



## REGULAR MEETING OF CITY COUNCIL MINUTES

Monday, May 25, 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 R. Niro, Councillor M. Bruni, Councillor F. Fata, Councillor J. Krmpotich, Councillor R. Romano

Absent: Councillor L. Turco

Officials: N. Apostle, J. Dolcetti, L. Girardi, N. Kenny, M. Nadeau, P. Niro, D. McConnell, R. Tyczinski, F. Coccimiglio, S. Schell, M. Figliola, J. Cain, V. McLeod, T. Legros, D. Fraser

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### 13. CLOSED SESSION

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that this Council proceed into closed session to consider advice that is subject to solicitor-client privilege; 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. (*Corporate structure – section 239(2)(f)*)

**Carried**

**1. ADOPTION OF MINUTES**

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that the Minutes of the Regular Council Meeting of 2015 05 11 be approved.

**Carried**

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

**3. DECLARATION OF PECUNIARY INTEREST**

Councillor J. Krmpotich declared that he had a pecuniary interest regarding agenda item 6.11 Port of Algoma Extension of Master Consultant Letter of Engagement on the May 11, 2015 Council Agenda.

**3.1 Councillor J. Krmpotich – Essar Steel Algoma Inc.**

Employee of Essar Steel Algoma Inc.

**3.2 Councillor J. Krmpotich – Memorandum of Settlement United Steel Workers of America Local 2251 – Transit Mechanics – 2015 to 2018**

Member of United Steelworkers of America Local 2251

**3.3 Councillor J. Krmpotich – Port of Algoma – Agreement for Consulting Services**

Employee of Essar Steel Algoma Inc.

**3.4 Mayor C. Provenzano – Request to Repeal By-law – Business Improvement Area.**

Owner of property in the Business Improvement Area

**3.5 Councillor R. Romano – Request to Repeal By-law – Business Improvement Area.**

Spouse is a member of the Downtown Association board

**3.6 Councillor R. Niro – Request to Repeal By-law – Business Improvement Area.**

Employer owns property in the Business Improvement Area

**3.7 Councillor R. Romano – By-law 2015-108 (Temporary Street Closing) Queen Street East**

Spouse is a member of the Downtown Association board

**4. APPROVE AGENDA AS PRESENTED**

Moved by: Councillor F. Fata

Seconded by: Councillor T. Sheehan

Resolved that the Agenda for 2015 05 25 City Council Meeting as presented be approved.

**Carried**

**5. PROCLAMATIONS/DELEGATIONS**

**5.1 Hydrocephalus and Spina Bifida Awareness Month**

Troy and Annette Chandler were in attendance.

**5.2 Senior Citizen Month / Senior Games Week June 1–5, 2015**

Terry Lou Legros, Supervisor, Senior Services and Rose Jessop, Senior Games Committee Member were in attendance.

**5.3 Parks and Recreation Month**

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

**5.4 Kids Summer Festival Committee – June 7, 2015**

Dan Fraser, Safe Communities Partnership was in attendance.

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

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that all the items listed under date 2015 05 25 – Part One – Consent Agenda save and except Agenda item 6.4 be approved as recommended.

**Carried**

**6.1.1 FedNor**

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Whereas FedNor has recently announced the Canada 150 Community Infrastructure Program which will provide \$150 million over two years to support improvements to existing public infrastructure throughout Canada;

Now Therefore Be It Resolved that staff be requested to review and report potential projects back to Council as soon as possible.

**Carried**

### **6.1.2 Essar Steel Algoma Inc.**

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

Moved by: Councillor F. Fata

Seconded by: Councillor T. Sheehan

Resolved that correspondence from Essar Steel Algoma Inc. regarding antidumping and countervailing duties for rebar and British Columbia's request for a public interest inquiry seeking a regional exemption therefrom be received and that the Legal Department be requested to review and report back to Council at the June 8, 2015 Council meeting.

**Carried**

### **6.1.3 Algoma Public Health**

Correspondence from M. Bruni, Chair, was received regarding governance and financial oversight.

At the request of Councillor Shoemaker this correspondence will appear on June 8, 2015 Agenda.

### **6.2 Street Closing – Reggie's Place**

Councillor R. Romano declared a conflict on this item. (Spouse is a member of the Downtown Association board)

The letter of request for a temporary street closing in conjunction with Reggie's Place 25 Year Celebration was received by Council.

