

# MINUTES

## REGULAR MEETING OF CITY COUNCIL

2011 11 21

4:30 P.M.

### COUNCIL CHAMBERS

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

**Officials:** J. Fratesi, M. White, N. Kenny, L. Girardi, N. Apostle, B. Freiburger, J. Dolcetti, D. McConnell

#### 1. ADOPTION OF MINUTES

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that the Minutes of the Regular Council Meeting of 2011 11 07 be approved. CARRIED

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

#### 3. APPROVE AGENDA AS PRESENTED

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that the Agenda and Addendum #1 for 2011 11 21 City Council meeting as presented be approved. CARRIED

#### **4. DELEGATIONS/PROCLAMATIONS**

- a) Jack O'Neill and members of the Ukrainian Cultural Committee were in attendance to present the booklet "Memories of Bay View" to the City.
- b) Liz Rossnagel, CEO - Sault Ste. Marie Public Library was in attendance concerning the 2012 fundraising calendar.
- c) Bill Therriault, Transportation and Infrastructure Steering Committee and Trevor Woods were in attendance to update Council on the status of the railway and harbour initiatives.
- d) Tom Dodds, CEO – Economic Development Corporation was in attendance concerning agenda item 6.(8)(a).

### ***PART ONE – CONSENT AGENDA***

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

Moved by: Councillor F. Fata

Seconded by: Councillor T. Sheehan

Resolved that all the items listed under date 2011 11 21 – Part One – Consent Agenda and Addendum #1 be approved as recommended. CARRIED

- a) Correspondence from the Municipal Property Assessment Corporation concerning the Provincial 2012 Assessment Update was received by Council.
- b) Correspondence from the Region of Peel (concerning By-stander Cardiopulmonary Resuscitation) was received by Council.
- c) **CAO Performance Appraisal Committee**

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that Mayor Debbie Amaroso, Chair, and Councillors Niro and Bruni be appointed to the CAO Performance Appraisal Committee; and  
Further that said committee be charged with overseeing the process for the performance appraisal and setting of Key Result Areas (KRA) for the Chief Administrative Officer. CARRIED

- d) **Staff Travel**

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

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that the report of the Chief Administrative Officer dated 2011 11 21 concerning Staff Travel requests be approved as requested. CARRIED

e) **Property Tax Appeal**

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

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that Pursuant to Section 354 of the Municipal Act, 2001, the adjustments for the tax accounts outlined on the City Tax Collector's report of 2011 11 21 be approved and that the tax records be amended accordingly. CARRIED

f) **Nine Month Financial Report to September 30, 2011**

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

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that the report of the Commissioner of Finance and Treasurer dated 2011 11 21 concerning Nine Month Financial Report to September 30, 2011 be accepted as information. CARRIED

g) **Conferences and Major Special Events Committee – 2012 Theatre Ontario**

The report of the Chair – Conferences and Major Special Events Committee was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that the report of the Chair –Conferences and Major Special Events Committee dated 2011 11 21 concerning Conferences and Major Special Events Committee – 2012 Theatre Ontario be accepted and that the Committee's recommendation that Council authorize municipal financial support in the amount of \$5,000 for the 2012 Theatre Ontario event with funds to come from the 2012 Conferences and Major Special Events fund be approved. CARRIED

h) **Leash Free Dog Park and Gravity Park Update**

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

Moved by: Councillor F. Fata

Seconded by: Councillor T. Sheehan

Resolved that the report of the Manager of Recreation and Culture dated 2011 11 21 concerning Leash Free Dog Park and Gravity Park Update be accepted as information. CARRIED

i) **Contract 2011-1E – John Street Reconstruction – Revision to Contract Limits**

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

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that the report of the Design and Construction Engineer dated 2011 11 21 concerning Contract 2011-1E – John Street Reconstruction – Revision to Contract Limits be accepted as information. CARRIED

j) **Proposed Municipal Capital Facility Between the City and Soo Greyhounds Inc.**

The report of Corporate Counsel was received by Council.

The relevant By-law 2011-192 is listed under Item 10 of the Minutes.

k) **Licence of Occupation Between the City and Sault Major Hockey Association**

The report of the City Solicitor was received by Council.

The relevant By-law 2011-188 is listed under Item 10 of the Minutes.

l) **Licence of Occupation Between the City and the Sault Figure Skating Club**

The report of the City Solicitor was received by Council.

The relevant By-law 2011-190 is listed under Item 10 of the Minutes.

m) **Licence of Occupation Between the City and Royal Canadian Legion Branch 25**

The report of the City Solicitor was received by Council.

