



REGULAR MEETING OF CITY COUNCIL MINUTES

Monday, January 26, 2015

4:30 p.m.

Council Chambers

Present: Mayor C. Provenzano, Councillor S. Butland, Councillor P. Christian, Councillor S. Myers, Councillor T. Sheehan, Councillor J. Hupponen, Councillor M. Shoemaker, Councillor L. Turco, Councillor R. Niro, Councillor M. Bruni, Councillor J. Krmpotich, Councillor R. Romano

Absent: Councillor F. Fata

Officials: J. Fratesi, N. Apostle, J. Dolcetti, B. Freiburger, L. Girardi, N. Kenny, P. Niro, M. Provenzano, M. White, D. McConnell, R. Tyczinski, F. Coccimiglio

Others: D. Petersson, M. Figliola, S. Schell, L. Ballstadt, M. Foggia, C. Rumiel

1. ADOPTION OF MINUTES

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that the Minutes of the Regular Council Meeting of 2015 01 12 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 R. Niro – Downtown Community Improvement Plan – Financial Incentive Grant Applications

Employer is located within the boundaries of the Downtown Community Improvement Plan.

3.2. Councillor R. Niro – By-law 2015-16 (Official Plan Amendment) 400 & 428 Northern Avenue East

Son-in-law employed by Sault College.

3.3. Councillor R. Niro – By-law 2015-17 (Zoning) 400 Northern Avenue East

Son-in-law is employed by Sault College.

3.4. Councillor R. Niro – By-law 2015-18 (Zoning) 428 Northern Avenue East

Son-in-law employed by Sault College.

3.5. Councillor R. Niro – By-law 2015-19 (Development Control) 400 & 428 Northern Avenue East

Son-in-law employed by Sault College.

3.6. Councillor M. Bruni – A-4-15-Z-65 Northern Avenue East

Applicant is related.

3.7. Councillor M. Bruni – Essar Steel Algoma Inc.

Daughter employed by EDC.

3.8. Councillor J. Krmpotich – Essar Steel Algoma Inc.

Employed by Essar Steel Algoma Inc.

3.9. Councillor M. Shoemaker – By-law 2015-16 (Official Plan Amendment) 400 & 428 Northern Avenue East

Member of the Sault College Board of Governors.

3.10. Councillor M. Shoemaker – By-law 2015-17 (Zoning) 400 Northern Avenue East

Member of the Sault College Board of Governors.

3.11. Councillor M. Shoemaker – By-law 2015-18 (Zoning) 428 Northern Avenue East

Member of the Sault College Board of Governors.

3.12. Councillor M. Shoemaker – By-law 2015-19 (Development Control) 400 & 428 Northern Avenue East

Member of the Sault College Board of Governors.

3.13. Councillor M. Shoemaker – By-law 2015-20 (Zoning – Temporary Use) 885 Second Line East

Applicant is a client of law firm.

3.14. Councillor M. Shoemaker – A-3-15-T – 885 Second Line East

Applicant is client of law firm.

3.15. Councillor M. Shoemaker – Essar Steel Algoma Inc.

Father is employed by Essar Steel Algoma Inc.

3.16 Councillor P. Christian – By-law 2015-16 (Official Plan Amendment) 400 & 428 Northern Avenue East

Member of the Sault College Board of Governors.

3.17. Councillor P. Christian – By-law 2015-17 (Zoning) 400 Northern Avenue East

Member of the Sault College Board of Governors.

3.18. Councillor P. Christian – By-law 2015-18 (Zoning) 428 Northern Avenue East

Member of the Sault College Board of Governors.

3.19. Councillor P. Christian – By-law 2015-19 (Development Control) 400 & 428 Northern Avenue East

Member of the Sault College Board of Governors.

3.20 Mayor C. Provenzano – Downtown Community Improvement Plan – Financial Incentive Grant Applications

One of the applicants is a former client.

4. APPROVE AGENDA AS PRESENTED

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that the Agenda and Addendum for the 2015 01 26 City Council Meeting as presented be approved.

