

# MINUTES

## REGULAR MEETING OF CITY COUNCIL

2012 04 02

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, S. McLellan, J. Dolcetti, D. Elliott, P. Tonazzo, C. Taddo

#### 1. ADOPTION OF MINUTES

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that the Minutes of the Regular Council Meeting of 2011 03 19 minutes 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 L. Turco

Seconded by: Councillor B. Watkins

Resolved that the Agenda for 2012 04 02 City Council meeting as presented be approved. CARRIED

Moved by: Councillor F. Manzo

Seconded by: Councillor L. Turco

Be it resolved that the 2012 Budget Meeting to be held at 5:30 pm April 2, 2012 be deferred to another appropriate day where all members of City council will be in attendance to debate the 2012 Budget;

Or cancel the regular Council Meeting of April 2, 2012 to be held at 4:30 pm and debate the 2012 Budget Meeting, and if the Council Meeting cannot be cancelled then the 2012 Budget Meeting at 5:30 pm be deferred to another appropriate

date where all council members will be in attendance to totally debate the 2012 Budget as mentioned in the first paragraph. CARRIED

Recorded Vote:

For: Councillors L. Turco, S. Myers, J. Krmpotich, F. Fata, T. Sheehan, F. Manzo, P. Mick

Against: Mayor D. Amaroso, Councillors S. Butland, M. Bruni, B. Watkins, R. Niro, P. Christian

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

- a) Lorie Park, Volunteer President, Canadian Cancer Society – Algoma Unit was in attendance concerning proclamation – Daffodil Month.
- b) Jean Trudelle, Chair, Volunteer Appreciation Dinner Ceremony was in attendance concerning proclamation – National Volunteer Week.
- c) Daniel McCoy, Chair, Youth Empowerment Council was in attendance concerning proclamation – Change The World Ontario Volunteer Youth Challenge.
- d) Joe Valente, Vice President – Ameresco Canada Inc. was in attendance concerning agenda item 5.(c).
- e) Dorothy Motluk of the Zonta Club of Sault Ste. Marie, Annette Katajamaki, Executive Director, Canadian Mental Health Association and Leanne Murray, President, Canadian Mental Health Association were in attendance concerning an upcoming event.
- f) Julie Hyrneiwicz, Sault Ste. Marie Ratepayers Association provided an update on the upcoming Regional RA Conference.
- g) Jill Pateman, Chair – Community Quality Research Institute was in attendance concerning agenda item 5.(c)
- h) Jason Naccarato, Innovation Centre 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 R. Niro

Seconded by: Councillor P. Mick

Resolved that all the items listed under date 2012 04 02 – Part One – Consent Agenda be approved as recommended. CARRIED

- a) Correspondence from AMO, OGRA, and FONOM was received by Council.
- b) Correspondence from the City of Mississauga (concerning telecommunications tower/antenna facilities protocol), the Township of Havelock-Belmont-Methuen (concerning Ontario Wildlife Damage Compensation Program) and the Municipality of Clarington (concerning Horse Racing Industry) were received by Council.
- c) Correspondence from Ameresco was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor S. Butland

Resolved that agenda item 5.(c) – Ameresco be received and referred to staff for appropriate next steps. CARRIED

- d) A letter from the Chair, Community Quality Institute concerning the dissolution of the organization was received by Council.
- e) A letter of request for a temporary street closing was received by Council.
  - 1) On St. Mary's River Drive from Delta Hotel driveway to Zellers entrance near 49 St. Mary's River Drive on August 18 (August 19 rain date) in conjunction with the Heart and Stroke Walk, Car and Motorcycle Show

The relevant By-law 2012-63 is listed under Item 10 of the Minutes.

#### **f) Council Travel**

Moved by: Councillor R. Niro

Seconded by: Councillor P. Mick

Resolved that Mayor Debbie Amaroso, Councillors Marchy Bruni, Steve Butland, Paul Christian, Joe Krmpotich, Susan Myers, Terry Sheehan and Lou Turco be authorized to travel to the 2012 AMO Annual Conference being held in Ottawa (4 days in August) at an estimated cost to the City of \$2,000 each. CARRIED

#### **g) Staff Travel**

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

Moved by: Councillor R. Niro

Seconded by: Councillor B. Watkins

Resolved that the report of the Chief Administrative Officer dated 2012 04 02 concerning Staff Travel requests be approved as requested. CARRIED

h) **Tender for Selected Granular Materials**

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 2012 04 02, be endorsed and that the tender for the supply of Selected Granular Materials, required by the Public Works & Transportation Department, be awarded as recommended. CARRIED

i) **SSM Municipal Heritage Committee Heritage Building Walking Tour Brochure to Commemorate the City's 100<sup>th</sup> Anniversary**

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

Moved by: Councillor L. Turco

Seconded by: Councillor B. Watkins

Resolved that the Report of the Manager of Recreation and Culture dated 2012 04 02 concerning Heritage Building Walking Tour Brochure be accepted and the recommendation to use up to \$2,000 from the Municipal Heritage Committee Reserve Fund to produce and print the brochure be approved. CARRIED

j) **Rosedale Ravine Culvert Installation – Contract 2012-6E**

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

The relevant By-law 2012-61 is listed under Item 10 of the Minutes.

k) **East End Biofilter Upgrades – Contract 2011-7E**

The report of the Land Development & Environmental Engineer was received by Council.

