

MINUTES

REGULAR MEETING OF CITY COUNCIL

2011 11 07

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, F. Manzo, P. Mick

Officials: J. Fratesi, R. Tyczinski, N. Kenny, L. Girardi, S. Hamilton Beach, N. Apostle, B. Freiburger, C. Taddo, D. McConnell, M. Zuppa, K. Streich-Poser, T. Dodds, L. Rosso, M. Pochtaruk

Absent: Councillor T. Sheehan

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 10 24 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 S. Myers
Resolved that the Agenda and Addendum #1 for 2011 11 07 City Council meeting as presented be approved. CARRIED

4. DELEGATIONS/PROCLAMATIONS

- a) Tom Dodds, CEO - Economic Development Corporation and Jim Boniferro, President and CAO, Boniferro Mill Works were in attendance concerning the recent repayment of an EDF loan.
- b) Glen Martin, Pod Generating Group was in attendance concerning agenda item 5.(c).
- c) Steffanie Date, Executive Director – Sault Youth Association was in attendance concerning recommendations from the Community Strategy Youth Conference.
- d) Donald Calvert was in attendance concerning agenda item 5.(f).
- e) Martin Pochtaruk was in attendance concerning agenda item 5.(l).
- f) Brian Curran, President and CEO and Dominic Parrella, Vice President, Operations and Engineering – PUC Inc. were in attendance concerning agenda item 6.(8)(a), 6.(8)(b), and 6.(8)(c).
- g) John Reda was in attendance concerning agenda item 7.(a).

PART ONE – CONSENT AGENDA

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

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that all the items listed under date 2011 11 07 – Part One – Consent Agenda and Addendum #1 be approved as recommended, save and except items 5.(c), 5.(j), and 5.(l). CARRIED

- a) Correspondence from AMO was received by Council.
- b) Correspondence from the Municipality of Central Huron (concerning an Ontario Fire Marshal's directive) was received by Council.
- c) Correspondence from the Pod Challenge Workshop was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Whereas Pod Generating Group and the Sault Ste. Marie Innovation Centre hosted a "Pod Challenge" workshop in September 2011; and

Whereas a diverse group of professionals, politicians, planners, academics, citizens, and students participated in this two-day event to discuss, plan, and design real solutions that will help transform the City of Sault Ste. Marie into a model of sustainable urbanism for the northern climate;

Now Therefore Be It Resolved that City Council extend its sincere thanks to all those who participated in the Pod Challenge workshop; and
Further that the recommendations from the workshop be accepted and referred to the Environmental Initiatives Committee and appropriate staff for review and report back to Council. CARRIED

- d) Correspondence from Ontario Lottery and Gaming Corporation (OLG) was received by Council.

Councillor Bruni declared pecuniary interest – employed by OLG.

- e) Correspondence requesting a temporary street closing was received by Council.

1) Queen Street East from Simpson to Gore Street, Simpson Street from Victoria Avenue to Queen Street East and Queen Street East from Pine Street to Church Street in conjunction with the 2011 Rotary Santa Claus Parade (November 19th, 2011).

The relevant By-law 2011-185 is listed under Item 10 of the Minutes.

- f) Draft correspondence from Councillor S. Butland was received by Council.

- g) **Staff Travel**

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

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that the report of the Chief Administrative Officer dated 2011 11 07 concerning Staff Travel requests be approved as requested. CARRIED

- h) **Tender for Petroleum Products**

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

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that the report of the Manager of Purchasing dated 2011 11 07 be endorsed and that the tender for the supply and delivery of Petroleum Products required by various City Departments and co-operatively PUC Services Inc., be awarded as recommended. CARRIED

- i) **Joint Accessibility Plan 2011 – 2016**

The report of the Accessibility and Special Projects Manager was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that the report of the Accessibility and Special Projects Manager dated 2011 11 07 concerning Joint Accessibility Plan 2011 – 2016 be accepted and the

recommendation that City Council supports the implementation of Joint Accessibility Plan 2011 – 2016 be approved. CARRIED

j) **Parks and Recreation Master Strategy**

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

Moved by: Councillor S. Myers

Seconded by: Councillor P. Christian

Resolved that the report of the Commissioner of Community Services dated 2011 11 07 concerning Parks and Recreation Master Strategy be accepted as information and that the matter be referred to appropriate staff and the Parks and Recreation Advisory Committee for consultation with other municipalities of similar size and report back to Council. CARRIED

k) **Clark Creek Sewage Pumping Station – Valve and Sluiced Gate - Replacement Engineering Agreement**

