



REGULAR MEETING OF CITY COUNCIL MINUTES

Monday, June 9, 2014

4:30 p.m.

Council Chambers

Present: Mayor D. Amaroso, 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 L. Turco, Councillor F. Manzo

Officials: J. Fratesi, M. White, N. Kenny, L. Girardi, N. Apostle, B. Freiburger, J. Dolcetti, D. McConnell, F. Coccimiglio, M. Nadeau, P. LeBel, J. Cain

1. ADOPTION OF MINUTES

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the Minutes of the Regular Council Meeting of 2014 05 26 be approved.

Carried

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

3. DECLARATION OF PECUNIARY INTEREST

- 3.1. Councillor T. Sheehan - A-5-14-Z.OP (Second Report) – 19 Summit Avenue**
client of one of the applicants.

4. APPROVE AGENDA AS PRESENTED

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the Agenda and Addendum for the 2014 06 09 City Council Meeting as presented be approved.

Carried

5. PROCLAMATIONS/DELEGATIONS

5.1. Parks and Recreation Month

Joe Cain, Manager of Recreation and Culture was in attendance.

5.2. Algoma District School Board – Strategic Plan

Jennifer Sarlo, Chair and Lucia Reece, Director of Education were in attendance.

5.3. Departmental Best Practices

Patricia LeBel, Ontario Works Program Manager, Social Services Department – New Approach to Employment Services.

5.4. Licence to Occupy City Property – Mill Market Community Garden – Agenda item 6.18

Justus Veldman, Mill Market Inc.; Dilhari Fernando, Executive Director, Invasive Species Centre; and Kelly Withers, Program Manager, Invasive Species Centre were in attendance.

5.5. EDF Application – Destination North – Agenda item 7.8(a)

Justus Veldman, Mill Market Inc.; Dilhari Fernando, Executive Director, Invasive Species Centre; Kelly Withers, Program Manager, Invasive Species Centre; and Dan Hollingsworth, Director, Strategic Initiatives, Sault Ste. Marie EDC were in attendance.

5.6. Spina Bifida and Hydrocephalus Awareness Month

Troy and Annette Chandler were in attendance.

5.7 A-5-14-Z.OP – 19 Summit Avenue

Graham Simmons (applicant); John McDonald; Don Pister (57 Ontario Avenue); Mike O'Shea (43 Ontario Avenue); and Marlene Yanni (33 Ontario Avenue) were in attendance regarding agenda item 7.6.a.

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that all the items listed under date 2014 06 09 – Part One – Consent Agenda and the Addendum save and except item 6.10 be approved as recommended.

Carried

6.1. Correspondence for the Consideration of Council

a. AMO

- New Building Canada funding
- 2014 Asset Management Symposium

b. Ministry of the Attorney General

Thank you letter regarding the resolution passed by Council concerning criminal prosecutions for workplace fatalities.

c. Ward 1 Councillors to PUC

Concerning uni-directional flushing in the east end of the City.

d. City of Kingston

Requesting that the Province of Ontario allow municipalities to prohibit corporate and union donations in municipal elections.

e. Minister of Transport

Concerning Algoma Central Railway passenger service.

f. Algoma University

Correspondence concerning a request for representation on their Board of Directors was received by Council.

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the correspondence from Algoma University concerning a request for representation on their Board of Directors be received and referred to staff for review and report back to Council.

Carried

6.2. Street Closing Requests

Letters of request for temporary street closings were received by Council:

1. Emergency Music Festival – Saturday, June 28, 2014 – Queen Street East from East Street to Brock Street – 9:00 a.m. to 12:00 a.m.
2. Downtown Street Party – Thursday, July 17, 2014 – Queen Street East from Pim Street to Dennis Street – 5:30 p.m. to 11:00 p.m.

The relevant By-laws 2014-127 and 2014-128 are listed under item 11 of the Minutes.

6.3. Liquor Licence Extension Request

Correspondence requesting permission for private property liquor licence extension was received by Council.

