mean the online group ticket manager that enables Customer and/or Clients to conduct Group Sales.
- (n) **HARDWARE** shall mean the equipment provided to Customer by NE as set forth on the front of this Agreement.
- (o) **MISCELLANEOUS ITEM** shall mean any unit of merchandise, added worth, product, property, parking pass, or other service sold by or on behalf of Customer or Client through the System. For settlement purposes, sales of Miscellaneous Items are coded as "M" in the system.
- (p) **OPEN SEATS** shall mean seats for an Event which are available for sale on the System.
- (q) **PRIMARY AUCTION** shall mean any bidding process for Tickets and/or Miscellaneous Items conducted by Customer or any Client in which Tickets are offered for sale for the first time (as opposed to being resold via a Secondary Auction or Ticket Marketplace).
- (r) **REMOTE** shall mean any method of Ticket sale where the sale originates anywhere other than in person at the Box Office and Tickets are authorized for sale for Events. A Remote can include a computer terminal location away from the Box Office (i.e., an Outlet), a telephone call center ("Call Center"), an Internet web site, an interactive television channel, a self-service kiosk, a personal digital assistant, a cell phone or any other means or methods, whether now existing or hereinafter developed, to transact Ticket sales or distribute Tickets from anywhere other than in person at the Box Office.
- (s) **SECONDARY AUCTION and/or TICKET MARKETPLACE** shall mean a secondary market service, established either by Customer or Client, where a Ticket Buyer can re-sell Tickets and/or Miscellaneous Items to another individual.
- (t) **SOFTWARE** shall mean those computer programs provided by NE to Customer or Client used to conduct Ticket sales.
- (u) **SYSTEM** shall mean the Hardware, Software, personnel and procedures established and maintained by NE for the purpose of selling, auditing and maintaining control of Tickets for Events.
- (v) **TICKET** shall mean any form of evidence of the right to occupy space, or obtain entry to an Event, that has been issued and accounted for by the System and/or authorized as valid by the System. For settlement purposes, sales of Tickets are coded as "S" in the System.
- (w) **TICKET BUYER** shall mean those persons that buy Tickets for Events by means of the System.
- (x) **TICKET FORWARDING** shall mean the ability to enable one individual to transfer Ticket(s) to another individual by means of the System.
- (y) **VALUE PACKAGE** shall mean a combination of a Ticket and/or a Combo plus a Miscellaneous Item, all of which are packaged together and sold as a single unit. For each Value Package sold, Customer shall pay NE a fee equal to the sum of the individual fees of each of the items comprising the Value Package.

10(a)

- II. **AUTHORIZATION.** NE hereby grants to Customer a non-exclusive, non-transferable, revocable right and license to use the System for all Events, and Customer hereby agrees to use the System for all Events as set forth herein. Customer hereby grants to NE the exclusive authority to sell, on behalf of Customer, Tickets through the System, for all Events for any Attraction produced or presented in whole or in part by Customer, and/or held at a Customer managed or owned Facility and made generally available to the public, and/or for which Customer has the authority to sell Tickets. Furthermore, except for those Remotes noted on the front of this Agreement after the heading "Remote Sales Prohibition," Customer agrees that it will not use any other method of sale or any secondary market service during the Term (as defined below) of this Agreement and that, consistent with the foregoing, Tickets sold at the Box Office will be sold using the System exclusively. Customer further agrees that the exclusive rights granted to NE hereunder extend to both Primary Auctions and Secondary Auctions of any Tickets and/or the sale of any Miscellaneous Items and shall include any and all future technologies, means and/or methods developed for Ticket sales or distribution. Customer also acknowledges that the authorization outlined in this Section II extends to all Clients of Customer and that all Tickets sold for an Event, regardless of how sold (including Client Ticket sales and Combos), will be considered processed by the System and subject to the fees contained herein. The parties acknowledge that NE does not guarantee that any minimum or fixed number of Tickets will be sold through the System for any Event.
- III. **TERM.** This Agreement shall commence, and will continue in full force and effect, for the term set forth as outlined on the front of this Agreement (the "Initial Term"). This Agreement shall thereafter be automatically renewed for successive twelve (12) month terms (each a "Renewal Term") unless one party gives the other party written notice to the contrary at least ninety (90) days but no more than one hundred twenty (120) days prior to expiration of the Initial Term or the then current Renewal Term, as the case may be. The Initial Term and all Renewal Terms shall be collectively referred to as the "Term." All Attractions that go on sale during the Term of this Agreement will be governed by this Agreement.
- IV. **SERVICES PROVIDED BY NE.** The responsibilities of NE shall be limited strictly to maintaining and operating the System, and providing the following services:
- (a) Providing the means for total Event setup for Customer Attractions in accordance with Customer's reasonable needs and System capabilities not requiring Software programming changes. Before Tickets to an Attraction are sold through the System, Customer must approve the Event setup, Ticket pricing and Convenience Fees for such Attractions. In the event standard Ticket stock is provided by NE, Customer retains the right to approve (such approval not to be unreasonably withheld) any advertising on the back of Tickets for Tickets sold at the Box Office, Call Center and by Internet (but not at any NE Remote). NE shall have no liability to Customer on account of any advertising or other content on the back of Tickets, whether sold at the Box Office, a Call Center or by Internet or any NE Remote.
 - (b) Selling Tickets for an Attraction upon instructions from Customer at the fees payable to NE as outlined on the front of this Agreement.
 - (c) Providing access to Event and operator reports based upon System transactions and access to sales distribution reports if, and as reasonably, requested by Customer.
 - (d) At its discretion, promoting and advertising Customer's use of the System. Customer shall procure for the benefit of NE all consents and approvals which are necessary to permit NE to use any name, logo or other mark associated with or otherwise referring to Customer, Client or the Facility.
 - (e) Collecting all money received from sales managed by NE for Customer and holding all monies, including applicable taxes, less amounts due NE, in trust for the benefit of Customer and, where applicable, Event promoters and Clients. NE will make such funds available to Customer by ACH Transfer, less any amounts due NE by Customer according to the schedule stated on the front of this Agreement or as otherwise reserved as provided in Section VI (the "Settlement"). Each dispersal of funds to Customers shall be accompanied by a System report. System reports will form the basis for determining the gross receipts and deductions for Customer sales and shall be conclusive as to all amounts contained therein. At all times during the Term of this Agreement and for one (1) year thereafter, but no more than once per year, Customer shall have the right, at its own expense and on reasonable prior notice, to audit sales managed by NE for Customer.
 - (f) Providing to Customer the Hardware as listed on the front of this Agreement. Such Hardware shall remain the exclusive property of NE, and Customer shall have no right therein. Customer shall not remove or otherwise alter any label affixed to the Hardware which states that the Hardware is owned by NE. NE shall place the Hardware in the location(s) reasonably requested by Customer and Customer hereby agrees that it will not remove the Hardware from such location(s) without reasonable prior notice to NE. The maintenance and upkeep of the Hardware will be the responsibility of NE except to the extent that such maintenance is necessitated by the negligent acts or omission of Customer (in which case, Customer shall be responsible for the repairs). Customer authorizes NE to file such financing statements pertaining to the Hardware, with or without Customer signature, as NE determines necessary to indicate NE's continuing ownership therein. In the event Customer fails to pay any sum hereunder when due, then, subject to the notice and cure provisions of Section VIII, NE may, in addition to all other rights and remedies to which NE is entitled at law or in equity, at the option of NE: (i) cease delivery or any other service until paid in full, and/or (ii) enter upon Customer premises, without liability, or trespass or damage, with or without notice, and take possession of and remove the Hardware. At the end of this Agreement, and provided all terms and conditions of this Agreement have been met, including but not limited to attainment of required minimum sales as set forth on the front of this Agreement, title to the Hardware shall be immediately conveyed to Customer for One Dollar (\$1.00), free of all claims or liens.

