



## **REGULAR MEETING OF CITY COUNCIL MINUTES**

Monday, January 20, 2014

4:30 p.m.

Council Chambers

Present: Mayor D. Amaroso, Councillor L. Turco, Councillor S. Butland, Councillor S. Myers, Councillor M. Bruni, Councillor J. Krmpotich, Councillor B. Watkins, Councillor R. Niro, Councillor P. Christian, Councillor F. Fata, Councillor P. Mick, Councillor T. Sheehan

Absent: Councillor F. Manzo (illness)

Officials: J. Fratesi, M. White, N. Kenny, L. Girardi, B. Freiburger, J. Dolcetti, D. Elliott, S. Hamilton Beach, M. Nadeau, C. Taddo, P. Tonazzo

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### **1. ADOPTION OF MINUTES**

Resolved that the Minutes of the Regular Council Meeting of 2014 01 06 be approved.

**Carried**

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

### **3. DECLARATION OF PECUNIARY INTEREST**

**4. APPROVE AGENDA AS PRESENTED**

Resolved that the Agenda and Addendum #1 for 2014 01 20 City Council Meeting as presented be approved

**Carried**

**5. PROCLAMATIONS/DELEGATIONS**

**5.1. Margaret Bennett Retirement**

Margaret Bennett, who has worked as a crossing guard at Wellington and Hugill Streets for 48 years was presented with a clock upon her retirement.

**5.2. eSCRIBE Electronic Agenda**

**5.3. Elementa – Waste to Energy**

Jason Zwierschke, President and CEO, Elementa and Dr. Steve Ricci, Lead Researcher, Battelle were in attendance concerning agenda item 6.17.

**5.4. Microgrid Strategy**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Whereas over the past several years, the City of Sault Ste. Marie has built an internationally recognized reputation as the "*Alternative Energy Capital of North America*"; and

Whereas one of the main economic development directions that the City, the EDC and the Innovation Centre have vigorously pursued has been in the areas of green energy production and energy conservation, as recommended by the consulting firm of Parker Venture Management Inc. in the "*Sault Ste. Marie Smart Energy Strategy*", which was accepted by City Council on February 6, 2012; and

Whereas the Ontario Energy Board, through the *Green Energy Act* of Ontario, has mandated all Ontario LDC's, including Sault Ste. Marie's PUC, to proactively develop "smart grid" technology in electrical distribution systems, as a means of improving our systems and conserving electricity; and

Whereas a newly formed company with proven Sault Ste. Marie connections (Energizing Co. (ECo.) is proposing to enter into a partnership with PUC Distribution Inc., with a view to developing a utility distribution microgrid (UDM) project and a supporting combined heat and power (CHP) project in Sault Ste. Marie; and

Whereas encouraging discussions have already occurred with officials of the Ontario Ministry of Energy, as well as Natural Resources Canada; and

Whereas ECo. has retained the well known international engineering firm, Leidos Engineering, to complete a feasibility study of the proposed project, which is anticipated to have positive results; and

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Whereas the Sault Ste. Marie Innovation Centre and Leidos Engineering have made an application to the Ontario Smart Grid Fund for \$.5 million towards this project to be developed in Sault Ste. Marie; and

Whereas ECo. and Leidos Engineering are of the firm belief that Sault Ste. Marie can be at the forefront of microgrid deployment in North America because of our recent successes in the development of alternative green energy and sustainability projects and our establishment as a centre of energy innovation on the Provincial, National and International stages; and

Whereas this substantial investment in our aging local electrical distribution system (approximately \$30 million) would see a significant improvement in our infrastructure resulting in: improved power reliability by reducing outage frequency and duration; more choice and greater control over electric bills by customers; cleaner and more efficient power sources integrated on the grid; increased power quality and improved resilience in the system in the event of severe weather events.

Now Therefore Be It Resolved, that Sault Ste. Marie City Council wholeheartedly supports and endorses this project to be undertaken by Energizing Co. and PUC Distribution Inc. for the development of a combined utility distribution microgrid and heat and power project in Sault Ste. Marie, as a logical next step in the furtherance of Sault Ste. Marie's "*Smart Energy Strategy*."

