

# MINUTES

## REGULAR MEETING OF CITY COUNCIL

2013 03 25

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

**Absent:** Councillor T. Sheehan

**Officials:** M. White, M. Borowicz-Sibinek, L. Girardi, N. Apostle, B. Freiburger, J. Dolcetti, C. Taddo, D. McConnell, V. McLeod, T. Dodds

#### 1. ADOPTION OF MINUTES

Moved By: Councillor P. Mick

Seconded By: Councillor L. Turco

Resolved that the Minutes of the Regular Council Meeting of 2013 03 04 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 P. Mick

Seconded By: Councillor R. Niro

Resolved that the Agenda and Addendum #1 for 2013 03 25 City Council meeting as presented be approved. CARRIED

#### 4. DELEGATIONS/PROCLAMATIONS

- a) Lisa Vezeau-Allen and her son Aiden, members of Autism Ontario, were in attendance concerning proclamation – World Autism Awareness Day 2013.
- b) Danny Krmpotich and Asima Vezina, representatives of the Racial and Social Harmony Committee of the Local Immigration Partnership, were in attendance concerning the following resolutions presented for the consideration of Council.

1. Moved By: Councillor P. Mick

Seconded By: Councillor L. Turco

Whereas the community of Sault Ste. Marie was originally founded by First Nation peoples followed by those who travelled from distant lands; and

Whereas these diverse people shared their immigrant experiences while building lives, homes and futures in a place where one's religion, creed, colour, race, culture and language did not prevent new dreams, hopes and aspirations for a better life from being realized; and

Whereas our community must be vigilant in denouncing any public act of racial discrimination as was recently uncharacteristically experienced in our City; and

Whereas the United Nations International Convention on the Elimination of All Forms of Racial Discrimination speaks to the Universal Declaration of Human Rights proclaiming that all human beings are born free and equal in dignity and rights and that everyone is entitled to all the rights and freedoms set out therein, without distinction of any kind, in particular as to race, colour or national origin; and

Whereas the Mayor of the City of Sault Ste. Marie annually declares Cultural Diversity week in Sault Ste. Marie, stating "that the concept of diversity encompasses acceptance and respect. It means understanding that each individual is unique, and recognizing our differences. These can be along the dimensions of race, ethnicity, gender, sexual orientation, socio-economic status, age, physical abilities, religious beliefs, political beliefs, or other ideologies. It is the exploration of these differences in a safe, positive, and nurturing environment. It involves understanding each other and moving beyond simple tolerance to embracing and celebrating the rich dimensions of diversity contained within each individual",

Therefore be it resolved that the Sault Ste. Marie City Council affirms and supports:

- i. The principles of the United Nations Universal Declaration of Human Rights;
- ii. The intent and meaning of the wording in the City's cultural diversity proclamation;
- iii. The value of the diverse cultures and peoples who make up our population;
- iv. That racial discrimination or intolerance against any person in our community should not be condoned

Further be it resolved that this resolution be circulated to all boards, councils and organizations in Sault Ste. Marie requesting their support of this resolution. CARRIED

2. Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Whereas the Canadian Federation of Municipalities (FCM) continues to support the mandate of Canadian Coalition of Municipalities Against Racism and Discrimination (CCMARD) and in 2005 and 2010 called on its members to join CCMARD; and

Whereas both Thunder Bay and Sudbury have become signatories municipalities of CCMARD and have established committees of City Council whose role is to help foster the achievement of cultural, social and economic well-being for all citizens; and

Whereas the Council of the City of Sault Ste Marie has passed a resolution on Racial Harmony in support of the principles apparent in the mandate of CCMARD;

Therefore be it resolved that Council supports the Racial and Social Harmony Committee established under the Local Immigration Partnership to review and report back to Council on the implications of Council becoming a signatory to CCMARD and asks appropriate staff to review and report back to Council on the possibility of the establishment of the Racial and Social Harmony Committee as a committee of Council. CARRIED

- c) Mike Allemano, Jim McWatters, Josh Lelievre and Tom Feifel were in attendance concerning Agenda item 6.(6)(a).

## ***PART ONE – CONSENT AGENDA***

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

Moved By: Councillor B. Watkins

Seconded By: Councillor L. Turco

Resolved that all the items listed under date 2013 03 25 – Part One – Consent Agenda and Addendum #1 be approved as recommended. CARRIED

- a) Correspondence from AMO was received by Council.
- b) Correspondence from the Township of Adjala-Tosorontio (concerning development charges – hospitals) was received by Council.
- c) Correspondence from the Ministry of the Environment concerning the Great Lakes Guardian Community Fund was received by Council.
- d) A letter and petition from Richard Smith concerning the closure of camping at Obatanga Provincial Park was received by Council.

