



## **REGULAR MEETING OF CITY COUNCIL MINUTES**

Tuesday, October 11, 2016

4:30 p.m.

Council Chambers

Civic Centre

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

Officials: A. Horsman, M. White, N. Kenny, L. Girardi, T. Vair, S. Schell, M. Figliola, D. Elliott, F. Coccimiglio, P. Tonazzo, D. Scott, V. McLeod

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### **1. ADOPTION OF MINUTES**

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that the Minutes of the Regular Council Meeting of 2016 09 26 be approved.

Carried

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

### **3. DECLARATION OF PECUNIARY INTEREST**

Applicant is a client of law firm.

**3.1 Councillor M. Shoemaker – A-14-16-Z – 267 Cathcart Street**

**4. APPROVE AGENDA AS PRESENTED**

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that the Agenda and Addendum for 2016 10 11 City Council Meeting as presented be approved.

Carried

**5. PROCLAMATIONS/DELEGATIONS**

**5.1 United Way**

Kathleen McFadden, 2016 Campaign Chair was in attendance.

**5.2 Small Business Week**

Angela Bruni, Economic Development Officer, Sault Ste. Marie Economic Development Corporation was in attendance.

**5.3 Pregnancy and Infant Loss Remembrance Day**

Melissa Frech and Miranda Moffatt were in attendance.

**5.4 Waste Reduction Week**

Corrina Barrett, Environmental Initiatives Co-ordinator was in attendance.

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

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that all the items listed under date 2016 10 11 – Agenda item 6 – Consent Agenda be approved as recommended, save and except item 6.12.

Carried

**6.1 Physician Recruitment Committee – Revised Operating Service Agreement**

The report of the CAO was received by Council.

The relevant By-law 2016-169 is listed under item 11 on the Minutes.

## **6.2 Update on Surplus Policy**

The report of the Chief Financial Officer and Treasurer was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Chief Financial Officer and Treasurer dated 2016 10 11 concerning an update on the Surplus Policy be received and the following recommendations be approved:

1. A Surplus Policy be deferred until 2017 when the outcome and impact of the *Companies' Creditor Arrangement Act* for one of the City's major employers is known.
2. 2016 surplus, if any, will be used to enhance the contingency reserve.

Carried

## **6.3 Infrastructure Task Force**

The report of the Deputy CAO / City Clerk – Corporate Services was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Deputy CAO / City Clerk – Corporate Services dated 2016 10 11 concerning Transportation/Infrastructure Task Force be received and the recommendation to reclassify the Transportation/Infrastructure Committee as a task force reporting to the Chief Administrative Officer and adopt a revised terms of reference be approved.

Carried

## **6.4 2018 Community Heritage Ontario Conference**

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

Moved by: Councillor L. Turco

Seconded by: Councillor J. Hupponen

Resolved that the report of the Manager of Recreation and Culture dated 2016 10 11 concerning the 2018 Community Heritage Ontario Conference be received and further that Council authorize City staff to proceed with a formal application to host the 2018 conference.

Carried

## **6.5 Clean Water and Wastewater Fund Candidate Project**

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

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Director of Engineering dated 2016 10 11 concerning the Clean Water and Wastewater Fund be received, and the recommendation that the storm sewer from McNabb Street to Pim Street be designated as the candidate project for CWWF funding; further that in accordance with the procurement by-law a request for proposals be issued to vendors of record for professional engineering services.

Carried

**6.6 Wastewater Advisory Services Amendment**

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

The relevant By-law 2016-159 is listed under item 11 on the Minutes.

**6.7 Temporary Site Access Agreement with Great Lakes Power Limited**

The report of the Municipal Services Engineer was received by Council.

The relevant By-law 2016-168 is listed under item 11 on the Minutes.

**6.8 Ontario Community Infrastructure Fund Agreement**

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

The relevant By-law 2016-160 is listed under item 11 of the Minutes.

**6.9 Pim Street Pump Station Sluice Gate Replacement**

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

The relevant By-law 2016-164 is listed under item 11 on the Minutes.

**6.10 Request for Lane Closing – Patricia Park Subdivision and Street Closing – Wilding Park Subdivision (Part McFadden Avenue)**

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

The relevant By-laws 2016-161, 2016-162, 2016-163 and 2016-165 are listed under item 11 of the Minutes.

