

MINUTES

REGULAR MEETING OF CITY COUNCIL

2011 09 26

4:30 P.M.

COUNCIL CHAMBERS

- Present:** Acting Mayor T. Sheehan, Councillors L. Turco, S. Butland, S. Myers, M. Bruni, B. Watkins, R. Niro, P. Christian, F. Fata, T. Sheehan, P. Mick, F. Manzo
- Officials:** J. Fratesi, M. White, N. Kenny, L. Girardi, N. Apostle, B. Freiburger, R. Tyczinski, J. Dolcetti, S. Hamilton-Beach, A. Starzomski, D. Elliott, M. Zuppa, D. McConnell
- Absent:** Mayor D. Amaroso (vacation), Councillor J. Krmpotich (work)

1. ADOPTION OF MINUTES

Moved by: Councillor P. Mick
Seconded by: Councillor L. Turco
Resolved that the Minutes of the Regular Council Meeting of 2011 09 12 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 B. Watkins
Seconded by: Councillor R. Niro
Resolved that the Agenda for 2011 09 26 City Council meeting as presented be approved. CARRIED

4. DELEGATIONS/PROCLAMATIONS

- a) Paul Milosevich, Assistant Chief Fire Prevention was in attendance concerning proclamation – Fire Prevention Week.
- b) Caroline Meawasige, volunteer for the Lupus Foundation was in attendance concerning proclamation – Lupus Awareness Month.
- c) Jean Dawson, Co-chair, Portraits of Honour Tour (Sault Ste. Marie) was in attendance together with members of the Sault Ste. Marie Kinsmen Club and the Sault Ste. Marie Military Family Support Group concerning the Portraits of Honour Tour.
- d) Mike Peski, President and Lori Lopez, Executive Director – CARHA Hockey was in attendance to update Council on their upcoming event.
- e) Chintan Patel, current owner of Smokey's BBQ Pit and Patio and previous owners Craig Burgess and Damon Burgess were in attendance to receive the 2011 Community Development Award for Smokey's BBQ and Pit, 658 Queen Street East.
- f) Mike Delfre, Executive Director – Canadian Bushplane Heritage Centre was in attendance concerning agenda item 6.(6)(b).
- g) Tom Dodds, Chief Executive Officer - EDC 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 P. Mick

Seconded by: Councillor R. Niro

Resolved that all the items listed under date 2011 09 26 – Part One – Consent Agenda and Addendum #1 be approved as recommended save and except items 5.(h) and 5.(s). CARRIED

a) Staff Travel

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

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Chief Administrative Officer dated 2011 09 26 concerning Staff Travel requests be approved as requested. CARRIED

b) **2011-2014 Corporate Strategic Plan**

The report of the Deputy City Clerk and Manager of Quality Improvement was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Deputy City Clerk and Manager of Quality Improvement dated 2011 09 26 concerning 2011-2014 Corporate Strategic Plan be accepted and the recommendation to approve the 2011-2014 Corporate Strategic Plan be approved. CARRIED

c) **Property Tax Appeals**

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

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that Pursuant to Section 357 of the Municipal Act, 2001, the adjustments for the tax accounts outlined on the City Tax Collector's report of 2011 09 26 be approved and that the tax records be amended accordingly. CARRIED

d) **Mayor and Council Travel Expenses – January 1 – June 30, 2011**

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

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the Report of the Commissioner of Finance and Treasurer dated 2011 09 26 concerning Mayor and Council travel expenses for the period January 1 to June 30, 2011 be accepted as information. CARRIED

e) **2012 Budget**

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

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Commissioner of Finance and Treasurer dated 2011 09 26 concerning 2012 Budget be accepted as information. CARRIED

f) **Fort Creek Aqueduct – Engineering Services**

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

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Director of Engineering Services dated 2011 09 26 concerning Fort Creek Aqueduct – Engineering Services be accepted and the

recommendation to enter into an agreement with STEM Engineering for the design and contract administration of the first phase of reconstruction be approved. CARRIED

g) **Green Fleet Plan**

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

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the Environmental Initiatives Coordinator dated 2011 09 26 concerning Green Fleet Plan be accepted as information. CARRIED

h) **McNabb Street/MacDonald Avenue Flooding**

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

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the Director of Engineering Services dated 2011 09 26 concerning McNabb Street/MacDonald Avenue Flooding be accepted and the recommendation to encourage building owners in the area to isolate their foundation and roof water drainage systems from the City storm sewer system be approved; and

