

MINUTES

REGULAR MEETING OF CITY COUNCIL

2010 12 13

4:30 P.M.

COUNCIL CHAMBERS

Present: Mayor Amaroso, Councillors L. Turco, S. Butland, S. Myers, M. Bruni, J. Krmpotich, B. Watkins, R. Niro, P. Christian, F. Fata, T. Sheehan, P. Mick, F. Manzo

Officials: J. Fratesi, M. White, L. Bottos, B. Freiburger, N. Apostle, D. Maki, J. Dolcetti, J. Elliott, D. Scott, D. Elliott, J. Luszka, N. Fera, J. Bruzas

1. **ADOPTION OF MINUTES**

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that the Minutes of the Regular Council Meeting of 2010 11 08 be approved. CARRIED

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

3. **APPROVE AGENDA AS PRESENTED**

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the Agenda for the 2010 12 13 City Council meeting as presented be approved. CARRIED

4. **DELEGATIONS/PROCLAMATIONS**

- a) Diana Taranto, Chair, Community Christmas for Children was in attendance concerning Proclamation – “Community Christmas for Children”.
- b) Chuck Vernelli and Debbie Kent were in attendance concerning the “Traveling Flag Tribute”.
- c) Gord Nesbitt of Sutherland was in attendance concerning an employee recruitment initiative.

- d) Blair Reid was in attendance concerning Sault Ste. Marie Ratepayers Association activities.
- e) Anna Boyonoski, Manager of the Downtown Association was in attendance concerning Christmas lighting in the Downtown area.

PART ONE – CONSENT AGENDA

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

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that all the items listed under date 2010 12 13 - Part One - Consent Agenda be approved as recommended. CARRIED

- a) Correspondence from the Association of Municipalities of Ontario was received by Council.
- b) Correspondence from the Ontario Good Roads Association was received by Council.
- c) The letter from the Attorney General of Ontario was received by Council.
- d) Correspondence from the Algoma District Municipal Association was received by Council.
- e) **Tender for Oils, Greases and Gear Lubricants (2010WA21)**
The report of the Manager of Purchasing was accepted by Council.

Moved by: Councillor F. Manzo

Seconded by: Councillor P. Christian

Resolved that the report of the Manager of Purchasing dated 2010 12 13 be endorsed and that the tender for the supply and delivery of Oils, Greases and Gear Lubricants required by the various City Departments and co-operatively for PUC Services Inc. be awarded as recommended. CARRIED

f) Tender for Automotive Supplies

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Manager of Purchasing dated 2010 12 13 be endorsed and that the tender for the supply of automotive supplies, required by the various City Departments and co-operatively for PUC Services Inc. be awarded as recommended. CARRIED

g) **Third Quarter Financial Reporting**

The report of the Commissioner of Finance and Treasurer dated 2010 12 13 was accepted by Council. The Third Quarter Financial Report was provided under separate cover.

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Commissioner of Finance and Treasurer dated 2010 12 13 and Third Quarter Financial Report be accepted as information. CARRIED

h) **Mayor and Council Travel Expenses – January 01 to September 30, 2010**

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

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that the report of the Commissioner of Finance and Treasurer dated 2010 12 13 concerning Mayor and Council travel expenses for the period of January 01 to September 30, 2010 be accepted as information. CARRIED

i) **2009 Municipal Performance Measurement Program**

The report of the Commissioner of Finance and Treasurer was accepted by Council. The 2009 Municipal Performance Measurement Program report was attached under separate cover.

Moved by: Councillor F. Manzo

Seconded by: Councillor P. Christian

Resolved that the report of the Commissioner of Finance and Treasurer dated 2010 12 13 concerning 2009 Municipal Performance Measurement Program be accepted as information. CARRIED

j) **Borrowing By-laws for 2011**

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

The relevant By-laws 2010-176 and 2010-177 were listed under Item 10 of the agenda and were read with all other by-laws listed under that item.

k) **Property Tax Appeals**

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that pursuant to Section 357 of the Municipal Act, 2001, the adjustments to the tax accounts as outlined in the City Tax Collector's report dated 2010 12 13 be approved and the tax records be amended accordingly. CARRIED

l) **Approval to Fill a Senior Staff Vacancy – Program Manager – Ontario Works**

The report of the Commissioner, Human Resources was accepted by Council.