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

The relevant By-law 2011-179 is listed under Item 10 of the Minutes.

l) **Natural Resources Canada ecoENERGY Innovation Initiative Application: Fuel Use Reduction by Vehicle Replacement with Solar Infrastructure, Energy Charged Electric Vehicles in Cold Weather (Northern Ontario)**

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

Moved by: Councillor S. Myers

Seconded by: Councillor P. Mick

Amendment

Resolved that Agenda Item 5.(l) be amended by striking the wording in recommendation 2) and inserting instead “pending approval of the Sault Ste. Marie ecoENERGY project submission by Natural Resources Canada, that one solar powered charging station be purchased for an estimated cost of \$178,000 subject to funding review either through the 2012 supplementary budget process or through the normal Economic Diversification Fund application process”. CARRIED

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that the report of the Environmental Initiatives Coordinator dated 2011 11 07 concerning Natural Resources Canada ecoENERGY Innovation Initiative Application be accepted and the recommendations:

- 1) that Council support the submission to the ecoENERGY Innovation Initiative with the City of Sault Ste. Marie identified as a project partner;
- 2) that one solar powered charging station be purchased for an estimated cost of \$178,000 subject to funding from the Economic Diversification Fund or approval as a 2012 budget supplementary item;

3) that up to four electric vehicles be purchased city-wide through current vehicle replacement procedures and budgets,
be approved AS AMENDED. CARRIED

m) **Ontario Municipal Board Hearing Regarding By-law 2011-94 – 1420 Second Line West – Illegal Contractor’s Yard**

The report of the City Solicitor was received by Council.

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that the report of the City Solicitor dated 2011 11 07 concerning Ontario Municipal Board Hearing Regarding By-law 2011-94 – 1420 Second Line West – Illegal Contractor’s Yard be accepted as information. CARRIED

n) **Request to Declare Surplus City Owned Property at 3870 Queen Street East**

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 07 concerning Request to Declare Surplus City Owned Property at 3870 Queen Street East be accepted and the recommendation that 3870 Queen Street East be declared surplus to the needs of the City be approved. CARRIED

o) **Repealing Part Lot Control By-law to Designate Certain Lots in the Forest Glen B Subdivision Plan H-457 and H-505 as an Area Not Subject to Part Lot Control**

The report of Corporate Counsel was received by Council.

The relevant By-law 2011-178 is listed under Item 10 of the Minutes.

p) **Council Travel**

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that Councillor Lou Turco be authorized to travel to the AMO Board Meeting being held in Toronto (2 days in November) at an estimated cost to the City of \$300.00. 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**
- (7) PUBLIC WORKS AND TRANSPORTATION**
- (8) BOARDS AND COMMITTEES**

a) 2011 Third Quarter Shareholder Report

The report of the President and CEO – PUC Inc. was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that the report of the President and CEO – PUC Inc. dated 2011 10 27 concerning 2011 Third Quarter Shareholder Report be accepted as information. CARRIED

b) Outage Statistics for Northern Communities

The report of the President and CEO – PUC Inc. was received by Council.

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that the report of the President and CEO – PUC Inc. dated 2011 11 02 concerning Outage Statistics for Northern Communities be accepted as information. CARRIED

c) Sale of PUC Telecom

The report of the President and CEO – PUC Inc. was received by Council.

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that the report of the President and CEO – PUC Inc. dated 2011 11 02 concerning Sale of PUC Telecom be accepted as information. CARRIED

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

- a) Moved by: Councillor R. Niro
Seconded by: Councillor L. Turco

Whereas the Department of Public Works and Transportation presently performs winter maintenance by removing snow from the laneway which abuts the residence at 32 Blake Street in Highland Park Subdivision; and

Whereas the Department of Public Works and Transportation had previously recommended that winter maintenance on the said laneway be discontinued; and
Whereas there is a long history of the residents abutting the said laneway wanting the winter maintenance stopped because of noise throughout the night; and

Whereas it is desirable to discontinue winter maintenance on this lane if it is not required; and

Whereas the residents abutting the lane have signed a petition requesting that winter maintenance be discontinued;

Now Therefore Be It Resolved that the petition be accepted by City Council and referred to appropriate staff for review and report back to Council. CARRIED

- b) Moved by: Councillor F. Fata
Seconded by: Councillor S. Myers

Whereas the Growth Plan for Northern Ontario has been established under Ontario's Places to Grow Act and serves as a strategic policy framework to guide provincial decision-making and investment planning for the next 25 years; and