10(a)

- (g) Operating the System in accordance with NE's normal business hours as outlined in Addendum A.
- (h) If authorized by Customer to conduct telephone sales on its behalf, establishing a staff and maintaining, at its expense, a Call Center on behalf of Customer with respect to Attractions and, in that regard, receiving telephone calls for Ticket and Miscellaneous Item sales. Such Call Center will be adequately staffed to perform ongoing licensed user assistance with respect to Ticket and Miscellaneous Item sales during NE's normal business hours.
- (i) Maintaining, at its sole expense, a central computer facility at such location or locations as NE deems necessary for the operation of the System. The central computer facility will be in operation during NE normal business hours and will be adequately staffed to perform all ongoing licensed user assistance, maintenance and repair services required to be performed by NE under this Agreement.
- (j) Providing Customer with the ability to process payment for all sales with Visa, MasterCard, Discover, and American Express credit cards. Processing fees charged to Customer by NE are set forth on the front of this Agreement and are subject to automatic increase due to increases imposed on NE by its merchant bank. Customer also agrees to pay all credit card fees relative to the purchase price of such sales, any additional Convenience Fees that Customer may add to the sale, taxes or any other charges added to the price, and all fees imposed by the merchant bank or any credit card network or association for refunds that Customer may make or authorize NE to make. Customer is responsible for all costs or expenses related to fraudulent credit card use, charge-backs or disputes, and any other fees associated therewith (individually and collectively "Charge-Backs"). NE will make every reasonable effort to document the Charge-Backs with its merchant bank and to rectify the Charge-Backs with purchasers. Any unresolved Charge-Backs will be documented to Customer and deducted at Settlement.
- (k) Training a sufficient number of Customer employees who shall be responsible for the initial staffing of the Box Office and for the operation of the System. NE agrees to provide additional training to other employees of Customer to the extent such training is necessary as a consequence of changes in, or a modification of, the System, or NE's method of operation. To the extent of any change in personnel by Customer in connection with Box Office staff or staff at another location designated by Customer, requiring additional training beyond that initially contemplated hereunder, Customer agrees to absorb all of the expenses thereof.
- (l) Creating and maintaining a Customer-branded Internet site hosted by NE at a URL to be designated by NE (the "Site"). The Site will provide to Customer the functions reasonably required for Customer to transact to the public its Tickets, Miscellaneous Items, payments, subscription orders and other items of value directly from the Site using e.Venue. NE will take the commercially reasonable steps to ensure that the Site is secure, functional, and continually available to Customer and the public (subject to network interruptions and reasonable downtime for maintenance, upgrades and repairs). As part of a private label offering for Customer employing the Licensed Services (as defined in Section IV(m) below), NE shall, at its sole cost and expense, among other matters to be undertaken, brand the graphical user interface to the Site with Customer's logo and trademarks and service marks, so that the Site and any other products or services visible to Customer's patrons shall have the "look and feel" of Customer. NE may subcontract any portion of the Site contemplated herein, provided that NE shall be responsible for the conduct and performance of each subcontractor as if NE had performed all of the subcontracted services.
- (m) Providing email services, which include: (i) an Internet-based, email marketing solution that allows Customer to send targeted, personalized email promotional messages to fans, patrons and visitors; (ii) dynamic registration interface which includes a landing page with customizable text and graphics and a registration page with customizable newsletter sign up, topics and demographic questions; (iii) a database that will collect the registration information and includes automated and manual reporting on the data stored in the database; (iv) outbound e-mail transmission to selected segments of the database with basic functionality including text and HTML formatting, click tracking and advanced scheduling; and (v) up to 50,000 mail messages per month (collectively, the "Licensed Services"). Mail messages in excess of 50,000 per month will be billed at \$500 for each 100,000 message block. Unused messages do not rollover into the following month. The Licensed Services will be accessible to Customer through the Site.

