



**The Corporation of the City of Sault Ste. Marie  
Regular Meeting of City Council  
Agenda**

Monday, January 8, 2018

4:30 pm

Council Chambers

Civic Centre

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	Pages
<b>1. Adoption of Minutes</b>	<b>9 - 31</b>
Mover Councillor S. Butland Seconder Councillor J. Krmpotich	
Resolved that the Minutes of the Regular Council Meeting of 2017 12 11 be approved.	
<b>2. Questions and Information Arising Out of the Minutes and not Otherwise on the Agenda</b>	
<b>3. Declaration of Pecuniary Interest</b>	
<b>4. Approve Agenda as Presented</b>	
Mover Councillor S. Butland Seconder Councillor O. Grandinetti	
Resolved that the Agenda for 2018 01 08 City Council Meeting as presented be approved.	
<b>5. Proclamations/Delegations</b>	
<b>5.1 PUC – Introduction of CEO Rob Brewer</b>	
<b>5.2 Christmas Lighting Awards</b>	
<b>5.3 Kiwanis Club of Sault Ste. Marie</b>	
Dave Shier, President – Lakeshore Kiwanis Foundation and representatives of	

the Lakeshore Kiwanis Club re: Splash Pad donation.

**5.4 Alzheimer Awareness Month**

Terry Caparossi, Executive Director, Sault Ste. Marie Alzheimer Society  
Alfred and Jackie Johns

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

Mover Councillor P. Christian  
Seconder Councillor J. Krmpotich

Resolved that all the items listed under date 2018 01 08 – Agenda item 6 – Consent Agenda be approved as recommended.

**6.1 Outstanding Council Resolutions 32 - 38**

**6.2 Request to Rename Foster Drive 39 - 40**

A report of the Director of Engineering is attached for the consideration of Council.

Mover Councillor P. Christian  
Seconder Councillor O. Grandinetti

Resolved that the report of the Director of Engineering dated 2018 01 08 be received and that staff be directed to canvass affected property owners for input and report back to Council at a future meeting.

**6.3 Biosolids Management Engineering Services 41 - 42**

A report of the Land Development and Environmental Engineer is attached for the consideration of Council.

The relevant By-law 2018-3 is listed under item 11 of the Agenda and will be read with all by-laws under that item.

**6.4 Ontario Sport and Recreation Communities Fund Grant Application 43 - 44**

A report of the Manager of Recreation and Culture is attached for the consideration of Council.

Mover Councillor P. Christian  
Seconder Councillor J. Krmpotich

Resolved that the report of the Manager of Recreation and Culture dated 2018 01 08 concerning the Ontario Sport and Recreation Communities Fund Grant Application be received and that staff be authorized to apply to Ministry of Tourism, Culture and Sport for a two year grant funded by Ontario Sport and Recreation Communities Fund Grant Program.

- 6.5 Splash Pad Donation and Recognition Package 45 - 49**
- A report of the Manager of Recreation and Culture is attached for the consideration of Council.
- Mover Councillor P. Christian  
Seconder Councillor O. Grandinetti
- Resolved that the report of the Manager of Recreation and Culture dated 2018 01 08 concerning Splash Pad Donation and Recognition Package be approved for distribution.
- 6.6 Township of Prince Police Services Agreement Termination 50 - 51**
- A report of the Chief Financial Officer and Treasurer is attached for the information of Council.
- Mover Councillor S. Butland  
Seconder Councillor J. Krmpotich
- Resolved that the report of the Chief Financial Officer and Treasurer dated 2018 01 08 regarding the Termination of the Township of Prince Police Services Agreement be received as information.
- 6.7 Young Street and Main Pump Station Upgrades 52 - 53**
- A report of the Land Development and Environmental Engineer is attached for the consideration of Council.
- Mover Councillor S. Butland  
Seconder Councillor O. Grandinetti
- Resolved that the report of the Land Development and Environmental Engineering dated 2018 01 08 concerning the Young Street and Main Pump Station upgrades be received and that the additional contract fees be approved.
- 6.8 Potential Funding Sources for Front-Line Staff Customer Service Training 54 - 55**
- A report of the Director of Human Resources is attached for the information of Council.
- Mover Councillor P. Christian  
Seconder Councillor J. Krmpotich
- Resolved that the report of the Director of Human Resources concerning Potential Funding Sources for Front-line Staff Customer Service Training dated 2018 01 08 be received as information.
- 7. Reports of City Departments, Boards and Committees**
- 7.1 Administration**

- 7.2 Corporate Services
- 7.3 Community Development and Enterprise Services
- 7.4 Public Works and Engineering Services
- 7.5 Fire Services
- 7.6 Legal
- 7.7 Planning
- 7.8 Boards and Committees
- 8. Unfinished Business, Notice of Motions and Resolutions Placed on Agenda by Members of Council
- 8.1 Garbage Collection Request for Proposal

Mover Councillor M. Shoemaker  
Seconder Councillor O. Grandinetti

Whereas on September 25, 2017 Council agreed to extend the refuse collection contract for an additional year to a revised end date of July 29, 2019; and

Whereas the report to Council on September 25, 2017 advised Council that it was the intention of staff to "use AECOM to complete an analysis of the collection methods and prepare a request for proposals to commence a new contract that would begin when the current contract expires"; and

Whereas the extension of the contract and the proposed request for proposal provide Council with the opportunity to examine the entire waste collection system and determine if there are efficiencies that can be found;

Now Therefore Be It Resolved that staff be requested to prepare a report comparing the costs of the two systems of refuse collection currently deployed in the City, those being collection by City staff and collection by an independent contractor, and that the comparison include, but not be limited to, the following costs:

- the number of pickups for each collection method
- all associated labour costs
- pension and benefit costs
- cost to purchase, service and maintain equipment
- fuel costs
- costs for providing accommodation to any employees who require it
- administrative costs, whether fully apportioned to waste collection or on a

- proportional basis; and
- any other relevant cost

## **8.2 Budget Options**

Mover Councillor M. Shoemaker  
Seconder Councillor P. Christian

Whereas a May 8, 2017 motion at City Council requested a list from City staff on options to achieve a 0% budget increase and a 1% budget reduction in 2018; and

Whereas such a list was not provided by staff despite a clear Council directive;

Now Therefore Be It Resolved that the five City Departments being: Public Works and Engineering, Fire Services, Legal Department, Corporate Services and Community Development and Enterprise Services be directed to present to City Council in the first quarter of 2018 a specific list of all discretionary spending for Council to consider possible savings options during budget deliberations.

## **8.3 Budget Changes**

Mover Councillor S. Myers  
Seconder Councillor R. Niro

Whereas it is the will of City Council to rely upon the expertise of staff to provide timely reports that include information as to where Council can look for greater efficiencies or new sources of revenue in both mandatory and discretionary services; and

Whereas Council needs to know the current state of City operations related to potential efficiencies that could result in greater savings such as, but not limited to, areas of technology that could streamline operations and result in better customer service and reduced cost of service delivery and what costs might be incurred in the short term for a longer term benefit; and

Whereas under the new direction to staff during this term of City Council budget tracking and preparation takes place throughout the year and is reported to City Council; and

Whereas this approach has enabled staff to prepare "real time" budgeting that has had various options presented to Council throughout the year; and

Whereas changes that impact the budget both positively and negatively can occur throughout the operating year, such as, but not limited to, changes in other funding sources (eg. OMPH this year higher than budgeted), legislative changes such as minimum wage or cost of materials essential to operations such as fuel, hydro, etc.; and

Whereas City Council strongly directs staff to prepare a list of specific items within the current overall operation of the City that can reduce the levy by identifying a better and less costly way of delivering the service – mandatory

or discretionary or through identifying increased sources of revenue

Now Therefore Be It Resolved that this information be provided to Council in the form of a quarterly report in order to implement any possible change in whole or in part immediately and clearly in time for the final budget for the following year.

**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**

Mover Councillor P. Christian  
Seconder Councillor J. Krmpotich

Resolved that all By-laws under item 11 of the Agenda under date 2018 01 08 be approved.

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

**11.1.1 By-law 2018-1 (Traffic 77-200)**

56 - 56

Mover Councillor S. Butland  
Seconder Councillor O. Grandinetti

Resolved that By-law 2018-1 being a by-law to consolidate amendments to Traffic By-law 77-200 be passed in open Council this 8th day of January 2018.

**11.1.2 By-law 2018-2 (Property) 22 MacDonald Avenue**

57 - 58

Council Report was passed by Council resolution on December 2, 2013.

Mover Councillor S. Butland  
Seconder Councillor O. Grandinetti

Resolved that By-law 201802 being a by-law to declare the City owned property legally described as Wyman Place PL 285 ST. MARY'S CLOSED BY X553; LT 1-7 BLK 21 PL 285 ST. MARY'S EXCEPT PT 2 1R10022; PT LT 8 BLK 21 PL 285 ST. MARY'S AS IN RY43529; LT 1-5 BLK 22 PL 285 ST. MARY'S PT LT 12 PL 9298 ST. MARY'S PT 1 1R10022; SAULT STE. MARIE, being civic 22 MacDonald Avenue, as surplus to the City's needs and to authorize the disposition of the said property be passed in open Council this 8th day of January 2018.

**11.1.3 By-law 2018-3 (Agreement) Biosolids Management Project**

59 - 75

A report from the Land Development and Environmental Engineer is on the Agenda.

Mover Councillor S. Butland  
Seconder Councillor O. Grandinetti

Resolved that By-law 2018-3 being a by-law to authorize the execution of the Agreement between the City and AECOM Canada Ltd. for the Biosolids Management project be passed in open Council this 8th day of January 2018.

**11.1.4 By-law 2018-4 (Lane Closing) Cornwall and York Subdivision 76 - 78**

Council Report passed by Council resolution on November 4, 2013.