Further that a consultant be retained to complete a technical review of the subject flood prone areas and provide recommendations and cost estimated for potential improvements. DEFERRED

i) **Reconstruction of White Oak Drive – Engineering Consultant Agreement**

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

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Design and Construction Engineer dated 2011 09 26 concerning the Reconstruction of White Oak Drive – Engineering Consultant Agreement be accepted and the recommendation to enter into an agreement for design, contract document preparation, tendering, contract administration and inspection with Kresin Engineering be approved. CARRIED

j) **Confidentiality Agreement Pertaining to Vulnerable Persons Registry Data**

The report of the Assistant Fire Chief – Support Services was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Assistant Fire Chief – Support Services dated 2011 09 26 concerning Confidentiality Agreement Pertaining to Vulnerable Persons Registry Data be accepted. CARRIED

k) **Ed Vowels – 1420 Second Line West – A-9-11-Z.OP – By-law 2011-94**

The report of the City Solicitor was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the City Solicitor dated 2011 09 26 concerning Ed Vowels – 1420 Second Line West – A-9-11-Z.OP – By-law 2011-94 be accepted as information. CARRIED

l) **Municipal Landfill – End-of-Life Technology Collection and the Ontario Electronic Stewardship**

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

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the Deputy Commissioner, Public Works and Transportation dated 2011 09 26 concerning Municipal Landfill – End-of-Life Technology Collection and the Ontario Electronic Stewardship (OES) be accepted and the recommendation that the City's Municipal Landfill Site be registered with the OES as a collection location for end-of-life technology be approved. CARRIED

m) **Municipal Household Special Waste Facility and Funding Agreement with Stewardship Ontario**

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

The relevant By-law 2011-167 is listed under Item 10 of the Minutes.

n) **Sidewalk Plowing – Lloyd Street**

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

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Commissioner, Public Works and Transportation dated 2011 09 26 concerning Sidewalk Plowing – Lloyd Street be accepted and the recommendation to add the sidewalk on the west side of Lloyd Street from Churchill Avenue to Johnson Avenue be approved. CARRIED

o) **UPS Backup Installation at Signalized Intersections**

The report of the Deputy Commissioner, Public Works and Transportation is attached for the consideration of Council,

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Deputy Commissioner, Public Works and Transportation dated 2011 09 26 concerning UPS Backup Installation at Signalized Intersections be referred to the 2012 Budget. CARRIED

p) **MacDonald Avenue Traffic Study**

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

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the Deputy Commissioner, Public Works and Transportation dated 2011 09 26 concerning MacDonald Avenue Traffic Study be referred to the 2012 Budget. CARRIED

q) **Evaluation of the McGregor Avenue Speed Humps**

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

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the Deputy Commissioner, Public Works and Transportation dated 2011 09 26 concerning Evaluation of the McGregor Avenue Speed Humps be accepted and the recommendations to monitor speed humps concerning repetitive issues arising and develop a traffic calming policy be approved. CARRIED

r) **Hub Trail – Seasonal Maintenance**

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

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Commissioner, Public Works and Transportation dated 2011 09 26 concerning Hub Trail – Seasonal Maintenance be accepted as information. CARRIED

s) **Bruce Street (Salisbury to Pim) Traffic Study**

The following item was deferred from the 2011 09 12 Council Meeting. The report of the Deputy Commissioner, Public Works and Transportation was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the Deputy Commissioner, Public Works and Transportation dated 2011 09 12 concerning Bruce Street (Salisbury to Pim) Traffic Study be accepted and the recommendation that no change be made to

the signalization and regulatory signs along this section of Bruce Street, be approved. DEFERRED

t) **Request for Exemption from Fireworks By-law**

The report of the City Solicitor was received by Council.

The relevant By-law 2011-165 is listed under Item 10 of the Minutes.