The relevant By-law 2012-59 is listed under Item 10 of the Minutes.

l) **Resurfacing of City Street – 2012 Miscellaneous Construction Program**

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

Moved by: Councillor R. Niro

Seconded by: Councillor P. Mick

Resolved that the report of the Director of Engineering Services dated 2012 04 02 concerning 2012 Resurfacing of City Streets be received as information. CARRIED

m) **158 Sackville Road**

The report of the Assistant City Solicitor was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor B. Watkins

Resolved that the report of the Assistant City Solicitor dated 2012 04 02 concerning 158 Sackville Road be accepted and the recommendation to declare the property surplus and dispose of it by closed bid be approved. CARRIED

n) **Easement Required for the Portion of the Hub Trail Over Sault Ste. Marie Region Conservation Authority Property in the Area of the Fort Creek Conservation Area**

The report of the Assistant City Solicitor was received by Council.

The relevant By-law 2012-56 is listed under Item 10 of the Minutes.

o) **New Comprehensive Signs By-law – Request to Extend the Digital Signs Moratorium**

The report of the Planner was received by Council.

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that the report of the Planning Division dated 2012 04 02 concerning the New Comprehensive Signs By-law – Request to Extend the Digital Signs Moratorium be received and the recommendation that City Council accept this report and;

- 1) Authorize staff to provide public notice of an open house scheduled for Wednesday, April 25, 2012; and
- 2) Extend the moratorium on all future digital sign requests until June 30, 2012 be approved. CARRIED

p) A letter from a participant of the recent CARHA tournament was received by Council.

## ***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-8-12-OP – Peggy and Frank Naccarato – 790 Town Line Road**

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 2012 04 02 concerning Application No. A-8-12-OP – filed by Peggy and Frank Naccarato be received as information. CARRIED

The relevant By-law 2012-57 is listed under Item 10 of the Minutes.

##### **b) Application No. A-10-12-OP – filed by 1372055 Ontario Limited c/o Scott MacWilliam – 750 Korah 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 2012 04 02 concerning Application No. A-10-12-OP – filed by 1372055 Ontario Limited be received as information. CARRIED

The relevant By-law 2012-58 is listed under Item 10 of the Minutes.

#### **(7) PUBLIC WORKS AND TRANSPORTATION**

#### **(8) BOARDS AND COMMITTEES**

##### **a) EDF Request – Combined Heat and Power (CHP) Prefeasibility Study**

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

Moved by: Councillor R. Niro

Seconded by: Councillor B. Watkins

Resolved that the report of the CEO, Economic Development Corporation dated 2012 03 25 concerning EDF Request – Combined Heat and Power (CHP) Prefeasibility Study be accepted and the recommendation to provide funding of \$20,000 from the 2012 Economic Diversification Fund towards this study be approved, and further that a copy of the CHP Prefeasibility Study be provided to the SSMEDC that will be available to the public. 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 S. Butland

Whereas on September 2, 2009, Prime Minister Harper announced \$44M in new funding to redevelop the Canadian Customs Plaza at the Sault Ste. Marie International Bridge; and

Whereas the funding being provided has come from the Gateway and Border Crossings as part of Prime Minister Harper's Build Canada Plan; and

Whereas the fund provides support for transportation infrastructure and related initiatives to develop and exploit Canada's strategic gateways, trade corridors and border crossings; and

Whereas the International Bridge Authority has spent considerable time and effort in arriving at a recommended plan that included extensive engineering design and public consultation; and

Whereas with existing available funding, efforts to acquire the properties to ensure the approved plan can be implemented in a timely fashion have not been successful; and

Whereas in order to begin the project an amended plan has been prepared that does not adequately take into consideration all the key principles of the original design and reduces the effectiveness of the facility to be a transportation network between two nations; and

Whereas additional funds are needed to address implementation as originally envisioned;

Therefore be it resolved that City Council support efforts by the Mayor, City staff working with MP Bryan Hayes, Federal staff and St. Marys River Bridge Company in exploring opportunities for additional funding required to move forward in a timely manner the construction of the approved plan for the Canadian Customs Plaza at the Sault Ste. Marie International Bridge. CARRIED

b) Moved by: Councillor S. Myers

Seconded by: Councillor T. Sheehan

Whereas Kohler Avenue is scheduled to be reconstructed in 2015, and

Whereas the street surface is increasingly breaking down and requires ongoing costly maintenance to be kept useable and is becoming a hazard to motorists and a risk to their vehicles, and

Whereas the street has a very high residential population due to the presence of numerous apartment buildings with many residents using the street on a daily basis,

Therefore be it resolved that the Engineering Staff review the current five year plan for residential road reconstruction and consider moving the date for the Kohler Ave reconstruction up to the earliest possible time frame. CARRIED

