



REGULAR MEETING OF CITY COUNCIL MINUTES

Monday, April 25, 2016

4:30 p.m.

Council Chambers

Civic Centre

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

Absent: Councillor S. Butland, Councillor S. Hollingsworth, Councillor M. Bruni, Councillor R. Romano

Officials: A. Horsman, M. White, N. Kenny, L. Girardi, J. Dolcetti, M. Figliola, P. Niro, S. Schell, C. Rumeil, C. Barrett, F. Coccimiglio

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 04 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 – Interest Arbitration Award SSMPFA Local 529 (February 1, 2014 to January 31, 2015)

Brother employed by Fire Services.

3.2 Councillor M. Shoemaker – Reconstruction of Second Avenue – Contract 2016-2E

Successful bidder is a client of law firm.

3.3 Councillor M. Shoemaker – By-law 2016-44 (Agreement) Avery Construction Ltd. Second Avenue

Successful bidder is a client of law firm.

4. APPROVE AGENDA AS PRESENTED

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the Agenda for 2016 04 25 City Council Meeting and Addendum as presented be approved, save and except agenda item 8.1.

Carried

5. PROCLAMATIONS/DELEGATIONS

5.1 Day of Mourning

Michele McLeve, Sault Ste. Marie Labour Council was in attendance.

5.2 Emergency Preparedness Week

Naomi Thibault, Community Emergency Management Co-ordinator was in attendance.

5.3 Catholic Women's League Week

Colleen Murphy, Convention Chairperson was in attendance.

5.4 Community Living Awareness Month

Chris Dunn, Manager, Community and Family Services and Jason Pratt, Member, The Council were in attendance.

5.5 Children's Mental Health Week

Ali Juma, Chief Executive Officer, Algoma Family Services was in attendance.

5.6 Development Charges Background Study – 7.6.1

Andrew Grunda, Principal, Watson & Associates Economists Ltd. was in attendance.

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

Moved by: Councillor L. Turco

Seconded by: Councillor J. Hupponen

Resolved that all the items listed under date 2016 04 25 – Part One – Consent Agenda and the Addendum be approved as recommended.

Carried

6.1 Correspondence

6.2 Board and Committee Travel

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that Municipal Heritage Committee members Mark Caruso and Chris Tossell be authorized to travel to Stratford for 3 days in May to attend the 2016 Heritage Ontario Conference at an estimated cost to the City of \$1,500.

Carried

6.3 Council Travel

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that Mayor Provenzano be authorized to travel to Timmins for 4 days in May to attend the Federation of Northern Ontario Municipalities (FONOM) Conference at an estimated cost to the City of \$1,400.

Carried

6.4 RFP – Professional Services – Cladding and Window Upgrades – Civic Centre (2016FNC-02-P)

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

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Manager of Purchasing dated 2016 04 25 concerning RFP – Professional Services – Cladding and Window Upgrades – Civic Centre be received and that the proposal submitted by Morrison Hershfield Limited to provide Professional Services for the Assessment, Design and Contract Administration for Replacement of Exterior Cladding and Windows at the Civic Centre be approved.

A By-law authorizing signature of an Engineering Contract for this project will appear on a future Council Agenda.

Carried

6.5 Service Contract for Active Network – Recreation and Facility Management System

The report of the Manager of Information Technology was received by Council.

The relevant By-law 2016-46 is listed under item 11 of the Minutes.

6.6 Council Appointments – Algoma Public Health

The report of the City Clerk was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the report of the City Clerk dated 2016 04 25 concerning Council Appointments – Algoma Public Health be received as information.

Carried

6.7 West End Sewage Treatment Plant – Phase 1 Upgrades Consulting Services

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

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that the report of the Land Development and Environmental Engineer dated 2016 04 25 concerning the West End Sewage Treatment Plant Upgrades be received and that Council authorize entering into an Agreement for engineering services with AECOM.

An Engineering Agreement will be brought to Council for approval at a later date.

Carried

6.8 Municipal Parking Lot Lighting

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

Moved by: Councillor L. Turco

Seconded by: Councillor J. Hupponen

Resolved that the report of the Environmental Initiatives Co-ordinator dated 2016 04 25 concerning municipal parking lot lighting be received and that Council allocate up to \$100,000 from the Green Committee Reserve to cover costs associated with the implementation of the municipal parking lot lighting retrofit.

Carried

6.9 Reconstruction of Second Avenue – Contract 2016-2E

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

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

The relevant By-laws 2016-44 and 2016-45 are listed under item 11 of the Minutes.