Mover Councillor S. Butland  
Seconder Councillor O. Grandinetti

Resolved that By-law 2018-4 being a by-law to stop up, close and authorize the conveyance of a portion of a lane in the Cornwall and York Subdivision, Plan 703 be passed in open Council this 8th day of January, 2018.

**11.1.5 By-law 2018-5 (Taxes) Interim Tax Levies 79 - 81**

Mover Councillor S. Butland  
Seconder Councillor O. Grandinetti

Resolved that By-law 2018-5 being a by-law to provide for interim tax levies be passed in open Council this 8th day of January 2018.

**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**

Mover Councillor P. Christian  
Seconder Councillor O. Grandinetti

Resolved that this Council proceed into closed session to discuss property acquisitions;

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) proposed or pending acquisition or disposition of land by the municipality.*

**14. Adjournment**

Mover Councillor P. Christian  
Seconder Councillor O. Grandinetti

Resolved that this Council now adjourn.





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

Monday, December 11, 2017

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 J. Krmpotich, Councillor O. Grandinetti

**Officials:** A. Horsman, R. Tyczinski, T. Vair, L. Girardi, M. White, N. Kenny, S. Schell, P. Niro, P. Johnson, D. Elliott, S. Hamilton Beach, P. Tonazzo, V. McLeod, T. Vecchio, R. Madonna, I. Bruno

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the Minutes of the Regular Council Meeting of 2017 11 20 and Budget Meeting of 2017 12 04 be approved.

**Carried**

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

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

eSCRIBE Minutes

**3.1 Councillor J. Krmpotich – Port of Algoma Agreements – Amendments**

Employee of Essar Steel Algoma Inc.

**3.2 Councillor O. Grandinetti – Port of Algoma Agreements – Amendments**

Employee of Essar Steel Algoma Inc.

**3.3 Councillor M. Shoemaker – Heritage Property Tax Rebate Program**

Property owner is a client of law firm.

**3.4 Councillor M. Bruni – Sault Ste. Marie Insectarium (Entomica) EDF Application**

Relative employed by Sault Ste. Marie Economic Development Corporation

**3.5 Councillor M. Shoemaker – Agreements for Fox Run Subdivision**

Subdivider is a client of law firm.

**3.6 Councillor L. Turco – Downtown Safety Strategy**

Spouse is employed by Sault Ste. Marie Police Service.

**3.7 Councillor O. Grandinetti – Sault Smart Grid Project – Natural Resources Canada Funding**

Spouse is employed by Natural Resources Canada.

**4. APPROVE AGENDA AS PRESENTED**

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the Agenda for 2017 12 11 City Council Meeting as presented be approved.

**Carried**

**5. PROCLAMATIONS/DELEGATIONS**

**5.1 Construction Employer Cost Benefit**

Karen Renkema, Senior Manager, Public Affairs, Progressive Contractors Association of Canada; and Andrew Regnerus, Ontario Construction Coordinator, Christian Labour Association of Canada were in attendance regarding Agenda item 7.1.

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

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that all the items listed under date 2017 12 11 – Agenda item 6 – Consent Agenda be approved as recommended save and except Agenda items 6.2 and 6.10.

**Carried**

**6.1 Port of Algoma Agreements – Amendments**

Councillor J. Krmpotich declared a conflict on this item. (Employee of Essar Steel Algoma Inc.)

Councillor O. Grandinetti declared a conflict on this item. (Employee of Essar Steel Algoma Inc.)

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 2017 12 11 regarding an amendment to the FedNor and NOHFC Port of Algoma contribution agreements be approved and the end date be extended from December 31, 2017 to June 28, 2019.

**Carried**

**6.3 2018 Corporate Memberships**

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Deputy City Clerk dated 2017 12 11 concerning 2018 corporate membership fees be received and that payment of 2018 memberships be approved.

**Carried**

**6.4 2018 Borrowing By-laws**

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

The relevant By-laws 2017-237 and 2017-238 are listed under item 11 of the Minutes.

**6.5 Property Tax Appeals**

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

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that the report of the Manager of Accounting and City Tax Collector dated 2017 12 11 concerning Property Tax Appeals be received and that the tax records be amended pursuant to Section 357 of the *Municipal Act*.

**Carried**

#### **6.6 RFP – Security Services – Civic Centre**

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Manager of Purchasing dated 2017 12 11 be received and that the proposal submitted by Commissionaires Ottawa to provide Security Services for the Civic Centre, as required by the Building Services Division of the Public Works and Engineering Services be approved.

The contract will commence January 1, 2018 and continue for a period of three (3) years allowing for two (2) further one (1) year extensions by mutual agreement.

**Carried**

#### **6.7 Sault Summit**

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Deputy CAO, Community Development and Enterprise Services dated 2017 12 11 regarding the development of a “Sault Summit” event and web platform be received and that Council authorize staff to invest up to \$20,000 in the delivery of this event and the associated web platform.

**Carried**

#### **6.8 Heritage Property Tax Rebate Program**

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

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Manager of Recreation and Culture dated 2017 12 11 concerning Heritage Property Tax Rebate Program be received and the recommendation of the Sault Ste. Marie Municipal Heritage Committee that 83 Huron Street be enrolled in the Heritage Property Tax Rebate Program be approved.

**Carried**

#### **6.9 Designated Heritage Property Tax Rebates**

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

Moved by: Councillor O. Grandinetti

Seconded by: Councillor P. Christian

Resolved that the report of the Manager of Recreation and Culture dated 2017 12 11 concerning Designated Heritage Property Tax Rebates be received and that the recommendation of the Sault Ste. Marie Municipal Heritage Committee that designated heritage property tax rebates for the 2016 tax year be paid to the qualified owners of designated heritage properties enrolled in the program be approved.

**Carried**

#### **6.11 Biosolids Management Engineering Services**

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

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that the report of the Land Development and Environmental Engineer dated 2017 11 20 concerning the biosolids management facility engineering services be received and that AECOM be retained.

An Engineering Agreement will be brought forward at a future Council meeting.

**Carried**

#### **6.12 Asphalt Paving Restrictions**

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Director of Engineering dated 2017 12 11 concerning restrictions to timing of asphalt paving be received as information.

**Carried**

**6.13 Emergency Management Program and Emergency Response Plan**

The report of the Emergency Management Coordinator was received by Council.

The relevant By-law 2017-236 is listed under item 11 of the Minutes.

**6.14 AG28 – United Way – Insurance Provision**

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

The relevant By-law 2017-235 is listed under item 11 of the Minutes.

**6.15 Property Required for Bridge Plaza Redevelopment**

The report of the Assistant City Solicitor/Senior Litigation Counsel was received by Council.

The relevant By-laws 2017-247, 2017-248, 2017-249, 2017-250, and 2017-251 are listed under item 11 of the Minutes.

**6.16 Agreements for Fox Run Subdivision**

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

The report of the Assistant City Solicitor/Senior Litigation Counsel was received by Council.

The relevant By-laws 2017-239 and 2017-240 are listed under item 11 of the Minutes.

**6.17 Licence to Occupy City Property – International Bridge Lands**

The report of the Assistant City Solicitor/Senior Litigation Counsel was received by Council.

The relevant By-law 2017-252 is listed under item 11 of the Minutes.

**6.18 Last Minute Late Night Event – Licence to Occupy**

The report of the Assistant City Solicitor/Senior Litigation Counsel was received by Council.

The relevant By-laws 2017-223 and 2017-246 are listed under item 11 of the Minutes.

**6.19 Acquisition 1' Reserves (Part 1 1R11996 Chatfield Drive and Part 2 1R11996 Balsam Lane)**

The report of the City Solicitor was received by Council.

The relevant By-law 2017-224 is listed under item 11 of the Minutes.

**6.2 Code of Conduct – Council and Local Boards**

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

The relevant By-law 2017-242 is listed under item 11 of the Minutes.

Moved by: Councillor S. Myers

Seconded by: Councillor S. Hollingsworth

Resolved that the draft Code of Conduct listed under item 11.1.21 (by-law 2017-242) be amended by inserting the words "office space" in the second bullet a) under the Section "Use of City Property" found on page 3 of the document, and

Further that Appendix "A" under the same item be amended by adding the words "identifying the specific provision of the Code of Conduct that is alleged to have been contravened" under item 1 of the informal resolution process.

**Carried**

#### **6.10 Sault Ste. Marie Insectarium (Entomica) EDF Application**

Councillor M. Bruni declared a conflict on this item. (Relative employed by Sault Ste. Marie Economic Development Corporation)

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Deputy CAO, Community Development and Enterprise Services be received and the request for funding in the amount of \$78,000 from the Economic Development Fund be approved.

**Carried**

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

#### **7.1 ADMINISTRATION**

##### **7.1.1 Construction Employer Cost Benefit**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that the report of the Director of Human Resources dated 2017 11 06 concerning Construction Employer Cost Benefit be received as information.

**Carried**

Moved by: Councillor M. Shoemaker

Seconded by: Councillor O. Grandinetti

Whereas the Ontario Labour Relations Board (OLRB) decision to designate the City of Sault Ste. Marie as a construction employer in 1987 has meant that a monopoly on City construction work is held by two specific unions, to the exclusion of all other unionized and non-unionized businesses; and

Whereas the Essex School Board was faced with the same type of monopoly for construction projects under their directions; and

Whereas the Essex School Board successfully changed their practices and challenged their designation as a Construction Employer before the OLRB; and

Whereas the fastest and most cost-effective solution to the Construction Employer designation would be a change in legislation, as has been proposed by Kitchener MPP Michael Harris; and

Whereas governments from all three parties have been in power since Sault Ste. Marie was designated a construction employer and none of them have made the requisite legislative change; and

Whereas it is expected to cost between \$600,000 and \$800,000 to change our construction practices and challenge our Construction Employer designation; and

Whereas the savings from not being designated a Construction Employer are expected to be between \$400,000 and \$15,000,000; and

Now Therefore Be It Resolved that staff prepare for and budget for the necessary changes to the City's practices for implementation in the 2019 budget year, and

Be It Further Resolved that once implemented, staff provide a yearly status report to Council on the progress being made, and a final report seeking direction when the City is in a position to commence a challenge of their Construction Employer designation in front of the OLRB.