Carried

5. PROCLAMATIONS/DELEGATIONS

5.1. Ontario Winter Carnival Bon Soo

Brett Lund, President, Bon Soo Board of Directors

5.2. Red Cross Summer/Winter Maintenance for Seniors

Diane Lajambe, District Branch Manager, Canadian Red Cross

5.3. Departmental Best Practice

Paul Milosevich, Assistant Fire Chief, Prevention and Public Education – Smart Phones

5.4. Website Refresh Presentation

The new corporate website was presented to Council. (Lori Ballstadt, Frank Coccimiglio)

5.5. Departmental Presentations

Nick Apostle, Commissioner of Community Services and Malcolm White, City Clerk were in attendance

5.6. Preliminary Budget 2015

Shelley Schell, Manager of Finance and Budgets

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

Moved by: Councillor P. Christian

Seconded by: Councillor R. Romano

Resolved that all the items listed under date 2015 01 26 – Part One – Consent Agenda and Addendum be approved as recommended, save and except items 6.1.2, 6.1.3, 6.7 and 6.11.

Carried

6.1. Correspondence

6.1.1 Laidlaw, Paciocco, Dumanski, Spadafora & Johnson Law Firm

Proposed Gateway site development

6.1.4 Sault Association of Ratepayers

CAO Selection Process

6.1.5 Carl P. Lindon

Battery electric vehicles

6.2. Staff Travel

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

Moved by: Councillor S. Butland

Seconded by: Councillor R. Romano

Resolved that the report of the Chief Administrative Officer dated 2015 01 26 concerning Staff Travel be approved as requested.

Carried

6.3. Property Tax Appeals

The report of the City Tax Collector was received by Council.

Moved by: Councillor S. Butland

Seconded by: Councillor R. Romano

Resolved that the report of the City Tax Collector dated 2015 01 26 concerning Property Tax Appeals be received and the recommendation that the tax records be amended pursuant to Section 357 of the *Municipal Act* be approved.

Carried

6.4. 2015 Budget Meeting

The report of the Commissioner of Finance/Treasurer is attached for the consideration of Council.

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Commissioner of Finance and Treasurer dated 2015 01 26 concerning 2015 Budget be received as information.

Carried

6.5. Public Input

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Manager of Finance and Budgets dated 2015 01 26 concerning Public Input be received as information and referred to the Finance Committee in the near future for discussion and further direction.

Carried

Moved by: Councillor S. Myers

Seconded by: Councillor M. Shoemaker

Resolved that the correspondence concerning the 'Budget Allocator' software used by the City of Mississauga be referred to the Finance Committee for further review.

Carried

6.6. GIS Contract Renewal 2015-2019

The report of the Manager of Information Technology was received by Council.

The relevant By-law 2015-23 is listed under item 11 of the Minutes.

6.8. Viability of Operating Without the C.A.O. Position

Moved by: Councillor S. Butland

Seconded by: Councillor R. Romano

Resolved that the report of the Commissioner of Human Resources dated 2015 01 26 be received and that City Council confirm the continuation of the role of Chief Administrative Officer; further that the CAO Selection Committee proceed with the recruitment to fill the vacancy in accordance with the Human Resources Policy 1-9 (as amended on 2015 01 12).

Carried

6.9. 2015-2018 Corporate Strategic Plan

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

Moved by: Councillor P. Christian

Seconded by: Councillor R. Romano

Resolved that the report of the Deputy City Clerk and Manager of Quality Improvement dated 2015 01 26 concerning 2015-2018 Corporate Strategic Plan be received as information.

Carried

6.10. Splash Park

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

Moved by: Councillor S. Butland

Seconded by: Councillor R. Romano

Resolved that the report of the Commissioner of Community Services dated 2015 01 26 concerning a municipal splash park be received and that the cost of engaging a consultant

to evaluate potential sites and estimate costs for various splash pad designs be referred to the 2015 Budget.

Carried

6.12. Second Line East Widening Phase III – Engineering Agreement

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

The relevant By-law 2015-21 is listed under item 11 of the Minutes.

6.13. Additional Work – McMeeken Street Reconstruction

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

The relevant By-law 2015-22 is listed under item 11 of the Minutes.

6.14. Street Assumption and Closing Part Wawanosh Avenue

The report of the City Solicitor was received by Council.

The relevant By-laws 2015-11 and 2015-12 are listed under item 11 of the Minutes.

6.15. Licence of Occupation Transport Canada for Millennium Fountain

The report of the City Solicitor was received by Council.

The relevant By-law 2015-25 is listed under item 11 of the Minutes.

6.16. Property Standards By-law – Housekeeping

The report of the Solicitor/Prosecutor was received by Council.

