



REGULAR MEETING OF CITY COUNCIL MINUTES

Monday, June 8, 2015

4:30 p.m.

Council Chambers

Civic Centre

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 F. Fata, Councillor J. Krmpotich, Councillor R. Romano

Officials: N. Kenny, R. Tyczinski, N. Apostle, L. Girardi, S. Schell, P. Niro, J. Dolcetti, D. Elliott, D. McConnell, M. Zuppa, M. Figliola, R. Keetch, A. Starzomski, F. Coccimiglio, T. Dodds

1. ADOPTION OF MINUTES

Moved by: Councillor R. Romano

Seconded by: Councillor S. Butland

Resolved that the Minutes of the Regular Council Meeting of 2015 05 25 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 J. Krmpotich – Anti-dumping and Countervailing Duties for Rebar

Employed by Essar Steel Algoma Inc.

3.2 Councillor J. Krmpotich – Rebar Anti-Dumping and Countervailing Duties and Public Interest Inquiry

Employed by Essar Steel Algoma Inc.

3.3 Councillor M. Shoemaker – Sault Ste. Marie EDC – Passenger Rail Service

Law firm represents one of the proponents

3.4 Councillor R. Romano – Animation Cel Collection

Spouse is a member of the Art Gallery of Algoma Board of Directors

3.5 Councillor L. Turco – Community Safety and Wellbeing

Spouse employed by Police Service

4. APPROVE AGENDA AS PRESENTED

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the Agenda for 2015 06 08 City Council Meeting as presented be approved.

Carried

5. PROCLAMATIONS/DELEGATIONS

5.1 Yellow Fish Road Day

Madison Zuppa, Environmental Initiatives Co-ordinator, was in attendance.

5.2 World Elder Abuse Awareness Day

Stacey Shiels, Chair, Seniors' Rights Protection Council of Sault Ste. Marie and Area was in attendance.

5.3 Garden Ontario Week

Suzanne Hanna, Community Garden Network, was in attendance.

5.4 Relay for Life

Rodney Buzdygan, Manager, Canadian Cancer Society, Algoma Community Office and Judy Cruise, Chair, Relay for Life Crew were in attendance.

5.5 Canadian Bushplane Heritage Centre

Mike Delfre, Executive Director, was in attendance.

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 2015 06 08 – Part One – Consent Agenda save and except agenda item 6.10 be approved.

Carried

6.1 Correspondence

6.1.1 CAO Selection Committee Update

Email correspondence from Mayor Provenzano was received by Council.

6.2 Finance Committee Terms of Reference

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

Moved by: Councillor R. Romano

Seconded by: Councillor S. Butland

Resolved that the report of the Commissioner of Finance and Treasurer dated 2015 06 08 concerning the Finance Committee Terms of Reference be received; and

Further Be It Resolved that the Finance Committee Terms of Reference dated 2004 01 26 be amended to change the committee composition from three senior Finance staff to two senior Finance staff.

Carried

6.3 Firearms Bylaw Exemptions Ermatinger•Clergue National Historic Site

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

Moved by: Councillor R. Romano

Seconded by: Councillor P. Christian

That the report of the Curator of the Ermatinger•Clergue National Historic Site be received and that the request of the Historic Sites Board for a temporary exemption of firearms by-law 2008-168, regulation R.1.2.6 from May 30, 2015 to December 19, 2015 for the Ermatinger•Clergue National Historic Site be approved.

Carried

6.4 Cultural Advisory Board By-law Amendment

The report of the Manager of Recreation and Culture was received by Council.
The relevant By-law 2015-117 is listed under item 11 of the Minutes.

6.5 Transportation Master Plan – Completion

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

Moved by: Councillor R. Romano

Seconded by: Councillor P. Christian

Resolved that the report of the Director of Engineering Services dated 2015 06 08 concerning the Transportation Master Plan completion be received and that the finalization of the plan be approved.

Carried

6.6 Surface Treatment Contract – 2015-7E

The report of the Design and Construction Engineer was received by Council.
The relevant By-law 2015-118 is listed under item 11 of the Minutes.

6.7 Miscellaneous Paving Contract – 2015-6E

The report of the Design and Construction Engineer was received by Council.
The relevant By-law 2015-119 is listed under item 11 of the Minutes.

6.8 Landfill Site Operations and Monitoring 2014 – Environmental Monitoring Committee

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 the Land Development and Environmental Engineer dated 2015 06 08 concerning the annual Operations and Monitoring Reports for the municipal landfill be received as information.

Carried

6.9 Blue Earth UPS

The report of the Manager of Traffic and Communications was received by Council.

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Manager of Traffic and Communications dated 2015 06 08 concerning Blue Earth UPS be received; further that Council authorize the purchase of Blue Earth UPS systems for existing small traffic controller cabinets with funding from the annual capital from current funding approved for this project.

Carried

6.11 Rebar Anti-Dumping and Countervailing Duties and Public Interest Inquiry

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

The report of the City Solicitor was received by Council.

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the City Solicitor dated 2015 06 08 concerning Rebar Anti-Dumping and Countervailing Duties and Public Interest Inquiry be received and that Council authorize the Legal Department to prepare a draft submission for the Mayor's signature supporting the position of Essar Steel Algoma Inc. and Tenaris Canada.

Carried

6.12 Community Safety and Wellbeing

Councillor L. Turco declared a conflict on this item. (Spouse employed by Police Service)

The report of the Police Chief and Commissioner of Social Services was received by Council.

Moved by: Councillor R. Romano

Seconded by: Councillor P. Christian

Resolved that the report of the Police Chief and Commissioner of Social Services dated 2015 06 08 concerning Community Safety and Wellbeing be received as information.

