



REGULAR MEETING OF CITY COUNCIL

MINUTES

Monday, July 16, 2018

4:30 pm

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 O. Grandinetti

Absent: Councillor J. Krmpotich

Officials: A. Horsman, M. White, T. Vair, L. Girardi, N. Kenny, S. Schell, P. Niro, D. McConnell, S. Hamilton Beach, D. Elliott, B. Lamming, M. Blanchard, T. Anderson, C. Rumiel, K. Fisher

1. Adoption of Minutes

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that the Minutes of the Regular Council Meeting of 2018 06 25 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 L. Turco – Vehicle for Hire – New Rates – Additional Information

Spouse employed by Police Services.

3.2 Councillor L. Turco – By-law 2018-162 (Agreement) Huron-Superior Catholic District School Board

Spouse is a trustee of the Huron-Superior Catholic District School Board.

3.3 Councillor M. Shoemaker – Retention of Restructuring Lawyer Fee Update

Client of law firm is a party to the proceeding.

3.4 Councillor M. Shoemaker – McNabb Street to Gladstone Avenue Project – Great Lakes Honda – 415 Pim Street

Proponent is a client of law firm.

3.5 Councillor M. Shoemaker – By-law 2018-145 (Agreement) Great Lakes Honda Easement

Proponent is a client of law firm.

3.6 Councillor R. Niro – Lottery and Gaming Pursuit Project Update – Sault Ste. Marie Innovation Centre

Son is employed by OLG.

3.7 Councillor M. Bruni – Lottery and Gaming Pursuit Project Update – Sault Ste. Marie Innovation Centre

Employed by OLG.

3.8 Councillor M. Bruni – By-law 2018-149 (Regulations) Tomasic Wedding Noise Exemption

Attending the event.

3.9 Councillor O. Grandinetti – Retention of Restructuring Lawyer Fee Update

Employed by Algoma Steel.

3.10 Councillor P. Christian – Lottery and Gaming Pursuit Project Update – Sault Ste. Marie Innovation Centre

Spouse employed by OLG.

3.11 Councillor P. Christian – By-law 2018-161 (Agreement) Algoma District School Board

Employed by the Algoma District School Board.

4. Approve Agenda as Presented

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that the Agenda for 2018 07 16 City Council Meeting as presented be approved.

Carried

5. Proclamations/Delegations

5.1 Pridefest

Susan Rajamaki, Chair, Sault Pride was in attendance.

5.2 Social Services Awareness Week

Mike Nadeau, Chief Administrative Officer, District of Sault Ste. Marie Social Services Administration Board was in attendance.

5.3 Ermatinger Clergue National Historic Site 2017 Annual Report

Kathy Fisher, Curator, Old Stone House was in attendance.

5.4 Waste Management

Paul Beauchamp, President, CUPE Local 3 was in attendance.

5.5 A-8-18-Z 188 Kohler Street

Carlo Spadafora (representing the applicant) was in attendance.

6. Communications and Routine Reports of City Departments, Boards and Committees – Consent Agenda

Moved by: Councillor P. Christian

Seconded by: Councillor O. Grandinetti

Resolved that all the items listed under date 2018 07 16 – Agenda item 6 – Consent Agenda and the Addendum be approved as recommended, save and except 6.10.

Carried

6.1 Correspondence

6.1.1 International Bridge Letter of Support

Moved by: Councillor P. Christian

Seconded by: Councillor O. Grandinetti

Resolved that Mayor Provenzano be requested to write a letter (in the form attached) to the U.S. Department of Transportation supporting the Sault Ste. Marie Bridge Authority's application for federal funding of the bridge widening project at the south U.S. end of the Sault Ste. Marie International Bridge.

Carried

6.1.2 Lottery and Gaming Pursuit Project Update – Sault Ste. Marie Innovation Centre

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

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

Councillor P. Christian declared a conflict on this item. (Spouse employed by OLG.)

6.2 Outstanding Resolutions

6.3 Recruitment of New City Solicitor

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

Moved by: Councillor P. Christian

Seconded by: Councillor O. Grandinetti

Resolved that Council authorize the vacancy that will be created out of the announced departure of City Solicitor Nuala Kenny, and that such vacancy be filled by way of the selection process described in the City's Guidelines as including internal and external applicants. Further that Council appoints Councillor Myers to the Selection Committee to assist in the selection of the next City Solicitor, who will be ultimately appointed by By-Law by City Council on the recommendation of the Chief Administrative Officer.

Carried

6.4 Retention of Restructuring Lawyer Fee Update

Councillor M. Shoemaker declared a conflict on this item. (Client of law firm is a party to the proceeding.)

Councillor O. Grandinetti declared a conflict on this item. (Employed by Algoma Steel.)