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-18-11-Z – Antonio M. Ruscio

The report of the Planning Division was received by Council. Additional correspondence was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Planning Division dated 2011 09 26 concerning Application No. A-18-11-Z – filed by Antonio M. Ruscio – 849 Second Line East be accepted and the Planning Director's recommendation that the application be deferred until such time as a proper site plan is developed, in consultation with both City Planning staff and the developer, which addresses the site plan design concerns raised in this report, be endorsed. CARRIED

b) Minor Amendment to Signs By-law – Application No. A-7-11 – Bushplane Museum

The following item was deferred from the 2011 09 12 Council Meeting. The report of the Planning Division was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Planning Division dated 2011 09 12 concerning Minor Amendment to Signs By-law – Application No. A-7-11 – Bushplane Museum be accepted and the Planning Director's recommendation that based on the comments from Public Works and Transportation, City Council deny the applicants request to locate a digital reader board within the existing sign adjacent to Bay Street, be endorsed. OFFICIALLY READ NOT DEALT WITH

(7) PUBLIC WORKS AND TRANSPORTATION

(8) BOARDS AND COMMITTEES

a) Proposed Film and Television Production Support Policy and EDF Applications for Two Films

The report of the Chief Executive Officer – SSMEDC was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Chief Executive Officer – SSMEDC dated 2011 09 20 concerning a proposed Film and Television Production Support Policy and EDF Applications for Two Films be referred to appropriate staff and/or committee of Council for review and report back to Council. CARRIED

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

a) The following Notice of Motion was read at the September 12, 2011 Council Meeting and is now being presented for the consideration of Council.

Moved by: Councillor S. Myers

Seconded by: Councillor S. Butland

Whereas the City of Sault Ste. Marie has been home to and a base for a number of successful movie and television shoots; and

Whereas the film and television industry provide many benefits to the community of Sault Ste. Marie; and

Whereas the NOHFC continues to support this industry in Northern Ontario; and

Whereas in response to the prospect of making films in Sault Ste. Marie, City Council had created the Arts and Entertainment (A&E) Opportunities Working Committee, a working group that made recommendations aimed at jump-starting the film and television industry in our community;

Now Therefore Be It Resolved that City Council reinstitute the A&E Working Committee for the purpose of reviewing and making recommendations related to improving the Film and Television industry in Sault Ste. Marie. The committee will be made up of City Councillors, City staff, EDC representatives and other resource members as necessary. CARRIED

b) Moved by: Councillor P. Christian

Seconded by: Councillor R. Niro

Whereas the City has been without a comprehensive review of its sign by-law for many years; and

Whereas electronic digital sign regulations are not part of the City's permanent sign by-law; and

Whereas applications for placement of these signs have increased in the city over the past year; and

Whereas, at the time of this resolution, another digital sign application is before Council; and

Whereas a committee made up of City staff, Council members and industry personnel will soon be created to review and perhaps amend the City's current sign by-laws;

Therefore Be It Resolved that Council decide on the digital sign application before it and institute a moratorium on all future digital sign requests until such time as a formal review of the City's sign policies have been completed and a final decision has been made regarding such policies. CARRIED

c) Moved by: Councillor Brian Watkins

Seconded by: Councillor Susan Myers

Whereas the John Rowswell Hub Trail is growing in use daily; and

Whereas funding for creating a signage program has been provided; and

Whereas many residents and users of the trail are asking for information related to the trail mapping;

Now Therefore Be It Resolved that the appropriate staff provide an update as to the status of the sign program and report back to City Council at the next meeting. 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 B. Watkins

Seconded by: Councillor R. Niro

Resolved that all the by-laws listed under Item 10 of the Agenda and Addendum #1 under date 2011 09 26, be approved. CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2011-164 being a by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various private properties and to amend Schedule "A" to By-law 90-305 be passed in open Council this 26th day of September, 2011. CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2011-165 being a by-law to exempt the Diwali Festival from By-law 73-107 being a by-law to prohibit the use of fireworks in the municipality be passed in open Council this 26th day of September, 2011. CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2011-166 being a by-law to designate certain zones as being subject to site plan control be passed in open Council this 26th day of September, 2011. CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2011-167 being a by-law to authorize the execution of an agreement between the City and Stewardship Ontario be passed in open Council this 26th day of September, 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 P. Mick

Seconded by: Councillor L. Turco

Resolved that this Council now adjourn. CARRIED

Debbie Amaroso

MAYOR

Malcolm White

CITY CLERK