The relevant By-law 2015-9 is listed under item 11 of the Minutes.

6.17. Informal Trails

The report of the Planning Director was received by Council.

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Planning Director dated 2015 01 26 concerning informal trails be received as information.

Carried

6.18. Hub Trail Spokes and Priority Cycling Routes

The report of the Planner was received by Council.

Moved by: Councillor P. Christian

Seconded by: Councillor R. Romano

Resolved that the report of the Planner dated 2015 01 26 concerning Priority Cycling Routes completed by MMM Group, be approved and used as a basis for future cycling and Hub Trail improvements.

Carried

6.19. Downtown Community Improvement Plan – Financial Incentive Grant Applications

Councillor R. Niro declared a conflict on this item. (Employer is located within the boundaries of the Downtown Community Improvement Plan.)

Mayor C. Provenzano declared a conflict on this item. (One of the applicants is a former client.)

The report of the Planner was received by Council.

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Planner dated 2015 01 26 concerning the Downtown Community Improvement Plan Financial Incentive applications be received as information; further that the grant applications listed in this report be approved.

Carried

6.20. Council Travel

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that Councillor L. Turco be authorized to travel to the Association of Municipalities of Ontario board meeting in Toronto for two days in January at a cost to the City of \$300.

Carried

6.21. Street Closings – Bon Soo

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

- Canal Drive from Huron Street to power canal – Bon Soo Grand Opening – 3 p.m. to 8:30 p.m. – February 6, 2015
- Lower Lake Street from Queen Street to Bellevue Park – Bon Soo Polar Bear Swim – 9 a.m. to 3 p.m. – February 15, 2015

The relevant By-laws 2015-29 and 2015-30 are listed under item 11 of the Minutes.

7. REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES

7.1. ADMINISTRATION

7.1.1 Preliminary 2015 Budget

Moved by: Councillor S. Butland

Seconded by: Councillor R. Romano

Resolved that the preliminary 2015 budget be received as information.

Carried

7.1.1.1 Mayor and Council

7.1.1.2 Chief Administrative Officer

7.1.1.3 Human Resources Department

7.1.1.4 Finance Department

7.1.1.5 City Clerk's Department

7.1.1.6 Legal Department

7.1.1.7 Fire Services

7.1.1.8 Police Service

7.1.1.9 Engineering and Planning Department

7.1.1.10 Public Works & Transportation Department

7.1.1.11 Community Services Department

7.1.1.12 Social Services Department

7.1.1.13 Outside Agencies & Grants

7.1.1.14 Corporate Financials

7.1.1.15 Capital from Current

(6.1.2) David Oraziotti, MPP and Hon. Eric Hoskins, Minister of Health & Long Term Care

Moved by: Councillor S. Myers

Seconded by: Councillor M. Shoemaker

WHEREAS Algoma Public Health is an important community health agency and partner in our municipality; and

WHEREAS Algoma Public Health receives substantial municipal funding; and

WHEREAS the Mayor and Council appoint three directors to the Board of Algoma Public Health; and

WHEREAS the Mayor and Council are concerned about recent reports regarding the Interim Chief Financial Officer of Algoma Public Health who may have misrepresented his identity, and is reported to have been convicted of criminal offences for fraudulent activity; and

WHEREAS the Mayor and Council are responsible for acting in the best interest of the community, and responsible for the expenditure of municipal dollars;

Now Therefore Be It Resolved that the Mayor and Council ask the Board of Health for Algoma Public Health for a report confirming:

- That the Board of Algoma Public Health has hired a qualified auditor to investigate, confirm and report on the integrity of Algoma Public Health's financial records during the period of time that Algoma Public Health contracted with or otherwise employed the Interim Chief Financial Officer; and
- What steps are being or have been taken by the Board of Algoma Public Health to ensure that no employee information was accessed, obtained or retained by the Interim Chief Financial Officer; and
- What process was followed in retaining the services of the Interim Chief Financial Officer and if a new process is proposed, what deficiencies in the previous process have been identified and how have said deficiencies been addressed;

Further that the information requested herein be provided to City Council by way of a formal report being presented to City Council at the first meeting of City Council following said report being received by the Board of Algoma Public Health.