<b>Recorded</b>	<b>For</b>	<b>Against</b>	<b>Absent</b>
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		
<b>Results</b>	<b>12</b>	<b>1</b>	<b>0</b>
<b>Carried</b>			

**7.2 COMMUNITY SERVICES DEPARTMENT**

**7.3 ENGINEERING**

**7.4 FIRE**

**7.5 LEGAL**

**7.6 PLANNING**

**7.6.1 A-11-17-Z.OP and 57T-17-502 – 418 Fourth Line West**

The report of the Senior Planner was received by Council.

Moved by: Councillor O. Grandinetti

Seconded by: Councillor P. Christian

Resolved that the Report of the Senior Planner, dated 2017 12 11 concerning Rezoning/Official Plan Amendment Application A-11-17-Z.OP and Draft Plan of Condominium Application 57T-17-502 be received and that Council defer this application to March 19, 2018.

**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 Downtown Safety Strategy**

Councillor L. Turco declared a conflict on this item. (Spouse is employed by Sault Ste. Marie Police Service.)

Moved by: Councillor S. Hollingsworth

Seconded by: Councillor S. Myers

Whereas City Council is investing significantly in supporting the Downtown Development Strategy; and

Whereas creating a safe community is important across the community and in particular should be given the utmost consideration and inclusion in the Downtown Development Strategy; and

Whereas development of options that increase the feeling of safety in the downtown area at all hours will have a positive economic effect as people may remain in the area longer;

Now Therefore Be It Resolved that a downtown safety strategy be identified and included as part of the Downtown Development Strategy; and

Further Be It Resolved that such a strategy be developed in consultation with the Sault Ste. Marie Police Service, the Downtown Association, and other related community groups seeking to increase public safety.

**Carried**

**8.2 Pedestrian Crossing – Queen and Lake Streets**

Moved by: Councillor S. Myers

Seconded by: Councillor S. Hollingsworth

Whereas in 2001 and in 2007 City Council received reports regarding options to provide a safer means for pedestrian crossing of Queen Street at Lake Street to access Bellevue Park; and

Whereas the report to City Council dated September 24, 2007 states “Since warrants do not justify any additional traffic control devices, staff have been investigating the use of "refuge islands" in the vicinity of the Queen/Lake Street intersection as well as the area of Bellevue Park. These islands are placed at locations where pedestrians can cross a lane of traffic onto the island and wait until a gap in the traffic allows them to cross the remaining lane. They are normally located in a centre turning lane. It is felt that the island would give protection to the pedestrian due to that fact that the island is not located in a traveled lane”; and

Whereas the report further states that “This proposal will require the changing of the lane configuration along Queen Street from four (4) lanes to three (3) lanes. The initiative is being put forward since Public Works staff is aware that the Cycling Master Plan has placed, as one of its top priorities, the establishing of a cycling route on Queen Street East starting east of Pim Street. This will require the changing of Queen Street to a three lane configuration. Public Works staff supports this initiative due to the fact that the three (3) lane configuration will help to solve turning movements at the Pine/Queen Street intersection as well as provide a lane set up that allows the installation of “refuge islands”; and

Whereas changing Queen Street from four lanes to three lanes has been completed;

Now Therefore Be It Resolved that staff be requested to report back to City Council regarding the installation of a “refuge island” at Queen and Lake Street or any other recommendations around creating a safer option for pedestrian crossing in this area.

**Carried**

### **8.3 Related City Employees**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor M. Shoemaker

Whereas a perception exists locally that family members of existing staff are given preference for City positions; and

Whereas such a perception negatively affects the trust of residents in the operations of the City; and

Whereas a City policy already exists that regulates nepotism in the City's hiring practices; and

Whereas full transparency of the facts is the best way to counter this perception;

Now Therefore Be It Resolved that once yearly staff report to Council on how many of the City's employees across all departments are related to one another without the use of names of those employees, but simply by providing numbers and percentages for Council's information.

<b>Recorded</b>	<b>For</b>	<b>Against</b>	<b>Absent</b>
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		
<b>Results</b>	<b>3</b>	<b>10</b>	<b>0</b>
<b>Defeated</b>			

#### **8.4 Essar Centre Box Seats**

Moved by: Councillor M. Shoemaker

Seconded by: Councillor O. Grandinetti

Whereas the Essar Centre box seats have been sold out since the Essar Centre was built in 2006; and

Whereas when the Essar Centre was built, additional box seats were framed in, but were not completed; and

Whereas there is a waiting list for additional boxes if they are completed; and

Whereas there is an opportunity with greater seating capacity to attract more sports or entertainment events; and

Whereas funding may be available through provincial or federal programs to assist with the cost of completing the already-framed-in box seats;

Now Therefore Be It Resolved that staff be requested to bring forward a plan to develop the additional box seats at the Essar Centre as well as investigate what other potential sources of funding may be available.

**Carried**

#### **8.5 Skating Trails**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor M. Shoemaker

Whereas many municipalities across Canada have developed skating trails as a new way to keep residents active in the winter months; and

Whereas a healthy population is a happy and productive population, with lower rates of medical issues and common health problems; and

Whereas Toronto, Winnipeg, Hamilton, Edmonton, Huntsville and Whitehorse have developed skating trails, either on rivers or on land, ranging from one to eleven kilometres in length;

Now Therefore Be It Resolved that City staff be requested, in consultation with the Parks and Recreation Advisory Committee, to explore opportunities for development of a skating trail or other recreational activities within the City.

**Carried**

#### **8.6 Sault Smart Grid Project – Natural Resources Canada Funding**

Councillor O. Grandinetti declared a conflict on this item. (Spouse is employed by Natural Resources Canada.)

Moved by: Councillor S. Butland

Seconded by: Councillor S. Hollingsworth

Whereas at the November 20, 2017 Council Meeting, Council received a report on Utility Distribution Microgrids; and

Whereas said report outlined the potential socio-economic and development benefits to the community of a local microgrid project; and

Whereas Natural Resources Canada (NRCan) has funding available for microgrid projects under the Green Energy Funding umbrella and the PUC is preparing an application for funding of \$9.2 M from this funding umbrella,

Now Therefore Be It Resolved that City Council support the application of PUC Inc. for funding from the NRCan Green Energy Fund for the Sault Smart Grid project ; and

Further that Council authorizes Mayor Provenzano to provide a letter of support to NRCan endorsing this funding application.

**Carried**

#### **8.7 Budget Options**

Moved by: Councillor M. Shoemaker

Seconded by: Councillor P. Christian

Be It Resolved that the five City departments being Public Works and Engineering, Emergency Services, Legal Department, Corporate Services and Community Development and Enterprise Services be directed to present to City Council 2019 preliminary budgets with a 0% increase over their 2018 approved budgets, including a list of cost savings options for Council to consider in achieving that 0% budget change; and

Further that each City department provide a further list of cost savings options for Council's consideration to achieve a 1% overall reduction from their respective 2018 approved budgets.

##### **8.7.1 Additional resolutions**

Moved by: Councillor M. Shoemaker

Seconded by: Councillor P. Christian

Whereas a May 8, 2017 motion at City Council requested a list from City staff on options to achieve a 0% budget increase and a 1% budget reduction in 2018; and

Whereas such a list was not provided by staff despite a clear Council directive;

Now Therefore Be It Resolved that the five City Departments being: Public Works and Engineering, Fire Services, Legal Department, Corporate Services and Community Development and Enterprise Services be directed to present to City Council in the first quarter of 2018 a specific list of all discretionary spending for Council to consider possible savings options during budget deliberations.

Moved by: Councillor S. Myers

Seconded by: Councillor S. Hollingsworth

Whereas it is the will of City Council to rely upon the expertise of staff to provide timely reports that include information as to where Council can look for greater efficiencies or new sources of revenue in both mandatory and discretionary services; and

Whereas Council needs to know the current state of City operations related to potential efficiencies that could result in greater savings such as, but not limited to, areas of technology that could streamline operations and result in better customer service and reduced cost of service delivery and what costs might be incurred in the short term for a longer term benefit; and

Whereas under the new direction to staff during this term of City Council budget tracking and preparation takes place throughout the year and is reported to City Council; and

Whereas this approach has enabled staff to prepare "real time" budgeting that has had various options presented to Council throughout the year; and

Whereas changes that impact the budget both positively and negatively can occur throughout the operating year, such as, but not limited to, changes in other funding sources (eg. OMPH this year higher than budgeted), legislative changes such as minimum wage or cost of materials essential to operations such as fuel, hydro, etc.; and

Whereas City Council strongly directs staff to prepare a list of specific items within the current overall operation of the City that can reduce the levy by identifying a better and less costly way of delivering the service – mandatory or discretionary or through identifying increased sources of revenue

Now Therefore Be It Resolved that this information be provided to Council in the form of a quarterly report in order to implement any possible change in whole or in part immediately and clearly in time for the final budget for the following year.