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Commissioner, Human Resources dated 2010 12 13 regarding a Senior Staff Vacancy Program Manager – Ontario Works be accepted and the recommendation to begin the selection process and to advertise simultaneously both internally and externally be approved. CARRIED

m) **Retirement of Lorie Bottos – Filling of Position of City Solicitor and Assistant City Solicitor**

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

Moved by: Councillor S. Butland

Seconded by: Councillor F. Manzo

Whereas the Corporation of the City of Sault Ste. Marie has been extremely well served by Lorie A. Bottos who has been a loyal, valuable and exemplary municipal employee for 35 years; and

Whereas Mr. Bottos has provided sound and thoughtful legal advice to City Council and to City Departments, both as the City Solicitor and to that as the Assistant City Solicitor; and

Whereas he has displayed an admirable work ethic throughout his tenure with the City and has served as an important member of the Senior Management Team; and

Whereas the said Lorie A. Bottos has given notice of his intention to retire as the City Solicitor, effective January 31, 2011;

Now Therefore Be It Resolved that the Mayor and City Council on behalf of themselves, City Staff and the community expresses its sincerest gratitude to Lorie A. Bottos for the many years of dedicated service and legal advice which he has provided to the Corporation of the City of Sault Ste. Marie. CARRIED

The relevant By-laws 2010-174 and 2010-178 were listed under Item 10 of the agenda and were read with all other by-laws listed under that item.

n) **Staff Travel Requests**

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

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that the report of the Chief Administrative Officer dated 2010 12 13 concerning Staff Travel Requests be approved as requested.
CARRIED

o) **2011 Council Meeting Schedule**

The report of the City Clerk was accepted by Council.

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved the report of the City Clerk dated 2010 12 13 concerning the 2011 Council Meeting Schedule be accepted by Council and the schedule as recommended be approved. CARRIED

p) **Boards and Committees Review**

The report of the City Clerk was accepted by Council.

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that agenda item 5(p) be referred to staff for further review and report back. CARRIED

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the City Clerk dated 2010 12 13 concerning Boards and Committees Review be accepted and the recommendation of the Boards and Committees Review Committee (2007) that honoraria payments to citizen appointees serving on committees created and regulated by Council be eliminated (specifically Parks and Recreation Advisory Committee and Planning Advisory Committee) be approved.
OFFICIALLY READ NOT DEALT WITH

q) **Homelessness Partnering Strategy (HPS) and Homeless Individuals and Families Information System (HIFIS)**

The report of the Community Coordinator, Social Services Department was accepted by Council.

Moved by: Councillor F. Manzo

Seconded by: Councillor P. Christian

Resolved that the report of the Community Coordinator, Social Services Department dated 2010 12 13 concerning Homelessness Partnering Strategy (HPS) and Homeless Individuals and Families Information System (HIFIS) be accepted and the recommendation that the City to continue in the role of Community Entity for the next three years be approved. CARRIED

r) **High School Hockey Agreement between the City of Sault Ste. Marie, the Algoma District School Board and the Huron Superior Catholic District School Board**

The report of the Manager, Community Centres was accepted by Council.

The relevant By-law 2010-179 was listed under Item 10 of the agenda and was read with all other by-laws listed under that item.

Councillor Turco declared a pecuniary interest – spouse is a Trustee of the Huron-Superior Catholic District School Board.

s) **Funding Application – Celebrate Canada Program**

The report of the Supervisor, Community Services was accepted by Council.