- Queen Street East from Spring Street to Elgin Street – Friday, June 5, 2015 – from 3:30 p.m. to 11:30 p.m.

The relevant By-law 2015-108 is listed under item 11 of the Minutes.

### **6.3 Street Closing – Running Event**

The letter of request for a temporary street closing in conjunction with a running event was received by Council.

- Queen Street East from Kohler Street to Pine Street and Queen Street East from Lake Street to Barber Boulevard – Sunday, June 7, 2015 from 9:00 a.m. to 11:00 a.m.

The relevant By-law 2015-107 is listed under item 11 of the Minutes.

### **6.5 Memorandum of Settlement United Steel Workers of America Local 2251 – Transit Mechanics – 2015 to 2018**

Councillor J. Krmpotich declared a conflict on this item. (Member of United Steelworkers of America Local 2251)

The report of the Commissioner of Human Resources was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that the report of the Commissioner of Human Resources dated 2015 05 25 concerning the Memorandum of Settlement 2015-2018 USWA Local 2251 be received and the recommendation that City Council ratify the Memorandum of Settlement be approved.

**Carried**

#### **6.6 Name For Leash Free Dog Park**

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

Moved by: Councillor F. Fata

Seconded by: Councillor T. Sheehan

Resolved that the report of the Manager of Recreation and Culture dated 2015 05 25 concerning the name of the leash free dog park be received and that the recommendation of the Parks and Recreation Advisory Committee that the new leash free dog park be named *Strathclair Dog Park* be approved.

**Carried**

#### **6.7 Designated Heritage Property Grant 10 Kensington Terrace**

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

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that the report of the Manager of Recreation and Culture dated 2015 05 25 concerning a Designated Property Grant application from John Kasch, co-owner of Unit #3, 10 Kensington Terrace be received and the recommendation of the Sault Ste. Marie Municipal Heritage Committee that a grant of \$5,000 be provided toward the replacement cost of ten windows and one door as outlined in the application and further that payment be rendered upon submission of the paid contractor's invoices and upon final approval of the project by the Sault Ste. Marie Municipal Heritage Committee with funds from the Designated Heritage Property Grant budget be approved.

**Carried**

#### **6.8 Yellow Fish Road**

The report of the Environmental Initiatives Co-ordinator was received by Council.

The relevant By-law 2015-106 is listed under item 11 of the Minutes.

**6.9 2015 Biennial Aqueduct Inspections; Engineering Agreement**

The report of the Director of Engineering was received by Council.  
The relevant By-law 2015-102 is listed under item 11 of the Minutes.

**6.10 Reconstruction of Huron Street (Queen Street to Cathcart Street) – Contract 2015-2E**

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

The relevant By-laws 2015-109 and 2015-110 are listed under item 11 of the Minutes.

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that the report of the Design and Construction Engineer dated 2015 05 25 concerning the Reconstruction of Huron Street be received and that Contract 2015-2E be awarded to Palmer Construction Group Inc.; further that resurfacing of Bay Street be postponed until 2016.

**Carried**

**6.11 Port of Algoma – Agreement for Consulting Services**

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

The report of the Commissioner of Engineering was received by Council.  
The relevant By-law 2015-105 is listed under item 11 of the Minutes.

**6.12 Agreement with Electrical Safety Authority Continuous Safety Services Program**

The report of the City Solicitor was received by Council.  
The relevant By-law 2015-99 is listed under item 11 of the Minutes.

**6.13 Deeming By-law Request Carrick Park Subdivision – Lots 332 to 334, Plan 19938 (Habitat for Humanity)**

The report of the City Solicitor was received by Council.  
The relevant By-law 2015-103 is listed under item 11 of the Minutes.

**6.14 Deeming By-law Request Sunnyside Beach Subdivision – Lots 6 and 7, Plan 1M550 Parke**

The report of the Assistant City Solicitor was received by Council.  
The relevant By-law 2015-104 is listed under item 11 of the Minutes.

**6.15 2015 Ditching Program**

The report of the Deputy Commissioner of Public Works and Transportation was received by Council.

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2015 05 25 regarding the annual ditching program be received as information.

**Carried**

**6.16 Sault Freecycle Initiative – Waste Diversion**

The report of the Deputy Commissioner of Public Works and Transportation was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2015 05 25 concerning Sault Freecycle be received as information and further that the event be supported by Council and staff.

