

REGULAR MEETING OF CITY COUNCIL MINUTES

Monday, December 7, 2015 4:30 p.m. Council Chambers Civic Centre

Present: Mayor C. Provenzano, Councillor S. Butland, Councillor P. Christian,

Councillor S. Myers, 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: A. Horsman, R. Tyczinski, N. Kenny, N. Apostle, L. Girardi, S. Schell, J.

Dolcetti, M. Nadeau, P. Niro, F. Coccimiglio, R. Toth-Rissanen, P. Tonazzo, M. Zuppa, S. Parr, C. Fairbrother, D. Elliott, F. Pozzebon, A.

Starzomski, D. Petersson, V. Taylor

1. ADOPTION OF MINUTES

Moved by: Councillor J. Krmpotich Seconded by: Councillor S. Butland

Resolved that the Minutes of the Regular Council Meeting of 2015 11 23 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 Mayor C. Provenzano Designated Heritage Property Tax Rebates

Had been an owner of one of the properties during the rebateable period.

3.2 Councillor P. Christian – Acquisition of a Portion of Property Comprising William Merrifield School

Employee of Algoma District School Board

3.3 Councillor L. Turco – Sault Ste. Marie Police Service – Business Plan – Results Year Two

Spouse employed by Police Service

4. APPROVE AGENDA AS PRESENTED

Moved by: Councillor J. Krmpotich Seconded by: Councillor P. Christian

Resolved that the Agenda and Addendum #1 for 2015 12 07 City Council Meeting as

presented be approved.

Carried

5. PROCLAMATIONS/DELEGATIONS

5.1 2015 Community Development Award

Richard Rosset and Rodger Rosset, Savoy's Jewellers – 290 Queen Street East were in attendance.

5.2 Community Christmas for Children

Carrie Jones was in attendance on behalf of the planning committee.

5.3 Traffic Box Wrap Competition Winners

Amanda Turco; Monica Valladares; and Syndi Williamson-Schryer were in attendance.

5.4 Year End Report – Discovery Centre & Ermatinger•Clergue NHS

Kathy Yukich, Chair, Ermatinger Clergue National Historic Site was in attendance.

5.5 Day Care Review – Agenda Item 7.2.1

Maria Pino, CUPE VP; Dr. Lauren Bonder; Christina Finateri; Dianna Amato; Amanda Piercy were in attendance.

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

December 7, 2015 Council Minutes

Moved by: Councillor J. Krmpotich Seconded by: Councillor S. Butland

Resolved that all the items listed under date 2015 12 07 - Part One - Consent Agenda be

approved as recommended.

Carried

6.1 2016 Ontario Municipal Partnership Fund Grant

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

Moved by: Councillor J. Krmpotich Seconded by: Councillor P. Christian

Resolved that the report of the Commissioner of Finance and Treasurer dated 2015 12 07 concerning the 2016 Ontario Municipal Partnership Fund Grant be received as information.

Carried

6.2 Borrowing By-laws for 2016

The report of the Commissioner of Finance and Treasurer was received by Council. The relevant By-laws 2015-216 and 2015-217 are listed under item 11 of the Minutes.

6.3 Advance Voting – Ward 2 By-Election

The report of the City Clerk was received by Council.

The relevant By-law 2015-221 is listed under item 11 of the Minutes.

6.4 Designated Heritage Property Tax Rebates

Mayor C. Provenzano declared a conflict on this item. (Had been an owner of one of the properties during the rebateable period)

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

Moved by: Councillor J. Krmpotich Seconded by: Councillor S. Butland

Resolved that the report of the Manager of Recreation and Culture dated 2015 12 07 concerning Designated Heritage Property Tax Rebates be received and the recommendation of the Sault Ste. Marie Municipal Heritage Committee that the designated heritage property tax rebates for the 2014 tax year be paid to the qualified owners of designated heritage properties enrolled in the program be approved.

Carried

6.5 Reconstruction of the Fort Creek Aqueduct – Consultant Selection

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

Moved by: Councillor R. Romano Seconded by: Councillor P. Christian

Resolved that the report of the Design and Construction Engineer dated 2015 12 07 concerning the Reconstruction of the Fort Creek Aqueduct – Consultant Selection be received and that Council authorize entering into an agreement for engineering services with Tulloch Engineering. An individual engineering agreement with an estimate of engineering fees will be brought to Council for approval at a later date.

Carried

6.6 Student Housing Regulations

The report of the Planner was received by Council.