Carried

Recorded	For	Against	Absent/Pecuniary
Mayor C. Provenzano	X		
Councillor S. Butland	X		
Councillor F. Fata			X
Councillor S. Myers	X		
Councillor J. Krmpotich	X		

Councillor R. Niro	X
Councillor M. Shoemaker	X
Councillor R. Romano	X
Councillor J. Hupponen	X
Councillor P. Christian	X
Councillor M. Bruni	X
Councillor T. Sheehan	X
Councillor L. Turco	X

(6.1.3) Essar Steel Algoma Inc.

Councillor M. Bruni declared a conflict on this item. (Daughter employed by EDC.)

Councillor J. Krmpotich declared a conflict on this item. (Employed by Essar Steel Algoma Inc.)

Councillor M. Shoemaker declared a conflict on this item. (Father employed by Essar Steel Algoma Inc.)

Moved by: Councillor P. Christian

Seconded by: Councillor R. Romano

Resolved that correspondence from Essar Steel Algoma Inc. dated 09 January 2015 be received and referred to the Sault Ste. Marie Economic Development Corporation for review and report back to Council as it relates to the Economic Diversification Fund.

Carried

(6.7) Website Communications Position

The report of the City Clerk and 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 City Clerk and Commissioner of Finance and Treasurer dated 2015 01 26 concerning Website Communications Position be accepted and the position be added to the Corporate Affairs section of the Clerk's Department and funded through the savings identified in the report with no increase to the existing corporate budget.

Carried

(6.11) Petition to Construct Sidewalk on Both Sides of Upton Road

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

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Design and Construction Engineer dated 2015 01 26 be received, and notwithstanding the petition from the residents, that the sidewalk be replaced on the west side of Upton Road only.

Defeated

Recorded	For	Against	Absent/Pecuniary
Mayor C. Provenzano		X	
Councillor S. Butland		X	
Councillor F. Fata			X
Councillor S. Myers		X	
Councillor J. Krmpotich		X	
Councillor R. Niro	X		
Councillor M. Shoemaker	X		
Councillor R. Romano		X	
Councillor J. Hupponen		X	
Councillor P. Christian		X	
Councillor M. Bruni		X	
Councillor T. Sheehan		X	
Councillor L. Turco		X	

7.2. COMMUNITY SERVICES DEPARTMENT

7.3. ENGINEERING

7.4. FIRE

7.5. LEGAL

7.6. PLANNING

7.6.1 A-3-15-T – 885 Second Line East

Councillor M. Shoemaker declared a conflict on this item. (Applicant is client of law firm.)

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Planner dated 2015 01 26 concerning A-3-15-T – 885 Second Line East be received and that Council approve a temporary rezoning to permit the storage and processing of topsoil in conjunction with the Secondary School construction project across the street, for a period not to exceed two (2) years from the passing of the implementing by-law, subject to the following conditions:

That existing vegetation be maintained, and that no part of the use occur within the following setbacks:

1. 45m of the north (front) lot line;
2. 5m of the west (side) lot line;
3. 10m of the east (side) lot line; and
4. 15m of the south (rear) lot line.

That prior to commencing the topsoil storage and processing use, the applicant submit and carry out a sediment and erosion control plan, as well as a dust control plan, to the satisfaction of the Commissioner of Engineering and Planning or his designate;

and that the Legal Department be directed to prepare the necessary by-laws to effect this approval.

Carried

7.6.2. A-4-15-Z-65 – Northern Avenue East

Councillor M. Bruni declared a conflict on this item. (Applicant is related.)

The report of the Planner was received by Council.

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that the report of the Planner dated 2015 01 26 concerning rezoning application A-4-15-Z be received and that Council rezones the subject property by repealing special exception 238 and rezoning the subject property from General Commercial Zone (C4.S-238) with special exception 238, to Low Density Residential Zone (R3) with a new special exception permitting the following yard reductions applying to a 3 unit, 1 storey multiple attached dwelling only:

1. North yard setback reduction from 7.5m to 3m;
2. South yard setback reduction from 10m to 1.2m; and
3. West yard setback reduction from 6m to 5.8m

and that the Legal Department be directed to prepare the necessary by-laws to effect this approval.

Carried

7.7. PUBLIC WORKS AND TRANSPORTATION

7.8. BOARDS AND COMMITTEES

7.8.1 Sault Ste. Marie EDC – ACR Passenger Service

The report from the Chair, ACR Passenger Rail Service Working Group was received by Council.

Correspondence addressed to the Honourable Lisa Raitt, Minister of Transport, dated December 19, 2014 and January 19, 2015 was received by Council.