Whereas the Plan notes that more than half of Northerners live in the cities of Greater Sudbury, North Bay, Sault Ste. Marie, Timmins, and Thunder Bay and that these cities are economic hubs that benefit all of Northern Ontario; and

Whereas each of these five communities are regional economic anchors and serve as service centres for all of Northern Ontario; and

Whereas only two northern cities (Thunder Bay and Sudbury) have been provincially designated as Growth Plan pilot site regional planning areas and have received provincial funding to develop regional economic plans; and

Whereas the remaining three northern cities: North Bay, Sault Ste. Marie, and Timmins, which serve as vital economic and service hubs, have not received this critical consideration and support;

Now Therefore Be It Resolved that to be consistent with the Growth Plan's spirit, intent, and strategic policy framework; in recognition of the need to engage and provide a voice for the rural communities in each regional service area; in recognition of the mutual support of Northern Ontario's large urban municipalities; and our mutual interest in the growth and development of Northern Ontario, Council of the City of Sault Ste. Marie requests the Province, through the Minister of Northern Development and Mines, to immediately designate all five cities in Northern Ontario as anchors and Growth Plan pilot sites for their respective regional economic planning areas, thereby enabling the cities of Sault Ste. Marie, North Bay, and Timmins to serve the same Growth

Plan role in their respective regions as Thunder Bay and the City of Greater Sudbury will in theirs; and

Further that Council of the City of Sault Ste. Marie requests the Province, through the Minister of Northern Development and Mines, to provide the resources and support necessary to enable the cities of Sault Ste. Marie, North Bay, and Timmins and the surrounding municipalities they support to work together to develop regional economic plans;

Further that this resolution be circulated to the large urban Northern Ontario municipalities for their endorsement. 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. Fata

Seconded by: Councillor S. Myers

Resolved that all by-laws listed under Item 10 of the Agenda under date November 7, 2011 be approved. CARRIED

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that By-law 2011-178 being a by-law to repeal By-law 2008-194 which designated certain lots in the Clearview Heights Subdivision (Forest Glen B Subdivision), Plan H-457 and H-505 as an area not subject to part lot control be PASSED in open Council this 7th day of November, 2011. CARRIED.

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that By-law 2011-179 being a by-law to authorize an agreement between the City and Kresin Engineering Corporation for the replacement of gate valves and sluice gates at the Clark Creek Pumping Station be PASSED in open Council this 7th day of November, 2011. CARRIED

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that By-law 2011-180 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 concerning lands located at 249 Old Garden River Road (1544158 Ontario Inc.) be PASSED in open Council this 7th day of November, 2011. CARRIED

Councillor Niro declared pecuniary interest – By-law 2011-180 – spouse employed by Huron Superior Catholic District School Board.

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that By-law 2011-181 being a by-law to adopt Amendment No. 181 to the Official Plan (Morley) be PASSED in open Council this 7th day of November, 2011. CARRIED

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that By-law 2011-182 being a by-law to authorize an agreement between the City and Gough Masonry Ltd. for the construction of Phase XIII of the Municipal Mausoleum be PASSED in open Council this 7th day of November, 2011. CARRIED

Passed by Council Resolution dated October 24, 2011. (The agreement attached as Schedule “A” to the by-law is available for viewing in the Clerk’s Office.)

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that By-law 2011-183 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 7th day of November, 2011. CARRIED

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that By-law 2011-185 being a by-law to permit the temporary closing of Queen Street and Simpson Street to facilitate the annual Santa Claus Parade on November 19, 2011 be PASSED in open Council this 7th day of November, 2011. CARRIED

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that By-law 2011-186 being a by-law to authorize a License agreement between the City and her Majesty the Queen in Right of Ontario as Represented by the Minister of Infrastructure for the use of a portion of the building at 99 Foster Drive, Sault Ste. Marie, Ontario be PASSED in open Council this 7th day of November, 2011. CARRIED

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

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that Council shall now go into Caucus to discuss:

- 1) one matter concerning a possible land disposition
- 2) one matter concerning a personal matter about an identifiable individual
- 3) one matter subject to solicitor/client privilege

Further Be It Resolved that should the said Caucus meeting be adjourned, Council may reconvene in Caucus to continue to discuss the same matter without the need for a further authorizing resolution. CARRIED

12. ADDENDUM TO THE AGENDA

13. ADJOURNMENT

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that this Council now adjourn. CARRIED

Debbie Amaroso

MAYOR

Malcolm White

CITY CLERK