Moved by: Councillor R. Romano Seconded by: Councillor S. Butland

Resolved that the report of the Planner dated 2015 12 07 concerning Student Housing Regulations be received and that Council not pursue establishing a residential licensing program; further that Planning staff, in partnership with Sault College and Algoma University, develop educational materials aimed at tenants, landlords and neighbours.

Carried

6.7 Sault Ste. Marie Public Library Board - Chiller Replacement

The report of the CEO/Director of Public Libraries was received by Council.

Moved by: Councillor R. Romano Seconded by: Councillor P. Christian

Resolved that the report of the CEO/Director of Public Libraries dated 2015 12 07 be received and that a total of \$401,268.69 (less recoverable HST) be transferred from the Library Expansion reserve held on City account to the Sault Ste. Marie Public Library to cover the costs of the Chiller Replacement project.

Carried

7. REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES

7.1 ADMINISTRATION

7.1.1 Sanitary Sewer Rate Reduction

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Chief Administrative Officer dated 2015 12 07 concerning Sanitary Sewer rate reduction be received and that the recommendation of a reduction to 70% of the full water charge be approved and implemented effective January 1, 2016; and that the rate be reviewed and updated on an annual basis.

Carried as Amended

Amendment:

Moved by: Councillor S. Myers

Seconded by: Councillor P. Christian

Resolved that the main motion be amended by adding the words "and that the resulting savings be apportioned on the basis of 75% to residential water customers and 25% to general water customers" after the words January 1, 2016.

Carried

7.1.2 Finance Spending Review - Community Services Department, Social Services

7.2 COMMUNITY SERVICES DEPARTMENT

7.2.1 Day Care Review - Operation of Municipal Day Cares in Schools

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

Moved by: Councillor R. Romano Seconded by: Councillor P. Christian

Resolved that the report of the Commissioner of Community Services dated 2015 12 07 concerning operating the municipal day cares solely out of schools be received as information.

Carried

Moved by: Councillor F. Fata Seconded by: Councillor S. Myers

Resolved that the report of the Commissioner of Community Services dated 2015 11 23 concerning Municipal Day Cares be received and that:

- The City transition out of being a day care provider;
- The City notify the District of Sault Ste. Marie Social Services Administration Board (DSSMSSAB) that it intends to transition out of providing day care;
- City staff commence a process in January 2016 to implement various transitional issues, including, but not limited to:
 - any and all requirements of the DSSMSSAB
 - any and all requirements of the Ministry of Education
 - proper and appropriate notification to parents of enrolled children

- all financial aspects
- potential uses of the existing municipal day care facilities
- all legislative matters affecting staff and associated human resource matters

to be complete by December 31, 2016;

Further that staff report back to Council on a regular basis as to the status of the transition.

Recorded	For	Against
Mayor C. Provenzano	X	
Councillor S. Butland		X
Councillor P. Christian	X	
Councillor S. Myers	Χ	
Councillor J. Hupponen		X
Councillor M. Shoemaker	X	
Councillor L. Turco		X
Councillor R. Niro		X
Councillor M. Bruni		X
Councillor F. Fata	X	
Councillor J. Krmpotich		X
Councillor R. Romano	X	
Results	6	6
Defeated		

For Mayor C. Provenzano, Councillor P. Christian, Councillor S. Myers, Councillor

M. Shoemaker, Councillor F. Fata and Councillor R. Romano

Against Councillor S. Butland, Councillor J. Hupponen, Councillor L. Turco, Councillor R.

Niro, Councillor M. Bruni and Councillor J. Krmpotich

Moved by: Councillor M. Bruni

Seconded by: Councillor J. Krmpotich

Whereas Council has decided not to transition out of being a day care provider; and

Whereas Council is in agreement that it is no longer financially feasible to continue providing day care services from existing municipal facilities; and

Whereas the transition of municipal day care services to available spaces in schools would save the City an estimated \$150,000 to \$175,000 in annual operating costs, and a further \$1 million in capital costs over the next 25 years; and

Whereas there are 26 day care spaces available immediately at Isabel Fletcher School; and Whereas 49 day care spaces will be available at St. Basil's School in September of 2016; and

Whereas it is the wish of Council that the City of Sault Ste. Marie continue to provide municipal day care services from Isabel Fletcher School and St. Basil's School

Now Therefore Be It Resolved that appropriate staff immediately begin discussions with the District of Sault Ste. Marie Social Services Administration Board, the Huron Superior Catholic District School Board, and the Algoma District School Board to begin the transition of providing municipal day care services to Isabel Fletcher School and St. Basil's School; and

Further be it resolved that appropriate staff continue to examine the way we provide municipal day care services with a view to make further reductions in operating expenses, and increases to the daily rates charged for municipal day care services.

