



REGULAR MEETING OF CITY COUNCIL MINUTES

Monday, February 8, 2016

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, Councillor S. Hollingsworth

Officials: A. Horsman, M. White, M. Borowicz-Sibenik, L. Girardi, N. Apostle, S. Schell, J. Dolcetti, M. Figliola, M. Nadeau, D. McConnell, F. Coccimiglio

1. ADOPTION OF MINUTES

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that the Minutes of the Regular Council Meeting of 2016 01 25 be approved.

Carried

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

Councillor Myers provided a verbal update concerning Canada 150.

3. DECLARATION OF PECUNIARY INTEREST

3.1 Councillor L. Turco – Municipal Law Enforcement Officers (Parking)

Spouse employed by Police Services.

3.2 Councillor L. Turco – By-law 2016-2 (Parking) Municipal Law Enforcement Officers

Spouse is employed by Police Services.

3.3 Councillor R. Niro – Fire/Emergency Medical Services Realignment

Brother employed by Fire Services.

3.4 Councillor R. Romano – Rental Housing Incentive Program – 4

One of the applicants is a personal friend.

3.5 Mayor C. Provenzano – A-3-16-Z.OP – 445 Sherbourne Street

Two objectors are clients of law firm.

4. APPROVE AGENDA AS PRESENTED

Moved by: Councillor S. Myers

Seconded by: Councillor M. Bruni

Resolved that the Agenda and the Addendum for the 2016 02 08 City Council Meeting as presented be approved.

Carried

5. PROCLAMATIONS/DELEGATIONS

5.1 Declaration of Office – 2016 Municipal By-Election

Sandra Hollingsworth, Councillor, Ward 2

5.2 Special Olympics Week

Len Donnelly was in attendance.

5.3 National 211 Day

Jamie Caicco, United Way Campaign Chair was in attendance.

5.4 Refugee 705 Committee

Moved by: Councillor R. Romano

Seconded by: Councillor M. Shoemaker

Whereas 'Refugee 705' is a website that links citizens of the Algoma District with local refugee settlement initiatives, raises awareness of how people can help, and raises funds to help bring refugees to the Algoma District.

Therefore be it resolved that City Council endorse the efforts of the Refugee705 Committee in assisting to provide the resources needed to welcome refugees from around the world to Sault Ste. Marie and the Algoma District.

Carried

5.5 HPS Point-In-Time Homeless Count 2016

Emma Caicco, PIT Co-ordinator was in attendance.

5.6 Solid Waste Management EA - Agenda Item 6.4

Rick Talvitie, Manager – Northern Ontario, AECOM was in attendance.

5.7 7.6.1 – A-2-16-Z – 57 Market Street

Jason Chillelli (applicant) was in attendance.

5.8 7.6.2 – A-3-16-Z.OP – 445 Sherbourne Street

Wayne Chorney (representing the applicant) and Eugene Poirier were in attendance.

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

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that all the items listed under date 2016 02 08 – Part One – Consent Agenda be approved as recommended.

Carried

6.2 Pinty's Grand Slam Of Curling – 2016 and 2017

The report of the Commissioner of Community Services was received by Council.
The relevant By-law 2016-22 is listed under item 11 of the Minutes.

6.3 Roberta Bondar Marina Capital Requirements

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

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that the report of the Manager of Recreation and Culture dated 2016 02 08 concerning Roberta Bondar Marina's 2016 Capital from Current Requests be received as information.

Carried

6.4 Solid Waste Management Environmental Assessment

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

Moved by: Councillor S. Myers

Seconded by: Councillor M. Bruni

Resolved that the report of the Landfill and Environmental Engineer dated 2016 02 08 concerning the Solid Waste Management Environmental Assessment be received as information.

Carried

6.5 Carbon Monoxide By-law (Housekeeping)

The report of the Assistant City Solicitor is attached for the consideration of Council.

The relevant By-law 2016-19 is listed under item 11 of the Minutes.

6.6 Lane Closing Application – Browns Subdivision

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

The relevant By-laws 2016-20 and 2016-21 are listed under item 11 of the Minutes.