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that City Council has no objection to the proposed extended licenced area as detailed in the written request for a liquor licence extension on private property for an outdoor event on the following date and time:

- Loplops Gallery~Lounge – Emergency Music Festival – Saturday, June 28, 2014 – 1:00 p.m. to 12:00 a.m. – Queen Street East – Square 1

Carried

6.4. Outstanding Council Resolution List

The updated outstanding Council resolution list was received by Council.

6.5. Council Travel

Moved by: Councillor J. Krmpotich

Seconded by: Councillor F. Fata

Resolved that Mayor Amaroso, Councillor M. Bruni, Councillor S. Butland, Councillor P. Christian, Councillor P. Mick, and Councillor L. Turco be authorized to travel to the 2014 AMO Annual Conference being held in London (3 days in August) at an estimated cost to the City of \$1,500 each.

Carried

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that Mayor Amaroso be authorized to travel to the Northern Ontario Large Urban Mayors' (NOLUM) meeting being held in North Bay (3 days in July) at a cost of \$600.

Carried

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that Councillor L. Turco be authorized to travel to the AMO President's Board meeting being held in Hamilton (2 days in June) at a cost of \$450.

Carried

6.6. Staff Travel

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Chief Administrative Officer dated 2014 06 09 concerning Staff Travel be approved as requested.

Carried

6.7. Queenstown Board of Management (O/A The Downtown Association) 2013 Audit Report prepared by KPMG LLP Chartered Accountants and 2014 Budget Estimates

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Commissioner of Finance and Treasurer dated 2014 06 09 concerning Queenstown Board of Management (O/A The Downtown Association) Audited Financial Statements for the year 2013, as prepared by KPMG LLP Chartered Accountants be received and the recommendation that the Downtown Association Budget Estimates for the year 2014 be approved.

Carried

6.8. Sault Amateur Soccer Association Agreement – Use of the Northern Community Centre

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

The relevant by-law 2014-130 is listed under item 11 of the Minutes.

6.9. Request For Financial Assistance For National / International Sports Competitions

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Manager of Recreation and Culture dated 2014 06 09 concerning a financial assistance grant for John Reid, Samantha MacKenzie and Lily MacKenzie be received and that the recommendation of the Parks and Recreation Advisory Committee that City Council approve a \$400 financial assistance grant for their participation in the World Karate and Kickboxing Council's Canadian Championships in Ottawa, Ontario from May 16-18, 2014, be approved.

Carried

6.11. Five Year Capital Road Reconstruction Plan (2015-2019)

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Director of Engineering Services dated 2014 06 09 concerning the 2015-2019 capital road works plan be accepted as information; and that Council approve the 2015 program and the 2016-2019 programs in principle; that the remaining balance in the revoked connecting link reserve be applied to the 2015 capital budget; that the Engineering Division proceed with any local improvement notices for 2015 works; and that a separate report be brought back to Council with a recommendation for consulting engineering assignments for projects not being completed by in-house staff.

Carried

6.12. MTO Cancellation of Plans for New Route for Highway 17

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Director of Engineering Services dated 2014 06 09 concerning the MTO cancellation of all plans for a new route for Highway 17 be received and the recommendation that a letter be sent to the Minister requesting a meeting to discuss the reinstatement of some form of annual funding for connecting links be approved.

Carried

6.13. Bridge Repairs – Base Line at West Davignon Creek and the Underpass

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Director of Engineering Services dated 2014 06 09 concerning bridge repair to Bridge No 32 on Base Line and West Davignon Creek be received and the recommendation that Tulloch Engineering be retained to complete design and contract administration services be approved.

Carried

6.14. Landfill Site – Operations and Monitoring 2013 Environmental Monitoring Committee

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Land Development and Environmental Engineer dated 2014 06 09 concerning the annual Operations and Monitoring Reports for the municipal landfill be received as information.

Carried

6.15. Elementa Lease Extension

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of Land Development and Environmental Engineer concerning the Elementa Lease Extension be received and the request for a Lease extension for the period of May 31, 2014 to June 30, 2014 be approved subject to the conditions stated in the report.