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

Moved by: Councillor S. Butland

Seconded by: Councillor P. Christian

Resolved that the report of the Chief Administrative Officer dated 2018 07 16 regarding approval of an additional \$35,000 to the upset limit for the services of a restructuring lawyer to represent the City's interest in the CCAA protection proceedings of Essar Steel Algoma Inc. be approved and that the services be funded from the Contingency Reserve

Carried

6.5 Truth and Reconciliation Committee

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

Moved by: Councillor P. Christian

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Deputy CAO / City Clerk – Corporate Services dated 2016 07 16 concerning Truth and Reconciliation Committee be received and that the mandate of the proposed Truth and Reconciliation Committee be transferred to the Bawating Advisory Circle.

Carried

6.6 Unsold Tax Sale Properties for Social Housing

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

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Chief Financial Officer and Treasurer dated 2018 07 16 regarding unsold tax sale properties for social housing be received as information.

Carried

6.7 Tender for One (1) Self-Propelled Ice Resurfacing Machine

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

Moved by: Councillor P. Christian

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Manager of Purchasing dated 2018 07 16 be received and that the tender for the supply and delivery of one (1) self-propelled ice resurfacing machine, as required by the Community Services Department, be awarded to The Zamboni Company Ltd. at their total tendered price of \$86,556.50 plus HST after the trade-in allowance is applied be approved.

Carried

6.8 Tender for Two (2) 40-Foot Low-Floor Passenger Buses (2018CDE-CS-TR-08-T)

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

Moved by: Councillor P. Christian

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Manager of Purchasing dated 2018 07 16 be received and that the tender for supply and delivery of Two (2) 40-foot low floor passenger buses, as required by the Community Services Department, be awarded to Nova Bus, a Division of Volvo Group Canada Inc., at their total tendered price of \$544,603.00 plus HST, per unit.

Carried

6.9 Downtown Development Projects

The report of the Director of Planning and Enterprise Services was received by Council.

The relevant By-law 2018-154 is listed under item 11 of the Minutes.

Moved by: Councillor P. Christian

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Director of Planning and Enterprise Services dated 2018 07 16 concerning Downtown Development be received and that:

1. Requests for proposals to complete a wayfinding strategy be issued at a cost not to exceed \$65,000;
2. An action plan document with cost estimates for each project be prepared in partnership with the Community Development Roundtable's Downtown Development team and in consultation with the Downtown Association and the public at an estimated cost of \$40,000 (NOHFC funding); and that The Planning Partnership be sole-sourced to prepare the action plan document;
3. Hauser be sole-sourced to construct 20 large moveable planters at a cost not to exceed \$40,000 (from previous NOHFC funding) to compensate for the loss of street trees.

Carried

6.10 Municipal Challenge Greenhouse Gas (GHG) Fund

The report of the Director of Community Services, Community Development and Enterprise Services, was received by Council.

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Director of Community Services, Community Development and Enterprise Services dated 2018 07 16 concerning the Municipal Challenge GHG Fund Grant be received and that Council approve the grant submission.

Officially Read and Not Dealt With

6.11 FutureSSM Project Update

The report of the Deputy CAO, Community Development and Enterprise Services was received by Council.

The relevant By-laws 2018-157 and 2018-158 are listed under item 11 of the Minutes.

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Deputy CAO, Community Development and Enterprise Services dated 2018 06 16 regarding Future SSM project be received and that Council confirm the City's total financial commitment over the duration of the project (\$1,358,468) and commit to cover any potential cost overruns of the project (as per NOHFC's funding requirements).

Carried

6.12 Federation of Canadian Municipalities Climate Change Staff Grant

The report of the Deputy CAO, Community Development and Enterprise Services was received by Council.

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Deputy CAO, Community Development and Enterprise Services dated 2018 07 16 concerning the Federation of Canadian Municipalities Climate Change staff grant be received and that the recommended \$31,250 be allocated from the Green Committee Reserve to provide 20% of eligible project expenditures.

Carried

6.13 Donation – Rotary Club of Sault Ste. Marie

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

The relevant By-law 2018-155 is listed under item 11 of the Minutes.

6.14 Employment and Social Development Canada Enabling Accessibility Fund – Grant Application

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

Moved by: Councillor P. Christian

Seconded by: Councillor O. Grandinetti

That the report of the Manager of Recreation and Culture dated 2018 07 16 concerning Enabling Accessibility Fund – Grant Application be received and that staff be authorized to apply to the Employment and Social Development Canada – Enabling Accessibility Fund to construct a new accessible ramp for the Seniors Drop In Centre on Bay Street.

Carried

6.15 Rental Housing Incentive Program – 9

The report of the Director of Planning and Enterprise Services was received by Council.