- e) A media release from Michael Burtch and Gary and Joanie McGuffin concerning the Bow Lake Wind Project was received by Council.
- f) A letter from the Ontario Federation of Snowmobile Clubs was received by Council.
- g) A letter from Clinton Ekdahl concerning Day of the Honey Bee was received by Council.
- h) Correspondence requesting permission for private property liquor license extension was received by Council.

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that City Council has no objection to the proposed extended licensed area as detailed in the written request for a liquor license extension on private property for an outdoor event on the following stated dates and times:

Dock's Riverfront Grill

89 Foster Drive

Canada Day, July 1, 2013 – 12 noon to 2:00 a.m. (July 2)

Independence Day, July 4, 2013 – 12 noon to 2:00 a.m. (July 5)

CARRIED

- i) A letter of request for a temporary street closing in conjunction with Heart and Stroke Foundation "Walk and Roll" Event was received by Council.
  - 1) on St. Marys River Drive from the Wal-Mart entrance to the Waterfront Delta entrance from 4:00 p.m. to 10:00 p.m. on August 15, 2013

The relevant By-law 2013-55 is listed under Item 10 of the Minutes.

- j) A memo from the Deputy City Clerk and Manager of Quality Improvement concerning the holding of a special meeting of Council on Monday, April 15, 2013 at 4:30 p.m. in the Russ Ramsay Boardroom for the purpose of 2011-2014 Corporate Strategic Plan – Mid-Term Update was received by Council.
- k) **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 2013 03 25 concerning Staff Travel requests be approved as requested. CARRIED

- l) **2012 Honoraria and Expenses – Mayor & Council and Board & Committee Members**

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 2013 03 25 concerning 2012 Honoraria and Expenses (Mayor, Council, Board and Committee Members) be received as information. CARRIED

m) **McMeeken Centre Chiller Replacement – Sole Source**

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

Moved By: Councillor B. Watkins

Seconded By: Councillor L. Turco

Resolved that the report of the Commissioner of Community Services be accepted and the recommendation that a used replacement chiller for the McMeeken Centre be sole-sourced to CIMCO Refrigeration be approved. CARRIED

n) **2013 Cultural Financial Assistance Grants**

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

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that the report of the Manager of Recreation and Culture be accepted and the recommendation of the Cultural Advisory Board as to 2013 Cultural Financial Assistance grants be approved. CARRIED

o) **Request for Financial Assistance for National/International Sports Competitions – Richard MacLennan – Speed Skating**

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

Moved By: Councillor B. Watkins

Seconded By: Councillor L. Turco

Resolved that the report of the Manager of Recreation and Culture dated 2013 03 25 concerning Request for Financial Assistance for National/International Sports Competitions – Richard MacLennan – Speed Skating be accepted and the recommendation of the Parks and Recreation Advisory Committee to provide financial assistance to Richard MacLennan in the amount of \$200 for participation at the International Skating Union sanctioned North American Championships in Salt Lake City, Utah be approved. CARRIED

p) **Firearms By-Law Exemptions Ermatinger•Clergue National Historic Site – Special Events**

The report of the Curator of the Ermatinger•Clergue National Historic Site was received by Council.

The relevant by-laws 2013-54 and 2013-53 are listed under item 10 of the Minutes.

q) **Clark Creek Pumping Station Capital Upgrades – Progress**

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

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that the report of the Land Development and Environmental Engineer dated 2013 03 25 concerning the Clark Creek Pumping Station Capital Upgrades – Progress be accepted and the recommendation that:

1. an additional \$1,800,000 for the capital upgrades be funded through the 2013 surcharge budget (for a total of \$3,000,000); and
2. the engineering fee for Kresin Engineering Corporation be revised by \$35,616 (including net HST cost) to include the design fee for the proposed odour control equipment, for a revised value of \$189,272.29 (including net HST cost)

be approved. CARRIED

r) **MIII Funding Application – Single Lane Bridges Shared with Prince Township**

The report of the Director of Engineering Services is attached for the consideration of Council

Moved By: Councillor B. Watkins

Seconded By: Councillor L. Turco

Resolved that the report of the Director of Engineering Services dated 2013 03 25 concerning MIII Funding Application for Single Lane Bridges Shared with Prince Township be accepted and that City Council declares that:

1. the information in the expression of interest submitted on January 9, 2013, was factually accurate; and
2. the City is committed to developing a comprehensive asset management plan that includes all of the information and analysis described in 'Building Together: Guide for Municipal Asset Management Plans', by December 31, 2013. CARRIED

s) **Solid Waste Management Environmental Assessment**

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

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that the report of the Land Development and Environmental Engineer dated 2013 03 25 concerning the Solid Waste Management Environmental Assessment be accepted and that the recommendation that an engineering fee of \$281,000 (excluding HST) for required tasks relating to the Solid Waste

Environmental Assessment, resulting in an overall project fee of \$975,000 (excluding HST), funded through the Landfill Reserve, be approved. CARRIED

- t) A letter from the Ministry of Energy is attached for the information of Council.