**6.11 Penhorwood Park – Disc Golf Equipment – Financial Donation**

The report of the City Solicitor was received by Council.

The relevant By-law 2016-156 is listed under item 11 of the Minutes.

## **6.12 Public Transit Infrastructure Fund – Phase 1**

The report of the Manager of Transit was received by Council.

Moved by: Councillor L. Turco

Seconded by: Councillor J. Hupponen

Resolved that the report of the Manager of Transit dated 2016 10 11 be received as information; further that the allotment of \$300,000 from the Transit Reserve fund be approved to be used to match PTIF – Phase One funds; further that staff be authorized to prepare the application based on the projects listed to meet the October 18, 2016 deadline.

Carried

## **7. REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES**

### **7.1 ADMINISTRATION**

### **7.2 COMMUNITY SERVICES DEPARTMENT**

### **7.3 ENGINEERING**

#### **7.3.1 Rodent Abatement Program**

The report of the Deputy CAO of Public Works and Engineering was received by Council

Moved by: Councillor L. Turco

Seconded by: Councillor J. Hupponen

Resolved that the report of the Deputy CAO of Public Works and Engineering Services dated 2016 10 11 concerning the Rodent Abatement Program be received and that Council direct staff to discontinue the rodent abatement program as a whole; further that staff co-ordinate the services of the City's Building Division, Sault Ste. Marie Innovation Centre, and Algoma Public Health to explore the implementation of a program as proposed by SSMIC in assessing and tracking "hotspots".

Carried

#### **Amendment:**

Moved by: Councillor R. Niro

Seconded by: Councillor M. Bruni

Resolved that the main motion be amended as follows:

DELETE the words:

"to discontinue the rodent abatement program as a whole"

and to REPLACE with the following:

- to continue to provide rodent abatement services to private residential properties;
- to approve the RFP of Abell Pest Control for the period October 1, 2016 to September 30, 2017 with option to renew

with funding to provide the service for the balance of 2016 (\$9,116) to come from the unforeseen contingency fund) and funding for 2017 (\$36,601) to come from the general levy (\$7,601 increase over 2016 if the contract is renewed in October 2017).

Carried

#### **7.4 FIRE**

#### **7.5 LEGAL**

#### **7.6 PLANNING**

##### **7.6.1 A-14-16-Z – 267 Cathcart Street**

Councillor M. Shoemaker declared a conflict on this item.

The report of the Senior Planner was received by Council.

Moved by: Councillor L. Turco

Seconded by: Councillor J. Hupponen

Resolved that the report of the Senior Planner dated 2016 10 11 concerning Application A-14-16-Z.OP be received and that Official Plan Amendment No. 217 by way of a notwithstanding clause to the Residential Policies within the Official Plan be approved; further that the subject property be rezoned from “R.3” (Low Density Residential Zone) to “R3.S” (Low Density Residential Zone with a Special Exception) to:

1. Permit not more than sixteen (16) dwelling units to locate within the existing building;
2. Permit the ground floor of the existing building to be utilized for commercial purposes, more specifically, as a ‘Social Innovation Hub’, which for the purposes of this by-law is defined as:
  - a. A business incubator to support a number of small start-up businesses in a collaborative environment with on-site support services;
3. That there is no outdoor storage associated with the ground floor commercial uses;
4. That where commercial uses occupy the ground floor, the required parking be reduced from 37 spaces to 21 spaces.

and that the Legal Department be requested to prepare the by-laws necessary to effect the same.

Carried

**7.7 PUBLIC WORKS AND TRANSPORTATION**

**7.8 BOARDS AND COMMITTEES**

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

**8.1 Sunday Bus Service**

Moved by: Councillor S. Butland

Seconded by: Councillor P. Christian

Whereas the decision to reduce Sunday bus service from 18 to 12 hours has negatively impacted those whose work schedule necessitates bus service to ensure job security and financial stability; and

Whereas owners, operators, supervisors of 24 hour operations at gas stations, call centres, convenience stores, coffee shops, restaurants, grocery stores have indicated impacts on scheduling, worker retention.

Whereas the funding allocated by the federal government may provide the opportunity to either reconsider the decision to reduce Sunday service (see memo of 2015 12 14) or rework present routes to accommodate those negatively impacted or introduce an alternative transportation option to address the issue,

Therefore be it resolved that staff review the petitions and information collected by community members and report back to Council.

