



REGULAR MEETING OF CITY COUNCIL

MINUTES

Monday, October 24, 2016

4:30 pm

Council Chambers

Civic Centre

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

Absent: Councillor S. Hollingsworth, Councillor L. Turco, Councillor J. Krmpotich

Officials: A. Horsman, M. White, L. Girardi, T. Vair, S. Schell, N. Kenny, M. Figliola, P. Niro, S. Hamilton Beach, D. Elliott, D. McConnell, V. McLeod, F. Coccimiglio, R. Toth-Rissanen

1. ADOPTION OF MINUTES

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the Minutes of the Regular Council Meeting of 2016 10 11 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 – Lottery and Gaming Pursuit Team

Son employed by OLG.

3.2 Councillor M. Bruni – Lottery and Gaming Pursuit Team

Employed by OLG.

3.3 Councillor M. Shoemaker – 2016-177 (Zoning) 267 Cathcart Street

Applicant is a client of law firm.

3.4 Councillor P. Christian – Sault Ste. Marie Public Library

Employed by the Algoma District School Board.

4. APPROVE AGENDA AS PRESENTED

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that the Agenda and Addendum for 2016 10 24 City Council Meeting as presented be approved.

Carried

5. PROCLAMATIONS/DELEGATIONS

5.1 Community Recognition Award

Chris Rous, Chair – Cultural Advisory Board was in attendance.

Recipients: Kathryn McAuley Yukich and Wendy A. Hamilton

5.2 Fringe North Festival

Tova Arbus, President – Fringe North International Theatre Festival was in attendance.

5.3 A-11-16-Z - 899 Second Line West

Bartholomew Bradley and Sandra McFarling were in attendance.

5.4 A-15-16-Z – 188 Kohler Street

Barry Fera, Steve McGuire, Andy Boston and David German were in attendance.

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

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that all the items listed under date 2016 10 24 – Agenda item 6 – Consent Agenda be approved as recommended, save and except item 6.8.

Carried

6.1 Correspondence

6.1.1 Northern Ontario Large Urban Municipalities (NOLUM)

Correspondence from the NOLUM Mayors to the Federal Liberal Northern Ontario Caucus regarding FedNor was received by Council.

6.1.2 Convergent Energy and Power Inc.

Invitation from the Mayor to attend a future meeting of Council.

6.1.3 Minister of Innovation, Science and Economic Development

Correspondence from the Mayor

6.2 Street Closure – 2016 Rotary Santa Claus Parade

- Bay Street from Elgin Street to Pim Street – from 5:00 p.m. to 6:30 p.m.
- Pim Street from Bay Street to Queen Street East – from 5:00 p.m. to 6:30 p.m.
- Queen Street East to Gore Street – from 5:30 p.m. to 7:30 p.m.

The relevant By-law 2016-178 is listed under item 11 of the Minutes.

6.3 Royal Canadian Legion Branch 25 Tax Exemption

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

The relevant By-law 2016-171 is listed under item 11 of the Minutes.

6.4 2016 City of Sault Ste Marie Credit Rating

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

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Chief Financial Officer/Treasurer dated 2016 10 24 concerning the 2016 City of Sault Ste Marie Credit Rating be received as information.

Carried

6.5 Information Flow Policy

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 24 concerning Information Flow Policy be received and the Information Flow Policy be approved.

Carried

6.6 Downtown Business Improvement Area Board of Directors

The report of the Deputy City Clerk was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that the report of the Deputy City Clerk dated 2016 10 24 concerning Downtown Business Improvement Area Board of Directors be received and that Councillor R. Romano and Joseph A. Bisceglia, Kristi Cistaro, Frank Gaccione, Bryan Hayes, Rory Ring, Angela Romano, Paul Scornaienchi and Grace Tridico be appointed to the Downtown Business Improvement Area board of directors to hold office until December 1, 2018.

Carried

6.7 Potential Sale of City Owned Property

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

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Deputy CAO, Public Works and Engineering Services dated 2016 10 24 be received and that Council direct the Legal Department to create the necessary bylaw to declare the property at 13 Salisbury Avenue as surplus, and further to authorize disposition of said property.