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

Resolved that Council request EDC staff to initiate discussions with Alan Champagne, CEO of Eco-flex located in Legal, Alberta and Andrew Horsman, Executive Director of Ontario Tire Stewardship located in Toronto, Ontario expressing interest in and promoting the advantages and financial incentives in situating a recycled rubber manufacturing facility in Sault Ste. Marie. CARRIED

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

Whereas the issue of water quality – particularly the taste and odour of municipal water, has been an ongoing issue in the east end of the City for well over a year; and

Whereas the conversion by PUC Inc. from disinfection of municipal water with chloramine to disinfection with free chlorine elicited concerns from residents across the City; and

Whereas such conversion may have exacerbated the east-end water quality situation; and

Whereas this situation appears to have prompted a spike in the sales of bottled water (reportedly 70,000 bottles in one week at one outlet);

Now Therefore Be It Resolved that PUC Inc. be requested to conduct a city-wide third party random survey to determine the perceived impact of the conversion to disinfection with free chlorine; and further that PUC Inc. be requested to advise what mitigating actions may be necessary to deal with the situation. DEFEATED

- e) Moved by: Councillor R. Niro  
Seconded by: Councillor P. Christian

Whereas budget deliberations are historically quite lengthy; and

Whereas the budget should be the focus of the specific meeting; and

Whereas the 2012 Budget deliberations have been scheduled together with the Regular Agenda Meeting of Council,

Now therefore be it resolved that any future budget meetings of the Council be rescheduled on a separate date from the Regular Agenda. CARRIED



- f) Moved by: Councillor L. Turco  
Seconded by: Councillor P. Mick  
Resolved that the 2012 Budget Meeting of Council be held on Wednesday, April 11, 2012 beginning at 3:30 p.m., notwithstanding that all members of Council may not be available. 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 L. Turco  
Seconded by: Councillor P. Mick  
Resolved that all by-laws listed under Item 10 of the Agenda under date April 2, 2012 be approved save and except 2012-57 and 2012-58. CARRIED

Moved by: Councillor L. Turco  
Seconded by: Councillor P. Mick  
Resolved that By-law 2012-45 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 492 Pine Street be PASSED in open Council this 2<sup>nd</sup> day of April, 2012. CARRIED

Moved by: Councillor L. Turco  
Seconded by: Councillor P. Mick  
Resolved that By-law 2012-54 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 concerning lands located at 421 Albert Street West be PASSED in open Council this 2<sup>nd</sup> day of April, 2012. CARRIED

Moved by: Councillor L. Turco  
Seconded by: Councillor P. Mick  
Resolved that By-law 2012-55 being a by-law to designate the lands located at 421 Albert Street West an area of site plan control be PASSED in open Council this 2<sup>nd</sup> day of April, 2012. CARRIED

Moved by: Councillor L. Turco  
Seconded by: Councillor P. Mick  
Resolved that By-law 2012-56 being a by-law to authorize an easement with the Sault Ste. Marie Region Conservation Authority for the portion of the hub trail located on its property in the area of the Fort Creek conservation area subject to the condition that the City pay any property taxes that may be levied against the

Conservation Authority property upon which this portion of the hub trail is located be PASSED in open Council this 2<sup>nd</sup> day of April, 2012. CARRIED

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that By-law 2012-57 being a by-law to adopt Amendment No. 184 to the Official Plan for the City of Sault Ste. Marie be PASSED in open Council this 2<sup>nd</sup> day of April, 2012. CARRIED

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that By-law 2012-58 being by-law to adopt Amendment No. 183 to the Official Plan for the City of Sault Ste. Marie be PASSED in open Council this 2<sup>nd</sup> day of April, 2012. CARRIED

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that By-law 2012-59 being a by-law to authorize a contract between the City and Avery Construction Ltd. for biofilter upgrades at the East End Water Pollution Control Plant be PASSED in open Council this 2<sup>nd</sup> day of April, 2012. CARRIED

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that By-law 2012-61 being a by-law to authorize a contract between the City and Palmer Construction Group Inc. and STEM Engineering Group Incorporated for the Rosedale Ravine slope stabilization be PASSED in open Council this 2<sup>nd</sup> day of April, 2012. CARRIED

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that By-law 2012-62 being a by-law to authorize a contribution agreement between the City and Her Majesty the Queen in right of Canada, as represented by the Minister of Citizenship, Immigration and Multiculturalism for the purpose of funding be PASSED in open Council this 2<sup>nd</sup> day of April, 2012. CARRIED

Moved by: Councillor L. Turco

Seconded by: Councillor P. Mick

Resolved that By-law 2012-63 being a by-law to permit the temporary closing of St. Mary's River Drive from the Delta Waterfront Hotel to 49 St. Mary's River Drive to facilitate the Heart & Stroke Foundation Walk & Roll be PASSED in open Council this 2<sup>nd</sup> day of April, 2012. 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 L. Turco

Seconded by: Councillor P. Mick

Resolved that this Council now adjourn. CARRIED

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MAYOR

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CITY CLERK