Carried

6.16. Surface Treatment Contract – 2014-10E

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

The relevant By-law 2014-133 is listed under item 11 of the Minutes.

6.17. Miscellaneous Paving Contract – 2014-11E

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

The relevant By-law 2014-135 is listed under item 11 of the Minutes.

6.18. Licence to Occupy City Property – Mill Market Community Garden

The report of the City Solicitor was received by Council.

The relevant by-law 2014-139 is listed under item 11 of the Minutes.

6.19. Licence to Occupy City Property Agreement for the Eat Algoma Event of June 14, 2014

The report of the City Solicitor was received by Council.

The relevant by-law 2014-132 is listed under item 11 of the Minutes.

6.20. Sault Ste. Marie Police Services Three Year Business Plan – Results Year One

The report of the Chief of Police was received by Council.

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Chief of Police dated 2014 06 03 concerning Sault Ste. Marie Police Services Three Year Business Plan – Results Year One be received as information.

Carried

6.10 Queen Street Four to Three Lane Conversion – EA

This item was excepted from Consent and voted on separately.

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Director of Engineering Services dated 2014 06 09 concerning the conversion of Queen Street East from four lanes to three with curb side cycling lanes be received and the recommendation that staff prepare a by-law for the closure of the cycling lanes in the winter months be approved.

Carried

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

7.6. PLANNING

a. A-5-14-Z.OP (Second Report) – 19 Summit Avenue

Councillor T. Sheehan declared a conflict on this item. (client of one of the applicants.)

The report of the Planning Department was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor P. Christian

Resolved that Council accepts the report of the Planner dated 2014 06 09 as information and approves Official Plan Amendment 201 by way of a notwithstanding clause to Policy F.1, to permit development upon the subject property even though the average slope exceeds 25%. Furthermore, that Council rezone the southern +/-35m subject property from Estate Residential Zone (R1) to Single Detached Residential Zone (R2). Finally, that Council designates the southern +/-35m as subject to site plan control.

Carried

Recorded	For	Against	Absent
Mayor D. Amaroso	X		
Councillor L. Turco			X
Councillor S. Butland	X		
Councillor S. Myers		X	
Councillor M. Bruni	X		
Councillor J. Krmpotich		X	
Councillor B. Watkins	X		
Councillor R. Niro	X		
Councillor P. Christian	X		
Councillor F. Fata	X		
Councillor F. Manzo			X
Councillor P. Mick	X		
Councillor T. Sheehan	Conflict of interest		
Results	8	2	2

7.7. PUBLIC WORKS AND TRANSPORTATION

7.8. BOARDS AND COMMITTEES

a. EDF Application – Destination North

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Executive Director, Sault Ste. Marie Economic Development Corporation to the EDC Board of Directors dated May 29, 2014 and EDC resolution dated June 3, 2014 be received and that the application of the Invasive Species Centre for Economic Diversification Fund funding in the amount of \$27,939.25 for the "Water and Woods" Destination North initiative be approved.

Carried

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

8.1. Mildred Brodie Appreciation

Moved by: Councillor S. Myers

Seconded by: Councillor P. Mick

Whereas for thirty years, Mildred Brodie has been a dedicated community member in service at the Salvation Army Community and Family Services where she has reached out to thousands of people; and

Whereas Mildred has extended "above and beyond" care and compassion while attending to the mental, emotional, spiritual and practical needs of thousands of people over these thirty years; and

Whereas Mildred is retiring from active service on June 13, 2014

Now Therefore Be It Resolved that Mayor Amaroso and members of City Council extend our most sincere gratitude for the difference Mildred has made to many lives through her service in our community and

Further be it resolved that best wishes from the Mayor and City Council be extended to Mildred Brodie for a happy, healthy and fulfilling retirement.

Carried

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 J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that all by-laws under item 11 of the Agenda under date 2014 06 09 be approved.