Carried

6.9 Pigeon By-law Amendment

The report of the City Solicitor was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that the report of the City Solicitor dated 2016 10 24 concerning Pigeon By-law Amendment be and received and that Council take no action.

Carried

6.8 Risk and Liability Regarding Water Fountain – Goulais Avenue and Second Line West

The report of the Risk Manager was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Risk Manager dated 2016 10 24 concerning Risk and Liability Regarding Water Fountain – Goulais Avenue Second Line West be received and the Public Utilities Commission of the City of Sault Ste. Marie be directed to cap off and permanently stop the flow of water at the fountain located at Goulais Avenue and Second Line West.

Recorded	For	Against	Absent
Mayor C. Provenzano	X		
Councillor S. Butland	X		
Councillor P. Christian	X		
Councillor S. Myers	X		
Councillor S. Hollingsworth			X
Councillor J. Hupponen	X		
Councillor L. Turco			X
Councillor M. Shoemaker	X		
Councillor R. Niro	X		
Councillor M. Bruni	X		
Councillor F. Fata	X		
Councillor J. Krmpotich			X
Councillor R. Romano	X		
Results	10	0	3
Carried			

7. REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES

7.1 ADMINISTRATION

7.1.1 2017 Capital Budget

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

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that the report of the Chief Financial Officer/Treasurer dated 2016 10 24 concerning the 2017–2019 Capital Budget and Forecast be received and that the 2017 Capital Budget and Financing Sources as set out in Appendix B and Capital from Current allocation and projects in Appendix D be approved.

Postponed

Moved by: Councillor M. Shoemaker

Seconded by: Councillor F. Fata

Resolved that item 7.1.1 be postponed to the December 5, 2016 meeting of Council.

Carried

7.2 COMMUNITY SERVICES DEPARTMENT

7.3 ENGINEERING

7.4 FIRE

7.5 LEGAL

7.6 PLANNING

7.6.1 A-11-16-Z – 899 Second Line West (3)

The report of the Senior Planner was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Senior Planner dated 2016 10 24 concerning A-11-16-Z – 899 Second Line West (3) be received and that Council deny the applicant's request to rezone the northern 21.3m (70') of the subject property from "C.4" (General Commercial Zone) to "C.4.S" (General Commercial Zone with a Special Exception) to permit dwelling units to be located on the ground floor.

That Council rezone the northern 21.3m (70') of the subject property from "C.4" (General Commercial Zone) to "R.2.S" (Single Detached Residential Zone with a Special Exception) with the following provisions:

- To permit two (2) single detached dwelling units on the subject property;
- To reduce the exterior side yard setback requirement for the western dwelling unit from 4m (13.1') to 2m (6.6'); and
- To require the applicant to purchase and attach 3m (10') of the adjacent North Eden Street Right Of Way, to the subject property, prior to the passing the implementing zoning by-laws

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

Carried

7.6.2 A-15-16-Z – 188 Kohler Street

The report of the Senior Planner was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that the Report of the Senior Planner dated 2016 10 24 concerning Application A-15-16-Z – 188 Kohler Street be received and that Council rezone the eastern half of the subject property from "R.2" (Single Detached Residential Zone) to "R3.S" (Low Density Residential Zone with a Special Exception) to:

1. Permit two (2) multiple attached dwellings and one (1) semi-detached dwelling to be constructed on the same lot;
2. To reduce the frontage requirement from 18m (59') to 17m (55.7') for the parcel which is proposed to be occupied by a semi-detached dwelling; and
3. To reduce the north interior side yard requirement for the 'middle triplex' and semi-detached dwelling from 3m to 2m.
4. That through the Site Plan Control Agreement a 5m Easement in favour of PUC Services Inc. be registered along the north lot line of the subject property;

further that the eastern half of the subject property be deemed subject to Site Plan Control

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

7.8.1 Sault Ste. Marie Public Library

Councillor P. Christian declared a conflict on this item. (Employed by the Algoma District School Board.)