Officially Read and Not Dealt With

Moved by: Councillor M. Bruni

Seconded by: Councillor J. Krmpotich

Resolved that appropriate staff be directed to pursue Option 5 – as outlined in the November 23, 2015 staff presentation to City Council and to report back to City Council as to the viability and feasibility of option 5.

Recorded	For	Against
Mayor C. Provenzano	Χ	
Councillor S. Butland	Χ	
Councillor P. Christian	X	
Councillor S. Myers	Χ	
Councillor J. Hupponen	X	
Councillor M. Shoemaker		X
Councillor L. Turco	Χ	
Councillor R. Niro	X	
Councillor M. Bruni	X	
Councillor F. Fata	X	
Councillor J. Krmpotich	X	
Councillor R. Romano		Χ
Results	10	2
Carried		

For Mayor C. Provenzano, Councillor S. Butland, Councillor P. Christian, Councillor S. Myers, Councillor J. Hupponen, Councillor L. Turco, Councillor R. Niro, Councillor M. Bruni, Councillor F. Fata and Councillor J. Krmpotich

Against Councillor M. Shoemaker and Councillor R. Romano

7.2.1.1 November 23, 2015 Day Care Review Committee Report

7.3 ENGINEERING

7.3.1 Building Permit Fee Increase 2016

The report of the Chief Building Official was received by Council.

The relevant By-law 2015-219 is listed under item 11 of the Minutes.

7.4 FIRE

7.5 LEGAL

7.5.1 Acquisition of a Portion of Property Comprising William Merrifield School

Councillor P. Christian declared a conflict on this item. (Employee of Algoma District School Board)

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

Moved by: Councillor J. Krmpotich Seconded by: Councillor S. Butland

Resolved that the report of the Assistant City Solicitor dated 2015 12 07 concerning the Acquisition of a Portion of Property Comprising William Merrifield School be received and that Council direct the Legal Department to decline the offer made by the Algoma District School Board to acquire the portion of property at the William Merrifield School site; further that appropriate City staff be directed to work with the developer of the site through the subdivision approval process for the provision of a park to be named William Merrifield Park; and further that appropriate City staff be directed to operate the rink at the William Merrifield School location this season and operate the Mike Zuke Park rink in its place in 2016-17.

Recorded	For	Against
Mayor C. Provenzano	X	
Councillor S. Butland		X
Councillor S. Myers		X
Councillor J. Hupponen	X	
Councillor M. Shoemaker	X	
Councillor L. Turco		X
Councillor R. Niro		X
Councillor M. Bruni		X
Councillor F. Fata		X
Councillor J. Krmpotich	X	
Results	4	6
Defeated		

December 7, 2015 Council Minutes

For Mayor C. Provenzano, Councillor J. Hupponen, Councillor M. Shoemaker and

Councillor J. Krmpotich

Against Councillor S. Butland, Councillor S. Myers, Councillor L. Turco, Councillor R.

Niro, Councillor M. Bruni and Councillor F. Fata

Absent Councillor R. Romano

Conflict Councillor P. Christian

Moved by: Councillor M. Shoemaker Seconded by: Councillor R. Niro

Resolved that the rules of procedure be waived to permit this Council meeting to exceed five

hours.

Carried

Moved by: Councillor M. Bruni Seconded by: Councillor F. Fata

Resolved that the report of the Assistant City Solicitor dated December 7, 2015 concerning the Acquisition of a Portion of Property Comprising William Merrifield School be received and that Council direct the Legal Department to accept the offer made by the Algoma District School Board to the City to acquire that portion of property at the William Merrifield School site where the outdoor rink, rink shack and tennis courts are situate, and further authorize the necessary replacement costs for the rink shack and tennis courts at the William Merrifield School site to the estimated cost of \$100,000 and further to authorize the naming of the subject lands the William Merrifield Park following the acquisition of same.

Recorded	For	Against
Mayor C. Provenzano		X
Councillor S. Butland	Χ	
Councillor S. Myers	Χ	
Councillor J. Hupponen	Χ	
Councillor M. Shoemaker		X
Councillor L. Turco	Χ	
Councillor R. Niro	Χ	
Councillor M. Bruni	Χ	
Councillor F. Fata	Χ	
Councillor J. Krmpotich		X
Results	7	3
Carried		

December 7, 2015 Council Minutes

For Councillor S. Butland, Councillor S. Myers, Councillor J. Hupponen, Councillor

L. Turco, Councillor R. Niro, Councillor M. Bruni and Councillor F. Fata

Against Mayor C. Provenzano, Councillor M. Shoemaker and Councillor J. Krmpotich

Absent Councillor R. Romano

Conflict Councillor P. Christian

The relevant By-law 2015-220 is listed under item 11 of the Minutes.