Carried

11.1. By-laws before Council TO BE PASSED which do not require more than a simple majority

a. By-law 2014-127 (Temporary Street Closing) Queen Street East

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that By-law 2014-127 being a by-law to permit the temporary closing of Queen Street East from East Street to Brock Street to facilitate the "Emergency Music Festival" be passed in open Council this 9th day of June, 2014.

Carried

b. By-law 2014-128 (Temporary Street Closing) Queen Street East

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that By-law 2014-128 being a by-law to permit the temporary closing of Queen Street East from Pim Street to Dennis Street to facilitate the Downtown Street Party be passed in open Council this 9th day of June, 2014.

Carried

c. By-law 2014-130 (Agreement) Sault Amateur Soccer Association (SASA) Northern Community Centre 556 Goulais Avenue

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that By-law 2014-130 being a by-law to authorize the execution of an agreement between the City and Sault Amateur Soccer Association for the use of the Northern Community Centre located at 556 Goulais Avenue, Sault Ste Marie, Ontario for a period of twenty (20) years commencing June 1, 2012 and ending on May 31, 2032 be passed in open Council this 9th day of June, 2014

Carried

d. By-law 2014-131 (Zoning) 189 Elgin Street and 377 Wellington Street East Joanne Kirkwood

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that By-law 2014-131 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 189 Elgin Street and 377 Wellington Street East (Joanne Kirkwood) be passed in open Council this 9th day of June, 2014.

Carried

e. By-law 2014-132 (Agreement) Sault Ste. Marie Innovation Centre and Loplop Lounge & Gallery re Eat Algoma Event

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that By-law 2014-132 being a by-law to authorize a Licence To Occupy City Property Agreement between the City and the Sault Ste. Marie Innovation Centre and Loplop Lounge & Gallery to permit the Licencees to occupy a section of Queen Street East from East Street to Brock Street for the Eat Algoma Event taking place on June 14, 2014 be passed in open Council this 9th day of June, 2014.

Carried

f. By-law 2014-133 (Agreement) Ellwood Robinson Limited Surface Treatment Various Streets

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that By-law 2014-133 being a by-law to authorize execution of a contract between the City and Ellwood Robinson Limited for the surface treatment of streets in various locations in the City (Contract 2014-10E) be passed in open Council this 9th day of June, 2014.

Carried

g. By-law 2014-135 (Agreement) Contract 2014-11E Pioneer Construction Inc.

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that By-law 2014-135 being a by-law to authorize execution of a contract between the City and Pioneer Construction Inc. for the 2014 Miscellaneous Construction/Paving Contract (Contract 2014-11E) be passed in open Council this 9th day of June, 2014.

Carried

h. By-law 2014-138 (Parking) Municipal Law Enforcement Officers

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that By-law 2014-138 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 9th day of June, 2014.

Carried

i. By-law 2014-139 (Agreement) Mill Market Inc. 36 Queen Street West

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that By-law 2014-139 being a by-law to authorize execution of a Licence to Occupy City Property Agreement between the City and Mill Market Inc. to permit the temporary operation of the Canal District Community Garden on City property, specifically a portion of Esposito Park located at 36 Queen Street West be passed in open council this 9th day of June, 2014.

Carried

j. By-law 2014-129 (Traffic) Amend By-law 77-200 Pay and Display Machines

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that By-law 2014-129 being a by-law to amend Traffic By-law 77-200 to include Pay and Display Machines be passed in open Council this 9th day of June, 2014.

Carried

11.2. By-laws before Council for FIRST and SECOND reading which do not require more than a simple majority

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

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

13. CLOSED SESSION

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that this Council shall now go into closed session to consider a labour relations matter and a disposition of property matter. Further Be It Resolved that should the said closed session be adjourned, Council may reconvene in closed session to continue to discuss the same matter without the need for a further authorizing resolution.

(Labour relations or employee negotiations – section 239(d))

Carried

14. ADJOURNMENT

Moved by: Councillor J. Krmpotich
Seconded by: Councillor S. Butland
Resolved that this Council now adjourn.
Carried

"Debbie Amaroso"
Mayor

"Malcolm White"
City Clerk