6.7 Telecommunications Tower Policy (2)

The report of the Planner was received by Council.

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that the report of the Planner dated 2016 02 08 concerning Telecommunications Tower Policy (2) be received as information.

Carried

6.8 Sourcewater Protection – Risk Management Inspector Appointment

The report of the Planner was received by Council.

Moved by: Councillor S. Myers

Seconded by: Councillor M. Bruni

Resolved that the report of the Planner dated 2016 02 08 concerning Sourcewater Protection – Risk Management Inspector Appointment be received and that Council appoint Marlene McKinnon as the Risk Management Inspector subject to completing the necessary training programs.

Carried

6.9 Rental Housing Incentive Program – 4

Councillor R. Romano declared a conflict on this item. (One of the applicants is a personal friend.)

The report of the Planning Director was received by Council.

Moved by: Councillor S. Myers

Seconded by: Councillor M. Bruni

Resolved that the report of the Planning Director dated 2016 02 08 be received and that Council authorize a four-year incremental tax rebate program (including incentive) for 309 East Balfour Street subject to:

- municipal rebate shall apply only to the increase in assessment resulting from new construction, and
- after the rebate program is completed, the full municipal taxes will apply.

Carried

6.10 Municipal Law Enforcement Officers (Parking)

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

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

The relevant By-law 2016-02 is listed under item 11 of the Minutes.

6.11 Allocation of Accessibility Reserve Funds for Raised Toilet Fixtures at Seniors Centres

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

Moved by: Councillor S. Myers

Seconded by: Councillor M. Bruni

Resolved that the report of the Accessibility Co-ordinator dated 2016 02 08 concerning Allocation of Accessibility Reserve Funds for Raised Toilet Fixtures at Senior Centres be received and that Council approve approximately \$8,000 for the installation of a total of thirteen (13) raised toilet fixtures at the Seniors Centres to be allocated from accessibility reserves.

Carried

6.1 Prioritization of Supplementary Budget Items

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

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that the report of the Commissioner of Finance and Treasurer dated 2016 02 08 concerning Prioritization of Supplementary Budget Items be received as information.

Carried

Moved by: Councillor P. Christian

Seconded by: Councillor M. Shoemaker

Resolved that Councillors Christian, Shoemaker and Romano be appointed to a committee to develop a proposed matrix to prioritize supplementary budget items, with the assistance of appropriate staff, and to report back to Council.

Carried

7. REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES

7.1 ADMINISTRATION

7.2 COMMUNITY SERVICES DEPARTMENT

7.2.1 Recognition of Ron Francis

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

Moved by: Councillor S. Myers

Seconded by: Councillor M. Bruni

Resolved that the report of the Commissioner of Community Services dated 2016 02 08 concerning the recognition of Ron Francis be received and that Council provide direction regarding how Council wishes to proceed on this matter.

Carried

Moved by: Councillor P. Christian

Seconded by: Councillor S. Butland

Resolved that the lower portion of Bruce Street, from Queen Street East to Bay Street, be renamed after Ron Francis.

Carried

7.3 ENGINEERING

7.4 FIRE

7.5 LEGAL

7.6 PLANNING

7.6.1 A-2-16-Z – 57 Market Street

The report of the Planner was received by Council.

Moved by: Councillor S. Myers

Seconded by: Councillor M. Bruni

Resolved that the report of the Planner dated 2016 02 08 concerning A-2-16-Z – 57 Market Street be received and that Council approve rezoning of the subject property from Single Detached Residential Zone (R2) to Single Detached Residential Zone (R2.S) with a Special Exception to permit a duplex dwelling, in addition to the uses permitted in an R2 Zone, subject to the following special provisions:

1. That one required parking space be permitted to project into the required front yard of the subject property.
2. That stacked parking be permitted.

and that the Legal Department be directed to prepare the necessary by-law to effect this approval.

Carried

7.6.2 A-3-16-Z.OP – 445 Sherbourne Street

Mayor C. Provenzano declared a conflict on this item. (Two objectors are clients of law firm.)