V. OBLIGATIONS OF CUSTOMER. The responsibilities of Customer shall be as follows:

- (a) Paying NE all compensation and fees as outlined on the front of this Agreement, without deduction or set-off of any kind or nature. NE's compensation and fees will be invoiced to Customer or withheld from Settlement. NE's compensation and fees are due and payable for all sales processed or considered processed through the System, including Combo and Ticket sales for cancelled Events.
- (b) Selling the minimum number of Tickets as set forth on the front of this Agreement.
- (c) Assuming responsibility for the input and accuracy of all data necessary for Event setup.
- (d) Using the System exclusively to issue Tickets, and honoring or causing to be honored all Tickets properly issued for all Events.
- (e) Allowing the sale of all Open Seats for each Event at all Remotes unless otherwise noted on the front of this Agreement. The availability and selection of seats shall be the same for all Remotes engaged in Ticket transactions for each Event.
- (f) In all advertising or other promotional material which it creates, causes to be produced, controls or recommends, promoting the fact that Tickets are available via the Call Center and the Internet and including and featuring the Call Center telephone number and Internet URL where consumers can purchase Tickets.
- (g) Paying any and all amusement, sales, admission, or other taxes based on this Agreement on all sales.

10(a)

- (h) Customer is not responsible for any taxes based on the net income of NE.
- (i) Unless otherwise noted in this Agreement, paying for the costs of all supplies which it uses for the operation of the System, including printer paper, toner, and ribbons.
- (j) At Customer's expense, (i) preparing the site, and all Customer managed Outlet locations, if any, so all facilities including, without limitation, space, electrical power, air conditioning, cabling, and telephone circuits are in accordance with installation specifications provided by NE; (ii) installing all cabling for Access Control; and (iii) expanding the Customer-owned PC network and/or telephone system as may be required by NE. Furthermore, Customer is responsible for the installation and monthly costs of all communication line connections between Facility(ies), Customer managed Outlets and the NE computer center.
- (k) Informing NE of all major on-sale dates and/or advertising campaigns.
- (l) Paying a reasonable fee to NE to procure services, equipment, and supplies needed to meet Customer requests for System changes. NE shall obtain the approval of Customer before incurring any fee over five hundred dollars (\$500.00). Customer understands that System changes may require services, supplies, or equipment of third parties, and they may not be readily available to NE; however, NE will use commercially reasonable efforts to obtain such services, supplies, or equipment upon request of Customer.
- (m) Staffing a Box Office at its Facility(ies), or other location(s) that it designates for the sale of Tickets and Miscellaneous Items, with either its employees or the employees of a Client, which employees shall be responsible for the proper operation of (including the sale of Tickets and Miscellaneous Items through) the System.
- (n) At its own expense, providing and maintaining at all times during the term hereof insurance or a program of self-insurance in an amount equal to the replacement cost of the Hardware as determined by NE and documented to the Customer by NE to protect NE against the loss or damage of the Hardware located at the Customer Facility(ies) as a result of fire, vandalism, malicious mischief, theft or any other cause. Should the Customer become unable to provide or maintain the required insurance coverage or a program of self-insurance the Customer shall promptly notify NE in writing prior to the expiration of any such coverage or a cessation of such self-insurance program and, thereafter, NE shall have the right, but shall not be obligated, to provide insurance coverage for the occurrences specified above and charge the Customer the costs of such insurance coverage.
- (o) Customer hereby acknowledges that its rights to the System are as a licensee, and that no rights in the System, including, but not limited to the Software, shall vest in Customer, other than the Hardware to the extent conveyed upon termination at the end of the Term in accordance with Section IV(f). The license granted herein shall automatically terminate upon notice from NE to Customer upon any default by Customer hereunder, subject to the notice and cure provisions of Section VIII.

VI. CANCELLED EVENTS.

- (a) Customer acknowledges and agrees that in the case of any cancellation of an Event for which NE processes payment via credit card, NE is obligated to make refunds to those Ticket Buyers that paid for Tickets via credit card, within two (2) business days of the time of Customer's announcement of the cancellation of the Event. Customer authorizes NE to refund the Customer established Ticket price and Convenience Fee(s) and shall (i) promptly and effectively advertise to the general public its policy and procedures on refunds to Ticket holders and, (ii) within two (2) business days of Customer's announcement of the cancelled Event, provide NE with sufficient funds, based on the System reports, to make such refunds, provided that NE may withhold funds from the sale of Tickets to other Customer Events to the extent of any deficiency in funds to make refunds. Any failure by Customer to timely remit the required funds as requested by NE shall entitle NE to terminate this Agreement in addition to any other right to which NE may then be entitled. Notwithstanding the cancellation of any Event, NE shall be entitled to all fees as stated on the front of this Agreement with respect to the sale of Tickets to the cancelled Event, in addition to all credit card fees.
- (b) As a condition to any termination of this Agreement by Customer, whether upon expiration of the Term or otherwise, Customer shall be required to remit to NE funds equal to the Ticket price and Convenience Fees for all Tickets sold via credit card for Events of Customer scheduled to occur after the date of termination (each a "Post Termination Event"), which NE shall deposit in an interest bearing segregated account and from which NE shall be entitled to pay refunds on account of any Post Termination Event which is cancelled. Upon the occurrence of any Post Termination Event, NE shall remit to Customer, within two (2) business days from the date of such Post Termination Event, an amount equal to the Ticket Price and Convenience Fees sold via credit card for such Post Termination Event held in the NE segregated account, together with interest earned thereon, less any amounts due NE from Customer.

VII. INDEMNITY. Customer shall indemnify and save harmless NE and its affiliates against and from all claims, actions, demands, costs, damages, losses or expenses of any kind whatsoever (including, without limitation, reasonable attorneys fees and expenses) resulting from or in connection with (i) the operation of the System under this Agreement (whether by Customer or NE), and/or (ii) the operation of the Facility including, without limitation, security measures or precautions (or lack thereof) in connection with any Event at the Facility for which Tickets are sold. NE shall indemnify and save harmless Customer and its affiliates against and from all claims, actions, demands, costs, damages, losses or expenses of any kind whatsoever, including reasonable attorney fees and expenses, arising out of any third party claims of infringement of intellectual property rights with respect to Customer's use of the System or any component thereof.