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that the report of the Supervisor, Community Services dated 2010 12 13 concerning the Funding Application – Celebrate Canada Program be accepted and that City Council authorize staff to apply to the Department of Canadian Heritage for the 2011 Celebrate Canada Program to assist in funding the City's Canada Day Celebrations which include:

- 1) Annex F – Delegating signing authority to Virginia McLeod, Supervisor Community Services for the 2011 Canada Day Activities
- 2) Annex G – Event Liability Waiver for the 2011 Canada Day Activities which releases the Department of Canadian Heritage from any liability

be approved as recommended. CARRIED

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

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Manager, Recreation and Culture dated 2010 12 13 is accepted and financial assistance grants in the amount of

\$750 to Team Gencarelli and \$400 to Reids Martial Arts to attend the 2010 World Karate Council Canadian Championships in Ottawa, Ontario from May 21-23, 2010 be approved as recommended. CARRIED

u) **Environmental Assessment – Agreement for Engineering Services — Second Line East – Old Garden River Road to Black Road**

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

The relevant By-law 2010-175 was listed under Item 10 of the agenda and was read with all other by-laws listed under that item.

v) **Contract 2008-15E – SCADA Automation and Implementation Consultant Fee Amendment**

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Land Development and Environmental Engineer dated 2010 12 13 concerning Contract 2008-15E – SCADA Automation and Implementation Consultant Fee Amendment be accepted and the recommendation that the upset limit in the agreement with AECOM be revised to a total of \$1,382,528 be endorsed. CARRIED

w) **Sault Ste. Marie West End Wastewater Treatment Plant Upgrades Pre-Engineering Study – Engineering Agreement**

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

The relevant By-law 2010-182 was listed under Item 10 of the agenda and was read with all other by-laws listed under that item.

x) **Landfill Gas Collection Project – Engineering Fees**

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Land Development and Environmental Engineer dated 2010 12 13 concerning Landfill Gas Collection Project – Engineering Fees be accepted and the recommendation that an additional \$65,000 in engineering fees be included for a revised upset limit of \$408,000 in the engineering services contract between the City and AECOM be approved. CARRIED

y) **Speed Limit on Second Line from People's Road to Korah Road**

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

Moved by: Councillor F. Manzo

Seconded by: Councillor P. Christian

Resolved that the report of the Commissioner, Public Works and Transportation dated 2010 12 13 concerning the Speed Limit on Second Line from People's Road to Korah Road recommending the posted speed limit for Second Line from People's Road to Korah Road remain at 60 km/hr and no further action be taken be approved. CARRIED

z) **Petition for Removing Sidewalk Plowing on Ohio Drive**

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

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that the report of the Commissioner, Public Works and Transportation dated 2010 12 13 concerning a Petition for Removing Sidewalk Plowing on Ohio Drive and the recommendation that Ohio Drive be removed from sidewalk plowing this winter be approved. CARRIED

aa) **Municipalities of Algoma – Use of Household Special Waste Facility**

The report of the Waste Diversion Supervisor was accepted by Council.

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Waste Diversion Supervisor dated 2010 12 13 concerning Municipalities of Algoma – Use of Household Special Waste Facility and the recommendation that Council authorize staff to extend existing agreements with the outlying municipalities for one year at the current price of \$7 per permanent household be approved. CARRIED

bb) **Request for an All-way Stop at Farwell Terrace/Rossmore Road Intersection**

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

Moved by: Councillor M. Bruni

Seconded by: Councillor F. Fata

Resolved that agenda item 5(bb) be deferred to the January 10, 2011 council meeting. CARRIED

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Commissioner, Public Works and Transportation Department dated 2010 12 13 concerning a Request for an All-way Stop at Farwell Terrace/Rossmore Road Intersection and the recommendation that an all-way stop configuration not be installed at the Farwell Terrace/Rossmore Road Intersection be approved. OFFICIALLY READ NOT DEALT WITH

cc) **Wilcox Avenue Parking Regulations**

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

Moved by: Councillor F. Manzo

Seconded by: Councillor P. Christian

Resolved that the report of the Deputy Commissioner, Public Works and Transportation dated 2010 12 13 concerning Wilcox Avenue Parking Regulations and the recommendation that no change to the existing parking status on Wilcox Avenue be approved. CARRIED

dd) **Transit Service to the New Sault Area Hospital**

The report of the Manager of Transit and Parking, Public Works and Transportation was received by Council.