**Carried**

### **5.5. Planning Application No. A-2-14-Z**

Peter and Jessica Schell, Brian Bonniferro and Connie Mazzuca were in attendance concerning agenda item 7.6.a.

## **CONSENT AGENDA**

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

Resolved that all the items listed under date 2014 01 20 – Part One – Consent Agenda save and except item 6.17 be approved as recommended.

**Carried**

#### **6.1. Stop the Great Lakes Nuclear Dump Inc.**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Whereas Ontario Power Generation is proposing to construct an underground long-term burial facility for all of Ontario's low and intermediate level radioactive nuclear waste at the Bruce Nuclear Generating Station, some of which is highly radioactive and will remain toxic for over 100,000 years. This site is approximately one kilometre inland from the shore of Lake Huron and about 400 metres below the lake level; and

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Whereas water is Canada's most important resource and should be protected and managed prudently; and

Whereas the Great Lakes are an irreplaceable natural resource, containing 21% of the world's, and 95% of North America's, fresh water vital to human and environmental health; and

Whereas the Great Lakes are vital to the economic and agricultural well-being to both Canada and the United States of America; and

Whereas Lake Huron and the connecting waters, including Lake St. Clair, are a source of drinking water for millions of people downstream in Canada, the United States of America and First Nations; and

Whereas concern has been expressed by individuals, citizen and environmental groups and municipalities and counties in both Canada and the United States; and

Whereas under the *2012 Protocol Amending the Agreement Between Canada and the United States of America on Great Lakes Water Quality*, the governments of Canada and the United States acknowledge the importance of anticipating, preventing and responding to threats to the waters of the Great Lakes; and

Whereas the Governments of Canada and of the United States share a responsibility and an obligation to protect the Great Lakes from contamination from various sources of pollution, including the leakage of nuclear waste from an underground nuclear waste repository; and

Whereas placing a permanent nuclear waste burial facility so close to the Great Lakes is ill-advised. The potential damage to the Great Lakes from any leak or breach of radioactivity far outweighs any suggested economic benefit that might be derived from burying radioactive nuclear waste at this site. The ecology of the Great Lakes, valuable beyond measure to the health and economic well-being of the entire region, should not be placed at risk by storing radioactive nuclear waste underground so close to the shoreline;

Now Therefore Be It Resolved that the City of Sault Ste. Marie, in order to protect the Great Lakes and its tributaries, urges that neither this proposed nuclear waste repository at the Bruce Nuclear Generating Station nor any other underground nuclear waste repository be constructed in the Great Lakes Basin, in Canada, the United States, or any First Nation property.

Further Be It Resolved that the City of Sault Ste. Marie urges the Government of Canada and the Government of Ontario to reject (and seek alternatives to) Ontario Power Generation's proposal to bury radioactive nuclear waste in the Great Lakes Basin.

Further Be It Resolved that copies of this resolution be provided to Ontario Premier Kathleen Wynne, Canada's Prime Minister Stephen Harper, and Canada's Federal Minister of the Environment Leona Aglukkaq.

**Carried**

### **6.2. Association of Municipalities of Ontario/Federation of Northern Ontario Municipalities**

Correspondence from AMO concerning AMO/LAS 2014 Education Calendar and Highlights of AMO'S 2014 Pre-Budget Submission and from FONOM – January Newsletter were received by Council.

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### **6.3. Ontario Disaster Relief Assistance Program**

Correspondence from Hon. Linda Jeffrey, Minister of Municipal Affairs and Housing was received by Council.

### **6.4. Northern Leaders' Forum**

Correspondence from Hon. Michael Gravelle, Minister of Northern Development and Mines was received by Council.

### **6.5. Street Closings - Bon Soo**

Letters of request for temporary street closings in conjunction with Ontario Winter Carnival Bon Soo were received by Council.

The relevant By-laws 2014-24 and 2014-25 are listed under Item 11 of the Minutes.

### **6.6. Staff Travel Request**

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

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Chief Administrative Officer dated 2014 01 20 concerning Staff Travel requests be approved as requested.