- VIII. PREMATURE TERMINATION BY EITHER PARTY.** Either party hereto may terminate this Agreement in the event that the other party (i) fails to timely account for and make payment of all amounts hereunder when due, and such failure is not cured within fifteen (15) days after written notice thereof is sent to the other party, or (ii) fails to perform any other obligations required of it hereunder, and such failure is not cured within thirty (30) days after written notice thereof is sent to the other party. Such termination shall be effective upon the notifying party mailing a notice to the other party declaring its election to terminate. In addition, this Agreement shall automatically terminate in the event that either party liquidates, whether voluntarily or involuntarily, suffers the appointment of a receiver for all or a substantial part of its assets or business, or otherwise takes advantage of or is subject to any other law relating to bankruptcy, insolvency, or relief from the claims of creditors. No premature termination of this Agreement shall affect any right of either party accruing prior to such termination, whether such right is conferred by the terms of this Agreement or arises under general principles of law.
- IX. CONFIDENTIALITY.** Each party will preserve as confidential the proprietary information of the other party, including business practices, products, technology (including, without limitation, any information, design specifications programs and any other supporting or related materials or information whatsoever relating to the System, the Hardware and the Software), customer lists, know-how, and any other information that is treated as confidential and is of value to the other party; provided, however, that the foregoing shall not apply to any information which becomes a matter of general knowledge within the public domain or if the recipient of such information is obligated to disclose the same by reason of any court order. Customer retains the exclusive rights to all Ticket Buyer information with respect to those persons who purchase Tickets for Customer Events, including name, mailing address, email address, and telephone number.
- X. LIMITATION OF LIABILITY.** NE will not be liable for any claims, actions, suits, proceedings, costs, expenses, damages or liabilities arising out of NE's performance under this Agreement except to the extent that it has been finally and judicially determined, without right of appeal, that NE has engaged in willful misconduct. Operation of the System and the use of the Hardware and any other products and services identified in this Agreement are the sole responsibility of Customer. NE's obligations and liability under this Agreement extend solely to Customer. NE's liability hereunder for damages, regardless of the form or nature of the action, shall not exceed the fees or other charges paid to NE by Customer under this Agreement. NEITHER NE NOR ANY MANUFACTURER OR SOFTWARE PROVIDER FOR THIS SYSTEM SHALL IN ANY EVENT BE LIABLE FOR SPECIAL, INDIRECT, INCIDENTAL, PUNITIVE OR CONSEQUENTIAL DAMAGES, INCLUDING, BUT NOT LIMITED TO LOST INCOME, LOST REVENUE, OR LOST PROFIT, WHETHER SUCH DAMAGES WERE FORESEEABLE OR NOT AT THE TIME THAT THIS AGREEMENT WAS ENTERED INTO AND WHETHER OR NOT SUCH DAMAGES ARISE OUT OF BREACH OF WARRANTY, A BREACH OF THIS AGREEMENT, NEGLIGENCE, STRICT LIABILITY OR ANY OTHER THEORY OF LIABILITY.
- XI. FORCE MAJEURE.** In the event that a party is prevented or delayed in the performance of any of its obligations under this Agreement (not including any payment obligation hereunder) due to circumstances beyond its control, including but not limited to strikes, lockouts, or other differences with workers or unions, lightning, weather, fire, flood, acts of God, hostilities, civil commotion, nuclear incidents, government acts, orders or regulations, failure of technical facilities or other reason of a like or similar nature, then performance hereunder by the affected party shall be excused for the period of delay.
- XII. COMPLIANCE WITH LAW; GOVERNING LAW.** The parties hereto (i) are duly organized and in good standing under the laws of the State indicated as its State of organization, (ii) have the power to enter into and perform the duties outlined in this Agreement, and (iii) shall each comply with all laws and regulations respectively applicable to each party in connection with the operations contemplated hereunder. This Agreement shall be governed by and construed in accordance with the laws of the Commonwealth of Pennsylvania, notwithstanding conflict of laws provisions to the contrary. Customer agrees and submits to the exclusive jurisdiction of the state and federal courts sitting in Philadelphia, Pennsylvania, agrees that venue would be proper in such jurisdiction and waives any objection that such court would be an improper or inconvenient forum for the resolution of any such dispute.
- XIII. RELATIONSHIP.** This is not an agreement of lease, partnership, or employment of NE or any of NE's employees by Customer. NE shall not order any merchandise or equipment, incur any indebtedness, enter into any undertaking, or make any commitment in the name of Customer, except as required to advertise, publicize, sell, or do all things pursuant or incidental to the purposes and intents of this Agreement.
- XIV. NOTICE.** All notices, approvals or requests in connection with this Agreement shall be in writing and deemed given when deposited in the United States mail, certified, return receipt requested, or on the next business day if sent by a nationally recognized overnight courier. Notices shall be sent to the parties at their respective addresses set forth in this Agreement. Either party may change the address to which notices are to be sent by notice to the other party.
- XV. ASSIGNMENT.** Neither this Agreement nor any proceeds of the sale of Tickets and/or Miscellaneous Items may be assigned by either party without prior written consent of the other, except to a successor (by merger, purchase of assets or stock, consolidation, etc.) to all or substantially all of the assets of the assignor. To the extent that an assignment is so permitted, this Agreement shall be binding upon and inure to the benefit of the successors and assigns of either party. Any other assignment, or purported assignment, of this Agreement or the proceeds of Ticket and/or Miscellaneous Item sales shall be null and void.