Carried

6.13 Council Travel

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that Councillor Turco be authorized to travel to Mississauga for two days in June for the AMO Board of Directors' Meeting at a cost to the City of approximately \$500.

Carried

6.10 Anti-dumping and Countervailing Duties for Rebar

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

Moved by: Councillor R. Romano

Seconded by: Councillor S. Butland

Whereas Canada's rebar producers initiated a complaint under the *Special Import Measures Act* in 2014 against illegally dumped and subsidized imports of rebar from China, South Korea and Turkey; and

Whereas during those proceedings the Independent Contractors and Business Association and the Province of British Columbia sought a regional exemption from such duties; and

Whereas the Canadian International Trade Tribunal determined in January 2015 that these imports will injure Canadian producers, and established duties to apply to rebar imports from the three countries and denied the regional exemption; and

Whereas the Independent Contractors and Business Association and the Province of British Columbia subsequently asked for a public interest inquiry seeking a regional exemption;

Now Therefore Be It Resolved that the City of Sault Ste. Marie support Canadian industry by opposing a request for British Columbia to be exempted from antidumping and countervailing duties on illegally imported rebar and that a Notice to Intervene be filed with the Canadian International Trade Tribunal in this regard.

OFFICIALLY READ NOT DEALT WITH

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

7.7 PUBLIC WORKS AND TRANSPORTATION

7.8 BOARDS AND COMMITTEES

7.8.1 Algoma Public Health

Correspondence from Algoma Public Health dated May 21, 2015 referred from May 25, 2015 Council meeting; correspondence from Mayor Provenzano to APH and email correspondence from APH to Mayor Provenzano's office was received by Council.

7.8.2 Sault Ste. Marie EDC – Passenger Rail Service

Councillor M. Shoemaker declared a conflict on this item. (Law firm representing one of the proponents)

The report of the CEO, Sault Ste. Marie Economic Development Corporation and Interim Chair, ACR Passenger Service Stakeholder Working Group was received by Council.

Moved by: Councillor R. Romano

Seconded by: Councillor P. Christian

Resolved that the report of the CEO, Sault Ste. Marie Economic Development Corporation and Interim Chair, ACR Passenger Service Stakeholder Working Group dated 2015 06 08 concerning Continued Operation of the Passenger Rail Service from Sault Ste. Marie to Hearst be received as information.

Carried

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

8.1 Animation Cel Collection

Councillor R. Romano declared a conflict on this item. (Spouse is a member of the Art Gallery of Algoma Board of Directors)

Moved by: Councillor S. Butland

Seconded by: Councillor S. Myers

Be It Resolved that Jasmina Jovanovic, Director, Art Gallery of Algoma be requested to address Council as to the status of the Animated Cel Collection in its possession and to offer any recommendation(s) as to its potential benefit to the Art Gallery or City or as to its appropriate and legal disposition.

Carried

8.2 Notice of Motion - Changes to Highway Traffic Act

Moved by: Councillor T. Sheehan

Seconded by: Councillor M. Shoemaker

Whereas there have been significant changes to laws regarding ATVs, distracted driving, school bus safety and bicycling;

Now Therefore Be It Resolved that appropriate City staff and City police report back at a future Council meeting regarding the impact of these changes on our community.

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 R. Romano

Seconded by: Councillor S. Butland

Resolved that all By-laws under item 11 of the Agenda under date 2015 06 08 be approved.

Carried

11.2 By-law 2015-117 (Cultural Advisory Board)

Moved by: Councillor R. Romano

Seconded by: Councillor S. Butland

Resolved that By-law 2015-117 being a by-law to amend By-law 2013-117 (a by-law to re-establish a Cultural Advisory Board) be passed in open Council this 8th day of June, 2015.

Carried

11.3 By-law 2015-118 (Agreement) Ellwood Robinson Limited (Contract 2015-7E)

Moved by: Councillor R. Romano

Seconded by: Councillor S. Butland

Resolved that By-law 2015-118 being a by-law to authorize execution of a contract between the City and Ellwood Robinson Limited for the supply and application of surface treatment for portions of Moss Road and Brule Road (Contract 2015-7E) be passed in open Council this 8th day of June, 2015.

Carried

11.4 By-law 2015-119 (Agreement) Ellwood Robinson Limited Contract 2015-6E

Moved by: Councillor R. Romano

Seconded by: Councillor S. Butland

Resolved that By-law 2015-119 being a by-law to authorize execution of a contract between the City and Ellwood Robinson Limited for the 2015 Miscellaneous Paving Contract. (Contract 2015-6E)

Carried

11.5 By-law 2015-120 (Regulations) Ermatinger•Clergue National Historic Site (ECNHS)

Moved by: Councillor R. Romano

Seconded by: Councillor S. Butland

Resolved that By-law 2015-120 being a by-law to exempt the Ermatinger•Clergue National Historic Site (ECNHS) from By-law 2008-168 being a firearms by-law to prohibit the discharge of firearms in the municipality be passed in open Council this 8th day of June, 2015.

Carried

- 11.1 **By-laws before Council TO BE PASSED which do not require more than a simple majority**
- 12. **By-laws before Council for FIRST and SECOND reading which do not require more than a simple majority**
- 13. **By-laws before Council for THIRD reading which do not require more than a simple majority**
- 14. **QUESTIONS BY, NEW BUSINESS FROM, OR ADDRESSES BY MEMBERS OF COUNCIL CONCERNING MATTERS NOT OTHERWISE ON THE AGENDA**
- 15. **CLOSED SESSION**
- 16. **ADJOURNMENT**

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that this Council now adjourn.

Carried

Christian Provenzano
Mayor

Rachel Tyczinski
Deputy City Clerk