**Carried**

### **6.7. 2014 Budget Meeting**

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

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Commissioner of Finance and Treasurer dated 2014 01 20 concerning 2014 Budget Meeting be received as information.

**Carried**

### **6.8. RFP for Waste Wood Grinding – Municipal Landfill (2014WB01P)**

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

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that the Report of the Manager of Purchasing dated 2014 01 20 be endorsed and that the proposal for the provision of Waste Wood Grinding at the Municipal Landfill, as required by the Public Works & Transportation Department, be accepted as recommended.

**Carried**

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### **6.9. Conferences and Major Special Events – 2014 Events**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Chair, Conferences and Major Special Events Committee dated 2014 01 20 concerning Conferences and Major Special Events – 2014 be received as information and that Council authorize municipal financial support in the amount of \$5,000 for the 2014 Ontario Scotties Championship; \$10,000 for the 2014 Provincial Ringette Championships; and \$5,000 for the 2014 FONOM/MMAH Conference to be funded from the 2014 Conferences and Major Special Events fund.

**Carried**

### **6.10. 2014 Corporate Membership Fees**

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

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Deputy City Clerk and Manager of Quality Improvement dated 2014 01 20 concerning 2014 corporate membership fees be received as information and the recommendation to proceed with payment of 2014 membership fees be approved.

**Carried**

### **6.11. Essar Centre – Memorial Tower Update**

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

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Commissioner of Community Services dated 2014 01 20 concerning Essar Centre – Memorial Tower Update be received as information and referred to the 2014 Budget.

**Carried**

### **6.12. Municipal Capital Facilities Agreement – 433 Franklin Street**

The report of the Acting Housing Programs Manager was received by Council.

The relevant By-law 2014-30 is listed under Item 11 of the Minutes.

### **6.13. Bike Park – Design Services**

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

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Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

That the report of the Commissioner of Community Services dated 2014 01 20 concerning Bike Park design services be received and the recommendation that Kresin Engineering Corporation be retained to provide design and contract administration services for the project be approved.

**Carried**

### **6.14. Bellevue Locomotive**

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

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

That the report of the Commissioner Community Services be received and that based on the information that the Bellevue Park Locomotive is not a fixture of real property, rather a chattel, that City Council direct the Sault Ste. Marie Municipal Heritage Committee to review the designation of the locomotive and report back to City Council.

**Carried**

### **6.15. Norgoma Exit Strategy**

The report of the Commissioner of Community Services was received by Council. Correspondence from Bryan Hayes, MP was received by Council.

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Commissioner of Community Services dated 2014 01 20 concerning Norgoma Exit Strategy be received as information.

**Carried**

### **6.16. Steelton Seniors Centre – Canopy Roof and Roof on the East Wing**

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

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Manager of Recreation and Culture dated 2014 01 20 concerning Steelton Seniors Centre – Canopy Roof and Roof on the East Wing be received as information and that the estimated cost to replace the roofs and repair the canopy structure of \$113,850 be referred to the 2014 budget.

**Carried**

**6.17. Elementa – Lease Extensions & Assignment Agreement**

The report of the Land Development and Environmental Engineer and reports of the Assistant City Solicitor were received by Council.

The relevant By-laws 2014-28, 2014-29 and 2014-31 are listed under Item 11 of the Minutes.

Moved by: Councillor S. Butland

Seconded by: Councillor P. Mick

Whereas on March 6, 2006 City Council passed By-law 2006-48, authorizing a lease between the City and Enquest Power Corporation Inc. (now Elementa Group Inc.) to lease a portion of the Fifth Line municipal landfill site for the purpose of a pilot project converting non-hazardous waste into syngas; and

Whereas on February 12, 2007 City Council passed a resolution accepting the report of the City Solicitor dated February 12, 2007 and approved the amendment of paragraph two of the lease by extending the term of the lease for a period of 365 days commencing at the date of the "commencement date of operation" as defined in page two of the Certificate of Approval of the Ministry of Environment #9050-6VYLXZI dated December 1, 2006; and

Whereas on February 9, 2009 City Council passed a resolution accepting the report of the Land Development and Environmental Engineer dated February 9, 2009 and authorized an extension of the lease for a term of six months beyond the allowable operating period of the Certificate of Approval(s) for the pilot project and further authorized a thirty day grace period; and