The report of the Planner was received by Council.

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that the report of the Planning Division dated 2016 02 08 concerning A-3-16-Z – 445 Sherbourne Street be received and that Council approve the following:

1. That City Council approves Official Plan Amendment No. 216, re-designating the property, by way of a special exception, to permit a limited number of commercial and light industrial uses, as stipulated in the associated Zoning By-law;
2. That City Council amend Special Exception 86 (747), adding repair and maintenance as a permitted use;
3. That repair and maintenance be permitted, subject to the following: That a 3 metre (10') by 18 metre (59') landscape strip be provided along the frontage, beginning at the southerly property line;
4. That a minimum of four (4) trees (a minimum of 1.82 metres (6') in height) be planted and maintained
5. That no garbage bins are permitted to be stored within 3 metres (10') from the southerly property line;
6. That no outdoor storage be permitted, excluding vehicles awaiting repair; and
7. That all repair and maintenance be conducted entirely within the existing building.

and that the Legal Department be directed to prepare the necessary by-laws to effect this approval.

Carried

7.7 PUBLIC WORKS AND TRANSPORTATION

7.8 BOARDS AND COMMITTEES

7.9 PRELIMINARY 2016 BUDGET

Moved by: Councillor S. Myers

Seconded by: Councillor M. Bruni

Resolved that the preliminary 2016 budget be received as information.

Carried

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that the report of the Commissioner of Finance and Treasurer dated 2016 02 08 be received and that the recommended budget deliberations meeting schedule be approved.

Carried as Amended

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that agenda item 7.9 be amended by deleting the text after 'received' and inserting 'that staff be directed to bring revised budget meeting schedules back to the February 22, 2016 council meeting for the consideration of Council.

Carried

7.9.1 Mayor and Council

7.9.2 Chief Administrative Officer

7.9.3 Human Resources Department

7.9.4 Finance Department

7.9.5 City Clerk's Department

7.9.6 Legal Department

7.9.7 Fire Services

7.9.8 Engineering and Planning Department

7.9.9 Public Works and Transportation Department

7.9.10 Community Services Department

7.9.11 Social Services Department

7.9.12 Outside Agencies and Grants

7.9.13 Corporate Financials

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

8.1 Fire/Emergency Medical Services Realignment

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor M. Shoemaker

Whereas City Council approved the Fire/Emergency Medical Services realignment plan October 26, 2015; and

Whereas Senior Management Team has begun implementing said plan since October 26, 2015; and

Whereas it has recently been suggested publicly that the Ontario Fire Marshal can be retained to do a 'comprehensive risk assessment' in Sault Ste. Marie at the request of City Council; and
Whereas City Council should receive an update on the Fire/Emergency Medical Services realignment plan from staff; and

Whereas City Council should receive a report from staff about what a comprehensive risk assessments is and how and when it would recommend one is undertaken;

Now Therefore Be It Resolved that the Chief Administrative Officer be requested to report back to City Council providing City Council with the following information outlining:

1. A 90-day update of how the Fire/Emergency Medical Services realignment is proceeding; and
2. An explanation, outline and update on Fire/Emergency Medical Services ongoing risk assessment; and
3. An explanation of what a 'comprehensive risk assessment' is and when one should be undertaken by a municipality; and
4. A recommendation on whether City Council should direct that a comprehensive risk assessment is undertaken; and
5. If so recommended, recommendations on when and how the comprehensive risk assessment should be undertaken.

Carried

8.2 Graffiti

Moved by: Councillor S. Myers

Seconded by: Councillor S. Butland

Whereas City Council is desirous of projecting the best possible image of Sault Ste. Marie to our residents and visitors; and

Whereas the City Council Community Committee on Graffiti has met over the last couple of years and has membership from a number of community organizations; and
Whereas the committee adopted a two-pronged approach around the issue of graffiti including support for positive initiatives such as the Nordik Institute Graffiti Reframed and enforcement initiatives such as Police Services Downtown targeted cleanup; and
Whereas the presence of illegal graffiti detracts from our property standards; and
Whereas many other communities are also dealing with the issue and most recently the Town of Orillia introduced a plan to proactively enforce the removal of graffiti; and
Whereas in Sault Ste. Marie we want to curb the presence of graffiti and make it less enticing for vandals to tag areas within our naturally gifted city
Now Therefore Be It Resolved that the appropriate staff report back to City Council by early May with recommendations including the following:

- suggestions around possible standards of enforcement that would address illegal graffiti
- tips for the public on how to remove graffiti and any other public education ideas.