Moved by: Councillor L. Turco

Seconded by: Councillor J. Hupponen

Resolved that the report of the Design and Construction Engineer dated 2016 04 25 concerning the Reconstruction of Second Avenue be received and that the project scope be changed to include only the reconstruction of Second Avenue from Wallace Terrace to Connaught Avenue and that the revised Contract 2016-2E be awarded to Avery Construction Limited.

Carried

6.10 Fort Creek Aqueduct John Street Diversion Phase II B – Contract 2016-5E

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

The relevant By-laws 2016-47 and 2016-48 are listed under item 11 of the Minutes.

6.11 Gore Street Reconstruction – Revised Engineering Agreement

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

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Design and Construction Engineer dated 2016 04 25 concerning Gore Street Reconstruction – Revised Engineering Agreement be received and that Council authorize a \$240,000 increase to the fee limit of AECOM's engineering agreement to include the contract administration and field inspection required for the reconstruction of Gore Street.

Carried

6.12 Reconstruction of Gore Street

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

The relevant By-laws 2016-42 and 2016-43 are listed under item 11 of the Minutes.

6.13 Interest Arbitration Award SSMPFA Local 529 (February 1, 2014 to January 31, 2015)

Councillor R. Niro declared a conflict on this item. (Brother employed by Fire Services.)

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

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Commissioner of Human Resources dated 2016 04 25 concerning the Interest Arbitration Award 2014-2015, SSMPFA Local 529 be received as information.

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 Sault Ste. Marie Development Charges Background Study

The report of the Commissioner of the Engineering and Planning Department was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Commissioner of the Engineering and Planning Department dated 2016 04 25 concerning the Sault Ste. Marie Development Charges Background Study be received and the request to hold a public meeting to present the finding of the Development Charges Study pursuant to the requirements of the *Development Charges Act* (1997) be approved.

Recorded	For	Against
Mayor C. Provenzano	X	
Councillor P. Christian	X	
Councillor S. Myers	X	
Councillor J. Hupponen	X	
Councillor M. Shoemaker		X
Councillor L. Turco	X	

Councillor R. Niro	X	
Councillor F. Fata		X
Councillor J. Krmpotich	X	
Results	7	2
Carried		

For Mayor C. Provenzano, Councillor P. Christian, Councillor S. Myers, Councillor J. Hupponen, Councillor L. Turco, Councillor R. Niro and Councillor J. Krmpotich

Against Councillor M. Shoemaker and Councillor F. Fata

Absent Councillor R. Romano, Councillor S. Butland, Councillor M. Bruni, Councillor S. Hollingsworth

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 Public Salary Disclosure

Moved by: Councillor M. Shoemaker

Seconded by: Councillor S. Butland

Whereas the Corporation of the City of Sault Ste. Marie is required by provincial legislation to disclose the salaries and taxable benefits of its employees making more than \$100,000 per year; and

Whereas it is in the interest of transparency to the local taxpayers that the City knows how organizations relying on municipal taxpayer funding are using such funding; and

Whereas the Sault Ste. Marie Innovation Centre (Innovation Centre), the Economic Development Corporation (EDC) and the Public Utilities Corporation (PUC) are in whole or in part owned or funded by the City of Sault Ste. Marie taxpayers; and

Whereas the Innovation Centre, the EDC and the PUC do not currently disclose the salaries of their employees making more than \$100,000 per year;

Now Therefore Be It Resolved that henceforth, the Innovation Centre, the EDC and the PUC be required to disclose the salaries and taxable benefits of their employees making \$100,000 per year to the City of Sault Ste. Marie Finance Department by March 1st of each year for the previous calendar year;

Further Be It Resolved that such information, once received by the Corporation of the City of Sault Ste. Marie, shall form the basis of a report to Council as information by March 31 of each year.

Withdrawn by Mover

8.2 Fifth Line and Great Northern Road Intersection

Moved by: Councillor M. Shoemaker

Seconded by: Councillor J. Hupponen

Whereas concerns have been expressed by residents about the effectiveness and appropriateness of warnings to north and southbound traffic on Great Northern Road about the intersection at Fifth Line; and

Whereas this intersection is the first heavily populated road to intersect the Trans-Canada Highway within the boundaries of the City; and

Whereas traffic travels at high speeds at and near this intersection;

Now Therefore Be It Resolved that the Traffic Division undertake a study of the intersection of Fifth Line and Great Northern Road and determine if the appropriate warning signage is in place on Great Northern Road.