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Director of Planning and Enterprise Services dated 2018 07 16 concerning the Rental Housing Incentive Program be received and that City Council authorize a four-year incremental tax rebate program (75%, 75%, 50%, 25%) for 17 rental units to be constructed at 537 Trunk Road subject to:

1. That the municipal rebate apply only to the increase in assessment resulting from new construction, and
2. After the rebate program is completed, the full municipal taxes will apply.

Carried

6.16 Sale of Surplus Property – 205 Greenfield Drive – Bids Received

The report of the City Solicitor was received by Council.

The relevant By-law 2018-153 is listed under item 11 of the Minutes.

6.17 McNabb Street to Gladstone Avenue Project – Great Lakes Honda – 415 Pim Street

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

The report of the City Solicitor was received by Council.

The relevant By-law 2018-145 is listed under item 11 of the Minutes.

6.18 Vehicle for Hire – New Rates – Additional Information

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

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

The relevant By-law 2018-160 is listed under item 11 of the Minutes.

6.19 Huron Street Pump Station Engineering

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

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Land Development and Environmental Engineer dated 2018 07 16 concerning the Huron Street pump station be received and that AECOM be retained with an Engineering Agreement to be brought forward at a future Council meeting.

Carried

6.20 Great Northern Road/Second Line Traffic Studies

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

Moved by: Councillor P. Christian

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Design and Construction Engineer dated 2018 07 16 concerning the Great Northern Road/Second Line Traffic Studies be received and that the recommendations be used for planning future traffic improvements.

Carried

6.21 Five-Year Capital Road Reconstruction Plan (2019-2023)

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

Moved by: Councillor P. Christian

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Director of Engineering dated 2018 07 16 regarding the five-year capital roads plan be received as information.

Carried

6.22 Pedestrian Crossover Facilities

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

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Design and Construction Engineer dated 2018 07 16 concerning Pedestrian Crossover Facilities be accepted and that the recommendations to adopt the Ontario Traffic Manual Book 15 Pedestrian Crossover Types B through D as the City's standard for pedestrian crossing facilities be approved.

Carried

6.23 2018 Biennial Bridge Inspections – Engineering Agreement

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

The relevant By-law 2018-159 is listed under item 11 of the Minutes.

6.24 Traffic By-law – Annual Review 2018

The report of the Director of Public Works was received by Council.

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Director of Public Works dated 2018 07 16 be accepted and that Council direct the Legal Department to bring forward the appropriate bylaw amendments at a later date.

Carried

6.25 Preliminary Report of the Integrity Commissioner

The preliminary report of the Integrity Commissioner was received by Council.

Moved by: Councillor P. Christian

Seconded by: Councillor O. Grandinetti

Resolved that the preliminary report of the Integrity Commissioner dated 2018 07 16 concerning Request for Investigation – Code of Conduct for Members of Council and Local Boards be received as information.

Carried

7. Reports of City Departments, Boards and Committees

7.1 Administration

7.2 Corporate Services

7.3 Community Development and Enterprise Services

7.3.1 Historic Sites Board 2017 Annual Report – Ermatinger Clergue National Historic Site

The report of the Curator, Old Stone House was received by Council.

Moved by: Councillor P. Christian

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Curator, Old Stone House dated 2018 07 16 concerning Historic Sites Board: Annual Report 2017 for the Ermatinger Clergue National Historic Site be received as information.

Carried

7.4 Public Works and Engineering Services

7.4.1 Contract Award for Waste Collection Services

The report of the Director of Public Works was received by Council.

Moved by: Councillor P. Christian

Seconded by: Councillor S. Butland

Resolved that the report of the Director of Public Works dated 2018 07 16 concerning contract award for waste collection services be received and that:

- staff be directed to proceed with the provision of waste collection service via a hybrid model (50% contractor and 50% City); and
- the contract be awarded to Green For Life; and
- the funding of carts be approved using the Landfill Reserve for upfront initial acquisition of \$1,642,566 including HST with an annual repayment from the tax levy to replenish the Landfill Reserve of approximately \$165,000; and

- two (2) new collection vehicles to be purchased in 2018 from the Public Works Equipment Reserve for \$700,000 to be funded from the uncommitted funds available.

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 O. Grandinetti		X	
Results	10	2	1

Carried

7.5 Fire Services

7.6 Legal

7.7 Planning

7.7.1 A-8-18-Z 188 Kohler Street – 1890685 Ontario Inc. (c/o Ruscio Masonry & Construction)

The report of the Senior Planner was received by Council.

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Senior Planner dated 2018 07 16 concerning Rezoning Application A-8-18-Z be received and that Council rezone the western half of the subject property from Low Density Residential Zone (R3) to Low Density Residential Zone (R3.S) with

a special exception to permit a 2-storey, 16-unit apartment building, in addition to the uses permitted in an R3 Zone, subject to the following special provisions:

- That a 1.8m visually solid wood fence be erected across the rear lot line, adjacent to the proposed parking area.
- That the portion of the property to be rezoned be deemed subject to Site Plan Control.