Whereas on February 22, 2010 City Council passed By-law 2010-37 authorizing execution of a Lease Extension agreement dated February 22, 2010 between the City and Elementa Group Inc. extending the lease in accordance with the City Council resolution of February 9, 2009; and

Whereas on October 24, 2011 City Council passed a resolution accepting the report of the Director of Engineering Services dated October 24, 2011 and approved an extension of the lease subject to the conditions stated in the aforementioned report for a 14 month period from February 22, 2012 to April 22, 2013; and

Whereas on April 22, 2013 City Council passed a resolution accepting the report of the Land Development and Environmental Engineer dated April 22, 2013 and approved an extension of the lease subject to the conditions stated in the aforementioned report for a six month period from April 22, 2013 to October 21, 2013; and

Whereas since October 21, 2013 Elementa Group Inc. has and continues to lease a portion of the Fifth Line municipal landfill site on a month-to-month de facto basis in accordance with the lease and the conditions stated in the report of the Land Development and Environmental Engineer dated April 22, 2013, with the City's consent given their ongoing negotiations related to their Energy from Waste project;

Now Therefore Be It Resolved that the report of the Land Development and Environmental Engineer dated 2014 01 20 concerning Elementa Waste Supply and Reformation Second Amending Agreement and Lease Extension be accepted and the request for a lease extension



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from October 21, 2013 to April 1, 2014, subject to the conditions stated in the report, be approved.

**Carried** (read independently of Consent)

Moved by: Councillor S. Butland

Seconded by: Councillor P. Mick

Whereas the City of Sault Ste. Marie and Elementa have reached extensions on lapsed agreements; and

Whereas Elementa has reached a purchase of power agreement with the Ontario Power Authority; and

Whereas Elementa has partnered with the world's largest non-profit research and development organization, Battelle, which could provide impetus that would bring this waste to energy project to Sault Ste. Marie;

Now Therefore Be It Resolved that Council give full support to this new partnership and direction by Elementa and will continue to provide assistance required to facilitate this project to completion.

**Carried** (read independently of Consent)

### **6.18. Single Lane Bridge Rehabilitation – Four Shared Bridges with Prince – Consulting Engineering Agreement**

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

The relevant By-law 2014-16 is listed under Item 11 of the Minutes.

### **6.19. Second Line Widening – Phase II – Consulting Engineering Agreement**

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

The relevant By-law 2014-22 is listed under Item 11 of the Minutes.

### **6.20. Stormwater Policy and Inflow Infiltration Study**

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

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Land Development and Environmental Engineer dated 2014 01 20 concerning Stormwater Policy and Inflow and Infiltration study be received as information, further that:

1. Cole Engineering be retained for purposes of the rainfall, and inflow/infiltration study and rain gauge equipment costs;
2. Two flow meters, and three level sensors as identified in the report, be purchased; at a total project cost of \$108,450, (with \$18,000 from the Green Committee Reserve, \$72,600

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from the sanitary sewer surcharge account, and approximately \$17,850 in in-kind contributions), further that

After completion of the pilot study, the data management and transmission costs for the seven rain gauges and five flow meters (approximately \$6,000 per year) be funded from the sanitary sewer surcharge account.

**Carried**

### **6.21. Agreement with Shell Canada Limited and Suncor Energy Inc. for a Railway Siding and Underground Pipeline – McNabb Street**

The report of the City Solicitor was received by Council.

The relevant By-law 2014-21 is listed under Item 11 of the Minutes.

### **6.22. Council Travel**

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that Councillor Lou Turco be authorized to travel to the FONOM Board meeting being held in Elliot Lake (two days in January) at no cost to the City; and the AMO Board meeting being held in Toronto (two days in January) at a cost of \$300.

**Carried**

### **6.23. Municipal Heritage Committee**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that Mark Caruso be appointed to the Municipal Heritage Committee from January 20, 2014 to December 31, 2014.