**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 J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that all By-laws under item 11 of the Agenda under date 2017 12 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 2017-222 (Walk of Fame)**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-222 being a by-law to amend By-law 2002-193 be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.2 By-law 2017-223 (Agreement) Licence to Occupy for Last Minute Late Night Event**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-223 being a by-law to authorize the execution of the Agreement between the City and the Queenstown Association o/a Downtown Association to permit event programming to take place on the March Street Stage on Friday, December 15, 2017 for the Last Minute Late Night Event be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.3 By-law 2017-224 (Property Acquisition) 1' Reserves Chatfield Drive and Balsam Lane**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-224 being a by-law to authorize the acquisition of property being 1' reserves abutting Chatfield Drive and Balsam Lane (Ficmar Developments Inc.) be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.4 By-law 2017-225 (Building) Amend 2008-148**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-225 being a by-law to amend Schedule "A" to By-law 2008-148 (a by-law respecting construction, demolition and change of use permits, inspections and related matters for the City of Sault Ste. Marie) and to repeal By-laws 2013-10, 2013-224, 2015-32 and 2016-211 be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.5 By-law 2017-226 (Regulations) Licensing Pawnbrokers**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-226 being a by-law to amend By-law 2003-52 (Licensing Pawnbrokers) be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.6 By-law 2017-227 (Licensing) Amend By-law 2003-51 (Food Vendors)**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-227 being a by-law to amend By-law 2003-51 (a by-law to license, regulate and govern vehicles from which refreshments are sold for consumption by the public) be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.7 By-law 2017-228 (Agreement) 1181163 Ontario Ltd. o/a Municipal Waste & Recycling Consultants**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-228 being a by-law to authorize the execution of the Agreement between the City and 1181163 Ontario Ltd. o/a Municipal Waste & Recycling Consultants for the Residential Waste Collection Services Contract Addendum No. 1 to Original Agreement Dated June 11, 2010 for the provision of curbside refuse collection be passed in open Council this 11th day of December, 2017.

**Carried**



**11.1.8 By-law 2017-229 (Regulations) Amend By-law 2002-165 (Adult Entertainment Parlours)**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-229 being a by-law to amend By-law 2002-165 (Adult Entertainment Parlours) be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.9 By-law 2017-230 (Licencing) Amend by-law 2017-230 (Licencing Plumbers)**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-230 being a by-law to amend By-law 2003-54 (Licencing Plumbers) be passed in open Council this 11th day of December 2017.

**Carried**

**11.1.10 By-law 2017-231 (Licensing) Amend By-law 2003-50 (Amusement Arcades)**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-231 being a by-law to amend By-law 2003-50 (License Amusement Arcades) be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.11 By-law 2017-232 (Licencing) Amend By-law 2003-53 (Licencing Peddlers)**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-232 being a by-law to amend By-law 2003-53 (Licencing Peddlers) be passed in open Council this 11th day of December 2017.

**Carried**

**11.1.12 By-law 2017-233 (Fees) Amend By-law 2010-87 (Committee of Adjustment)**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-233 being a by-law to amend By-law 2010-87 (Minor Variance Fees for Commercial, Industrial or Institutional Zoned Applications Committee of Adjustment) be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.13 By-law 2017-234 (Streets) Amend By-law 2008-131**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-234 being a by-law to amend Streets By-law 2008-131 be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.14 By-law 2017-235 (Agreement) United Way Insurance Provision**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-235 being a by-law to authorize the execution of the Agreement between the City and the United Way of Sault Ste. Marie to incorporate an insurance provision into the existing Licence to Occupy Agreement.

**Carried**

**11.1.15 By-law 2017-236 (Emergency Management Program and Emergency Response Plan)**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-236 being a by-law to adopt an Emergency Management Program and Emergency Response Plan and to meet other Requirements under the *Emergency Management and Civil Protection Act* be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.16 By-law 2017-237 (Financing) Borrowing – Current Expenditures**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-237 being a by-law to to authorize the borrowing of \$10,000,000 to meet current expenditures until taxes are collected be passed in open Council this 11th day of December 2017.

**Carried**

**11.1.17 By-law 2017-238 (Financing) Borrowing – Capital Expenditures**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-238 being a by-law to authorize the borrowing of \$15,000,000 to finance capital expenditures for short and long term purposes for The Corporation of the City of Sault Ste. Marie and \$6,200,000 for the Public Utilities Commission of the City of Sault Ste. Marie be passed in open Council this 11th day of December 2017.

**Carried**

**11.1.18 By-law 2017-239 (Agreement) Fox Run Subdivision Limiting Distance Agreement**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-239 being a by-law to authorize the execution of the Agreement between the City and Fox Run Developments (Sault) Inc. for a Limiting Distance Agreement for 27, 29 and 31 Madison Avenue be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.19 By-law 2017-240 (Agreement) Fox Run Subdivision Secondary Agreement**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-240 being a by-law to authorize the execution of an Agreement between the City and Fox Run Developments (Sault) Inc., being an Agreement to bind the terms and conditions of the Subdivision Agreement for Fox Run Subdivision – Phase I (the “Subdivision Agreement”) made the 18<sup>th</sup> day of October 2012, to the lands legally described as Lot 4, Plan 1M-589; Subject to an Easement in Gross over Part 4 Plan 1R-12329 as in AL116858; City of Sault Ste. Marie, PIN 31511-0286 be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.20 By-law 2017-241 (Finance) Amend User Fee By-law 2017-210**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-241 being a by-law to amend By-law 2017-210 (User Fees and Service Charges by-law) be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.21 By-law 2017-242 (Administration) Code of Conduct**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-242 being a by-law to adopt a Code of Conduct for members of Council and Local Boards be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.22 By-law 2017-243 (Streets) Official Street Names**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-243 being a by-law to re-adopt Official Street Names List be passed in open Council this 11th day of December 2017.

**Carried**

**11.1.23 By-law 2017-244 (Street Assumption) Part Keys Street**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-244 being a by-law to assume for public use and establish as a public street that portion of Keys Street described as PIN 31597-0075 (LT) PT KEYS ST PL 2674 KORAH BTN THIRD LINE W & PINE ST ABUTTING LTS 141 TO 160 PL 2674; CITY OF SAULT STE. MARIE, Brooks Subdivision be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.24 By-law 2017-245 (Street Closing and Conveyance) Part of Keys Street**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-245 being a by-law to stop up, close and authorize the conveyance of a portion of Keys Street in the Brooks Subdivision, Plan 2674 be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.25 By-law 2017-246 (Regulations) Noise Exemption for Last Minute Late Night Event**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-246 being a by-law to amend Noise Control By-law 80-200 dealing with the exemption from the Noise Control By-law to accommodate the Last Minute Late Night

Event held by the Downtown Association from 4:00 p.m. to 11:00 p.m. on Friday, December 15, 2017, be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.26 By-law 2017-247 (Street Assumption) Part Hudson Street**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-247 being a by-law to assume for public use and establish as a public lane, that part of a lane described as PIN 31576-0010 (LT) PT LANE PL 4175 ST. MARY'S E OF HUDSON ST & W OF PT 1 & 2 1R10648, Hudson Bay Subdivision and to assume for public use and establish as a public street, that part of Hudson Street described as Part PIN 31576-0329 (LT) PART HUDSON ST PL TOWN PLOT OF ST. MARY'S N OF PT 4 & 5 1R10149; SAULT STE. MARIE be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.27 By-law 2017-249 (Surplus Property) Sinclair Street**

Moved by: Councillor O. Grandinetti

Seconded by: Mayor C. Provenzano

Resolved that By-law 2017-249 being a by-law to declare the City owned property described in PIN 31578-0173 (LT) and PIN 31578-0196 (LT), and more particularly described in Schedule "A" attached hereto, being the former Sinclair Street, as surplus to the City's needs and to authorize the disposition of the said property to the Federal Bridge Corporation Limited (formerly St. Mary's River Bridge Company) be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.28 By-law 2017-250 (Surplus Property) Abutting Carmen's Way**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-250 being a by-law to declare the City owned property described in PIN 31578-0170 (LT) and more particularly described in Schedule "A" attached hereto, which includes civic 514 Queen Street West, as surplus to the City's needs and to authorize the disposition of the said property to the Federal Bridge Corporation Limited (formerly St. Mary's River Bridge Company) be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.29 By-law 2017-251 (Surplus Property) 395 Queen Street West**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-251 being a by-law to declare the City owned property described in PIN 31578-0024 (LT) and more particularly described in Schedule "A" attached hereto, being civic 395 Queen Street West, as surplus to the City's needs and to authorize the disposition of the said property to the Federal Bridge Corporation Limited (formerly St. Mary's River Bridge Company) be passed in open Council this 11th day of December, 2017.

**Carried**

**11.1.30 By-law 2017-252 (Agreement) Licence to Occupy for Bridge Plaza**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-252 being a by-law to authorize the execution of the Agreement between the City and The Federal Bridge Corporation Limited (FBCL) for use of the City lands designated to be transferred to the FBCL until such time as the land transfers are complete and to repeal By-law 2016-201 be passed in open Council this 11th day of December, 2017.

**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 2017-248 (Lane/Street Closing and Conveyance) Hudson**

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Resolved that By-law 2017-248 being a by-law to stop up, close and authorize the conveyance of a portion of a lane in the Hudson Bay Subdivision and part of Hudson Street, Town Plot of St. Mary's be READ a FIRST and SECOND time in open Council this 11th day of December, 2017.

**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 O. Grandinetti

Seconded by: Councillor P. Christian

Resolved that this Council proceed into closed session to discuss labour negotiations;

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 (d) labour relations or employee negotiations*

**Carried**

**14. ADJOURNMENT**

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that this Council now adjourn.