The relevant By-law 2011-189 is listed under Item 10 of the Minutes.

n) **Lease with Child Care Algoma – Part of Parkland Park**

The report of the City Solicitor was received by Council.

The relevant By-law 2011-187 is listed under Item 10 of the Minutes.

o) **Canadian Tire Request for Exemption From Fireworks By-law**

The report of the City Solicitor was received by Council.

The relevant By-law 2011-184 is listed under Item 10 of the Minutes.

p) **Proposal to Declare Surplus Property at the Southwest Corner of Northern Avenue and Grand Boulevard – 135 Northern Avenue**

The report of Corporate Counsel was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that the report of Corporate Counsel dated 2011 11 21 concerning Proposal to Declare Surplus Property at the Southwest Corner of Northern Avenue and Grand Boulevard – 135 Northern Avenue be accepted and the recommendation that 135 Northern Avenue be declared surplus be approved; further that the sale be made subject to an easement for utilities over the entire property. CARRIED

q) **Winter Maintenance of Highway 550 (Second Line) and Highway 565 (Airport Road) Within Prince Township**

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

Mover: Councillor M. Bruni

Seconder: Councillor T. Sheehan

Whereas the Ontario Ministry of Transportation (MTO) has opted to enter into a contract with Transfield Services for the winter maintenance and snow plowing of Provincial highways immediately outside of Sault Ste. Marie; and

Whereas the City of Sault Ste. Marie is responsible for the winter maintenance and snow plowing of all streets and roadways within City limits, including Provincial highways and is also contracted to provide similar services to the Township of Prince for all of its roadways; and

Whereas because of its new contract with Transfield Services, the Province has given notice to the City that it no longer will be responsible for those portions of Highway 550 and 565 which are within Prince Township; and

Whereas from a cost efficiency, effectiveness and co-ordination point of view, it makes more sense that the same operator take responsibility for the entire roadway system which is located within both the City of Sault Ste. Marie and the Township of Prince; and

Whereas it has already been shown that a variance in standards and timing of snow clearing will be experienced by both the residents of Prince Township and the City of Sault Ste. Marie who reside in the far westerly parts of our City, as a result of the difference operators involved; and

Whereas the cost for Prince Township to continue using the City for the winter maintenance of its roadways, other than Highway 550 and 565 will increase substantially as a result of the City's loss of revenue from MTO for winter maintenance on these two pieces of highway;

Now Therefore Be It Resolved that City Council requests MTO to review and rethink the wisdom of this arrangement and revert back to engaging the City only for the snow plowing and winter maintenance of Highways 550 and 565 in Prince Township to a standard which is acceptable to the Province.

(Copies of this resolution to be forwarded to: Reeve and Council, Prince Township, David Oraziotti, MPP and Michael Mantha, MPP. CARRIED

Moved by: Councillor F. Fata  
Seconded by: Councillor T. Sheehan  
Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2011 11 21 concerning Winter Maintenance of Highway 550 (Second Line) and Highway 565 (Airport Road) Within Prince Township be accepted as information. CARRIED

r) **Winter Maintenance of Red Rock Road (Maki Road)**

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

The relevant By-law 2011-191 is listed under Item 10 of the Minutes.

s) **Cost Estimate to Upgrade Unpaved and Surface Treated Roadway Within Bellevue Park**

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

Moved by: Councillor M. Bruni  
Seconded by: Councillor T. Sheehan  
Resolved that the report of the Commissioner of Public Works and Transportation dated 2011 11 21 concerning Cost Estimate to Upgrade Unpaved and Surface Treated Roadway Within Bellevue Park be accepted as information, further that the matter be referred to 2012 Budget. CARRIED

t) **Request to Name the North Breakout Room at the Essar Centre In Honour and Recognition of Mr. Angelo Bumbacco**

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

Mover: Councillor F. Fata  
Seconder: Councillor S. Myers  
Resolved that the report of the Commissioner of Community Services dated 2011 11 21 concerning Request to Name the North Breakout Room at the Essar Centre In Honour and Recognition of Mr. Angelo Bumbacco be accepted and the recommendation to rename the room in honour of Mr. Bumbacco be approved. CARRIED

## ***PART TWO – REGULAR AGENDA***

### **6. REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES**

- (1) ADMINISTRATION**
- (2) COMMUNITY SERVICES DEPARTMENT**
- (3) ENGINEERING**
- (4) FIRE**
- (5) LEGAL**
- (6) PLANNING**

**a) Application No. A-21-11-Z.OP – JBG Holdings & Investments**

The report of the Planning Division was received by Council.