7.6 PLANNING

7.7 PUBLIC WORKS AND TRANSPORTATION

7.7.1 Flashing Lights at Intersections

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

Moved by: Councillor J. Krmpotich Seconded by: Councillor S. Butland

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2015 12 07 concerning the practice of late night flashing lights at intersections be received as information; further that PWT staff be authorized to remove all aboveground traffic signals infrastructure at Wallace Terrace and Goulais Avenue; and that the Legal Department be authorized to prepare any necessary amendments to the Traffic By-law.

Carried as Amended

Amendment:

Moved by: Councillor M. Shoemaker Seconded by: Councillor S. Butland

Resolved that the main motion be amended by adding the words:

"and that a one-year pilot project utilizing flashing lights between 11 p.m. and 6 a.m. at the intersections of Wellington Street West and Lyons Avenue, Lyons Avenue and Patrick Street, Wallace Terrace and Korah Road be undertaken"

after the words "Wallace Terrace and Goulais Avenue" and before the words "and that the Legal Department be authorized".

Carried

7.8 BOARDS AND COMMITTEES

7.8.1 Sault Ste. Marie Police Service - Business Plan - Results Year Two

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

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

Moved by: Councillor J. Krmpotich Seconded by: Councillor P. Christian

Resolved that the report of the Chief of Police dated 2015 11 12 concerning Business Plan -

Results Year Two be received as information.

Carried

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

8.1 Sault Ste. Marie Innovation Centre SSMARt Innovation Awards

Moved by: Councillor S. Myers

Seconded by: Councillor P. Christian

Whereas the Sault Ste. Marie Innovation Centre recently held the 10th annual SSMARt Innovation Awards ceremony focusing on "Celebrating a Decade of Innovation"; and

Whereas Councillor Steve Butland was presented with an award of recognition as a founding member of the Board and 16 years of service which began when he was Mayor and led City Council to invest in establishing the Sault Ste. Marie Innovation Centre; and

Whereas the Sault Ste. Marie Innovation Centre has become a recognized world leader in a number of innovative initiatives and leads our knowledge-based economy; and

Whereas the Sault Ste. Marie Innovation Centre also announced that it is renaming its "Educator of the Year Award" to the "Steve Butland Educator of the Year Award";

Now Therefore Be It Resolved that City Council extends sincere congratulations to Councillor Steve Butland and thanks him for his extraordinary contributions to innovation in our community.

Carried

8.2 Municipal Climate Action

Moved by: Councillor S. Butland Seconded by: Councillor L. Turco

Whereas the Association of Municipalities of Ontario (AMO) and the Union of Quebec Municipalities (UQM) recently signed an agreement to collaborate on climate action; and

Whereas the Associations also called on the provinces and the federal government to provide resources and funding to municipalities to reduce greenhouse gases and build resilient communities; and

Whereas AMO and UQM will work together to share policy and advocacy efforts and best practices to achieve climate action goals under the agreement; and

Whereas the Agreement comes as a number of initiatives on climate change are moving forward; and

Whereas over the last few years Ontario and Quebec have been deepening their collaboration in a number of areas, including climate change, and Ontario has announced it will implement a Cap and Trade program to price greenhouse gas emissions that is integrated with Quebec and California as part of its long term climate strategy; and

Whereas AMO and UQM want their provincial governments to provide funding from the Cap and Trade programs for municipal greenhouse gas reduction projects, recognize a range of municipal projects for offset credits to increase investment in low carbon technologies, and provide the tools and resources to support municipal climate action.

Now Therefore Be It Resolved that Sault Ste. Marie City Council supports the collaboration of the Association of Municipalities of Ontario (AMO) and the Union of Quebec Municipalities (UQM) to enhance support for municipal climate action in our provinces and requests that the Province of Ontario:

- Work in partnership with local governments to help meet reduction targets and to reduce emissions in our communities and improve resilience in local economies; and
- Give municipalities adequate, stable, and long-term funding resources to invest in greenhouse gas reduction initiatives in our communities such as public transit and active transportation, public and private building energy efficiency; water conservation, planning development and other programs;
- Recognize municipal projects that reduce greenhouse gases for offset credits in Cap and Trade programs
- Provide dedicated funding for climate change adaptation to help municipalities provide resilient infrastructure to keep our economies and communities functioning and productive; and
- Provide municipalities with tools to help facilitate and transfer knowledge regarding greenhouse gas reduction and climate adaptation projects.