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Whereas the Algoma Central Railway Passenger Service provides a significant return on Transport Canada's investment of \$2.2 million, which generates between \$38 million and \$48 million in annual economic benefits for the region; and

Whereas the total economic impact of the Algoma Central Railway Passenger Service includes tax revenue which accrues to all levels of Government estimated at between \$5.1 million and \$6.4 million, as well as generating employment opportunities estimated at approximately 170 to 220 jobs; and

Whereas the discontinuation of the Algoma Central Railway Passenger Service will result in a loss of the economic benefits, tax revenue and jobs noted and an additional one-time economic impact on the values of properties located on, or in close proximity to the rail line, in an amount ranging between \$60 million and \$67 million; and

Whereas discontinuation of the passenger service will result in businesses, communities and residents being unable to access their properties, homes and cottages via public thoroughfares; and

Whereas Transport Canada Minister Raitt stated on April 14, 2014 that: "The government is pleased to extend funding for another year to continue operation of ACR's passenger rail service between Sault Ste. Marie and Hearst. This funding will give local stakeholders time to explore long-term solutions for passenger rail service in the area"; and

Whereas there has been a productive and collaborative effort of all affected stakeholders, including municipalities, First Nations, passengers, property owners, tourist operators and CN to develop a thoughtful, sustainable long-term solution for the ACR Passenger Service; and

Whereas affected Members of Parliament have been kept fully informed throughout this process, and their co-operation and positive engagement with the Working Group to-date have been greatly appreciated; and

Whereas after an Expression of Interest and Request for Proposals, a qualified third party operator has signed a letter of intent with CN to operate the Algoma Central Railway Passenger Service on a self-sustaining basis after five years; and

Whereas there is currently a request by the stakeholders and third party operator that the Government of Canada enter into a five-year, \$7 million contribution agreement (maximum) similar in design and structure to the annual contribution agreement Transport Canada has had with CN; and

Whereas said five-year contribution agreement includes a 45% net subsidy reduction for the agreement period and more importantly fully terminates at the conclusion of the agreement; Now Therefore Be It Resolved that the City of Sault Ste. Marie supports this request that the

Government of Canada urgently provide funding toward the Algoma Central Railway Passenger Service initiative.

Carried

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

8.1. Flashing Light – Base Line and Airport Road

Moved by: Councillor R. Romano

Seconded by: Councillor J. Krmpotich

Whereas the overhead flashing light at the intersection of Airport Road and Base Line has been removed; and

Whereas the removal of this flashing light could impact the safety of the travelling public;

Now Therefore Be It Resolved that the Traffic Division of the Public Works and Transportation Department be requested to conduct a study with respect to the intersection of Airport Road and Base Line to determine whether or not a flashing yellow light is required on the Airport Road portion of the intersection.

Carried.

8.2. Synthetic Ice Surfaces

Moved by: Councillor S. Butland

Seconded by: Councillor P. Christian

Resolved that City Council support Mill Square in hosting and financing a one-month pilot synthetic ice surface at Mill Square and that the City provide 3-4 individuals from Public Works and Transportation to assist in erection of the rink (any liability issues to be addressed by the City Legal Department in discussions with Justus Veldman of Mill Square).

Carried

8.3. Pine Street – Pleasant Drive Intersection

Moved by: Councillor M. Shoemaker

Seconded by: Councillor J. Hupponen

Whereas increasing traffic on the section of Pine Street that lies north of McNabb Street has been an issue of concern for many years, and has been exacerbated in recent years with the expansion of Sault College, the opening of Maple View Extendicare, and the extension of Pine Street to Second Line; and

Whereas the traffic volume on this section of Pine Street is expected to continue to increase, given that significant new development has occurred or is forthcoming in the immediate area; and

Whereas a report by the City Traffic division dated November 16, 2001 determined that a review of traffic control should be undertaken following the extension of Pine Street to Second

Line; and

Whereas the Pine Street extension has now been completed;

Now Therefore Be It Resolved that in accordance with the staff report dated November 16, 2001, that the Traffic Division of the City of Sault Ste. Marie review the intersection at Pine Street and Pleasant Drive and report to Council if additional traffic control measures are warranted, given both current and projected traffic volumes.