**Carried**

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Mayor

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Deputy City Clerk

**Outstanding Council Resolutions  
as at December 31, 2017**

Meeting Date	Department	Agenda Item	Assigned To	Due Date	Comments	Description	Sponsored By
11-May-09	Police; Legal	Safety measures – Great Northern Road	Police; Legal		Litigation pending	Report on increasing safety measures, possibly lowering speed limit on Great Northern Road from Fifth Line into City	P. Mick L. Turco
14-May-12	PW&ES	Heritage Drive	D. Elliott	Q1 2018		Report on petition requesting renaming an existing street to Heritage Drive	F. Fata T. Sheehan
16-Jul-12	CD&ES (PRAC), Legal, Police	Motorized devices on Hub Trail	N. Kenny; Police	Q1 2018		Report on what mobility devices and other motorized vehicles should be allowed access to the Hub Trail ( <i>tied to Highway Traffic Act resolution of June 22, 2015</i> )	S. Butland L. Turco
19-Nov-12	EDC	Film and television production	EDC			Report – film and television production in Sault Ste. Marie	T. Sheehan L. Turco
4-Feb-13	EDC	International marketplace	EDC			Preliminary study on possible development of an international marketplace on or near the waterfront, in proximity to the downtown core	P. Christian S. Butland
9-Feb-15	EDC/Innovation Centre	Crowdfunding	EDC			Report on a strategy to improve crowdfunding opportunities	T. Sheehan J. Hupponen
9-Mar-15	EDC	Evolution of Community Development	EDC		To be integrated in the Strategic Planning process	Destiny Sault Ste. Marie to undertake actions identified in March 9, 2015 report to determine viability of True Growth proposal.	M. Shoemaker R. Romano
13-Apr-15	Corporate Services	Board/Committee Appointment Process	M. White	Q1 2018		Report as to feasibility of requiring criminal record checks for persons appointed or nominated to boards and committees.	M. Shoemaker R. Romano
11-May-15	CD&ES	Northern Community Centre	T. Vair	Q1 2018		Investigate and report – potential timeframes for completion of Phase 3, Northern Community Centre and estimated costs for construction; also to examine provincial and federal government funding programs	M. Shoemaker J. Krmpotich
8-Jun-15		Animation Cel Collection				Jasmina Jovanovic, Director, Art Gallery of Algoma to address Council as to the status of the Animated Cel Collection in its possession and to offer any recommendation(s) as to its potential benefit to the Art Gallery or City or as to its appropriate and legal disposition.	S. Butland S. Myers
10-Aug-15	CD&ES	Public Art Policy	T. Vair	Q1 2018		Recommend next steps in adopting a public art policy (including graffiti).	S. Butland S. Myers



**Outstanding Council Resolutions  
as at December 31, 2017**

22-Mar-16	CD&ES	Budget 2016	T. Vair	Q1 2018	See also 26 Sept 2016 request for survey of parks usage	Analysis of number of parks	
22-Mar-16	CD&ES	Budget 2016	T. Vair	Q1 2018		Analysis elimination of outdoor rinks	
11-Apr-16	EDC	Province of Ontario "Vacation Villages"	I. McMillan			Review and report back regarding the potential for Sault Ste. Marie to host a vacation village.	S. Butland P. Christian
11-Apr-16	Corporate Services	Truth and Reconciliation Committee	M. White	Q1 2018		Canvass First Nations community for membership on an advisory committee on how best to achieve the objectives for municipal governments as recommended in the Truth and Reconciliation Report.	S. Myers M. Shoemaker
26-Sep-16	CD&ES	Parks Usage	T. Vair	Q2 2017 methodology Q1 2018 report	See also 22 March 2016 request for analysis of number of parks	Survey as to usage of parks	M. Shoemaker S. Butland
26-Sep-16	Legal	Ridesharing Services	N. Kenny	Q1 2018		Reviewing current regulations on local taxi-cab and limousine industry, analyzing ridesharing regulations, engaging community and industry stakeholders throughout the process, and reporting back to Council on a plan of action.	J. Hupponen R. Niro
26-Sep-16	Legal	Changes to Highway Traffic Act	N. Kenny	Q1 2018		Further to June 22, 2015 resolution – report Sept. 26, 16 re: impact of changes to laws regarding ATVs, distracted driving, school bus safety and bicycling - by-law and report	
11-Oct-16	CD&ES	Sunday Bus Service	S. Piraino	Q1 2018	To be included in Transit Route Optimization Study	Review petitions and information collected by community members and report back to Council	S. Butland P. Christian
7-Nov-16	CD&ES	Community Pride Initiative	T. Vair	Q1 2018		Review and report as to potential structure, activities and costs of a Community Pride Initiative (further to reports of Planning Division and Mayor regarding community development (Nov 7/16)	R. Romano P. Christian
21-Nov-16	CD&ES	Long Term Tax Policy (Industrial Tax Policy)	D. McConnell	Q1 2018		Investigate and report as to the feasibility of implementing an Industrial Community Improvement Plan	M. Bruni S. Myers

**Outstanding Council Resolutions  
as at December 31, 2017**

21-Nov-16	Corporate Services	Employee Innovation Program	M. White	Q1 2018		SMT to implement a 3 month program focused on engaging staff at all levels to potential innovations and savings that will affect the 2017 budget and/or fiscal year - report during first quarter of 2017	F. Fata S. Hollingsworth
12-Dec-16	CD&ES	Community Engagement and Planning Advisory Committee (Protocol)	D. McConnell	Q1 2018		Create a community engagement protocol for all types of development approvals	R. Romano P. Christian
9-Jan-17	Legal	Humane Society By-law Proposal	N. Kenny	Q1 2018		Consolidation of animal control by-laws	S. Butland R. Romano
23-Jan-17	Corporate Services	Posting of Expenses to Website	S. Schell M. White	Q1 2018		Review practicality of posting departmental budgets on website or in any other convenient format as well as staff travel expenses and travel reports and all City credit card statements and report back	M. Shoemaker S. Hollingsworth
6-Feb-17	Corporate Services	Closed Captioning – Potential Funding	F. Coccimiglio	Q1 2018		Whether closed captioning of Council meetings can be funded through existing budget or through other outside funding	M. Shoemaker S. Butland
6-Feb-17	Corporate Services	Customer Service Training for all Front-line Staff	P. Niro	Q1 2018	Report – August 21, 2017 Agenda item 6.5. Additional resolution regarding available funding.	Report as to the feasibility and cost implications of providing customer service training to all staff who are dealing with residents on a frequent basis	M. Shoemaker S. Hollingsworth
8-May-17	PW&ES CS&ED	Revenue Generating from Advertising	L. Girardi T. Vair	Q2 2018		Investigate using permanent objects and structures in the City as revenue generating tools.	M. Shoemaker J. Krmpotich
8-May-17	PW&ES	Des Chenes Drive, Pine Shores Drive, Channelview Lane	D. Elliott	Q2 2018		Review Des Chenes Drive, Pine Shores Drive and Channelview Drive and report as to the cost of updating to pavement and possible funding options.	R. Romano M. Bruni
8-May-17	CD&ES	Report on Community Improvement Plans and Tax Increment Equivalent Grant Programs	D. McConnell	Q1 2018		Review and report on the feasibility, costs and potential benefits of implementing Community Improvement Plans for all properties in the City in the industrial and commercial classes.	P. Christian S. Butland

**Outstanding Council Resolutions  
as at December 31, 2017**

8-May-17	CD&ES	Downtown Sault Ste. Marie	D. McConnell	Q1 2018		Investigate the possibility of incorporating our City's history into the overall theme of the downtown area and invite Downtown Association, Tourism Sault Ste. Marie and appropriate City staff to a future council meeting to advise on possible planning elements and features that can be incorporated into the redevelopment of the area so that we can take advantage of our City's history and reputation as a gathering place by the rapids	P. Christian S. Butland
29-May-17	Fire Services	Cost Recovery for Fire Services	P. Johnson	Q1 2018	Pending completion of Fire Master Plan	Report outlining: Ontario cities that have cost-recovery fire services by-laws; what services are charged for in which cities and how much each service is charged out at; analysis of percentage of calls that are chargeable calls vs. non-chargeable calls; revenue broken down by service; any limitations imposed by law on what types of services can be cost-recovered and the amounts that may be charged; estimate of potential revenue the City could expect if it imposes a cost-recovery by-law.	M. Shoemaker P. Christian
12-Jun-17	CD&ES	Charging for Civic Centre Parking	T. Vair	Q1 2018		Report on charging municipal employees for parking at all City-owned buildings including the Civic Centre.	M. Shoemaker F. Fata
12-Jun-17	Legal	Animal Exhibitions and Performances	N. Kenny	Q1 2018		Prepare an amending by-law to incorporate concerns regarding domestic animals in animal exhibitions and performances	J. Hupponen M. Shoemaker

**Outstanding Council Resolutions  
as at December 31, 2017**

26-Jun-17	Corporate Services	Tax Ratio and Tax Policy Budgeting Session	S. Schell	Q1 2018		Schedule meeting in 2018 budget schedule to explain: Current tax policy and how it distributes the tax levy across property classes; Provincial thresholds, ranges of fairness, and levy restrictions and how these affect the use of tax ratios for different classes; The financial impact of hypothetical changes to the tax ratios for commercial and industrial classes and how such changes might affect the taxes levied from other property classes; and How capping and clawback regulations and policies affect the taxes owing for individual properties when there are substantial shifts in assessment or tax rate changes within a class.	M. Shoemaker S. Hollingsworth
26-Jun-17	Legal	Peddler Licencing By-law	N. Kenny	Q1 2018	Report – August 21, 2017 Agenda item 6.17. Amended draft by-laws requested (peddlers and food vendors)	Review Peddler By-law and report on how its compliance and enforcement provisions could be strengthened so as to deter peddlers from operating illegally within the City and thereby ensure greater fairness for local businesses	R. Niro M. Shoemaker
26-Jun-17	CD&ES Legal	Weekend Downtown Street Closures	T. Vair N. Kenny	Q1 2018		Examine possibility of closing Queen Street from East Street to Gore Street to traffic on Friday and/or Saturday nights from Victoria Day to Labour Day each year in an effort to both encourage active use of the downtown space and to increase events downtown.	M. Shoemaker S. Hollingsworth
26-Jun-17	Corporate Services	Vacant Council Seat	M. White	Q1 2018		Report with recommended policies and procedures that can be adopted to deal with future Council vacancies	P. Christian M. Shoemaker
17-Jul-17	Legal	Zoos and Wildlife Sanctuaries	N. Kenny	Q1 2018		Report as to how best to regulate zoos and captive wildlife facilities in the municipality.	J. Hupponen J. Krmpotich
21-Aug-17	Legal	No Parking on Saddle Crescent (etc.)		Q1 2018		Report on options to reduce or eliminate occurrences of hospital patrons and/or hospital staff parking on Saddle Crescent and other adjacent/abutting streets.	M. Shoemaker J. Hupponen
11-Sep-17	Legal	Red Pine Drive	N. Kenny	Q1 2018		Develop Road Assumption policy for Council's review and approval outlining requirements for a private road assumption policy.	M. Shoemaker J. Krmpotich

