

MINUTES
REGULAR MEETING OF CITY COUNCIL

2011 04 04

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, P. Mick

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

Absent: Councillor F. Manzo (illness)

1. ADOPTION OF MINUTES

Moved by: Councillor R. Niro

Seconded by: Councillor P. Mick

Resolved that the Minutes of the Regular Council Meeting of 2011 03 21 be approved, as amended. CARRIED

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

3. APPROVE AGENDA AS PRESENTED

Moved by: Councillor L. Turco

Seconded by: Councillor B. Watkins

Resolved that the Agenda and Addendum for the 2011 04 04 City Council meeting as presented be approved. CARRIED

4. DELEGATIONS/PROCLAMATIONS

- a) Major Pierre Breckenridge of Vimy Ridge Day Commemorations Committee Ontario was in attendance concerning Proclamation – The Battle of Vimy Ridge.

- b) Theresa Sharp, Chair of Volunteer Appreciation Dinner Planning Committee, was in attendance concerning Proclamation - National Volunteer Week.
- c) Dave Murphy, Acting CEO – Economic Development Corporation and Tom Vair, Executive Director - Innovation Centre were in attendance concerning agenda item 6.(8)(b).
- d) Cale Krezek, President and Bill Shepherd - Chamber of Commerce were in attendance concerning agenda item 6.(6)(c).
- e) Elspeth Belair and Daniel McCoy were in attendance concerning agenda item 4.(b).
- f) Mary Jane Yorke, Dr. Zehr and Dr. Hirvi were in attendance concerning agenda item 6.(8)(c).

PART ONE – CONSENT AGENDA

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

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that all the items listed under date 2011 04 04 - Part One - Consent Agenda be approved as recommended. CARRIED

- a) Correspondence from AMO, OGRA, FONOM was received by Council.
- b) The letter from the Mayor of Kingston (concerning the municipal “Heads and Beds” levy) was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor P. Mick

Whereas Ontario municipalities with post-secondary institutions and hospitals receive transfer payments from the provincial government in lieu of property taxes; and

Whereas the payments are transferred to the municipalities based on the number of heads (students) on post-secondary institution campuses and the number of beds in their local hospitals, (also known as the Heads and Beds payment in lieu of taxes); and

Whereas the current amount of \$75 per head/bed has not been increased since 1987 when it was adjusted from \$50; and

Where it is our position that the current Heads and Beds rate does not reflect a fair compensation for providing the local resources necessary to support these provincial services; and

Whereas this rate, if indexed to inflation, would be approximately \$135 per head/bed;

Now Therefore Be It Resolved that the City of Sault Ste. Marie request that the provincial government of Ontario increase the Heads and Beds levy to at least the current rate of inflation and build an automatic annual adjustment for inflation for future years; and

Further Be It Resolved that a copy of this resolution be forwarded to Honourable Dwight Duncan, Minister of Finance, the local M.P.P. representing our municipality and the City of Kingston. CARRIED

- c) The letter from the General Manager - Canadian Tire (concerning the Jumpstart program) was received by Council.
- d) A media release from the Sault Ste. Marie Public Library was received by Council.

Moved by: Councillor S. Myers

Seconded by: Councillor P. Mick

Resolved that the Council of the City of Sault Ste. Marie express its support for the funding model being proposed by the Federation of Ontario Public Libraries as outlined in the recent media release from the Sault Ste. Marie Public Library. CARRIED

- e) Correspondence from CAA Auto Insurance Travel (concerning HST gas tax revenue dedicated to transportation infrastructure and maintenance) was received by Council.

f) **Staff Travel**

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

Moved by: Councillor L. Turco

Seconded by: Councillor B. Watkins

Resolved that the report of the Chief Administrative Officer dated 2011 04 04 concerning Staff Travel Requests be approved as requested. CARRIED

g) **Tender for Bulk Coarse Highway Salt**

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

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that the report of the Manager of Purchasing, dated 2011 04 04 be endorsed and that the tender for the supply and delivery of Bulk Coarse Highway Salt for the 2011-2013 winter seasons, required by the Public Works and Transportation Department, be awarded as recommended. CARRIED

h) **Request for Proposal – Removal & Disposal of Collected Household Special Waste**

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

Moved by: Councillor R. Niro

Seconded by: Councillor B. Watkins

Resolved that the report of the Manager of Purchasing, dated 2011 04 04 be endorsed and that the proposal for Removal and Disposal of Household Special Waste, required by the Public Works and Transportation Department, be awarded as recommended. CARRIED

i) **Recreation Infrastructure Canada (RInC) Program – Peter G. Manzo Pool Mechanical Systems Upgrades**

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

Moved by: Councillor R. Niro

Seconded by: Councillor P. Mick

Resolved that the report of the Commissioner of Community Services dated 2011 04 04 concerning RInC Program – Peter G. Manzo Pool Mechanical Systems Upgrades be accepted and the recommendation to award the tender to George Stone and Sons Ltd. for \$217,019 plus HST be approved. CARRIED

j) **Development Charges**

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

Moved by: Councillor R. Niro

Seconded by: Councillor B. Watkins

Resolved that the report of the Director of Engineering Services dated 2011 04 04 concerning Development Charges be accepted and the recommendation to issue a request for proposal for a background study to be prepared as required under the Development Charges Act be approved. CARRIED

k) **Transit Celebrates a Successful Idle Free Sault Ste. Marie Campaign**

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

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that the report of the Environmental Initiatives Coordinator dated 2011 04 04 concerning Transit Celebrates a Successful Idle Free Sault Ste. Marie Campaign be received as information. CARRIED

l) **Agreement Between the City and Township of Prince – Disposal at City Landfill**

The report of the City Solicitor was received by Council.