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- XVI. SEVERABILITY PROVISIONS.** In the event that any provision hereof shall be deemed in violation of any law or held to be invalid by any court in which this Agreement shall be interpreted, the violation or invalidity of any particular provision shall not be deemed to affect any other provision hereof; and this Agreement shall be thereafter interpreted as though the particular provision so held to be in violation or invalid were not contained herein.
- XVII. AMENDMENT.** This Agreement contains all the terms agreed to between the parties. No statements or representations not included herein shall be binding upon the parties, and modifications or amendments of any of the terms hereof shall not be valid or binding unless made in writing and signed by NE and Customer.
- XVIII. ANTI-DISCRIMINATION.** In performing under this Agreement, neither party will discriminate against any worker, employee or applicant, or any member of the public, because of race, color, religion, sex, age, handicap or national origin or otherwise commit an unfair employment practice. Each party will take affirmative action to ensure that applicants are employed, and that employees are dealt with during employment, without regard to their race, color, religion, sex, age, handicap, or national origin. Such action shall include, but not be limited to the following: employment upgrading, demotion or transfer, recruitment or recruitment advertising, lay-off, termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be duly executed in duplicate (each of which shall be deemed an original).

AGREED TO:		ACCEPTED BY:	
The Corporation of the City of Sault St. Marie		PATRON SOLUTIONS, L.P.	
Authorized Signature	Date		
Typed or Printed Name			
John Roswell			
Title			
Mayor			
Authorized Signature	Date	Authorized Signature	Date
Typed or Printed Name		Typed or Printed Name	
Donna Irving		Fred Maglione	
Title		Title	
Clerk		President and CEO	

ACCEPTANCE OF THIS AGREEMENT IS CONTINGENT UPON ACCEPTANCE BY PATRON SOLUTIONS, L.P.

Should you have any questions concerning this Agreement, please contact:
Patron Solutions, L.P. · 701 Lee Road · Suite 305 · Wayne, PA 19087 · Telephone: 610-408-9460 Fax: 610-408-9551

10 (a)

ADDENDUM A

The following additional terms and conditions are hereby incorporated into the Agreement between Patron Solutions, L.P. and Customer to which this Addendum A is attached:

New Era Tickets Hours of Operation

		Weekdays	Saturday	Sunday	Holidays
A	Administrative Office	9 am – 5 pm EST	Closed	Closed	Closed (See note for holiday schedule**)
B	Client Support	9 am – 11 pm EST	9 am – 5 pm EST	Closed	Closed (See note for holiday schedule**)
C	Technical Support (Emergency)	All event days/nights	All event days/night	All event days/nights	All event days/nights
D	Phone Reservation Center	24/7	24/7	24/7	Closed (See note for holiday schedule**)
E	Internet Ticket Sales	24/7	24/7	24/7	24/7
F	Access to the System	24/7	24/7	24/7	24/7

A	Administrative Office available for sales, marketing, operations and accounting inquiries
B	Client Support includes non-emergency advice, maintenance and other technical inquiries
C	Technical support includes emergency only advice on days and nights of Events (up to 1 hour after the Event starts). Non-emergency inquiries subject to additional fees.
F	Access to the System (for Ticket sales and report generation) subject to occasional downtime, due to maintenance and network interruptions. To the extent possible, routine maintenance and System upgrades are scheduled during low-peak periods to minimize Customer interruption.
**	Holidays Schedule: New Year's Eve, New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Day after Thanksgiving, Christmas Eve and Christmas Day.

Hours are subject to change upon reasonable notice.

AGREED TO:		ACCEPTED BY:	
The Corporation of the City of Sault St. Marie		PATRON SOLUTIONS, L.P.	
Authorized Signature	Date		
Typed or Printed Name			
John Roswell			
Title			
Mayor			
Authorized Signature	Date	Authorized Signature	Date
Typed or Printed Name		Typed or Printed Name	
Donna Irving		Fred Maglione	
Title		Title	
Clerk		President and CEO	

10(a)

ADDENDUM B

The following additional terms and conditions are hereby incorporated into the Agreement between Patron Solutions, L.P. and Customer to which this Addendum B is attached:

1. NE shall loan the Customer the amount of fifty thousand dollars (\$50,000) upon signing of this Agreement as a recoverable advance against all Convenience Fees earned by the Customer ("Advance"). NE shall have the right to retain all Convenience Fees until such time as the entire amount of the Advance is recovered. Once the Advance has been fully recovered by NE, NE shall replenish the Advance, if at that time all financial and business conditions of the Customer remain substantially the same or better as of the date of the execution of this Agreement.

At the end of the Term or in the event of an earlier termination of this Agreement for any reason, if the Advance has not been fully recovered by NE, Customer shall remit the outstanding balance of the Advance to NE within ten (10) business days after termination occurs.

2. NE shall pay the Customer ten thousand dollars (\$10,000) per year for each year of the Agreement for industry advertising promoting Customer venues ("Marketing Support"). NE shall pay the Marketing Support within thirty (30) days of the execution of this Agreement and within thirty (30) days of the beginning of each anniversary. NE requires that such advertising incorporate the NE logo. At the end of each year the Customer will provide NE a detailed listing of placements and costs along with accompanying backup documentation as requested by NE.

AGREED TO:		ACCEPTED BY:	
The Corporation of the City of Sault St. Marie		PATRON SOLUTIONS, L.P.	
Authorized Signature	Date		
Typed or Printed Name			
John Roswell			
Title			
Mayor			
Authorized Signature	Date	Authorized Signature	Date
Typed or Printed Name		Typed or Printed Name	
Donna Irving		Fred Maglione	
Title		Title	
Clerk		President and CEO	

10 (b)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2007-128

PROPERTY ACQUISITION: (P.4.5.341) a by-law to authorize the City's acquisition of the rear 2.08 acres of 35 Cedar Street from R.M. Elliott Construction Sault Ste. Marie Limited

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 9th day of July, 2007.