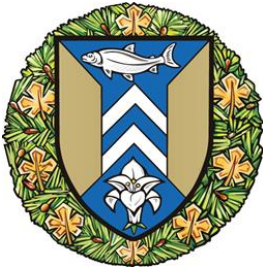
**Outstanding Council Resolutions  
as at December 31, 2017**

25-Sep-17	Legal	Surplus Municipal Property	N. Kenny	Q1 2018	Review and inventory all City-owned property and determine which properties can be declared surplus and listed for sale, and to bring back a proposal to City Council on declaring such land surplus and listing it for sale to the public.	O. Grandinetti S. Butland
25-Sep-17	PW&ES	Local Improvement Charges for Roads	D. Elliott M. White	Q2 2018	Develop a comprehensive local improvement charges policy that will see local improvements charged in all or most of the road reconstruction projects or in projects that upgrade roads to a higher class of surface.	O. Grandinetti M. Shoemaker
10-Oct-17		Smart Cities Task Force		Q2 2018	Task force to develop a compelling Smart Cities initiative	S. Butland M. Shoemaker
10-Oct-17	CD&ES	Norgoma and Bondar Marina	T. Vair	Q2 2018	Report as to options for removing M.S. Norgoma and recommended improvements to Bondar Marina	M. Shoemaker R. Niro
10-Oct-17	CD&ES	M. S. Norgoma	T. Vair	Q2 2018	Input requested from Cultural Advisory Board and Municipal Heritage Committee as to cultural and heritage value of M.S. Norgoma	S. Myers S. Hollingsworth
10-Oct-17	Corporate Services	Information Technology Infrastructure	S. Schell	Q2 2018	Service delivery review – to develop service delivery model focused on modernization of the City's IT infrastructure	S. Myers S. Butland
23-Oct-17	CAO	Transient Accommodations Tax	A. Horsman	Q1 2018	Report as to potential impacts of upcoming legislation and how concerns of Tourism SSM regarding current Destination Marketing Fee might be addressed	S. Myers S. Hollingsworth
23-Oct-17	CD&ES	There's an App for That	T. Vair	Q2 2018	Develop an app where information on City services can be obtained (maps of heritage properties, recreational facilities, corporate events calendar, etc.	M. Shoemaker J. Hupponen
6-Nov-17		Review of Use of Funding to Algoma University	M. White	Q1 2018	City and Algoma University to review annual funding to Algoma University to determine if it could be re-purposed for a student recruitment officer or some other form of student recruitment program	M. Shoemaker O. Grandinetti
20-Nov-17	CD&ES	Survey of Local Businesses	T. Vair	Q1 2018	Task force to oversee the provision of a survey of local business and business organizations to solicit views on the level of service being provided by the City, the EDC, and the Innovation Centre and to offer possible recommendations	P. Christian S. Butland

**Outstanding Council Resolutions  
as at December 31, 2017**

11-Dec-17	CD&ES	Downtown Safety Strategy	T. Vair	Q2 2018	Identify a downtown safety strategy and include as part of the Downtown Development Strategy (in consultation with the Sault Ste. Marie Police Service, the Downtown Association, and other related community groups seeking to increase public safety.	S. Hollingsworth S. Myers
11-Dec-17	PW&ES	Pedestrian Crossing -- Queen and Lake Streets	L. Girardi	Q2 2018	Report regarding the installation of a “refuge island” at Queen and Lake Street or any other recommendations around creating a safer option for pedestrian crossing in this area	S. Myers S. Hollingsworth
11-Dec-17	CD&ES	Essar Centre Box Seats	T. Vair	Q3 2018	Bring forward a plan to develop the additional box seats at the Essar Centre and investigate other potential sources of funding.	M. Shoemaker O. Grandinetti
11-Dec-17	CD&ES	Skating Trails	T. Vair	Q3 2018	Explore opportunities for development of a skating trail or other recreational activities within the City (in consultation with PRAC).	O. Grandinetti M. Shoemaker
11-Dec-17	Corporate Services	Construction Employer Cost-Benefit	P. Niro	Q4 2018	Prepare for and budget for necessary changes to City’s practices for implementation in the 2019 budget year, and once implemented provided a yealy progress report - final report seeking Council's direction as to whether to commence an OLRB challenge in 2019	O. Grandinetti S. Butland

29/12/2017



**The Corporation of the  
City of Sault Ste. Marie**

**C O U N C I L   R E P O R T**

January 8, 2018

**TO: Mayor Christian Provenzano and Members of City Council**

**AUTHOR: Don Elliott, P. Eng., Director, Engineering**

**DEPARTMENT: Public Works and Engineering Services**

**RE: Request to Rename Foster Drive**

---

**PURPOSE**

The purpose of this report is to respond to an outstanding resolution of Council which has not been addressed to date. The resolution passed at the meeting of 2012 05 14, read:

Resolved that the petition concerning naming an existing street Heritage Drive be received and referred to the Engineering and Planning Department for review and report back to Council.

**BACKGROUND**

A petition was received by Council on 2012 05 14 requesting “that the street known as Foster Drive be changed to Heritage Drive because it leads up to the flags representing the heritage of the citizens of Sault Ste. Marie”.

In the last several years dating back to October 2009, significant interest was placed on recognizing our founding nations through the placement of 26 flags including Canada and seven (7) additional flags in October 2011, and seven (7) more in September 2013.

**ANALYSIS**

The City has guidelines regulating street name changes. The City Information Manual, Section E-I-5 states that “A street name change may be considered when:

- 1) Two existing streets have the same or similar name,
- 2) Two existing streets are joined to form one longer street, or
- 3) The center section of a street is not developed and permanently divides a street into two sections.

Foster Drive extends from Elgin Street to the Civic Centre property. From that point to Bay Street, the street is named Russ Ramsay Way. There are four (4)

properties impacted by a potential name change and they are as follows: civic #70 (Roberta Bondar Place), civic #65 (Roberta Bondar Marina), civic #89 (Legends Restaurant) and civic #99 (Civic Centre).

Any changes to the street name would require notification and agreement would be desirable. Clearly many agencies in 70 Foster Drive, as well as the restaurant and the Civic Centre would be impacted by the address change.

Staff suggests the City has two options:

- Do nothing;
- If Council supports the name change, consult with the other two property owners for their input and if favourable, implement the name change.

### **FINANCIAL IMPLICATIONS**

Staff time and costs to change the Civic Centre address would be material and a detailed timeline and cost can be provided along with the future report on the consultation with the other addresses affected.

### **STRATEGIC PLAN / POLICY IMPACT**

This is an operational matter not articulated in the strategic plan.

### **RECOMMENDATION**

It is therefore recommended that Council take the following action:

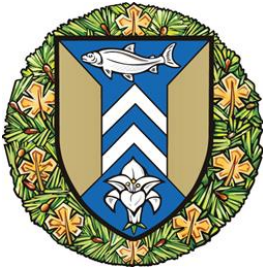
Resolved that the report of the Director of Engineering dated 2018 01 08 be received, and that staff proceed to canvass affected property owners for input and report back to Council at a future meeting, be approved.

Respectfully submitted,



Don Elliott, P. Eng.,  
Director of Engineering  
705.759.5329  
[d.elliott@cityssm.on.ca](mailto:d.elliott@cityssm.on.ca)





**The Corporation of the  
City of Sault Ste. Marie**

**C O U N C I L   R E P O R T**

January 8, 2018

**TO:** Mayor Christian Provenzano and Members of City Council

**AUTHOR:** Land Development and Environmental Engineer

**DEPARTMENT:** Public Works and Engineering Services

**RE:** Biosolids Management Engineering Services

---

**PURPOSE**

The purpose of this report is to obtain by-law approval for an Agreement related to engineering services for the Biosolids Management project.

**BACKGROUND**

At the December 11, 2017 meeting Council approved AECOM for consulting engineering services related to design and contract administration for construction of a biosolids facility.

**ANALYSIS**

In accordance with standard procedure, an Engineering Agreement is presented for approval subsequent to approval of the Consultant selection.

**FINANCIAL IMPLICATIONS**

The engineering fee of \$1,235,000 excluding HST will be funded through the sanitary sewer surcharge account in accordance with the City's budget. The fee estimate for the detailed design and construction services is based on an estimated construction value of \$17 million. Construction and engineering fees were budgeted with an allocation of \$1 million in 2017, \$9 million in 2018, with remaining costs to be allocated in subsequent years. Detailed design and tendering for the facility will more accurately reflect the true costs of the project.

**STRATEGIC PLAN / POLICY IMPACT**

The report links to the Strategic Plan focus area of infrastructure, and specifically asset management and new infrastructure.

**RECOMMENDATION**

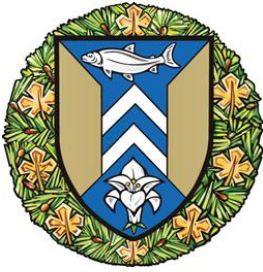
It is therefore recommended that Council take the following action:

The relevant By-law 2018-3 is listed elsewhere on the Agenda and is recommended for approval.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "C. Taddo".

Catherine Taddo, P. Eng.  
Land Development and Environmental Engineer  
705.759.5380  
[c.taddo@cityssm.on.ca](mailto:c.taddo@cityssm.on.ca)



**The Corporation of the  
City of Sault Ste. Marie**

**COUNCIL REPORT**

January 8, 2018

**TO:** Mayor Christian Provenzano and Members of City Council

**AUTHOR:** Virginia McLeod, Manager of Recreation and Culture

**DEPARTMENT:** Community Development and Enterprise Services

**RE:** Ontario Sport and Recreation Communities Fund Grant Application

---

**PURPOSE**

The purpose of this report is to request Council's approval to apply for a grant announced by the Ministry of Tourism, Culture and Sport – Ontario Sport and Recreation Communities Fund Grant.