**Carried**

## **REGULAR AGENDA**

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

#### **7.1. ADMINISTRATION**

#### **7.2. COMMUNITY SERVICES DEPARTMENT**

#### **7.3. ENGINEERING**

#### **7.4. FIRE**

#### **7.5. LEGAL**

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### 7.6. PLANNING

#### a. **Application No. A-2-14-Z – Peter, Shelley & Jessica Schell & Brian Boniferro**

The report of the Planning Division was received by Council.

#### a. **Additional correspondence/Amended Motion**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Planning Division dated 2014 01 20 concerning Application No. A-2-14-Z – Peter, Shelley and Jessica Schell and Brian Boniferro – 69 and 0 Rear Elmwood Avenue be received and that City Council accepts this report as information and rezones the subject properties ('Blocks A' and 'B') from "R2" (Single Detached Residential Zone) to "R3.S" (Low Density Residential Zone with a Special Exception) subject to the 4 provisions contained in the report and that the subject properties be deemed subject to site plan control.

**Postponed**

#### **Amendment:**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that Application A-2-14-Z be postponed until the applicants meet with the neighbours to discuss their concerns; and secondly to determine if Champlain Street is an option for access to the townhouse development.

**Carried**

### 7.7. PUBLIC WORKS AND TRANSPORTATION

### 7.8. BOARDS AND COMMITTEES

### 8. UNFINISHED BUSINESS, NOTICE OF MOTIONS AND RESOLUTIONS PLACED ON AGENDA BY MEMBERS OF COUNCIL

#### 8.1. **Council Code of Conduct**

Moved by: Councillor S. Myers

Seconded by: Councillor P. Mick

Whereas on January 25, 2010 City Council passed a resolution to accept the first City Council and Local Boards Code of Conduct policy; and

Whereas it is the desire of this Council to maintain the highest level of transparency and accountability to one another and the public; and

Whereas since that time there have been a number of cases wherein the question of

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application of a Code of Conduct for members of City Council has been raised;  
Now Therefore Be It Resolved that City Council strikes a committee to review the current City Council and Local Boards Code of Conduct and bring back a report with recommendations for any changes and  
Further Be It Resolved that this committee consist of members of Council and that it be a committee open to the public for observation.

### **Recorded**

Mayor D. Amaroso	Yes	
Councillor L. Turco	Yes	
Councillor S. Butland	Yes	
Councillor S. Myers	Yes	
Councillor M. Bruni	Yes	
Councillor J. Krmpotich	Yes	
Councillor B. Watkins	Yes	
Councillor R. Niro	Yes	
Councillor P. Christian	Yes	
Councillor F. Fata	Yes	
Councillor P. Mick	Yes	
Councillor T. Sheehan	Yes	
Councillor F. Manzo		Absent
<b>Results</b>	<b>12</b>	<b>1</b>
<b>Carried</b>		

### **8.2. Dr. Alex Sinclair**

Moved by: Councillor P. Christian

Seconded by: Councillor R. Niro

Whereas the Sinclair family is well known in the City of Sault Ste. Marie, due in large part to the generosity and leadership of Dr. Alex Sinclair Sr, and Dr. Alex Sinclair Jr; and

Whereas, their legacy of philanthropy, leadership, and vision is self-evident throughout the community; and

Whereas, among his many contributions, Dr. Sinclair Sr. served as a councillor for the City of Sault Ste. Marie. He was also instrumental in establishing the facility that ultimately became the F.J. Davey Home, the Rotary Arch that welcomed international ferry passengers, and to this day, graces the entrance to the Civic Centre. Dr. Sinclair Sr. also served as past president of the Medical Association, and was appointed as the District Coroner for Algoma in 1917; and Whereas Dr. Alex Sinclair Jr. was recognized nationally as a leader in his profession, serving as Chief of Staff of the Plummer Hospital, as founder of the Children's Rehabilitation Centre Algoma and was recognized in 1985 as "one of the fifty MDs who stand out in history." by Canadian Doctor magazine. In addition, Dr. Sinclair Jr. donated the Sinclair family farm to the citizens of Sault Ste. Marie which is now the location of Strathclair Sports Complex; and

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Whereas the street in Sault Ste. Marie originally named in honour of Dr. Sinclair Sr. which existed for almost 100 years has recently been decommissioned as a result of the International Bridge Plaza modernization;

Now Therefore Be It Resolved that City Council, on behalf of the citizens of Sault Ste. Marie, extend its sincere and heartfelt gratitude to the family of Dr. Sinclair Sr. and Dr. Sinclair Jr. in recognition of their outstanding achievements and commitment to our community;

And further, that the City of Sault Ste. Marie, at its earliest opportunity, names a city street in honour of both men, who exemplify what it means to be truly outstanding citizens of our community.