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that the report of the Sault Ste. Marie Public Library Board dated 2016 10 24 be received and that the recommendation of the Board to close the Churchill Branch Library with the intention of pursuing a public library location at the Alexander Henry school site with the establishment at that location of fully accessible and consolidated archives be approved.

Officially Read and Not Dealt With

Amendment:

Moved by: Councillor M. Shoemaker

Seconded by: Councillor R. Romano

Resolved that the report of the Sault Ste. Marie Public Library Board dated 2016 10 24 be received and that the recommendation of the Board, being Option C, to close the Churchill Branch Library and Korah Branch Library and consolidate into a new northern branch with consolidated, fully accessible archives be approved and that Council request the Library Board to maintain appropriate presence at the Northern Community Centre to support senior and youth programming at the Northern Community Centre.

Recorded	For	Against	Absent
Mayor C. Provenzano	X		
Councillor S. Butland	X		
Councillor P. Christian - conflict			
Councillor S. Myers	X		
Councillor S. Hollingsworth			X
Councillor J. Hupponen	X		
Councillor L. Turco			X
Councillor M. Shoemaker	X		
Councillor R. Niro	X		
Councillor M. Bruni	X		

Councillor F. Fata		X	
Councillor J. Krmpotich			X
Councillor R. Romano	X		
Results	8	1	3
Carried			

7.8.1.1 Library Community Plan/Steelton Seniors Centre

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

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that the report of the Manager of Recreation and Culture dated 2016 10 24 concerning the Library Community Plan/Steelton Seniors Centre be received as information.

Officially Read and Not Dealt With

Amendment:

Moved by: Councillor M. Shoemaker

Seconded by: Councillor S. Myers

Resolved that the report of the Manager of Recreation and Culture dated 2016 10 24 concerning the Library Community Plan/Steelton Seniors' Centre be received and Council authorize the moving of the Steelton Seniors' Centre to the Northern Community Centre.

Carried

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

8.1 Lottery and Gaming Pursuit Team

Councillor R. Niro declared a conflict on this item. (Son employed by OLG.)

Councillor M. Bruni declared a conflict on this item. (Employed by OLG.)

Moved by: Councillor P. Christian

Seconded by: Councillor F. Fata

Whereas the Sault Ste. Marie Lottery and Gaming Pursuit Team was formed in large part to deal with the impending modernization of Ontario Lottery and Gaming (OLG) located in Sault Ste. Marie; and

Where City Council approved \$750,000 of EDF funding to support the efforts of this group over a three-year period; and

Whereas the Sault Ste. Marie Lottery and Gaming Pursuit Team has identified a broad range of initiatives relating the OLG's modernization and the lottery industry in general; and

Whereas OLG recently announced that their plans to pursue modernization, as previously announced, is no longer being considered,

Now Therefore Be It Resolved that Council request that the Sault Ste. Marie Lottery and Gaming Pursuit Team provide a status update at the first Council meeting in November. The update should focus on the plans being pursued and explain how the recent OLG announcement impacts the group's scope of work and ultimate goals over the next few years.

Carried

8.2 Updates to Council

Moved by: Councillor S. Butland

Seconded by: Councillor P. Christian

Be It Resolved that Council introduce the practice of allocating 5 to 10 minutes at 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

Carried

8.3 Freezing Non-Union Salaries

Moved by: Councillor M. Shoemaker

Seconded by: Councillor F. Fata

Whereas the City faces annual increases in staff salary costs; and

Whereas the Council of the City of Sault Ste. Marie is committed to finding cost savings in these difficult economic times; and

Whereas the Corporation of the City of Sault Ste. Marie is anticipating a budget deficit in 2016 and a significant budget shortfall in 2017.

Now Therefore Be It Resolved that staff be requested to prepare an amendment to By-law 2000-147 (non-union salary administration by-law) which would have the effect of freezing annual non-union general economic salary increases until January 1, 2018.