**BACKGROUND**

The Ontario Sport and Recreation Communities Fund (OSRCF) is a grant program that supports a vision of getting and keeping Ontarians active in community sport, recreation and physical activity.

The Ministry recognizes that providing Ontarians with opportunities to engage in community sport, recreation and physical activity is critical to improving quality of life. Research demonstrates that sustained physical activity contributes to long lasting benefits such as physical, mental, emotional and social wellbeing, thereby strengthening human development and the diverse communities in which we live.

The OSRCF grant would provide up to \$100,000 over a two year period. The program requires a 20% contribution which can be a combination of cash from applicant organization and/or in-kind contributions from the applicant or other sources.

**ANALYSIS**

The Ontario Sport and Recreation Communities Fund Grant will allow the Recreation and Culture Division to continue to build upon the success of the #ACTIVESAULT initiative.

The grant would provide funding to assist with staffing to continue to support and develop new programs, purchase equipment, improve and train new volunteers and partner with organizations and agencies.

### **FINANCIAL IMPLICATIONS**

The Ontario Sport and Recreation Communities Fund Grant program will provide up to \$100,000 in funding. The City's contribution is estimated at \$35,000 over a two year period and would be comprised of a combination of cash and in-kind contributions. There will be no incremental costs to the operating budget.

### **STRATEGIC PLAN / POLICY IMPACT**

This project supports the Focus Area: Quality of Life.

### **RECOMMENDATION**

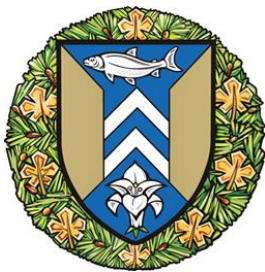
It is therefore recommended that Council take the following action:

That the report of the Manager of Recreation and Culture dated 2018 01 08 concerning the Ontario Sport and Recreation Communities Fund Grant Application be received and the recommendation that staff be authorized to apply to Ministry of Tourism, Culture and Sport for a two year grant funded by Ontario Sport and Recreation Communities Fund Grant Program be approved.

Respectfully submitted,



Virginia McLeod  
Manager Recreation & Culture  
705.759.5311  
[v.mcleod@cityssm.on.ca](mailto:v.mcleod@cityssm.on.ca)



**The Corporation of the  
City of Sault Ste. Marie**

**C O U N C I L   R E P O R T**

January 8, 2018

**TO:** Mayor Christian Provenzano and Members of City Council

**AUTHOR:** Virginia McLeod, Manager of Recreation and Culture

**DEPARTMENT:** Community Development and Enterprise Services

**RE:** Splash Pad Donation and Recognition Package

---

**PURPOSE**

The purpose of this report is to request Council to approve the Splash Pad Sub-committee's Donation and Recognition Package.

**BACKGROUND**

Over the past year the Splash Pad Sub-Committee has been working on the various aspects of the development of the splash pad. A key component of this project is securing the funds required to complete the project.

The Splash Pad Sub-committee has approached local services clubs, applied for grants and will also be approaching local businesses to donate materials to support the project.

**ANALYSIS**

The Splash Pad Sub-Committee wants to ensure that the generous contributions received are recognized appropriately. Therefore, the committee has developed a donation and recognition package which provides basic facts about the splash pad project, outlines donation levels and describes a recognition framework (Attached).

It is proposed that a donor wall be installed at the site of the newly constructed splash pad once complete.

**FINANCIAL IMPLICATIONS**

The donation and recognition package will allow the contributions to be recognized appropriately. The estimated total project cost for the splash pad development is \$550,000. The project has secured previously approved funding of \$300,000.

**STRATEGIC PLAN / POLICY IMPACT**

This project supports the Focus Area: Quality of Life.

**RECOMMENDATION**

It is therefore recommended that Council take the following action:

That the report of the Manager of Recreation and Culture dated 2018 01 08 concerning Splash Pad Donation and Recognition Package be approved for distribution.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'V McLeod', written in a cursive style.

Virginia McLeod  
Manager Recreation & Culture  
705.759.5311  
[v.mcleod@cityssm.on.ca](mailto:v.mcleod@cityssm.on.ca)



# Splash Pad Fact Sheet

**Sault Ste. Marie, it's time to make a splash!**

## What?

Splash pads are a colourful way to enhance our City's parks and are just plain fun! The pads often include engaging water features such as shower heads and spray jets with various activated, in- ground and above ground features that spray water in different patterns and directions cooling visitors off on hot summer days.

## Why?

Why not? The splash pad will provide hours of children's play in a free and inclusive way for families to enjoy active outdoor summer fun. In consultation with our community, the Parks and Recreation Master Plan as well as the youth friendly designation application determined the need for a splash pad in our community.

## Who?

The City of Sault Ste. Marie in partnership with various community stakeholders will help make our dream a reality.

## Where?

Beautiful Bellevue Park set on the shore of the St. Mary's River.

## How much?

When planning a splash pad area, it's important to remember that they are more than just a wet playground. The use of water involves complex considerations of operations to create a safe, enjoyable recreation area for all ages.

The project is estimated at \$550,000

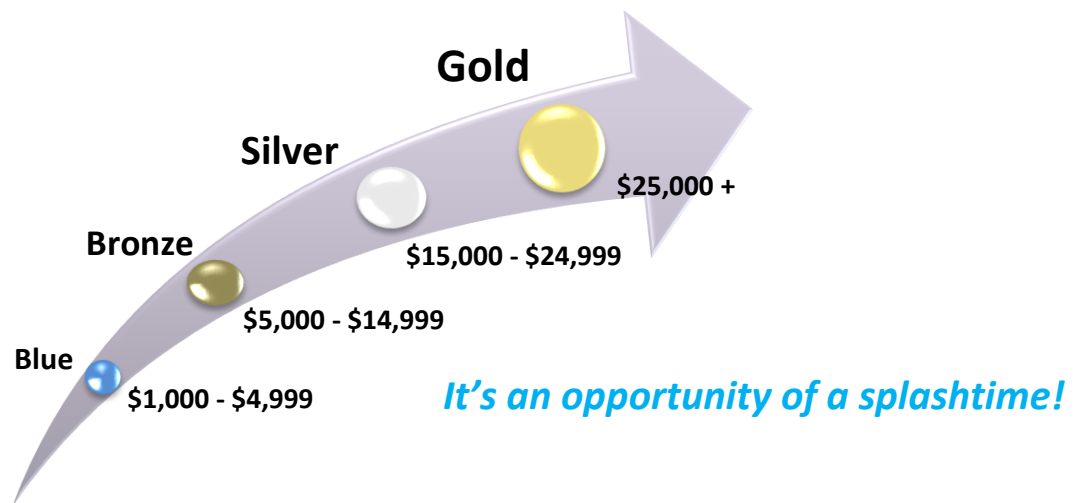
- Water Play Components: \$300,000
  - Total Area: 279m<sup>2</sup>
  - Spray Area: 192m<sup>2</sup>
  - 24 active components
- Underground Infrastructure/engineering/design: \$100,000
- Shelter/change areas/pathways: \$150,000

## How can I help?

Significant funding is still required through the application of grants and community support and partnerships. That's where you come in. You can get involved by visiting our website at [saultstemarie.ca/splashpad](http://saultstemarie.ca/splashpad).



# RECOGNITION



All donors above \$1,000 will receive:

- 💧 Thank you letter from the Mayor and an invitation to the ground breaking ceremony.
- 💧 Acknowledgement of contribution on City Website

A donor recognition wall will be located at the Bellevue Park Splash Pad to recognize the generous contributions of our community sponsors. The wall will acknowledge the contributions based on the four categories Blue, Bronze, Silver and Gold.





# We want to support this project by donating:

☐ \$25,000+    ☐ \$15,000+    ☐ \$10,000+    ☐ \$5,000+    ☐ \$2,500+    ☐ \$1,000+

☐ Other \$ \_\_\_\_\_

☐ Our cheque is enclosed (Payable to Corporation of the City of Sault Ste. Marie)

☐ Cash / Debit

☐ Please issue an Official Income Tax Receipt \*

In order to be guaranteed that you are included in all promotional material sponsors must commit with signed sponsor forms by March 1, 2018.

\*Official Income Tax Receipt for donations in excess of \$25.00. (Tax receipts are issued to the name (individual/company on the cheque). Subject to City Policies.

Company/Individual Name: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ Postal Code: \_\_\_\_\_

Signature: \_\_\_\_\_ Title: \_\_\_\_\_

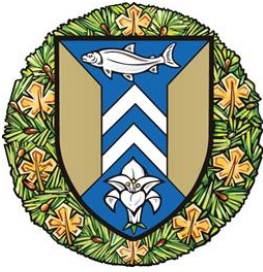
Key Contact: \_\_\_\_\_ Title: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Mail to:

City of Sault Ste. Marie  
99 Foster Drive, Sault Ste. Marie, ON P6A 5X6  
Attn: Community Services Department

*Yes, I want to make a splash!*



**The Corporation of the  
City of Sault Ste. Marie**

**COUNCIL REPORT**

January 8, 2018

**TO:** Mayor Christian Provenzano and Members of City Council

**AUTHOR:** Shelley J Schell, CPA CA Chief Financial Officer & Treasurer

**DEPARTMENT:** Corporate Services

**RE:** Township of Prince Police Services Agreement Termination

---

**PURPOSE**

The purpose of this report is to provide Council an update regarding the termination of the agreement to provide Police Services to Prince Township.