**Carried**

### **8.3. Canada Post**

Correspondence from MP Bryan Hayes was received by Council.

Correspondence from Mark Barsanti, President, Sault Ste. Marie Chamber of Commerce was received by Council.

News articles, correspondence and emails from CBC News, Globe and Mail, CUPW-STTP and the Accessibility Advisory Committee were received by Council.

Moved by: Councillor T. Sheehan

Seconded by: Councillor J. Krmpotich

Whereas Canada Post is a vital communications link that helps connect our great country; and  
Whereas eliminating home delivery for urban customers in Sault Ste. Marie will unfairly impact seniors and people with disabilities; and

Whereas these planned cuts will mean the loss of up to 8,000 good-paying jobs across the Country including job losses for our community; and

Whereas drastically increasing postal rates will make life even more expensive for cash-strapped families, small businesses and charitable organizations; and

Now Therefore Be It Resolved that the Sault Ste. Marie City Council call on the Government of Canada to stop these devastating cuts to our postal service;

Further that copies of this resolution be forwarded to Prime Minister Harper; the Federal Minister of Transportation (responsible for Canada Post); MP Bryan Hayes; the Federation of Northern Ontario Municipalities and the Association of Municipalities of Ontario.

**Postponed**

Moved by: Councillor B. Watkins

Seconded by: Councillor S. Myers

Resolved that item 8.3 - Canada Post be postponed to the February 3, 2014 Council meeting.

**Carried**

**8.4. Notice of Motion**

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Whereas it has been more than two decades since the Westray mine disaster in Nova Scotia and a decade since amendments were made to the *Criminal Code of Canada* to hold corporations, their directors and executives criminally accountable for the health and safety of workers; and

Whereas police and prosecutors are not utilizing the Westray amendments, and not investigating workplace fatalities through the lens of criminal accountability; and

Whereas more than 1,000 workers a year are killed at work

Therefore Be It Resolved that this Council support a campaign to urge our provincial/territorial government, specifically the Attorney-General and Labour Minister, to ensure that:

- Crown attorneys and police are educated, trained and directed to apply the Westray amendments;
- Dedicated prosecutors are given the responsibility for health and safety fatalities;
- There is greater co-ordination among regulators, police and Crown attorneys so that health and safety regulators are trained to reach out to police when there is a possibility that Westray amendment charges are warranted.

**9. COMMITTEE OF THE WHOLE FOR THE PURPOSE OF SUCH MATTERS AS ARE REFERRED TO IT BY THE COUNCIL BY RESOLUTION**

**10. ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE**

**11. CONSIDERATION AND PASSING OF BY- LAWS**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that all by-laws listed under item 11 of the Agenda under date 2014 01 20 save and except By-law 2014-23 be approved.

**Carried**

**By-laws before Council to be PASSED which do not require more than a simple majority.**

## **AGREEMENTS**

### **11.1. By-law 2014-16**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-16 being a by-law to authorize an agreement between the City and Tulloch Engineering Inc. for design and contract administration for the reconstruction of bridges 12, 13, 14 and 15 on Base Line and Town Line Road, for an estimated fee of \$321,000 with funds from the 2014 Capital Budget, Prince Township and the Municipal Infrastructure Investment Initiative (MIII) grant be passed in open Council this 20th day of January, 2014.

**Carried**

### **11.2. By-law 2014-21**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-21 being a by-law to authorize the execution of a Renewal Agreement between the City and Shell Canada Limited and Suncor Energy Inc. authorizing an extension to the Crossing Agreement between the City and Texaco Canada Limited dated April 26, 1973, which agreement was renewed on April 29, 1992 and assigned to Shell Canada Limited and Suncor Energy Inc. on August 17, 1992 be passed in open Council this 20th day of January, 2014.