## ***PART TWO – REGULAR AGENDA***

### **6. REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES**

#### **(1) ADMINISTRATION**

#### **(2) COMMUNITY SERVICES DEPARTMENT**

##### **a) St. Mary's River Marine Heritage Centre (M.S. Norgoma)**

Reports of the Commissioner of Community Services, Chair of the Destiny Committee and the Chief Executive Officer – Economic Development Corporation were received by Council.

Moved By: Councillor B. Watkins

Seconded By: Councillor S. Myers

Resolved that Item 6.(2)(a) be postponed for a period of one year. DEFEATED

Moved By: Councillor P. Christian

Seconded By: Councillor L. Turco

Resolved that the reports of the Commissioner of Community Services dated 2013 03 25, the Chair of the Destiny Committee and the Chief Executive Officer – Economic Development Corporation both dated 2013 03 20 concerning St. Mary's River Marine Heritage Centre (M.S. Norgoma) be accepted and the recommendation not to provide any further municipal funding to the Centre (option 1 of the report) be approved. POSTPONED

Moved By: Councillor B. Watkins

Seconded By: Councillor S. Myers

Resolved that Item 6.(2)(a) be postponed to the April 8, 2013 Council Meeting. CARRIED

#### **(3) ENGINEERING**

#### **(4) FIRE**

#### **(5) LEGAL**

#### **(6) PLANNING**

##### **a) Application No. A-5-13-Z & 57T-13-501 – filed by 1848691 Ontario Limited**

The report of the Planning Division was received by Council.

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that the report of the Planning Division dated 2013 03 25 concerning Application No. A-5-13-z & 57T-13-501 – filed by 1848691 Ontario Limited – 210 Greenfield Drive be received and that City Council permit the requested thirty six (36) lot Single Detached residential development subject to the three conditions contained in the report. CARRIED

**(7) PUBLIC WORKS AND TRANSPORTATION**

**(8) BOARDS AND COMMITTEES**

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

a) Moved By: Councillor S. Myers

Seconded By: Councillor L. Turco

Whereas the Heritage Discovery Centre \$4 million project has received Federal and Provincial funding of \$2.9 million (\$1.918 million from Canadian Heritage and \$1 million from NOHFC); and

Whereas four years ago, the City budgeted \$200,000 towards the capital costs for the project; and

Whereas at that time it was anticipated the balance of the project funding would be sourced through corporate sponsorship funding will be much less than expected; and

Whereas recently a request was made to NOHFC for supplemental funds in the amount of \$450,000; and

Whereas the request to NOHFC was not met with success,

Therefore be it resolved that City Council ask the Commissioner of Finance to report on a possible method of proceeding to finance the balance of this project in order to proceed to tender; and

Further that any such recommendation would not require increasing current budget allocations. CARRIED

b) Moved By: Councillor T. Sheehan

Seconded By: Councillor L. Turco

Whereas Team Jacobs, consisting of Skip Brad Jacobs, third Ryan Fry, second E.J. Harnden, lead Ryan Harnden, alternate Matt Dumontelle and coach Tom Coulterman represented Northern Ontario at this year's Tim Hortons Brier held recently in Edmonton; and

Whereas Team Jacobs, after a thrilling playoff run, were crowned the 2013 Tim Hortons Brier champions;

Now therefore be it resolved that City Council on behalf of the citizens of Sault Ste. Marie congratulate Team Jacobs on the championship and wish them best of luck in representing Canada at the upcoming World Men's Curling Championships. CARRIED