The relevant By-law 2011-56 is listed under Item 10 of the Minutes.

m) **Request to Appoint By-law Enforcement Officers**

The report of the City Solicitor was received by Council.

The relevant By-law 2011-58 is listed under Item 10 of the Minutes.

n) **Acquisition of Property from Michael Guzzo – Triangle at South East Corner of Second Line East and Proposed Pine Street Extension**

The report of the Corporate Counsel was received by Council.

The relevant By-law 2011-55 is listed under Item 10 of the Minutes.

o) **Acquisition of Property from Antonio M. Ruscio – Triangle at South West Corner of Second Line East and Proposed Pine Street Extension**

The report of the Corporate Counsel was received by Council.

The relevant By-law 2011-54 is listed under Item 10 of the Minutes.

p) **Sustainable Site Plan Guidelines – Information Report**

The report of the Planning Division was received by Council.

Moved by: Councillor L. Turco

Seconded by: Councillor B. Watkins

Resolved that the report of the Planning Division dated 2011 04 04 concerning Sustainable Site Plan Guidelines – Information Report, be accepted and the Planning Director's Recommendation that City Council accept this report as information and authorize the Planning Advisory Committee to host a public open house to inform and receive input from local residents and property developers on the proposed Sustainable Site Plan Guideline, be endorsed. CARRIED

q) **Second Line and Goulais Ave. Intersection Left Turn Signal**

The report of the Manager of Traffic and Communications, Public Works and Transportation Department was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Manager of Traffic and Communications dated 2011 04 04 concerning Second Line and Goulais Avenue Intersection Left Turn Signal be accepted and the recommendation to activate the left

hand turn signal from Second Line onto Goulais Avenue be endorsed.
CARRIED

r) **2011 Budget Meeting**

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

Moved by: Councillor R. Niro

Seconded by: Councillor B. Watkins

Resolved that the report of the Commissioner of Finance and Treasurer dated 2011 04 04 concerning the 2011 Budget Meeting be received as information. CARRIED

s) **2252927 Ontario Inc. – 50 Linda Road – A-15-10-Z.OP – By-law 2011-16**

The report of the City Solicitor was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor P. Mick

Resolved that the report of the City Solicitor dated 2011 04 04 concerning the OMB Appeal – By-law 2011-16 be accepted, and that despite the appeal, Council confirms its wish to proceed with the by-law. CARRIED

PART TWO – REGULAR AGENDA

6. **REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**

(6) **PLANNING**

a) **Application No A-7-11-Z.OP – Kaylan Properties Limited – 657 Boundary Road**

The report of the Planning Division was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor P. Mick

Resolved that the report of the Planning Division dated 2011 04 04 concerning Application No. A-7-11-Z.OP – filed by Kaylan Properties Limited – 657 Boundary Road be accepted and the Planning Director's Recommendation that City Council approve the application and;

- 1) Re-designate the subject property from Residential to Commercial on Land Use Schedule 'C' of the Official Plan;
- 2) Rezone the subject property from "R2" (Low Density Residential) zone to "C4.S" (General Commercial) zone with a Special Exception to permit a fence to be constructed to a maximum height of 2.434 (8') above established grade, along the south lot line of the subject property,

between the west lot line of 699 Trunk Road and the front of the existing house at 653 Boundary Road;
3) Deem the property subject to Site Plan Control;
be endorsed. CARRIED

b) **Application A-8-11-Z – Karen Marinich – 1035 Queen Street East**

The report of the Planning Division was received by Council.

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that the report of the Planning Division dated 2011 04 04 concerning Application No. A-8-11-Z – filed by Karen Marinich – 1035 Queen Street East be accepted and the Planning Director's Recommendation that City Council approve this application and rezone the subject property from "R2" (Single Detached Residential) zone to "R2" (Single Detached Residential) zone with a Special Exception to permit, in addition to the uses permitted in an "R2" zone, not more than one (1) dental hygienist to conduct dental hygiene services as a home based business within the existing residence, be endorsed. CARRIED

c) **Application No. 1-11 – Amendment to Signs By-law 2005-166 – Chamber of Commerce**

The report of the Planning Division was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor J. Krmpotich

Resolved that Agenda Item 6.(6)(c) be amended by:

- Delete the wording of item 1) and inserting "Direct staff to issue a permit to the Chamber of Commerce to install a digital sign on subject property by granting an exemption to Section 1.15 of the Signs by-law (2005-166)"; and
- Add the following text at the end of item 2) "on the basis of a process involving input from appropriate staff, local businesses, the sign industry and the public, with outside assistance if necessary and approved by Council"; and
- Delete item 3). CARRIED