**Carried**

### **11.3. By-law 2014-22**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-22 being a by-law to authorize an agreement between the City and Kresin Engineering Corporation for design and contract administration for the reconstruction and widening of the Second Phase of Second Line East from Pine Street to a point approximately 530 meters east of Pine Street be passed in open Council this 20th day of January, 2014.

**Carried**

### **11.4. By-law 2014-28**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-28 being a by-law to authorize a second extension agreement to the Waste Supply and Reformation Agreement dated October 26, 2009, as amended July 15, 2013 between the City and Elementa Group Inc. be passed in open Council this 20th day of January, 2014.

**Carried**

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### **11.5. By-Law 2014-29**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-29 being a by-law to authorize an extension agreement, dated January 20, 2014 to the Agreement of Purchase and Sale dated July 15, 2013, between Elementa Group Inc. as the "Buyer" and the City as the "Seller" be passed in open Council this 20th day of January, 2014.

**Carried**

### **11.6. By-law 2014-30**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-30 being a by-law to designate 433 Franklin Street as a Municipal Capital Facility for the purpose of providing affordable housing be passed in open Council this 20th day of January, 2014.

**Carried**

### **11.7. By-law 2014-31**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-31 being a by-law to authorize an agreement between the City, Elementa Group Inc. and Elementa Algoma LP for an Assignment and Novation Agreement effective as of January 20, 2014 be passed in open Council this 20th day of January, 2014.

**Carried**

## **STREET ASSUMPTION**

### **11.8. By-law 2014-26**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-26 being a by-law to assume for public use and establish as public streets various parcels of land conveyed to the City be passed in open Council this 20th day of January, 2014.

**Carried**



## **TAXES**

### **11.9. By-law 2014-27**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-27 being a by-law to provide for interim tax levies be passed in open Council this 20th day of January, 2014.

**Carried**

## **TEMPORARY STREET CLOSINGS**

### **11.10. By-law 2014-24**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-24 being a by-law to permit the temporary closing of Foster Drive from Elgin Street to Spring Street on February 7, 2014 to February 16, 2014 to facilitate the Bon Soo Winter Carnival be passed in open Council this 20th day of January, 2014.

**Carried**

### **11.11. By-law 2014-25**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-25 being a by-law to permit the temporary closing of Lake Street from Queen Street to Bellevue Park on February 16, 2014 to facilitate the Bon Soo Polar Bear Swim be passed in open Council this 20th day of January, 2014.

**Carried**

## **ZONING**

### **11.12. By-law 2014-20**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-20 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 93 Lake Street (Stewart) be passed in open Council this 20th day of January, 2014.

**Carried**

**By-laws before Council for THIRD reading which do not require more than a simple majority.**

## **LOCAL IMPROVEMENTS**

### **11.14. By-law 2013-197**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2013-197 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on London Street from North Street to Tancred Street under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06 be passed in open Council this 20th day of January, 2014.

**Carried**

### **11.15. By-law 2013-198**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-198 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on March Street from Queen Street East to Wellington Street East under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06 be passed in open Council this 20th day of January, 2014.

**Carried**

### **11.16. By-law 2013-199**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-199 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" Pavement on St. Andrew's Terrace from John Street to North Street under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06 be passed in open Council this 20th day of January, 2014.

**Carried**

### **11.17. By-law 2013-200**

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2014-200 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" Pavement on Forest Avenue from The Crescent to Simpson Street under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06 be passed in open Council this 20th day of January, 2014.

**Carried**

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

## January 20, 2014 Council Minutes

### 13. CLOSED SESSION

#### 13.1. Authorization

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that Council shall now go into caucus to consider a matter involving a potential Council appointment to a community board of directors (section 239(2)(b) )personal matters about an identifiable individual)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**

### 14. ADJOURNMENT

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that this Council now adjourn.

**Carried**

"Debbie Amaroso"

Mayor

"Rachel Tyczinski"

Acting City Clerk