**Carried**

**6.17 Homelessness Partnering Strategy Funding**

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

Moved by: Councillor F. Fata

Seconded by: Councillor T. Sheehan

Resolved that the report of the Manager of Housing Programs dated 2015 05 25 concerning Homelessness Partnering Strategy Funding be received and that Council approve the funding allocations in accordance with the recommendations of the Social Services Department and the Community Advisory Board.

**Carried**

**6.18 Pan Am and Parapan Am Torch Relay Community Fund Grant Program**

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

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that the report of the Supervisor of Community Services dated 2015 05 25 concerning the Pan Am and Parapan Am Torch Relay Community Fund Grant Program be

accepted and that staff be authorized to apply to the Grants Ontario Torch Relay Community Grant Program for a grant of \$7,500.

**Carried**

**6.19 Licence to Occupy City Property Agreement – 25th Year Celebration of Reggie's Place**

The report of the Assistant City Solicitor was received by Council.

The relevant By-law 2015-116 is listed under item 11 of the Minutes.

**6.4 Request to Repeal By-law – Business Improvement Area.**

Mayor C. Provenzano declared a conflict on this item. (Owner of property in the Business Improvement Area)

Councillor R. Romano declared a conflict on this item. (Spouse is a member of the Downtown Association board)

Councillor R. Niro declared a conflict on this item. (Employer owns property in the Business Improvement Area)

The report of the City Clerk was received by Council.

Acting Mayor M. Bruni assumed the Chair.

Moved by: Councillor F. Fata

Seconded by: Councillor T. Sheehan

Resolved that the report of the City Clerk dated 2015 05 25 concerning Request to Repeal By-law – Business Improvement Area be received and that the City Clerk be authorized to proceed to give notice of Council's intention to repeal By-law 76-419 in accordance with the relevant provisions of the *Municipal Act 2001*.

**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**



**7.6.1 A-12-15-Z – 342-346 John Street**

The report of the Planner was received by Council.

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that the Report of the Planner dated 2015 05 25 concerning A-12-15-Z – 342-346 John Street be received as information and that Council defer this application until June 22, 2015 with new public notices to be provided.

**Carried**

**7.7 PUBLIC WORKS AND TRANSPORTATION**

**7.8 BOARDS AND COMMITTEES**

**7.8.1 Appointment of Members – F. J. Davey Home**

The report of the City Clerk was received by Council.

The following persons were nominated as members of the F.J. Davey Home Corporation:

Karli Campbell; Frank Gencarelli; Susan McCooeye; Anthony Marrato; Terry Rainone; Linda Ryan

A simultaneous recorded vote was held.

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that the report of the City Clerk dated 2015 05 25 concerning Appointment of Members – F.J. Davey Home be received as information.

**Carried**

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that the following individuals are approved exclusively as members of the F.J. Davey Home Corporation:

Karli Campbell, Frank Gencarelli, Anthony Marrato, Terry Rainone, Linda Ryan

**Carried**

**7.8.2 Appointment of Member – Economic Development Corporation**

One member of Council was appointed.

Moved by: Councillor F. Fata

Seconded by: Councillor T. Sheehan

Resolved that Councillor S. Myers be appointed to the Sault Ste. Marie Economic Development Corporation on an interim basis.

**Carried**

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

**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 M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that all By-laws under item 11 of the Agenda under date 2015 05 25 be approved.

**Carried**

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

**11.1.1 By-law 2015-99 (Agreement) ESA Continuous Safety Services Program**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-99 being a by-law to authorize the execution of an agreement between the City and the Electrical Safety Authority for the period from April 1, 2105 and ending March 31, 2018 be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.2 By-law 2015-100 (Parking) Municipal By-law Officers**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-100 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 25th day of May, 2015.