- c) Moved By: Councillor S. Myers  
Seconded By: Councillor T. Sheehan  
Whereas on February 26, 2013 15-year-old Sault Ste. Marie Mac Marcoux of the Canadian Para-Alpine Ski Team, with his 18-year-old brother and guide, BJ, won a silver medal in giant slalom in the competitive men's visually impaired category of the 2013 International Paralympic Committee World Championships in La Molina, Spain; and  
Whereas in doing so, Mac Marcoux is believed to be the youngest-ever Canadian to medal at a para-alpine world championship event; and  
Whereas the silver medal is the Marcoux brothers' first world championship podium result, the 2013 IPC Alpine Skiing World Championships being their world championship debut; and  
Whereas Mac Marcoux (who has been legally blind since the age of nine) raced in his first para-alpine ski event just two years ago; and  
Whereas this is the first year that the Marcoux brothers have participated in the International Paralympic Committee World Cup Circuit, where Mac earned a bronze medal in giant slalom in Sestriere, Italy; a silver medal in giant slalom and a bronze in slalom in St. Moritz, Switzerland; and  
Whereas the Marcoux brothers are participating in Canadian Nationals in British Columbia at the end of March 2013; and  
Whereas their goal is to compete in the 2014 winter Paralympic games in Sochi Russia representing Canada and of course Sault Ste. Marie,  
Now Therefore Be It Resolved that Sault Ste. Marie City Council, on behalf of the entire community, extends heartfelt congratulations to Mac Marcoux and his guide BJ Marcoux on their silver medal and offers best wishes for continued success on and off the podium. CARRIED
- d) Moved By: Councillor F. Manzo  
Seconded By: Councillor L. Turco  
Whereas Stompin' Tom Connors died on March 6, 2013; and  
Whereas Stompin' Tom was not only a prolific musician but a passionate Canadian and friend to Northern Ontario  
Now Therefore Be it Resolved that Sault Ste. Marie City Council on behalf of the entire community express its heartfelt condolences to the family of Stompin' Tom Connors. CARRIED
- e) Moved By: Councillor P. Mick  
Seconded By: Councillor S. Myers  
Whereas there are pending regulations before Transport Canada which would, if passed, impose substantially restrictive and unachievable regulations for ballast water in the Great Lakes – St. Lawrence Waterway; and  
Whereas the proposed regulation would be far more restrictive than those currently in place by the US Coastguard for competing US vessels; and  
Whereas current regulations for ballast water in the Great Lakes – St. Lawrence Waterway are the most strict and austere in the world; and

Whereas since the implementation of compulsory ballast regulations in 2006, no new non-indigenous species has been detected in the Great Lakes – St. Lawrence Waterway; and  
Whereas the City of Sault Ste. Marie is in the planning phase of expansion of its port facilities, which project has been identified by all three levels of government as the number one economic development priority in Sault Ste. Marie; and  
Whereas passage of the proposed regulation in its current form would place a significant hardship on this vital transportation link which is critical to our local and regional economy and adversely impact the Canadian shipping economy, resulting in employment losses, higher freight rates and consumer prices,  
Now Therefore Be It Resolved that the City of Sault Ste. Marie urges Transport Canada to exercise due diligence in extensively researching whether these regulations are in fact necessary and requests Transport Canada to consult with all municipalities along the Great Lakes, further that this resolution be forwarded to the Great Lakes and St. Lawrence Cities Initiative and all Canadian municipalities around the Great Lakes 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 B. Watkins

Seconded by: Councillor R. Niro

Resolved that all by-laws listed under Item 10 of the AGENDA under date March 25, 2013 be approved. CARRIED

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that By-law 2013-47 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 496 Second Line West be PASSED in open Council this 25<sup>th</sup> day of March, 2013. CARRIED

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that By-law 2013-48 being a by-law to designate the lands located at 496 Second Line West an area of site plan control be PASSED in open Council this 25<sup>th</sup> day of March, 2013. CARRIED.

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that By-law 2013-50 being a by-law to authorize the construction of a concrete sidewalk on Great Northern Road from Second Line East to Third Line East under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06 be PASSED in open Council this 25<sup>th</sup> day of March, 2013. CARRIED.

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that By-law 2013-51 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 25<sup>th</sup> day of March, 2013. CARRIED.

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that By-law 2013-52 being a by-law to authorize an agreement between the City, the City of Sault Ste. Marie Physician Recruitment and Retention Committee, Group Health Centre, Sault Area Hospital and Algoma West Academy of Medicine for the continued recruitment of physicians and health care professionals be PASSED in open Council this 25<sup>th</sup> day of March, 2013. CARRIED.

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that By-law 2013-53 being a by-law to exempt the Ermatinger-Clergue National Historic Site from By-law 2008-168 being a firearms by-law to prohibit the discharge of firearms in the municipality be PASSED in open Council this 25<sup>th</sup> day of March, 2013. CARRIED.

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that By-law 2013-54 being a by-law to exempt the Ermatinger-Clergue National Historic Site from By-law 80-128 being a by-law for the use, regulation, protection, and government of the municipal parks of the City of Sault Ste. Marie be PASSED in open Council this 25<sup>th</sup> day of March, 2013. CARRIED.

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that By-law 2013-55 being a by-law to permit the temporary closing of St. Marys River Drive to facilitate the Heart & Stroke Foundation Walk & Roll event. be PASSED in open Council this 25<sup>th</sup> day of March, 2013. CARRIED.

Moved By: Councillor B. Watkins

Seconded By: Councillor R. Niro

Resolved that By-law 203-56 being a by-law to authorize the execution of an agreement between the City and Morrison Hershfield Limited for an Asset Management Facility Condition Assessment. Due to the volume, Schedules "A" and "B" to the agreement can be viewed in the Clerk's Department be PASSED in open Council this 25<sup>th</sup> day of March, 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**

**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