Carried

8.4. Sidewalk Snow Removal

Moved by: Councillor P. Christian

Seconded by: Councillor M. Bruni

Whereas the City of Sault Ste. Marie has 232 kms of sidewalks being serviced by snow removal and;

Whereas the City's budget for sidewalk snow removal is approximately of \$610,000 and;

Whereas in 2013, the city spent approximately \$850,000 on sidewalk snow removal and;

Whereas local boards of education have combined many elementary and secondary schools in an effort to achieve operational efficiencies which has resulted in many students being bussed to larger area schools and;

Whereas over the last few years Council has asked city departments to look for operational efficiencies in an attempt to reduce costs.

Now Therefore Be It Resolved that Council ask Public Works and Transportation staff to prepare a report for council, outlining possible efficiencies within their sidewalk snow removal operations;

Further that the Public Works and Transportation Department review their current policies and those of other municipalities and recommend a set of criteria that can be used in the future to determine which city sidewalks warrant snow removal.

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 P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that all By-laws under Item 11 of the Agenda and Addendum under date 2015 01 26 be approved, save and except 2014-16, 17, 18 and 19 and 20.

Carried

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

11.1.1 By-law 2015-9 (Property Standards) Housekeeping

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-9 being a by-law to repeal various by-laws that amend the repealed Property Standards By-laws of the City of Sault Ste. Marie be passed in open Council this 26th day of January, 2015.

Carried

11.1.2 By-law 2015-10 (Taxes)

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-10 being a by-law to provide for Interim Tax Levies be passed in open Council this 26th day of January, 2015.

Carried

11.1.3 By-law 2015-11 (Street Assumption) Wawanosh Avenue

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-11 being a by-law to assume for public use and establish as a public street a portion of Wawanosh Avenue in the Highland Park Subdivision Plan 9110 be passed in open Council this 26th day of January, 2015.

Carried

11.1.4 By-law 2015-13 (Official Plan Amendment) 829 & 849 Second Line East

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-13 being a by-law to adopt Amendment No. 210 to the Official Plan for the City of Sault Ste. Marie (F & I Gateway Investments Inc. 829 & 849 Second Line East) be passed in open Council this 26th day of January, 2015.

Carried

11.1.5 By-law 2015-14 (Zoning) 829 & 849 Second Line East

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-14 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 829 & 849 Second Line East (F & I Gateway Investments Inc.) be passed in open Council this 26th day of January, 2015.

Carried

11.1.6 By-law 2015-15 (Development Control) 829 & 849 Second Line East

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-15 being a by-law to designate the lands located at 829 & 849 Second Line East an area of site plan control (F & I Gateway Investments Inc.) be passed in open Council this 26th day of January, 2015.

Carried

11.1.12 By-law 2015-21 (Agreement) Kresin Engineering Corporation

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-21 being a by-law to authorize the execution of an agreement between the City and Kresin Engineering Corporation for the design and contract administration of the Second Line East Widening Phase III be passed in open Council this 26th day of January, 2015.

Carried

11.1.13 By-law 2015-23 (Agreement) Sault Ste. Marie Innovation Centre

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-23 being a by-law to authorize the execution of an agreement between the City and Sault Ste. Marie Innovation Centre for continued GIS services from January 1, 2015 to December 31, 2019 be passed in open Council this 26th day of January, 2015.

Carried

11.1.14 By-law 2015-24 (Streets) Amend Fees

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-24 being a by-law to amend Streets By-law 2008-131 be passed in open Council this 26th day of January, 2015.

Carried

11.1.15 By-law 2015-25 (Agreement) Millennium Fountain

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-25 being a by-law to authorize the execution of an agreement between the City and Her Majesty the Queen in Right of Canada as represented by the Minister of Transport for the purpose of maintaining and operating the Millennium Water Fountain for a 3 year term commencing June 1, 2014 and expiring May 31, 2017 be passed in open Council this 26th day of January, 2015.

Carried

11.1.16 By-law 2015-26 (Fees) Committee of Adjustment

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-26 being a by-law to amend Committee of Adjustment By-law 2010-87 be passed in open Council this 26th day of January, 2015.

Carried

11.1.17 By-law 2015-29 (Temporary Street Closing) Canal Drive

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-29 being a by-law to permit the temporary closing of Canal Drive from Huron Street to the power Canal on February 6, 2015 to facilitate the Bon Soo Grand Opening be passed in open Council this 26th day of January, 2015

Carried

11.1.18 By-law 2015-30 (Temporary Street Closing) Lake Street

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-30 being a by-law to permit the temporary closing of Lower Lake Street from Queen Street to Bellevue Park on February 15, 2015 to facilitate the Bon Soo Polar Bear Swim be passed in open Council this 26th day of January, 2015.