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 2015 12 07 save and except By-law 2015-219 and By-law 2015-220 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 2015-215 (Surplus Property) 193 and 253 Anna Street

Moved by: Councillor R. Romano Seconded by: Councillor S. Butland

Resolved that By-law 2015-215 being a by-law to declare the City owned property Civic 193 Anna Street and 253 Anna Street as surplus to the City's needs and to authorize the disposition of the said property be passed in open Council on the 7th day of December, 2015.

Carried

11.1.2 By-law 2015-216 (Finance) Borrowing Current Expenditures

Moved by: Councillor R. Romano Seconded by: Councillor S. Butland

Resolved that By-law 2015-216 being a by-law to authorize the borrowing of \$10,000,000 to meet current expenditures until taxes are collected be passed in open Council on the 7th day

of December, 2015.

Carried

11.1.3 By-law 2015-217 (Finance) Borrowing Capital Expenditures

Moved by: Councillor R. Romano Seconded by: Councillor S. Butland

Resolved that By-law 2015-217 being a by-law to authorize the borrowing of \$15,000,000 to finance capital expenditures for short and long term purposes for The Corporation of the City of Sault Ste. Marie and \$6,200,000 for the Public Utilities Commission of the City of Sault Ste. Marie be passed in open Council on the 7th day of December, 2015.

Carried

11.1.4 By-law 2015-218 (Agreement) Gas Tax Funds for Public Transportation Program

Moved by: Councillor R. Romano Seconded by: Councillor S. Butland

Resolved that By-law 2015-218 being a by-law to authorize the execution of a Letter of Agreement between the City of Sault Ste. Marie and Her Majesty the Queen in Right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario for funding under the Dedicated Gas Tax Funds for Public Transportation Program be passed in open Council on the 7th day of December, 2015.

Carried

11.1.6 By-law 2015-221 (Elections) Advance Vote Days

Moved by: Councillor R. Romano Seconded by: Councillor S. Butland

Resolved that By-law 2015-221 being a by-law to authorize Advance Vote dates and times for the 2016 Municipal By-Election be passed in open Council this 7th day of December, 2015.

Carried

11.1.5 By-law 2015-219 (Building) Amend By-law 2008-148

Moved by: Councillor J. Krmpotich Seconded by: Councillor S. Butland

Resolved that By-law 2015-219 being a by-law to amend Schedule "A" to By-law 2008-148 (a by-law respecting construction, demolition and change of use permits, inspections and related matters for the City of Sault Ste. Marie) and to repeal By-laws 2015-32, 2013-224 and 2013-10 be passed in open Council this 7th day of December, 2015.

Recorded	For	Against
Mayor C. Provenzano	X	
Councillor S. Butland	Χ	
Councillor P. Christian		Χ
Councillor S. Myers	X	
Councillor J. Hupponen	X	
Councillor M. Shoemaker		Χ
Councillor L. Turco	X	
Councillor R. Niro		Χ
Councillor M. Bruni		Χ
Councillor F. Fata		Χ
Councillor J. Krmpotich		Χ
Results	5	6
Defeated		

For	Mayor C. Provenzano, Councillor S. Butland, Councillor S. Myers, Councillor J. Hupponen and Councillor L. Turco
Against	Councillor P. Christian, Councillor M. Shoemaker, Councillor R. Niro, Councillor M. Bruni, Councillor F. Fata and Councillor J. Krmpotich
Absent	Councillor R. Romano

11.1.7 By-law 2015-220 (Property Acquisition) Portion of property at Wm. Merrifield School

Moved by: Councillor F. Fata Seconded by: Councillor M. Bruni

Resolved that By-law 2015-220, being a by-law to authorize the City's acquisition of that portion of property located at the William Merrifield School site where the outdoor rink, rink shack and tennis courts are situate be passed in open Council this 7th day of December 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. CLOSED SESSION

Moved by: Councillor J. Krmpotich Seconded by: Councillor P. Christian

Resolved that this Council proceed into closed session to discuss potential acquisition of property;

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(s) without the need for a further authorizing resolution.

(proposed or pending acquisition of land – section 239(3)(c) Municipal Act)

Carried

14. ADJOURNMENT

Moved by: Councillor J. Krmpotich Seconded by: Councillor P. Christian Resolved that this Council now adjourn.

Carried

<u>"Christian Provenzano"</u> Mayor

"Rachel Tyczinski"
Deputy City Clerk