Carried

8.3 Library Service Levels – Information Request

Moved by: Councillor S. Myers

Seconded by: Councillor M. Shoemaker

Whereas the Public Library is currently in discussions with the Algoma District School Board concerning a potential community partnership at the former Alexander Henry High School; and

Whereas locating a public library in the former Alexander Henry High School would necessitate the City of Sault Ste. Marie changing the currently-set level of service for the public library; and

Whereas any change in the currently-set level of service for the public library should only be made after undertaking a full report on the existing level of service, as well as alternate options for levels of service not currently being explored;

Now Therefore Be It Resolved that City Council requests a report from the Sault Ste. Marie Public Library Board providing for the following options:

1. The costs, staffing requirements, benefits and drawbacks of maintaining the Churchill branch at its existing location if a five year lease were negotiated and if such lease included “at risk” improvements to the site undertaken by the landlord.
2. The potential for alternate sites for an east-end library within the City of Sault Ste. Marie and the estimated costs, staffing requirements, benefits and drawbacks of relocating the existing east end Churchill branch within the City of Sault Ste. Marie.
3. Alternate service delivery formats that would maintain some physical space within the east end, while exploring whether any potential public-private partnerships could be formed to reduce the annual costs to taxpayers of the City of Sault Ste. Marie for providing a physical library space within the east end of the City of Sault Ste. Marie.
4. An estimated budget for the Sault Ste. Marie Public Library showing the costs, staffing requirements, benefits and detriments if only the Korah Branch and Centennial Branch libraries were maintained.

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 L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that all By-laws under Item 11 of the Agenda under date 2016 04 25 be approved, save and except 2016-44.

Carried

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

- 11.1.1 **By-law 2016-40 (Zoning) 69 Ashgrove Avenue (Smith)**

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-40 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 69 Ashgrove Avenue (Smith) be passed in open Council this 25th day of April, 2016.

Carried

11.1.2 By-law 2016-41 (Zoning) 546 Cooper Street (Egidio)

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-41 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 concerning lands located at 546 Cooper Street (Egidio) be passed in open Council this 25th day of April, 2016.

Carried

11.1.3 By-law 2016-42 (Agreement) R. M. Belanger Gore St

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-42 being a by-law to authorize the execution of a contract between the City and R. M. Belanger Limited for the reconstruction of Gore Street from Queen Street to Wellington Street (Contract 2016-1E) be passed in open Council this 25th day of April, 2016.

Carried

11.1.4 By-law 2016-43 Temporary Street Closing Gore Street

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-43 being a by-law to permit the temporary closing of Gore Street from Queen Street to Wellington Street to allow for the reconstruction of Gore Street be passed in open Council this 25th day of April, 2016.

Carried

11.1.6 By-law 2016-45 (Temporary Street Closing) Second Avenue

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-45 being a by-law to permit the temporary closing of Second Avenue from Wallace Terrace to Connaught Avenue to allow for the reconstruction of Second Avenue be passed in open Council this 25th day of April, 2016.

Carried

11.1.7 By-law 2016-46 (Agreement) Active Network

Moved by: Councillor L. Turco

Seconded by: Councillor M. Shoemaker

Resolved that By-law 2016-46 being a by-law to authorize the execution of an agreement between the City and The Active Network, Ltd. to provide a service contract for Cloud based

Recreation and Facilities Management Software be passed in open Council on the 25th day of April, 2016.

Carried

11.1.8 By-law 2016-47 (Agreement) Jobst Construction Limited John Street

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-47 being a by-law to authorize the execution of a contract between the City and Jobst Construction Limited for improvements to the Fort Creek Aqueduct which includes a diversion aqueduct on John Street from Albert Street to Cathcart Street (Contract 2016-5E) be passed in open Council this 25th day of April, 2016.

Carried

11.1.9 By-law 2016-48 (Temporary Street Closing) John Street

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-48 being a by-law to permit the temporary closing of John Street from Albert Street to Cathcart Street to allow for the next phase in improvements to the Fort Creek Aqueduct be passed in open Council this 25th day of April, 2016.

Carried

11.1.5 By-law 2016-44 (Agreement) Avery Construction Ltd. Second Avenue

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

Moved by: Councillor R. Niro

Seconded by: Councillor J. Hupponen

Resolved that By-law 2016-44 being a by-law to authorize the execution of a contract between the City and Avery Construction Ltd. for the reconstruction of Second Avenue from Wallace Terrace to Connaught Avenue (Contract 2016-2E) be passed in open Council this 25th day of April, 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 an issue under the *Companies' Creditors Arrangement Act*, and an issue regarding collective bargaining;

Further Be It Resolved that should the said closed session be adjourned, the Committee may reconvene in closed session to continue to discuss the same matter without the need for a further authorizing resolution.

(Advice that is subject to solicitor-client privilege, including communications necessary for that purpose – section 239(2)(f), labour relations or employee negotiations – section 239(2)(d))

Carried

14. ADJOURNMENT

Moved by: Councillor L. Turco

Seconded by: Councillor J. Hupponen

Resolved that this Council now adjourn.

Carried

Christian Provenzano

Mayor

Malcolm White

City Clerk