Carried

**8.2 Closed Captioning**

Moved by: Councillor S. Butland

Seconded by: Councillor L. Turco

Be It Resolved that appropriate staff liaise with the Canadian Hearing Society, Shaw Cable, Sault Ste. Marie Accessibility Committee and the cities of Hamilton and Ottawa in order to provide for Council's information the process required to introduce "Closed Captioning" to City Council meetings for the hearing impaired of our community.

Carried

### **8.3 Board and Committee Appointments Process**

Moved by: Councillor S. Myers

Seconded by: Councillor P. Christian

Whereas the City of Sault Ste. Marie City Council makes appointments to more than 40 boards and committees; and

Whereas the majority of the appointments are volunteer positions; and

Whereas boards and committees are very important to our community and its development; and

Whereas it is very important that appointments are skill-based and that we ensure that the volunteers appointed to boards & committees have the right skills and abilities needed by the respective board or committee; and

Whereas the City of Sault Ste. Marie City Council wants to ensure that it is making the best appointments possible and using the best process available to it to make those appointments;

Now Therefore Be It Resolved that the City Clerk's Office be requested to report on or before the first meeting in November providing its best advice on how City Council should hereafter make its board & committee appointments.

Carried

### **8.4 Continuous Improvement Fund**

Moved by: Councillor R. Romano

Seconded by: Councillor S. Hollingsworth

Whereas it is important that the Corporation strive for and seek out efficiencies; to reduce the cost of operations (the levy); and

Whereas we as a Council want to foster an environment of continuous improvement, whereby we encourage staff at all levels of the Corporation to advance ideas and proposals that have the opportunity of saving money to the Corporation; and

Whereas a Continuous Improvement Fund should be created as a fund that utilizes financing options as investment capital to fund continuous improvement projects that will provide a greater return on investment than the cost of borrowing.

Now Therefore Be It Resolved that this Council direct staff to prepare a report to Council outlining the financing options available to serve as capital for the Continuous Improvement Fund; and

Further that staff provide a framework for an application process to the fund; and



Further that staff provide specific consideration as to the Corporations ability to direct ANY savings realized from the fund to offset or otherwise reduce the business/commercial property tax levy.

Carried

Moved by: Councillor S. Myers

Seconded by: Councillor M. Shoemaker

Resolved that agenda item 8.4 - Continuous Improvement Fund be postponed to a future meeting of Council.

Defeated

## **8.5 Notice of Motion**

Moved by: Councillor S. Butland

Seconded by: Councillor S. Hollingsworth

Be It Resolved that Council introduce the practice of allocating 5-10 minutes of each council meeting to provide updates to Council and more importantly, the community at large on initiatives that are pending, ongoing, prospective and new as being considered by staff, EDC, Innovation Centre, private enterprise.

Some possible presentations:

1. Status of Sault Ste. Marie Lottery and Gaming Initiative
  - a) Lottery and Gaming Pursuit Team
  - b) Data Centre
2. Small Business Development
3. Enrolment and future plans for Sault College and Algoma University
4. Progress of casino privatization – permanent structure
5. The Tech
6. Call Centres – present situation, future plans, staffing issues
7. Airport Development Corporation
8. S.I.S. Manufacturing Corporation
9. Searchmont
10. Tenaris – present situation and future?
11. Energy storage

12. Environmental Waste International
13. Tourism
14. Community Energy Strategy
15. Community Adjustment Committee
16. City Staff – housing, construction activity etc.
17. Potential economic initiatives through City/First Nation Chiefs
18. Any others deemed pertinent and appropriate by staff, EDC, SMIC, 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 L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that all By-laws under item 11 of the Agenda under date 2016 10 11 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 2016-156 (Agreement) Penhorwood Park – Disc Golf Equipment**

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that By-law 2016-156 being a by-law to authorize the execution of an agreement between the City and the Kiwanis Club of Lakeshore for the very generous donation of ten thousand (\$10,000) dollars for the purchase and installation and maintenance of Disc Golf course equipment at Penhorwood Park be passed in open Council on the 11th day of October, 2016.