MAYOR – JOHN ROWSWELL

CITY CLERK – DONNA P. IRVING

106b

This Agreement of Purchase and Sale dated X JUNE 14TH, 2007 *RME L.B.*

BUYER, THE CORPORATION OF THE CITY OF SAULT STE. MARIE, agrees to purchase from
(Full legal names of all Buyers)

SELLER, R.M. ELLIOTT CONSTRUCTION SAULT STE. MARIE LIMITED, the following
(Full legal names of all Sellers)

REAL PROPERTY:

Address REAR 2.08 ACRES OF 35 CEDAR STREET fronting on the South side of CEDAR STREET
in the CITY OF SAULT STE MARIE & THE DISTRICT OF ALGOMA
and having a frontage of _____ more or less by a depth of _____ more or less and legally
described as FORMER SNOW DUMP SITE IN REAR AS PER ATTACHED SKETCH AS INDICATED ON
SCHEDULE "B". (the "property").
(Legal description of land including easements not described elsewhere)

PURCHASE PRICE: Seventy-Five Thousand Nine Hundred Twenty
Dollars (CDN\$) 75,920.00

DEPOSIT: Buyer submits Upon Acceptance
(Herewith/Upon Acceptance/as otherwise described in this Agreement)
ONE THOUSAND *RME L.B.* Dollars (CDN\$) 1000.00

by negotiable cheque payable to COMMERCIAL REALTY SAULT LIMITED "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, & B *RME L.B.* attached hereto form(s) part of this Agreement. *RME L.B.*

1. **IRREVOCABILITY:** This Offer shall be irrevocable by BUYER *SELLER* until 4:00 p.m. on
(Seller/Buyer)
the 18th day of June, 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 31st day
of July, 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): *L.B.*

INITIALS OF SELLER(S): *RME*



4. **EXISTING CHATELS INCLUDED:**

10(b)

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 (G.S.T.), then such tax shall be in addition to (included in/in addition to) the Purchase Price. If this transaction is not subject to G.S.T., Seller agrees to certify on or before closing, that the transaction is not subject to G.S.T.

8. **TITLE SEARCH:** Buyer shall be allowed until 6:00 p.m. on the 16th day of July, 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 (Snow Dumping Site) may be lawfully continued and that the principal building may be insured against risk of fire. Seller hereby consents to the municipality or other governmental agencies releasing to Buyer details of all outstanding work orders 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):

LB

INITIALS OF SELLER(S):

RMG



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. **The Buyer acknowledges having the opportunity to include a requirement for a property inspection report in this Agreement and agrees that except as may be specifically provided for in this Agreement, the Buyer will not be obtaining a property inspection or property inspection report regarding the property.**
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. **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.**
24. **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):

LB

INITIALS OF SELLER(S):

RM



25. **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:

(Witness)

(Buyer)



DATE

(Witness)

(Buyer)



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:

(Witness)

(Seller)



DATE

(Witness)

(Seller)



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	COMMERCIAL REALTY SAULT LIMITED		
Phone	949-3908	Fax	949-6680
Co-operating/Buyer Brokerage	RE/MAX Sault Ste. Marie Realty Inc.		
Phone	759-0700	Fax	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.

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
(Buyer)

DATE
(Seller)

DATE
(Buyer)

Address for Service:
SAULT STE MARIE ONT. Phone

Address for Service: Phone

Seller's Lawyer

Buyer's Lawyer

Address

Address

Phone

Fax

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)



Schedule A Agreement of Purchase and Sale

10(b)

This Schedule is attached to and forms part of the Agreement of Purchase and Sale between:

BUYER, THE CORPORATION OF THE CITY OF SAULT STE. MARIE, and

SELLER, R.M. ELLIOTT CONSTRUCTION SAULT STE. MARIE LIMITED,

for the purchase and sale of REAR 2.08 ACRES OF 35 CEDAR STREET in the City of SAULT STE MARIE...

Agreement of Purchase and Sale dated X JUNE 14th 2007

The Buyer agrees to pay the balance of the purchase price, subject to adjustments, by bank draft or certified cheque, to the Seller on the completion of this transaction.

The Buyer agrees to be responsible for the necessary severance and survey and the cost of same.

The Seller agrees to provide the Buyer with a Phase I Environmental Report that is satisfactory to the Buyer.

This offer is conditional to June 26th, 2007 upon approval of the purchase by City Council, failing which the Offer shall become null and void and the Buyers deposit shall be returned in full without deduction.

*THE Buyer SHALL Pay \$36,500^{xx} per Acre
Times the Acreage Purchased. RME L.B.*

This page must be initialed by all parties to the Agreement of Purchase and Sale.

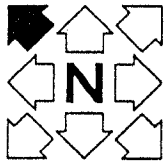
INITIALS OF BUYER(S):

L.B.

INITIALS OF SELLER(S):