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that the report of the Planning Division dated 2011 11 21 concerning Application No. A-21-11-Z.OP – filed by JBG Holdings & Investments Inc. be received and that City Council defer the application to a later date in order to facilitate future discussions between City staff and the applicant on the details of the development. DEFERRED

**b) Application No. A-22-11-Z – Robert Ronald Berto**

The report of the Planning Division was received by Council.

Mover: Councillor R. Niro

Seconder: Councillor L. Turco

Resolved that City Council defer agenda item 6.(6)(b) – Application No. A-22-11-Z to the December 5, 2011 Council meeting to allow the residents impacted by the rezoning request to meet with City Planning Staff and the ward Councillors. CARRIED

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that the report of the Planning Division dated 2011 11 21 concerning Application No. A-22-11-Z – filed by Robert Ronald Berto be received and that City Council repeal Special Exception 3, and rezone the subject property from “M2” (Medium Industrial) zone to Light Industrial zone, subject to the 6 special provisions contained in the report. CARRIED

**(7) PUBLIC WORKS AND TRANSPORTATION**

**(8) BOARDS AND COMMITTEES**

**a) Report on the Memorandum of Understanding for Accountability**

The report of the CEO – Economic Development Corporation was received by Council.

Moved by: Councillor F. Fata

Seconded by: Councillor T. Sheehan

Resolved that the report of the CEO – Economic Development Corporation dated 2011 11 21 concerning Report on the Memorandum of Understanding for Accountability be accepted as information. CARRIED

Recorded Vote:

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

Against: Councillor F. Manzo

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

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that all by-laws listed under Item 10 of the Agenda under date November 21, 2011 be approved. CARRIED

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2011-184 being a by-law to exempt Canadian Tire from By-law 73-107 being a by-law to prohibit the use of fireworks in the municipality be Passed in open Council this 21<sup>st</sup> day of November, 2011. CARRIED



Moved by: Councillor M. Bruni  
Seconded by: Councillor T. Sheehan  
Resolved that By-law 2011-187 being a by-law to authorize the execution of a Lease agreement between the City and Child Care Algoma for property known as Part of Parkland Park be Passed in open Council this 21<sup>st</sup> day of November, 2011. CARRIED

Moved by: Councillor M. Bruni  
Seconded by: Councillor T. Sheehan  
Resolved that By-law 2011-188 being a by-law to authorize a License agreement between the City and Sault Major Hockey Association for the use of a portion of the Essar Centre located at 269 Queen Street East, Sault Ste. Marie, Ontario be Passed in open Council this 21<sup>st</sup> day of November, 2011. CARRIED

Moved by: Councillor M. Bruni  
Seconded by: Councillor T. Sheehan  
Resolved that By-law 2011-189 being a by-law to authorize a License agreement between the City and Royal Canadian Legion Branch 25 for the use of a portion of the Essar Centre located at 269 Queen Street East, Sault Ste. Marie, Ontario be Passed in open Council this 21<sup>st</sup> day of November, 2011. CARRIED

Moved by: Councillor M. Bruni  
Seconded by: Councillor T. Sheehan  
Resolved that By-law 2011-190 being a by-law to authorize a License agreement between the City and The Sault Figure Skating Club for the use of a portion of the Essar Centre located at 269 Queen Street East, Sault Ste. Marie, Ontario be Passed in open Council this 21<sup>st</sup> day of November, 2011. CARRIED

Moved by: Councillor M. Bruni  
Seconded by: Councillor T. Sheehan  
Resolved that By-law 2011-191 being a by-law to authorize an agreement between the City and Brookfield Power Wind Prince L.P. for the provision of winter maintenance to the portion of Maki Road/Red Rock Road north of Allard Lake to the City boundary be Passed in open Council this 21<sup>st</sup> day of November, 2011. CARRIED

Moved by: Councillor M. Bruni  
Seconded by: Councillor T. Sheehan  
Resolved that By-law 2011-192 being a by-law to authorize a Municipal Capital Facilities agreement between the City and Soo Greyhounds Inc. be Passed in open Council this 21<sup>st</sup> day of November, 2011. CARRIED

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

**12. ADDENDUM TO THE AGENDA**

**13. ADJOURNMENT**

Moved by: Councillor F. Fata

Seconded by: Councillor T. Sheehan

Resolved that this Council now adjourn. CARRIED

Debbie Amaroso

MAYOR

Malcolm White

CITY CLERK