

# MINUTES

## REGULAR MEETING OF CITY COUNCIL

2013 01 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, S. Schell, J. Dolcetti, R. Cobean, L. Perry, F. Coccimiglio

#### 1. ADOPTION OF MINUTES

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that the Minutes of the Regular Council Meeting of 2013 01 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 S. Myers

Seconded by: Councillor M. Bruni

Resolved that the Agenda and Addendum #1 for 2013 01 21 City Council meeting as presented be approved. CARRIED

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

- a) Brett Lund, President, Ontario Winter Carnival Bon Soo, was in attendance concerning Proclamation – Bon Soo Winter Carnival.
- b) Bryan Hayes, Member of Parliament, was in attendance concerning the Federal Budget.
- c) Jim Waycik of the St. Mary's River Marine Heritage Centre (M.S. Norgoma) was in attendance to provide an update to Council.

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that the presentation of the St. Marys River Marine Heritage Centre (M.S. Norgoma) be referred to Destiny Sault Ste. Marie, the Economic Development Corporation and appropriate staff for review and report back to Council.

- d) Peter Vaudry and Stephanie Pagnucco were in attendance concerning agenda item 6.(8)(c) – Age-Friendly Sault Ste. Marie – Phase Two Assessment.
- e) Tom Dodds, CEO – Economic Development Corporation and Tom Vair, Executive Director – Innovation Centre were in attendance concerning agenda item 6(8)(a) – Accountability Agreements.
- f) Cathy Ferguson, Manager of Daycare Services, was in attendance concerning agenda item 5.(f) – Best for Kids – Pilot Summer Program.
- g) Andrew Ross was in attendance concerning agenda item 6.(8)(b) – \$190,000 EDF Request – Development of a Small Business Incubator Three (3) Year Pilot Project in Sault Ste. Marie.

### ***PART ONE – CONSENT AGENDA***

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

Moved by: Councillor T. Sheehan

Seconded by: Councillor F. Fata

Resolved that all the items listed under date 2013 01 21 – Part One – Consent Agenda be approved as recommended. CARRIED

- a) Correspondence from AMO, FONOM was received by Council
- b) Letters of request for temporary street closings in conjunction with Ontario Winter Carnival Bon Soo were received by Council.
  - 1) on Lake Street (lower) from Queen Street to Bellevue Park from 6:00 p.m. on February 1, 2013 to 8:00 p.m. February 10, 2013.; and
  - 2) Queen Street from Spring Street to Elgin Street from 4:45 p.m. to 7:00 p.m. on February 5, 2013; and
  - 3) Foster Drive from Elgin Street to Spring Street from 3:00 p.m. to 10:00 p.m. on February 1, 2013

The relevant By-law 2013-27 is listed under Item 10 of the Minutes.

c) **Staff Travel**

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

Moved by: Councillor T. Sheehan

Seconded by: Councillor M. Bruni

Resolved that the report of the Chief Administrative Officer dated 2013 01 21 concerning Staff Travel requests be approved as requested. CARRIED

d) **2013 Corporate Membership Fees**

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

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that the report of the Deputy City Clerk and Manager of Quality Improvement dated 2013 01 21 concerning corporate membership fees be received as information and the recommendation to proceed with payment of 2013 membership fees be approved. CARRIED

e) **2013 User Fees – By-law 2013-20**

The report of the Manager of Finance and Budgets.was received by Council.

The relevant By-law 2013-020 is listed under Item 10 of the Minutes.

f) **Best for Kids – Pilot Summer Program**

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

Moved by: Councillor S. Myers

Seconded by: Councillor M. Bruni

Resolved that the report of the Commissioner of Community Services dated 2013 01 21 concerning Best For Kids – Pilot Summer Program be accepted and the recommendation to continue with the program for 2013 at the same level of funding from the Social Services and Community Services departments be approved. CARRIED

g) **Fourth Line Culvert Replacement – West of Brule Road**

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

Moved by: Councillor T. Sheehan

Seconded by: Councillor F. Fata

Resolved that the report of the Design and Construction Engineer dated 2013 01 21 concerning Fourth Line Culvert Replacement – West of Brule Road be accepted and the recommendation that AECOM be retained to provide design and contract administration at an estimated total project cost of \$895,000 with funding from the 2013 Capital Construction program be approved. CARRIED

h) **Solar Photovoltaic Fit Application**

The report of the Environmental Initiatives Co-ordinator was received by Council.

The relevant By-law 2013-025 is listed under Item 10 of the Minutes.

i) **Solar Photovoltaic Fit Applications**

The report of the Environmental Initiatives Co-ordinator was received by Council.

The relevant By-law 2013-022 is listed under Item 10 of the Minutes.

j) **Amendment to Emergency Management Planning By-law 2008-40**

The report of the Community Emergency Management Co-ordinator was received by Council.

The relevant By-law 2013-013 is listed under Item 10 of the Minutes.

k) **First Right of Refusal Agreement Between Ellsin Environmental Ltd. and the City for the City Owned Property Abutting 155 Yates Avenue**

The report of the City Solicitor was received by Council.

The relevant By-law 2013-023 is listed under Item 10 of the Minutes.

l) **Application No. A-3-13-Z – filed by Childcare Algoma – Site Plan Control Designation**

The report of the Planning Division was received by Council.

Moved by: Councillor T. Sheehan

Seconded by: Councillor M. Bruni

Resolved that the report of the Planning Division dated 2013 01 21 concerning Application No. A-3-13-Z – filed by Childcare Algoma – 1616 Queen Street East be received and that City Council pass By-law 2013-15 designating the subject property as an area of Site Plan Control. 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) **Economic Development Corporation – Innovation Centre Accountability Agreement Reports**

The Economic Development Corporation and the Innovation Centre Accountability Reports and supporting information were received by Council.