**Carried**

**11.1.3 By-law 2015-101 (Street Assumptions)**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-101 being a by-law to assume for public use and establish as public streets various parcels of land within the City of Sault Ste. Marie be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.4 By-law 2015-102 (Agreement) 2015 Biennial Aqueduct Inspections**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-102 being a by-law to authorize the execution of an Agreement between the City and STEM Engineering Group Incorporated for the completion of the 2015 biennial structural inspections of the City's major storm water aqueducts be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.5 By-law 2015-103 (Subdivision Control) Carrick Park Subdivision – Habitat for Humanity**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-103 being a by-law to deem not registered for purposes of subdivision control certain lots in the Carrick Park Subdivision, pursuant to section 50(4) of the *Planning Act* be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.6 By-law 2015-104 (Subdivision Control) Sunnyside Beach Subdivision**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-104 being a by-law to deem not registered for purposes of subdivision control certain lots in the Sunnyside Beach Subdivision, pursuant to section 50(4) of the *Planning Act* be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.7 By-law 2015-105 (Agreement) Port of Algoma Master Consulting**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-105 being a by-law to authorize the execution of an agreement between the City and KPMG LLP and AECOM Canada Ltd. for a Master Consulting

Agreement dated May 25, 2015 regarding the Port of Algoma Project be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.8 By-law 2015-106 (Memorandum of Understanding) Yellow Fish Road**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-106 being a by-law to authorize the execution of a Memorandum of Understanding between the City and Trout Unlimited Canada be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.9 By-law 2015-107 (Temporary Street Closing) Queen St. East (Running Event)**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-107 being a by-law to permit the temporary closing of the Queen Street East bike lane on the south side of Queen Street East from Kohler Street to Pine Street and from Lake Street to Barber Boulevard to facilitate a running event be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.10 By-law 2015-108 (Temporary Street Closing) Queen Street East**

Councillor R. Romano declared a conflict on this item. (Spouse is a member of the Downtown Association board)

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-108 being a by-law to permit the temporary closing of Queen Street East from Spring Street to Elgin Street to facilitate the celebrations for Reggie's Place 25 Year Celebration Event be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.11 By-law 2015-109 (Agreement) Reconstruction of Huron Street**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-109 being a by-law to authorize the execution of a contract between the City and Palmer Construction Group Inc. for the reconstruction of Huron Street (Queen Street to Cathcart Street) (Contract 2015-2E) be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.12 By-law 2015-110 (Temporary Street Closing) Huron Street**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-110 being a by-law to permit the temporary closing of Huron Street from Queen Street to Cathcart Street from May 26, 2015 until October 31, 2015 to facilitate the reconstruction of Huron Street be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.13 By-law 2015-111 (Agreement) St. Vincent Place**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-111 being a by-law to authorize the execution of an Agreement between the City and St. Vincent Place Sault Ste. Marie for funds through the Homelessness Partnering Strategy to provide funding for the St. Vincent's Place Men's Emergency Shelter be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.14 By-law 2015-112 (Agreement) John Howard Society**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-112 being a by-law to authorize the execution of an Agreement between the City and John Howard Society of Sault Ste. Marie & District for Funds through the Homelessness Partnering Strategy to provide for the position of Community Housing Support Worker be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.15 By-law 2015-113 (Agreement) Pauline's Place**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-113 being a by-law to authorize the execution of an Agreement between the City and Pauline's Place Non-Profit Homes Inc. for funds through the Homelessness Partnering Strategy to provide funds for the Pauline's Place Youth, Women and Family Emergency Shelter be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.16 By-law 2015-114 (Agreement) United Way**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-114 being a by-law to authorize the execution of an Agreement between the City and United Way of Sault Ste. Marie & District for funds through the Homelessness Partnering Strategy to provide funds for the position of Community Housing Support Worker be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.17 By-law 2015-115 (Agreement) Innovation Centre**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-115 being a by-law to authorize the execution of an Agreement between the City and the Sault Ste. Marie Innovation Centre to perform data management and IT support for the Sault Ste. Marie HIFIS implementation be passed in open Council this 25th day of May, 2015.

**Carried**

**11.1.18 By-law 2015-116 (Agreement) Licence to Occupy City Property Reggie's Place**

Moved by: Councillor M. Bruni

Seconded by: Councillor T. Sheehan

Resolved that By-law 2015-116 being a by-law to authorize the execution of an agreement between the City and Downtown Association and Reggie's Place Tavern O/B 882215 Ontario Inc. to permit Downtown Association and Reggie's Place Tavern O/B 882215 Ontario Inc. to occupy the property of the City identified as a section of Queen Street East from Spring Street to Elgin Street be passed in open Council this 25th day of May, 2015.

**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. ADJOURNMENT**

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Myers

Resolved that this Council now adjourn.

**Carried**

Christian Provenzano

Mayor

Rachel Tyczinski

Deputy City Clerk