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that the report of the Manager of Transit and Parking, Public Works and Transportation dated 2010 12 13 concerning Transit Service to the New Sault Area Hospital and the recommendation to monitor the efficiency and ridership of the bus routes to the new hospital in an effort to provide the most suitable and affordable public transportation service be approved. CARRIED

ee) **Winter Operation Issues**

The report of the Commissioner, Public Works and Transportation Department was received by Council.

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Commissioner, Public Works and Transportation Department dated 2010 12 13 concerning Winter Operation Issues and the City's Winter Maintenance Policy be accepted as information. CARRIED

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES

6.(2) COMMUNITY SERVICES DEPARTMENT

6.(2)(a) West End Community Centre – Tender and Project Update

Two reports of the Commissioner, Community Services were received by Council.

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Commissioner, Community Services dated 2010 12 13 concerning the West End Community Centre – Tender and Project Update be accepted as information. CARRIED

Mover: Councillor J. Krmpotich

Seconder: Councillor P. Christian

Resolved that the report of the Commissioner, Community Services dated 2010 12 13 concerning West End Community Centre (WECC) – Funding be accepted and the recommendation to award the tender for this project to George Stone and Sons for a maximum amount of \$10,212,342 conditional on receiving approval from NOHFC of our funding application to a level which will allow the project to proceed be approved. CARRIED

Recorded Vote:

For: Mayor Amaroso, L. Turco, S. Butland, S. Myers, M. Bruni, J. Krmpotich, B. Watkins, R. Niro, P. Christian, F. Fata, T. Sheehan, P. Mick

Against: F. Manzo

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

a) Moved by: Councillor S. Myers

Seconded by: Councillor T. Sheehan

Whereas the City of Sault Ste. Marie will celebrate its 100th anniversary during 2012; and

Whereas our City and its citizens have a great deal to celebrate on the occasion of our 100th anniversary; and

Whereas to commemorate the year, City Council has established a Celebrate 100! Management Team comprised of elected officials and municipal staff who will co-ordinate a community celebration throughout 2012; and

Whereas on December 13th, 2010, a public launch of the Celebrate 100! project and website 'www.celebrate100saultstemarie.com' was held at the Civic Centre;

Now Therefore Be It Resolved that City Council encourages groups and organizations in the City to consider hosting an event that will showcase the anniversary year; and

Further that all citizens of Sault Ste. Marie are invited, along with their friends and families who live elsewhere to come home, to celebrate our accomplishments of the last 100 years. Let's all celebrate! We are going to have a good time! CARRIED

- b) Moved by: Councillor S. Butland
Seconded by: Councillor P. Christian

Whereas the Government of Ontario has placed considerable attention and priority to the Water Opportunities and Water Conservation Act; and
Whereas the City hosted a meeting on September 16, 2010 of those potential parties of interest; and

Whereas Dr. Paula Antunes of the Biosciences and Technology Convergence Centre (Innovation Centre) has taken the lead in formulating a proposal to address the program guidelines which would designate Sault Ste. Marie as a model for the Province of Ontario;

Therefore Be It Resolved that Council endorse Dr. Antunes' project in principle and be prepared to offer staff support and expertise wherever and whenever possible as this initiative develops. CARRIED

- c) Moved by: Councillor T. Sheehan
Seconded by: Councillor S. Myers

Whereas Sault Ste. Marie is the greatest Hockey Town in Canada; and
Whereas Kraft and CBC are once again looking to Canada to submit photos and stories for the Kraft Hockeyville online contest; and
Whereas not only will our Community have the exclusive bragging rights that come with being crowned Kraft Hockeyville 2011, the strongest hockey community is also awarded prizes to help them make their mark in Canada's hockey history:

- \$100,000 from Kraft Canada dedicated to upgrading your home arena endorsed through your winning Kraft Hockeyville bid,
- An NHL pre-season hockey game hosted in your community arena,
- A CBC Hockey Night in Canada broadcast from your community related to the event.