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that the Economic Development Corporation and the Innovation Centre Accountability Reports and supporting information be received as information. CARRIED

- b) **\$190,000 EDF Request – Development of a Small Business Incubator Three (3) Year Pilot Project in Sault Ste. Marie**

The report of the Chief Executive Officer of Sault Ste. Marie Economic Development Corporation was received by Council.

Mover: Councillor S. Myers

Seconder: Councillor M. Bruni

Resolved that agenda item 6.(8)(b) be amended by adding the following text at the end of the resolution – “and, Further that City Council appoints Councillor Terry Sheehan to the Small Business Incubator Advisory Steering Committee”. CARRIED

Moved by: Councillor S. Myers

Seconded by: Councillor M. Bruni

Resolved that the report of the Executive Director, Sault Ste. Marie Economic Development Corporation dated 2013 01 15 concerning Small Business Incubator be accepted and the recommendation to provide \$190,000 from the

Economic Diversification Fund over a period of three years conditional upon requested funding from NOHFC and FEDNOR being received be approved.  
AMENDED

c) **Age-Friendly Sault Ste. Marie – Phase Two**

A report of Age-Friendly Sault Ste. Marie is attached for the consideration of council.

Mover: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that the report of Age Friendly Sault Ste. Marie dated January, 2013 concerning Age-Friendly Sault Ste. Marie – Phase Two Assessment be received as information. CARRIED

d) Mover: Councillor T. Sheehan

Seconded by: Councillor F. Fata

Resolved that City Council is now authorized to meet in Open Session as the sole shareholder of PUC Inc. and PUC Services Inc.; and  
Further resolved that City Council appoints Mayor Debbie Amaroso as Council's proxy to vote on the resolution of the shareholder of PUC Inc. and PUC Services Inc. CARRIED

**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 T. Sheehan

Seconded by: Councillor F. Fata

Resolved that all by-laws listed under Item 10 of the AGENDA under date January 21, 2013 be approved. CARRIED

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2013-13 being a by-law to amend Schedule "A" to By-law 2008-40 (a by-law to adopt the Emergency Response Plan for the protection of

public safety, health, the environment, the critical infrastructure and property within the municipality) be PASSED in open Council this 21<sup>st</sup> day of January, 2013. CARRIED

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2013-14 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 1616 Queen Street East be PASSED in open Council this 21<sup>st</sup> day of January, 2013. CARRIED

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2013-15 being a by-law to designate the lands located at 1616 Queen Street East an area of site plan control be PASSED in open Council this 21<sup>st</sup> day of January, 2013. CARRIED

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2013-16 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 concerning lands located in the Sherwood Heights Subdivision North Extension (Palmer Development) be PASSED in open Council this 21<sup>st</sup> day of January, 2013. CARRIED

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2013-17 being a by-law to designate the lands located in the Sherwood Heights Subdivision North Extension an area of site plan control (Palmer Development) be PASSED in open Council this 21<sup>st</sup> day of January, 2013. CARRIED

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2013-18 being a by-law to provide for Interim Tax Levies be Passed in open Council this 21<sup>st</sup> day of January, 2013. CARRIED

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2013-19 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 1318 Queen Street East be PASSED in open Council this 21<sup>st</sup> day of January, 2013. CARRIED

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2013-20 being a by-law to establish user fees and services charges be PASSED in open Council this 21<sup>st</sup> day of January, 2013. CARRIED

Moved by: Councillor P. Christian  
Seconded by: Councillor J. Krmpotich  
Resolved that By-law 2013-22 being a by-law to authorize the execution of six (6) Municipal Council Support Resolutions to support six (6) solar photovoltaic Feed-In-Tariff (FIT) applications being submitted to the Ontario Power Authority Feed-In-Tariff Program be PASSED in open Council this 21<sup>st</sup> day of January, 2013.  
CARRIED

Moved by: Councillor P. Christian  
Seconded by: Councillor J. Krmpotich  
Resolved that By-law 2013-23 being a by-law to authorize the execution of an agreement between the City and Ellsin Environmental Ltd. (Ellsin) granting a first right of refusal to Ellsin on City owned property adjacent to Ellsin's property at 155 Yates Avenue be PASSED in open Council this 21<sup>st</sup> day of January, 2013.  
CARRIED

Moved by: Councillor P. Christian  
Seconded by: Councillor J. Krmpotich  
Resolved that By-law 2013-25 being a by-law to amend By-law 2012-75 (a by-law authorizing the execution of Municipal Council Support Resolutions) be PASSED in open Council this 21<sup>st</sup> day of January, 2013. CARRIED

Moved by: Councillor P. Christian  
Seconded by: Councillor J. Krmpotich  
Resolved that By-law 2013-27 being a by-law to permit the temporary closing of various streets to facilitate various Bon Soo Winter Carnival events be PASSED in open Council this 21<sup>st</sup> day of January, 2013. 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**

Moved by: Councillor S. Myers  
Seconded by: Councillor M. Bruni  
Resolved that Council shall now go into Caucus to consider a legal matter concerning potential litigation, 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.



**13. ADJOURNMENT**

Moved by: Councillor T. Sheehan

Seconded by: Councillor M. Bruni

Resolved that this Council now adjourn. CARRIED

Debbie Amaroso  
Mayor

Malcolm White  
City Clerk