Carried

8.3 Shadows of the Mind

Moved by: Councillor R. Niro

Seconded by: Councillor L. Turco

Whereas the Shadows of the Mind Film Festival runs from Monday, February 22 to Sunday, February 28, 2016; and

Whereas the Shadows of the Mind Film Festival “is a film festival that showcases films and other art forms for two purposes: to entertain and to educate. By attracting audiences through the entertainment value of film, the film festival uses select films and events to increase awareness and education on mental health and addiction issues as well as other prevalent social topics as decided each year”; and

Whereas the Shadows of The Mind Film Festival is a not-for-profit organization; and

Whereas the primary venue for the film festival is the Grand Theatre; and

Whereas on some days during the week, the film festival will have films and panel discussions from 9:00 a.m. to midnight; and

Whereas many patrons of the film festival attend in the morning and stay for the entire day, having lunch and dinner in the downtown area;

Now Therefore Be It Resolved that the 2 hour daily parking limit be waived at the Brock Albert Parking Lot to permit full free parking on Tuesday, February 23, 2016, Thursday, February 25, 2016, and Friday, February 26, 2016, all during the week of the Shadows of the Mind Film Festival.

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 S. Myers

Seconded by: Councillor M. Bruni

Resolved that all By-laws under item 11 of the Agenda under date 2016 02 08 be approved, save and except 2016-2.

Carried

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

11.1.2 By-law 2016-13 (Streets) Amend Streets By-law 2008-131

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that By-law 2016-13 being a by-law to amend Streets By-law 2008-131 be passed in open Council this 8th day of February, 2016.

Carried

11.1.3 By-law 2016-19 (Regulations) Repeal By-law 2009-167

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that By-law 2016-19 being a by-law to repeal By-law 2009-167 (a by-law amending previously repealed Carbon Monoxide By-law 2009-82) be passed in open Council this 8th day of February, 2016.

Carried

11.1.4 By-law 2016-20 (Lane Assumption) Browns Subdivision Plan 453

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that By-law 2016-20 being a by-law to assume for public use and establish as a public lane, a lane in the Browns Subdivision, Plan 453 be passed in open Council on the 8th day of February, 2016.

Carried

11.1.5 By-law 2016-22 (Agreement) Grand Slam of Curling

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that By-law 2016-22 being a by-law to authorize the execution of an agreement between the Essar Centre and Rogers Media Inc. to co-promote the 2016 and 2017 Nationals, part of the Pinty's Grand Slam of Curling Series be passed in open Council on the 8th day of February, 2016.

Carried

11.1.6 By-law 2016-21 (Lane Closing) Browns Subdivision Plan 453

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that By-law 2016-21 being a by-law to stop up, close and authorize the conveyance of a lane in the Browns Subdivision, Plan 453 be passed in open Council on the 8th day of February, 2016.

Carried

11.1.1 By-law 2016-2 (Parking) Municipal Law Enforcement Officers

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

Moved by: Councillor S. Myers

Seconded by: Councillor F. Fata

Resolved that By-law 2016-2 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 on the 8th day of February, 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 S. Myers

Seconded by: Councillor R. Niro

Resolved that this Council proceed into closed session to discuss two matters concerning potential acquisition of property; and

Further be it resolved that should the said closed session be adjourned, Council may reconvene in closed session to continue to discuss the same matters 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 S. Myers

Seconded by: Councillor F. Fata

Resolved that this Council now adjourn.

Carried

“Christian Provenzano”

Mayor

“Malcolm White”

City Clerk