RME

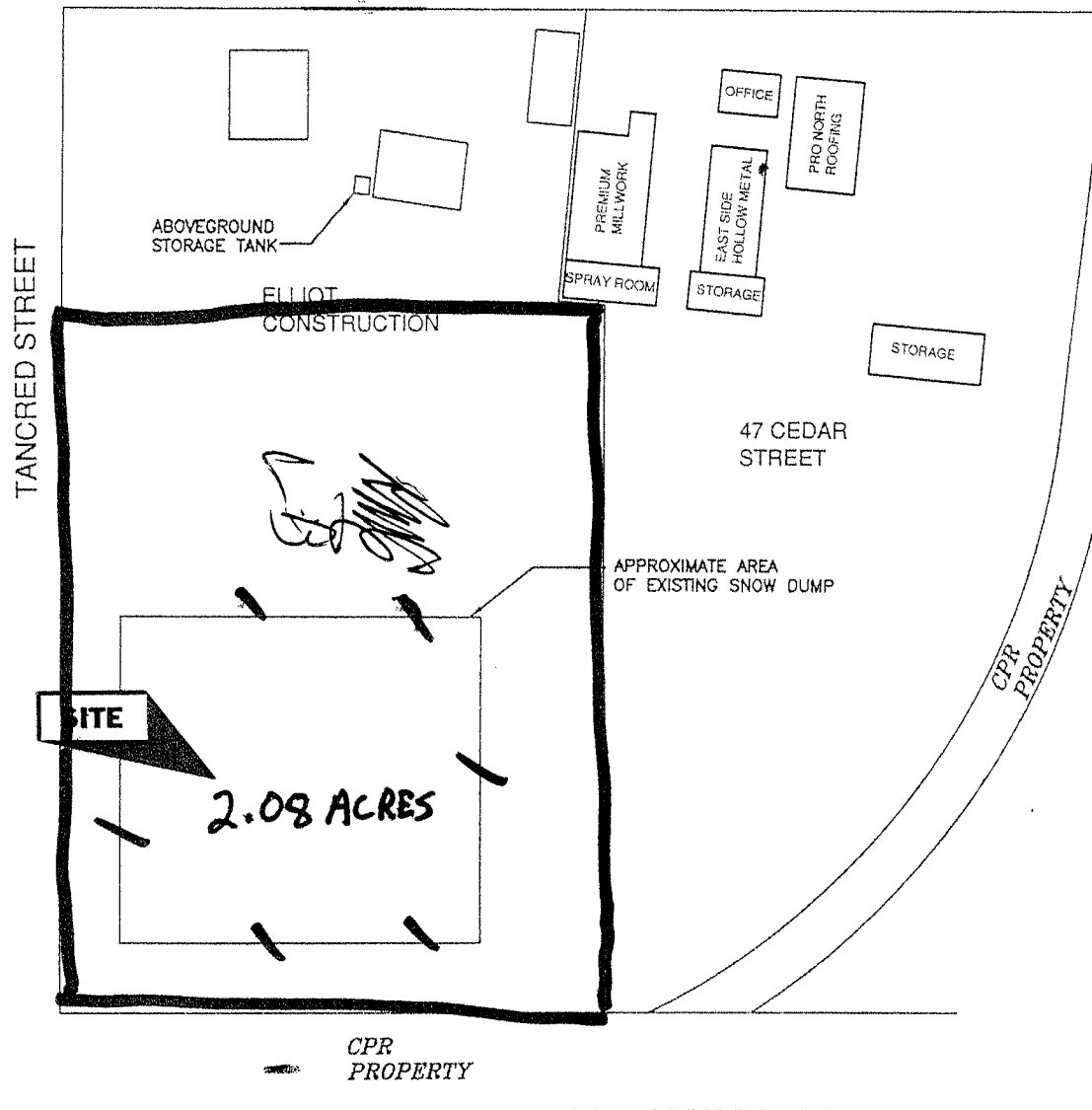




CEDAR STREET

NOTES:

LOCATION OF BUILDINGS ARE APPROXIMATE ONLY



SCHEDULE "B"

LB



DESIGN	
DRAWN	CR DECEMBER 10/03
CHECKED	
PROJECT	0319.01
FILENAME	0319 siteplan
SCALE	NTS

47 CEDAR STREET
CITY OF SAULT STE. MARIE

SITE PLAN

A1

Rev A

1065

10(c)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2007-133

TEMPORARY STREET CLOSING: (S.2.) A by-law to permit the temporary street closing of lower East Street to facilitate Rotaryfest 2007 on July 21, 2007

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

1. **TEMPORARY STREET CLOSING OF LOWER EAST STREET**

The Council of the Corporation of the City of Sault Ste. Marie hereby authorizes the closing to vehicular traffic lower East Street between Bay Street and The Art Gallery of Algoma to facilitate the Rotaryfest 2007 on July 21, 2007 from the hours of 8 a.m. to 12 midnight.

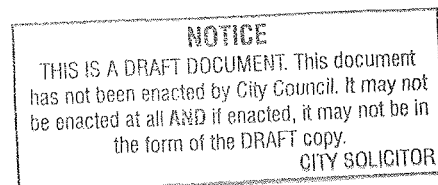
2. **EFFECTIVE DATE**

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

READ THREE TIMES and PASSED in Open Council this 9th day of July, 2007.

MAYOR – JOHN ROWSWELL

CITY CLERK – DONNA IRVING



10(d)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2007 - 131

TRAFFIC: (T.2.1) A by-law to amend Schedule "A" of Traffic By-law 77-200.

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

1. Schedule "A" to Traffic By-law 77-200 is amended by adding the following:

<u>"No."</u>	<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>	<u>Prohibited Time</u>
145 A	Cooper Street	East	the South limit of civic #524	the North limit of civic #540	any time"

2. **EFFECTIVE DATE**

This by-law becomes on the date of its final passing.

READ THREE TIMES and PASSED in Open Council this 9th day of July, 2007.

MAYOR – JOHN ROWSWELL

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

CITY CLERK – DONNA P. IRVING

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2007- 132

10(e)

TRAFFIC: (T.2.1) A by-law to amend Schedule "A" of Traffic By-law 77-200.

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

1. Schedule "A" to Traffic By-law 77-200 is amended by deleting the following:

<u>No.</u>	<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>	<u>Prohibited Time</u>
475	Pine Street	East	80 m north of MacDonald Ave.	9 m south of Cunningham Rd.	any time from July 1 st to June 30th
485	Pine Street	West	80 m north of MacDonald Ave.	9 m south of MacDonald Ave.	any time from Sept. 1 st to June 30th

2. Schedule "A" to Traffic By-law 77-200 is amended by adding the following:

<u>No.</u>	<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>	<u>Prohibited Time</u>
475	Pine Street	East	80 m north of MacDonald Ave.	9 m south of Cunningham Rd.	any time from June 1 st – August 31 st
485	Pine Street	West	80 m north of MacDonald Ave.	9 m south of Cunningham Rd.	any time from September 1 st – May 31st

3. **EFFECTIVE DATE**

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

READ THREE TIMES and PASSED in open Council this 9th day of July, 2007.

MAYOR – JOHN ROWSWELL

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 this DRAFT copy.