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

Carried

7.7.2 Economic Growth Community Improvement Plan

The report of the Director of Planning and Enterprise Services was received by Council.

The relevant By-law 2018-152 is listed under item 11 of the Minutes.

7.8 Boards and Committees

7.8.1 Sault Ste. Marie Innovation Centre

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that the following persons be nominated to the Sault Ste. Marie Innovation Centre Board of Directors: Asima Vezina, Chris Wray, Dr. Ron Common and the Deputy CAO Community Development and Enterprise Services.

Carried

8. Unfinished Business, Notice of Motions and Resolutions Placed on Agenda by Members of Council

8.1 Nuala Kenny

Moved by: Councillor S. Myers

Seconded by: Councillor S. Butland

Whereas City Solicitor Nuala Kenny joined the City of Sault Ste Marie Legal Department in 1995; and

Whereas in her capacity she has served the Corporation very well and Whereas Ms. Kenny has provided critical guidance to Mayor and Council on numerous files over the years;

Now Therefore Be It Resolved that Mayor and Council express gratitude to Nuala for her work with the City and wish her much success and happiness in her future endeavours.

Carried

8.2 Ian McMillan Retirement

Moved by: Councillor S. Myers

Seconded by: Councillor S. Butland

Whereas Ian McMillan has been the Director of Tourism for the Sault Ste. Marie Economic Development Corporation since 2001 and will be retiring at the end of July; and

Whereas Ian has developed and delivered a number of tourism marketing initiatives for our community that have brought recognition at the Federal and Provincial levels; and

Whereas these programs have had a direct economic impact on Sault Ste. Marie and area;

Now Therefore Be It Resolved that Mayor and Council express our gratitude to Ian for his work and wish him much success and enjoyment in his retirement and any future endeavors.

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. Butland

Seconded by: Councillor O. Grandinetti

Resolved that all By-laws under item 11 of the Agenda and Addendum under date 2018 07 16 be approved, save and except 2018-145, 2018-149, 2018-161 and 2018-162.

Carried

11.1 By-laws before Council to be passed which do not require more than a simple majority

11.1.1 By-law 2018-145 (Agreement) Great Lakes Honda Easement

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

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that By-law 2018-145 being a by-law to authorize the execution of the Agreement between the City and Sault North Auto Ltd. o/a Great Lakes Honda for the registration of a City easement and the transfer and leaseback of certain City owned lands be passed in open Council this 16th day of July, 2018.

Carried

11.1.4 By-law 2018-149 (Regulations) Tomasic Wedding Noise Exemption

Councillor M. Bruni declared a conflict on this item. (Attending the event)

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that By-law 2018-149 being a by-law to exempt the wedding of Meeka Tomasic at 5 McGregor Avenue on August 11, 2018 from 5:00 p.m. to 1:00 a.m. from Noise Control By-law 80-200 be passed in open Council this 16th day of July, 2018.

Carried

11.1.15 By-law 2018-161 (Agreement) Algoma District School Board

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

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that By-law 2018-161 being a by-law to authorize the execution of the Agreement between the City and Algoma District School Board to provide municipal election administration services for the Sault Locality (unorganized municipal territory north of Sault Ste. Marie) and to repeal By-law 2018-91 be passed in open Council this 16th day of July, 2018.

Carried

11.1.16 By-law 2018-162 (Agreement) Huron-Superior Catholic District School Board

Councillor L. Turco declared a conflict on this item. (Spouse is a trustee of the Huron-Superior Catholic District School Board.)

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that By-law 2018-162 being a by-law to authorize the execution of the Agreement between the City and Huron-Superior Catholic District School Board to provide municipal election administration services for the Sault Locality (unorganized municipal territory north of Sault Ste. Marie) be passed in open Council this 16th day of July, 2018.

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 P. Christian

Seconded by: Councillor O. Grandinetti

Resolved that this Council proceed into closed session regarding:

- a proposed acquisition of property;
- two proposed dispositions of property;
- labour relations or employee negotiations
- potential litigation

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 without the need for a further authorizing resolution.

(Municipal Act R.S.O. 2002 – section 239 (2) (c), a proposed or pending acquisition or disposition of land by the municipality; section 239 (2)(d) labour relations or employee negotiations; and section 239 (2)(e) potential litigation.)

Carried

14. Adjournment

Moved by: Councillor S. Butland

Seconded by: Councillor O. Grandinetti

Resolved that this Council now adjourn.

Carried

“Christian Provenzano”

Mayor

“Malcolm White”

City Clerk