Now therefore be it resolved that all current and former Citizens of Sault Ste. Marie be encouraged to log on to www.cbc.ca/sports/hockey/hockeyville and tell their stories and submit their pictures describing why Sault Ste. Marie is the greatest Hockey Town in Canada! CARRIED

- d) Mover: Councillor T. Sheehan
Seconded: Councillor S. Myers
Whereas the term of municipal councils has not been changed leaving a substantial amount of time between "old city councils" and "new city councils" creating a number of issues;
Therefore be it resolved that the Association of Municipalities Ontario (AMO) be asked to review this situation and make recommendation to the Province of Ontario to move the term of municipal councils up to a date closer to voting day. 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 F. Manzo
Seconded by: Councillor P. Christian
Resolved that all by-laws listed under item 10 of the Agenda under date 2010 12 13 be approved save and except 2010-179. CARRIED

By-laws before Council for THREE readings which do not require more than a simple majority.

AGREEMENTS

a) **2010-175**

Moved by: Councillor F. Manzo
Seconded by: Councillor S. Butland
Resolved that By-law 2010-175 being a by-law to authorize the execution of an engineering agreement between the City and Kresin Engineering Corporation to provide an environmental assessment for the widening of Second Line from Old Garden River Road to Black Road be PASSED this 13th day of December, 2010.

b) **2010-179**

Moved by: Councillor F. Manzo
Seconded by: Councillor S. Butland
Resolved that By-law 2010-179 being a by-law to authorize an agreement between the City and the Algoma District School Board and Huron Superior Catholic District School Board for the use of ice surfaces for high school hockey be PASSED in open Council this 13th day of December.
Councillor Turco declared a pecuniary interest – spouse is a Trustee of the Huron-Superior Catholic District School Board.

c) **2010-182**

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that By-law 2010-182 being a by-law to authorize the execution of an agreement between the City and AECOM Canada Ltd. to provide engineering services to assess the West End Water Pollution Control Plant be PASSED in open Council this 13th day of December, 2010.

The report from the Land Development and Environmental Engineer was on the agenda.

APPOINTMENTS

d) **2010-174**

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that By-law 2010-174 being a by-law to appoint Nuala M. Kenny as City Solicitor be PASSED in open Council this 13th day of December, 2010

e) **2010-178**

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that By-law 2010-178 by-law to appoint Melanie Borowicz-Sibenik as Assistant City Solicitor be PASSED in open Council this 13th day of December, 2010.

FINANCING

f) **2010-176**

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that By-law 2010-176 being a by-law to authorize the borrowing of \$10,000,000 to meet current expenditures until taxes are collected be PASSED in open Council this 13th day of December, 2010.

g) **2010-177**

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that By-law 2010-177 being a by-law to authorize the borrowing of \$15,000,000 to finance capital expenditures for short and long term purposes for The Corporation of the City of Sault Ste. Marie and \$6,200,000 for the Public Utilities Commission of the City of Sault Ste. Marie be PASSED in open Council this 13th day of December, 2010.

STREET ASSUMPTION

h) **2010-180**

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that By-law 2010-180 being a by-law to assume for public use and establish as public streets various parcels of land conveyed to the City be PASSED in open Council this 13th day of December, 2010.

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**

Moved by: Councillor F. Manzo

Seconded by: Councillor S. Butland

Resolved that this Council shall now adjourn.

MAYOR

CITY CLERK