CITY SOLICITOR

CITY CLERK – DONNA P. IRVING

10(f)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2007-130

ZONING – TEMPORARY SPECIAL USE: A by-law to permit a pedal plane and car manufacturing use at 26 Grandville Crescent.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, pursuant to sections 34 and 39 of the Planning Act, R.S.O. 1990, chapter P.13 and amendments thereto, ENACTS as follows:

1. **PEDAL PLANE MANUFACTURING – 26 GRANDVILLE CRESCENT**

Despite the provisions of the By-law 2005-150 the assembly and manufacturing of pedal planes and cars for a period of three years only may be permitted on lands described as Lot 32, Plan H-475; located on the north side of Grandville Crescent, Civic No. 26 Grandville Crescent and shown on Map No. 1-60 to Schedule A to By-law 2005-150 and also shown outlined and marked subject property on Schedule A hereto may be permitted for a period of three (3) years only subject to the following special provisions:

1. the manufacturing and assembly of pedal planes and cars shall occur within existing garage only,
2. outdoor storage associated with the manufacture of pedal plans and cars is prohibited, and
2. on-site priming and painting pedal planes and cars is prohibited.

2. **SCHEDULE A**

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

3. **EFFECTIVE THREE YEARS ONLY**

The special provision enacted in by Section 1 of this by-law does not repeal, alter or amend By-law 2005-150 or By-law 2005-151 and upon the expiration of the period of three from the date of the passing of this by-law, the provisions of this By-law 2005-150 and By-law 2005-151 continue to apply to the lands affected by this by-law and the use of such land and building shall not constitute the establishment of a right to continue the non conforming use after the expiration of this by-law.

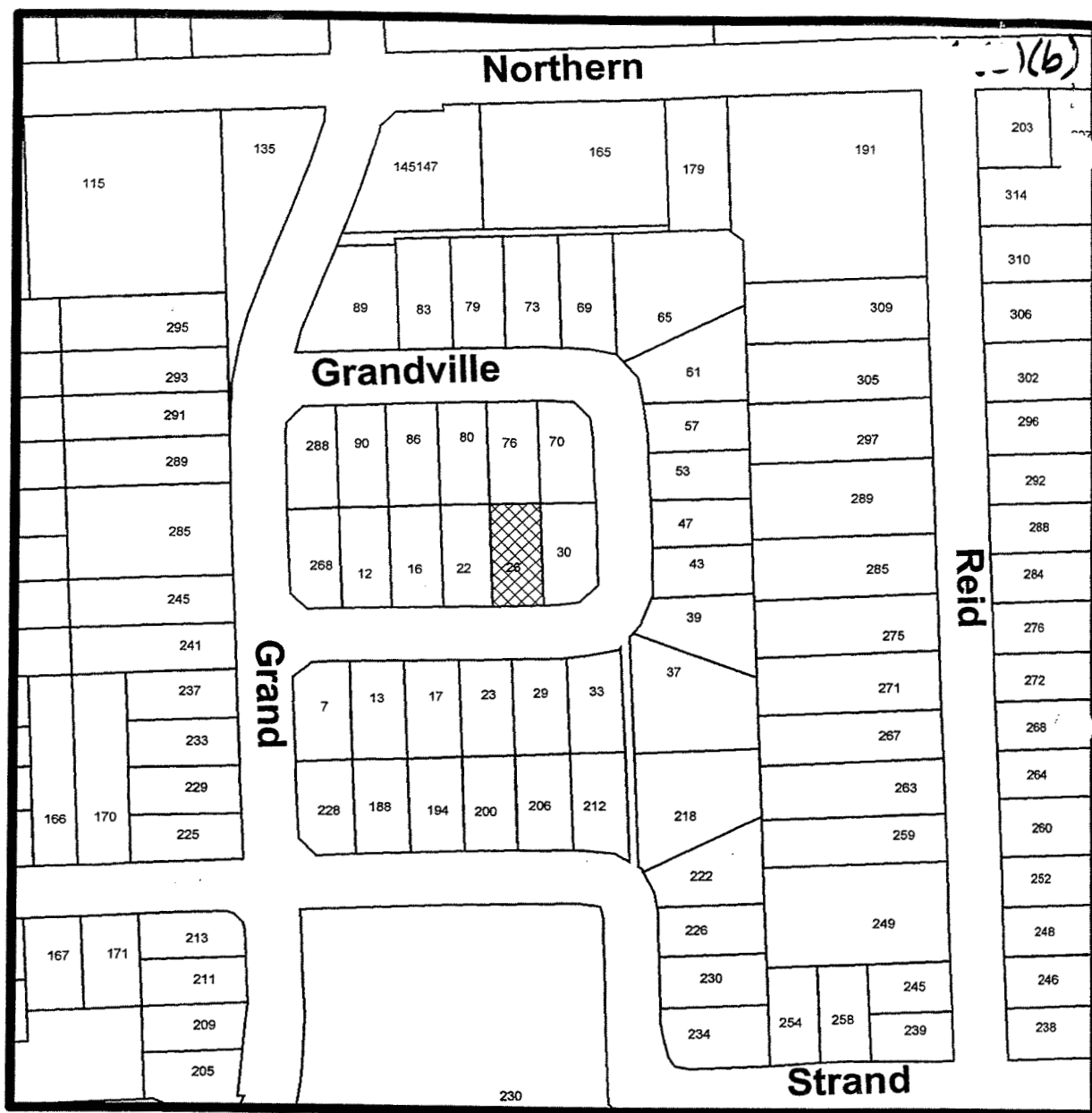
READ THREE TIMES and PASSED in Open Council this 9th day of July, 2007.

MAYOR – JOHN ROWSWELL

CLERK - DONNA P. IRVING

10(f)

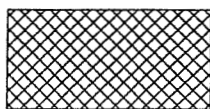
SCHEDULE A TO BY-LAW 2007-130 OF THE CORPORATION OF THE CITY OF SAULT STE. MARIE, READ THREE TIMES AND PASSED IN OPEN COUNCIL THIS 9TH DAY OF JULY, 2007.



SUBJECT PROPERTY MAP

APPLICATION A-11-07-Z

Metric Scale
1 : 2000



SUBJECT PROPERTY - 26 Grandville Crescent

Map 1-60