Carried

**11.1.2 By-law 2016-159 (Agreement) Amend By-law 2015-209**

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that By-law 2016-159 being a by-law to amend By-law 2015-209 to allow that an additional Twenty Thousand (\$20,000) Dollars, excluding HST, be allocated to address supervisory control and data acquisition (SCADA) and process waste water advisory services until the end of 2016 be passed in open Council this 11th day of October, 2016.

Carried

**11.1.3 By-law 2016-160 (Agreement) Ontario Community Infrastructure Fund (OCIF) Formula Based Funding**

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that By-law 2016-160 being a by-law to authorize the execution of an Agreement between the City and Her Majesty the Queen in the Right of Ontario as represented by the Minister of Agriculture, Food and Rural Affairs (the Province) for the Ontario Community Infrastructure Fund (OCIF) formula-based funding be passed in open Council this 11th day of October, 2016.

Carried

**11.1.4 By-law 2016-161 (Lane Assumption) Patricia Park Subdivision**

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that By-law 2016-161 being a by-law to assume for public use and establish as a public lane, a lane in the Patricia Park Subdivision, Plan 7601 be passed in open Council this 11th day of October, 2016.

Carried

**11.1.5 By-law 2016-163 (Street Assumption) Part McFadden Avenue**

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that By-law 2016-163 being a by-law to assume for public use and establish as a public street a portion of McFadden Avenue in the Wilding Park Subdivision, Plan 6541 be passed in open Council this 11th day of October, 2016.

Carried

**11.1.6 By-law 2016-164 (Agreement) Pim Street Pump Station sluice gate replacement**

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that By-law 2016-164 being a by-law to authorize the execution of an Agreement between the City and AECOM Canada Ltd. for professional consulting services for the Pim Street Pump Station sluice gate replacement be passed in open Council this 11th day of October, 2016.

Carried

**11.1.7 By-law 2016-166 (Zoning) 475 Airport Road**

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that By-law 2016-166 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 concerning lands located at 475 Airport Road (The Sault Ste. Marie Airport Development Corporation) be passed in open Council on the 11th day of October, 2016.

Carried

**11.1.8 By-law 2016-167 (Development Control) 475 Airport Road**

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that By-law 2016-167 being a by-law to designate the lands located at 475 Airport Road (The Sault Ste. Marie Airport Development Corporation) an area of site plan control be passed in open Council on the 11th day of October, 2016.

Carried

**11.1.9 By-law 2016-168 (Agreement) Temporary Site Access Great Lakes Power Limited**

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that By-law 2016-168 being a by-law to authorize the execution of a Temporary Site Access Agreement between the City and Great Lakes Power Limited to allow the City temporary access to the Great Lakes Power Limited property to stabilize the Hub Trail walkway in the area of the Clergue Generating Station be passed in open Council this 11th day of October, 2016.

Carried

**11.1.10 By-law 2016-169 (Agreement) Physician Recruitment Funding**

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that By-law 2016-169 being a by-law to authorize the execution of an Operating Service Agreement between the City, Group Health Association, Sault Area Hospital and Algoma West Academy of Medicine for Physician Recruitment Funding be passed in open Council this 11th day of October, 2016.

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 2016-162 (Lane Closing) Patricia Park Subdivision**

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that By-law 2016-162 being a by-law to stop up, close and authorize the conveyance of a lane in the Patricia Park Subdivision, Plan 7601 be read the FIRST and SECOND time this 11th day of October, 2016.

Carried

**11.2.2 By-law 2016-165 (Street Closing) Part McFadden Avenue**

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that By-law 2016-165 being a by-law to stop up and close a part of McFadden Avenue in the Wilding Park Subdivision, Plan 6541 be read the FIRST and SECOND time this 11th day of October, 2016.

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**

Moved by: Councillor L. Turco

Seconded by: Councillor J. Hupponen

Resolved that this Council proceed into closed session to discuss:

the disposition of properties in the downtown and Bruce Hill areas  
one legal matter (potential renegotiation of a contract)  
(a proposed or pending acquisition or disposition of land – section 239 (2)(c) Municipal Act;  
advice that is subject to solicitor/client privilege – section 239(2)(f) Municipal Act).  
Further Be It Resolved that should the said closed session be adjourned, the Council may  
reconvene in closed session to continue to discuss the same matter(s) without the need for a  
further authorizing resolution.

Carried

**14. ADJOURNMENT**

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that this Council now adjourn.

Carried

Christian Provenzano

Mayor

Malcolm White

City Clerk