Carried

11.1.19 By-law 2015-31 (Fees) Amend Schedule "F" User Fee By-law 2015-4

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-31 being a by-law to amend By-law 2015-4 (User Fees and Service Charges By-law).

Carried

(11.1.7) By-law 2015-16 (Official Plan Amendment) 400 & 428 Northern Avenue East

Councillor R. Niro declared a conflict on this item. (Son-in-law employed by Sault College.)

Councillor M. Shoemaker declared a conflict on this item. (Member of the Sault College Board of Governors.)

Councillor P. Christian declared a conflict on this item. (Member of the Sault College Board of Governors.)

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-16 being a by-law to adopt Amendment No. 209 to the Official Plan for the City of Sault Ste. Marie (Sault College of Applied Arts and Technology 400 & 428 Northern Avenue) be passed in open Council this 26th day of January, 2015.

Carried

(11.1.8) By-law 2015-17 (Zoning) 400 Northern Avenue East

Councillor R. Niro declared a conflict on this item. (Son-in-law is employed by Sault College.)

Councillor M. Shoemaker declared a conflict on this item. (Member of the Sault College Board of Governors.)

Councillor P. Christian declared a conflict on this item. (Member of the Sault College Board of Governors.)

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-17 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 concerning lands located at 400 Northern Avenue East (Sault College of Applied Arts and Technology) be passed in open Council this 26th day of January, 2015.

Carried

(11.1.9) By-law 2015-18 (Zoning) 428 Northern Avenue East

Councillor R. Niro declared a conflict on this item. (Son-in-law employed by Sault College.)

Councillor M. Shoemaker declared a conflict on this item. (Member of the Sault College Board of Governors.)

Councillor P. Christian declared a conflict on this item. (Member of the Sault College Board of Governors.)

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-18 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 428 Northern Avenue East (Sault College of Applied Arts and Technology) be passed in open Council this 26th day of January, 2015.

Carried

(11.1.10) By-law 2015-19 (Development Control) 400 & 428 Northern Avenue East

Councillor R. Niro declared a conflict on this item. (Son-in-law employed by Sault College.)

Councillor M. Shoemaker declared a conflict on this item. (Member of the Sault College Board of Governors.)

Councillor P. Christian declared a conflict on this item. (Member of the Sault College Board of Governors.)

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-19 being a by-law to designate the lands located at 400 & 428 Northern Avenue East an area of site plan control (Sault College of Applied Arts and Technology) be passed in open Council this 26th day of January, 2015.

Carried

(11.1.11) By-law 2015-20 (Zoning – Temporary Use) 885 Second Line East

Councillor M. Shoemaker declared a conflict on this item. (Applicant is a client of law firm.)

Moved by: Councillor S. Butland

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-20 being a by-law to permit the storage and processing of topsoil at 885 Second Line East, legally described as PT SEC 32 TARENTORUS AS IN T224557 EXCEPT PT 16 T83525 & PT 1 1R12972; CITY OF SAULT STE. MARIE, PIN 31514-0122 (LT) in association with the Huron Superior Catholic District School Board development located across the street as a two (2) year temporary use (Avery Construction Ltd.) be passed in open Council this 26th day of January, 2015.

Carried

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

11.2.1 By-law 2015-12 (Street Closing) Wawanosh Avenue

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-12 being a by-law to stop up, close and authorize the conveyance of a street in the Highland Park Subdivision, Plan 9110 be read the first and second time in open Council this 26th day of January, 2015.

Carried

11.2.2 By-law 2015-22 (Local Improvement) Elizabeth Street

Moved by: Councillor P. Christian

Seconded by: Councillor J. Krmpotich

Resolved that By-law 2015-22 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on Elizabeth Street from McMeeken Street to Queen Street East under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06 be passed in open Council this 26th day of January, 2015.

Carried

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

The following pecuniary interests were declared at the closed session of City Council held January 12, 2015.

Councillor R. Niro

14. ADJOURNMENT

Moved by: Councillor S. Butland

Seconded by: Councillor R. Romano

Resolved that this Council now adjourn.

Christian Provenzano

Mayor

Malcolm White

City Clerk