Recorded	For	Against	Absent
Mayor C. Provenzano	X		
Councillor S. Butland		X	
Councillor P. Christian	X		
Councillor S. Myers	X		
Councillor S. Hollingsworth			X

Councillor J. Hupponen	X		
Councillor L. Turco			X
Councillor M. Shoemaker	X		
Councillor R. Niro	X		
Councillor M. Bruni	X		
Councillor F. Fata	X		
Councillor J. Krmpotich			X
Councillor R. Romano	X		
Results	9	1	3

Carried

8.4 Public Works Third Party Review

Moved by: Councillor M. Shoemaker

Seconded by: Councillor F. Fata

Whereas Public Works represents a quarter of the City's entire budget; and

Whereas the Council of the City of Sault Ste. Marie must determine how to most effectively deliver services; and

Whereas the Council of the City of Sault Ste. Marie is committed to finding cost savings in the delivery of services in order to maintain a level of service that residents deem appropriate; and

Whereas the recently adopted vision for the Corporation of the City of Sault Ste. Marie is 'To be the leading innovative, dynamic and efficient municipal corporation in the Province of Ontario',

Now Therefore Be It Resolved that the Public Works Department be directed to hire an independent consultant to report to Council on potential savings in the Public Works department before deliberations for the 2018 budget to ensure that Sault Ste. Marie taxpayer dollars are being maximized by making the City a leader in the delivery of municipal services, with funding to be sourced from the existing Public Works budget.

Recorded	For	Against	Absent
Mayor C. Provenzano	X		
Councillor S. Butland		X	
Councillor P. Christian		X	

Councillor S. Myers		X	
Councillor S. Hollingsworth			X
Councillor J. Hupponen		X	
Councillor L. Turco			X
Councillor M. Shoemaker	X		
Councillor R. Niro		X	
Councillor M. Bruni		X	
Councillor F. Fata	X		
Councillor J. Krmpotich			X
Councillor R. Romano		X	
Results	3	7	3

Defeated

- 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. Niro

Seconded by: Councillor J. Hupponen

Resolved that all By-laws under item 11 of the Agenda and Addendum under date 2016 10 24 be approved, save and except by-law 2016-177.

Carried

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

11.1.1 By-law 2016-158 (Street Assumption) Various

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-158 being a by-law to assume for public use and establish as public streets various parcels of land conveyed to the City be passed in open Council this 24th day of October, 2016.

Carried

11.1.2 By-law 2016-170 (Street Assumption) Amend By-law 2016-110

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-170 being a by-law to amend Schedule "A" to Street Assumption By-law 2016-110 be passed in open Council this 24th day of October, 2016.

Carried

11.1.3 By-law 2016-171 (Taxes) Royal Canadian Legion Branch 25

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-171 being a by-law to exempt from taxation, except for local improvement rates, property of the Royal Canadian Legion, Branch 25 be passed in open Council this 24th day of October, 2016.

Carried

11.1.4 2016-176 (Official Plan Amendment) 267 Cathcart Street

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-176 being a by-law to adopt Amendment No.217 to the Official Plan for the City of Sault Ste. Marie be passed in open Council this 24th day of October, 2016.

Carried

11.1.6 By-law 2016-178 (Temporary Street Closing) Rotary Santa Claus parade

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-178 being a by-law to permit the temporary closing of various streets to facilitate the annual Rotary Santa Claus parade on November 19, 2016 be passed in open Council this 24th day of October, 2016.

Carried

11.1.7 By-law 2016-179 (Regulations) Exemption from Noise By-law and Firearms By-law

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-179 being a by-law to exempt the 49th (SSM) Field Regiment Royal Canadian Artillery, while using the Roberta Bondar property in the vicinity of the former

tour boat mooring site, from By-law 2008-168 being a firearms by-law to prohibit the discharge of firearms in the municipality and from By-law 80-200 being a by-law respecting noises in the City of Sault Ste. Marie be passed in open Council this 24th day of October, 2016.

Carried

11.1.5 2016-177 (Zoning) 267 Cathcart Street

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

Moved by: Councillor S. Myers

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-177 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 267 Cathcart Street be passed in open Council this 24th 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

11.3 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 R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that this Council proceed into closed session to discuss:

- the acquisition of properties in the downtown area
- 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