Moved by: Councillor R. Niro

Seconded by: Councillor P. Mick

Resolved that the report of the Planning Director dated 2011 04 04 concerning Application No. 1-11 – Amendment to Signs By-law 2005-166 be accepted and the Planning Director's recommendation to:

- 1) Deny the Chamber of Commerce request to erect a digital sign upon the subject property;
- 2) Approve the attached interim policy aimed at regulating digital signage until such time that a comprehensive signs by-law can be drafted;

- 3) Authorize preparation of a terms of reference for a new comprehensive Signs By-law, subject to funding approval;
be approved. AS AMENDED

(8) **BOARDS AND COMMITTEES**

a) **Ontario Heritage Act Registration – 135 Simpson Street**

The report of the Chair, Municipal Heritage Committee was received by Council.

Moved by: Councillor L. Turco

Seconded by: Councillor B. Watkins

Resolved that the report of the Chair, Municipal Heritage Committee dated 2011 04 04 concerning Ontario Heritage Act Registration – 135 Simpson Street be accepted and the recommendation to register the property at 135 Simpson Street under Part IV, Section 27 (1.2) of the Ontario Heritage Act be approved. CARRIED

b) **EDF Request – Sault Ste. Marie Alternative Energy Strategy**

The report of the Acting CEO – Sault Ste. Marie Economic Development Corporation was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor B. Watkins

Resolved that the report of the Acting CEO – Sault Ste. Marie Economic Development Corporation dated 2011 02 25 concerning EDF Request – Alternative Energy Strategy be accepted and the recommendation to provide \$25,000 from the 2010 Economic Diversification Fund to contribute toward the completion of a Sault Ste. Marie Alternative Energy Strategy be approved. CARRIED

c) **Sault Ste. Marie Physician Recruitment and Retention**

The report of the Sault Ste. Marie Physician Recruitment and Retention Office was received by Council. Report under separate cover.

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that the report of the Sault Ste. Marie Physician Recruitment and Retention Office dated March 2011 concerning the Sault Ste. Marie Physician Recruitment and Retention Activity Report and Proposed 2011/2012 Budget request to the City in the amount of \$464,850 for the period April 1, 2011 to March 31, 2012 BE REFERRED to the 2011 Budget deliberations for Council's consideration and decision. CARRIED

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

- a) Moved by: Councillor S. Myers
Seconded by: Councillor P. Mick

Whereas Volunteer Sault Ste. Marie is one of 21 volunteer centers in Ontario participating in Change The World – Ontario Youth Challenge 2011; and

Whereas Volunteer Sault Ste. Marie and the United Way Youth Empowerment Council are working together to take up this challenge to involve 10,000 Ontario youth to volunteer 3 hours each in their community during the three week period April 10 to May 1, 2011; and

Whereas in the first year of the Youth Challenge in 2010 Sault Ste. Marie youth from seven high schools volunteered 870 hours and raised over \$5,000 for local charities in a three week period,

Therefore Be It Resolved that City Council encourages the entire community to once again support the youth in their initiatives during the Change the World – Ontario Youth Challenge 2011. 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 R. Niro
Seconded by: Councillor P. Mick

Resolved that all by-laws listed under item 10 of the Agenda under date 2011 04 04 be approved. CARRIED

- Moved by: Councillor L. Turco
Seconded by: Councillor P. Mick

Resolved that By-law 2011-54 being a by-law to authorize the acquisition of the property required from Antonio M. Ruscio for the Pine Street extension, being a portion of Civic 849 Second Line East be PASSED in open Council this 4th day of April, 2011. CARRIED

- Moved by: Councillor L. Turco
Seconded by: Councillor P. Mick

Resolved that By-law 2011-55 being a by-law to authorize the acquisition of the property required from Michael Guzzo for the Pine Street extension,

being a portion of Civic 865 Second Line East be PASSED in open Council this 4th day of April, 2011. CARRIED

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that By-law 2011-56 being a by-law to authorize the execution of an agreement between the City and the Township of Prince whereby the Township of Prince may dispose of refuse at the City's landfill site be PASSED in open Council this 4th day of April, 2011. CARRIED

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that By-law 2011-58 being a by-law to appoint Fire Prevention Officers as By-law Enforcement Officers for the purpose of enforcing By-laws 2009-82 and 81-404 be PASSED in open Council this 4th day of April, 2011. CARRIED

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that By-law 2011-59 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 4th day of April, 2011. CARRIED

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

Moved by: Councillor M. Bruni

Seconded by: Councillor B. Watkins

Resolved that Council shall now go into Caucus to:

1. the proposed disposition of property on Second Line West; and
2. proposed disposition of property on Bay Street; and
3. one personal matter concerning staff in the Public Works and Transportation Department; and

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

12. **ADDENDUM TO THE AGENDA**

13. **ADJOURNMENT**

Mover Councillor L. Turco
Seconded Councillor B. Watkins
Resolved that this Council shall now adjourn. CARRIED

DEBBIE AMAROSO
MAYOR

MALCOLM WHITE
CLERK