**BACKGROUND**

The City of Sault Ste. Marie (City) entered into an agreement with the Township of Prince (Township) on March 24, 2014 for the provision of Police Services for the Township. The general provision of the service was "...to provide a level of police service comparable to that provided to the residents of the City who reside in the more rural areas of the City and, more particularly such service shall be similar to the service provided at present to inhabitants of the City situated in that area bound by the prolongation of Base Line to the north and Airport Road to the east." (Agreement for the Provision of Police Services, General Provisions, section 8).

The City has been providing this service for many years previous to this agreement.

**ANALYSIS**

The current agreement for police services came into force June 1, 2014. The agreement provided for a 10% incremental increases annually in order to gradually bring the fee closer to the actual cost of providing the service.

June 1, 2014-May 31, 2015	\$143,249
June 1, 2015-May 31, 2016	\$157,573
June 1, 2016-May 31, 2017	\$173,331
June 1, 2017-May 31, 2018	\$190,364
June 1, 2018-May 31, 2019	\$209,730

On December 19, 2017 the CAO/Clerk-Treasurer of the Township provided notice to the City CAO to terminate the agreement with the City of Sault Ste. Marie effective January 1, 2019. In accordance with the agreement one year written notice is required.

The Township of Prince has expressed that they have decided to accept a proposal from the Ontario Provincial Police for their policing services. They also extended their thanks to Sault Ste. Marie Police Services for their dedication and service to the Township.

#### **FINANCIAL IMPLICATIONS**

The termination of the police service agreement will result in the loss of revenue. The current agreement would have expired May 31, 2019, but if continued, a similar revenue stream would have been likely. Revenue loss is estimated to be approximately \$215,000 for 2019. Per the Chief of Police, he does not anticipate reducing staffing levels as a result of the loss of the contract.

The 2019 Budget will be impacted by the lost revenue, resulting in a budgetary pressure of \$215,000.

#### **STRATEGIC PLAN / POLICY IMPACT**

This is an operational matter not articulated in the Strategic Plan

#### **RECOMMENDATION**

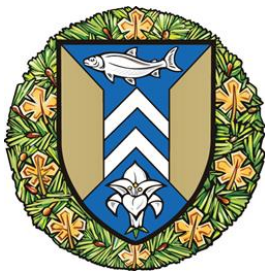
It is therefore recommended that Council take the following action:

Resolved that the report of the Chief Financial Officer & Treasurer dated 2018 01 08 regarding the Termination of the Township of Prince Police Services Agreement be received as information.

Respectfully submitted,



Shelley J. Schell, CPA, CA  
Chief Financial Officer/Treasurer  
705.759.5355  
[s.schell@cityssm.on.ca](mailto:s.schell@cityssm.on.ca)



**The Corporation of the  
City of Sault Ste. Marie**

**COUNCIL REPORT**

January 8, 2018

**TO:** Mayor Christian Provenzano and Members of City Council

**AUTHOR:** Catherine Taddo, P. Eng., Land Development and Environmental Engineer

**DEPARTMENT:** Public Works and Engineering Services

**RE:** Young Street and Main Pump Station Upgrades

---

**PURPOSE**

The purpose of this report is to request Council approval for changes in the contract costs associated with the upgrades to the Young Street and Main pump stations.

**BACKGROUND**

The S&T Contract of \$218,184 excluding HST was approved at the January 9, 2017 Council meeting. On June 26, 2017 Council approved changes to the Engineering Agreement for the Young Street and Main pump station related to a back-up float system. An additional request to Council was to be brought forward once construction costs were further delineated.

**ANALYSIS**

The cost for supply and installation of back-up floats including contingency is \$58,996, resulting in a revised total contract cost of \$277,180 excluding HST.

**FINANCIAL IMPLICATIONS**

The total project cost with engineering and the City portion of HST is \$353,415, which is slightly above the approved project budget of \$350,000 to be funded from the sanitary sewer revenue.

**STRATEGIC PLAN / POLICY IMPACT**

The report links to the Strategic Plan focus area of infrastructure and specifically maintaining existing infrastructure.

**RECOMMENDATION**

It is therefore recommended that Council take the following action:

Young Street and Main Pump Station Upgrades

2018 01 08

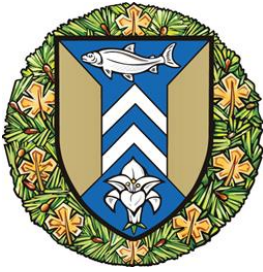
Page 2

Resolved that the report of the Land Development and Environmental Engineering dated 2018 01 08 concerning the Young Street and Main Pump Station upgrades be received, and that the additional contract fees be approved.

Respectfully submitted,

A handwritten signature in cursive script, reading "C. Taddo".

Catherine Taddo, P. Eng.  
Land Development and  
Environmental Engineer  
705.759-5380  
[c.taddo@cityssm.on.ca](mailto:c.taddo@cityssm.on.ca)



**The Corporation of the  
City of Sault Ste. Marie**

**COUNCIL REPORT**

January 8, 2018

**TO:** Mayor Christian Provenzano and Members of City Council

**AUTHOR:** Peter Niro, Director of Human Resources

**DEPARTMENT:** Corporate Services

**RE:** Potential Funding Sources for Front-Line Staff Customer Service Training

---

**PURPOSE**

The purpose of this report is to respond to the resolution from 2017 08 21:

Resolution: Be It Resolved that staff be requested to examine possible funding sources for customer service training on a priority basis for those employees whose jobs require constant interaction with the public.

Moved By: Councillor M. Shoemaker

Seconded By: Councillor P. Christian

**BACKGROUND**

In February of 2017, Council requested a report from the Director of Human Resources on available options for Customer Service Training for front-line City staff. The report provided to Council on August 21, 2017 identified a number of options ranging in cost from \$33,000 – \$40,000. This report describes funding sources investigated further to the August 21, 2017 Council resolution directing staff to seek funding opportunities.

**ANALYSIS**

Some of the options researched include:

- The Canada-Ontario Job Grant (COJG), which is a 6-year initiative, launched in 2014 that provides up to two-thirds of funding for eligible third-party training costs. It ranks submissions on a tiered approach based on the intended effects of the training on employees' employability, timelines and trainer details. It also provides financial support for the cost of textbooks, materials *and* travel. An excellent funding option for many companies, municipalities are unfortunately ineligible for this program.

- The FedNor funding for *Business Growth and Development*, which lists “*Municipalities; municipal organizations; and First Nations in Northern Ontario*” in its list of Eligible Applicants and notes “*costs related to business management training*” as one the Eligible Costs.
- The Municipal Asset Management Program (MAMP) funding opportunity is available to assist Canadian municipalities with making informed investment decisions based on stronger asset management practices. The five-year, \$50-million program includes training and organizational development as one of its eligible funding costs. Unfortunately, the training grant is geared toward asset management rather than standard customer service.

### **FINANCIAL IMPLICATIONS**

Applying for funding opportunities and grants only costs the City in terms of employee’s time utilized.

### **STRATEGIC PLAN / POLICY IMPACT**

This matter directly relates to one of the Strategic Plan’s four cornerstones: Service Delivery, whereby *delivering excellent customer service* is a key priority. As per the Strategic Plan, “The citizens of Sault Ste. Marie are the focus of our work and our existence. Providing outstanding service to citizens benefits the resilience of our community and our collective future as a society. Dynamic citizen engagement is critical to our success.”

### **RECOMMENDATION**

It is therefore recommended that Council take the following action:

Resolved that the report of the Director of Human Resources dated 2018 01 08 be received as information.

Respectfully submitted,

Peter Niro  
Director, Human Resources  
705.759.5366  
[p.niro@cityssm.on.ca](mailto:p.niro@cityssm.on.ca)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

**BY-LAW 2018-1**

**TRAFFIC:** (P3.3) A by-law to consolidate amendments to Traffic By-law 77-200.

**THE COUNCIL** of The Corporation of the City of Sault Ste. Marie, pursuant to the provisions of Section 10 of *The Municipal Act, 2001*, S.O. 2001, c. 25 and amendments thereto **ENACTS** as follows:

1. **BY-LAW 77-200 SCHEDULES AMENDED**

Schedules A to Z inclusive and Schedule AA to Traffic By-law 77-200 are amended by listing the items alphabetically in each respective schedule.

2. **SCHEDULES**

Schedules A, AA, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z of By-law 77-200 form part of By-law 2018-1 and By-law 77-200.

3. **EFFECTIVE DATE**

This by-law is effective from the date of its final passing.

**PASSED** in open Council this 8<sup>th</sup> day of January, 2018.

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**MAYOR – CHRISTIAN PROVENZANO**

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**CITY CLERK – MALCOLM WHITE**



**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**

**BY-LAW NO. 2018-2**

**PROPERTY:** (PR1.95) A by-law to declare the City owned property legally described as WYMAN PLACE PL 285 ST. MARY'S CLOSED BY X553; LT 1-7 BLK 21 PL 285 ST. MARY'S EXCEPT PT 2 1R10022; PT LT 8 BLK 21 PL 285 ST. MARY'S AS IN RY43529; LT 1-5 BLK 22 PL 285 ST. MARY'S PT LT 12 PL 9298 ST. MARY'S PT 1 1R10022; SAULT STE. MARIE, being civic 22 MacDonald Avenue, as surplus to the City's needs and to authorize the disposition of the said property.

**THE COUNCIL** of The Corporation of the City of Sault Ste. Marie, pursuant to the *Municipal Act, 2001*, S.O. 2001, c. 25, **ENACTS** as follows:

1. **LANDS DECLARED SURPLUS**

The lands more particularly described in Schedule "A" to this by-law are surplus to the requirements of the municipality.

2. **SALE AUTHORIZED**

The Corporation of the City of Sault Ste. Marie shall sell the lands more particularly described in Schedule "A" hereto.

3. **BY-LAW 2014-211 REPEALED**

By-law 2014-211 is hereby repealed.

4. **SCHEDULE "A"**

Schedule "A" hereto forms part of this by-law.

5. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

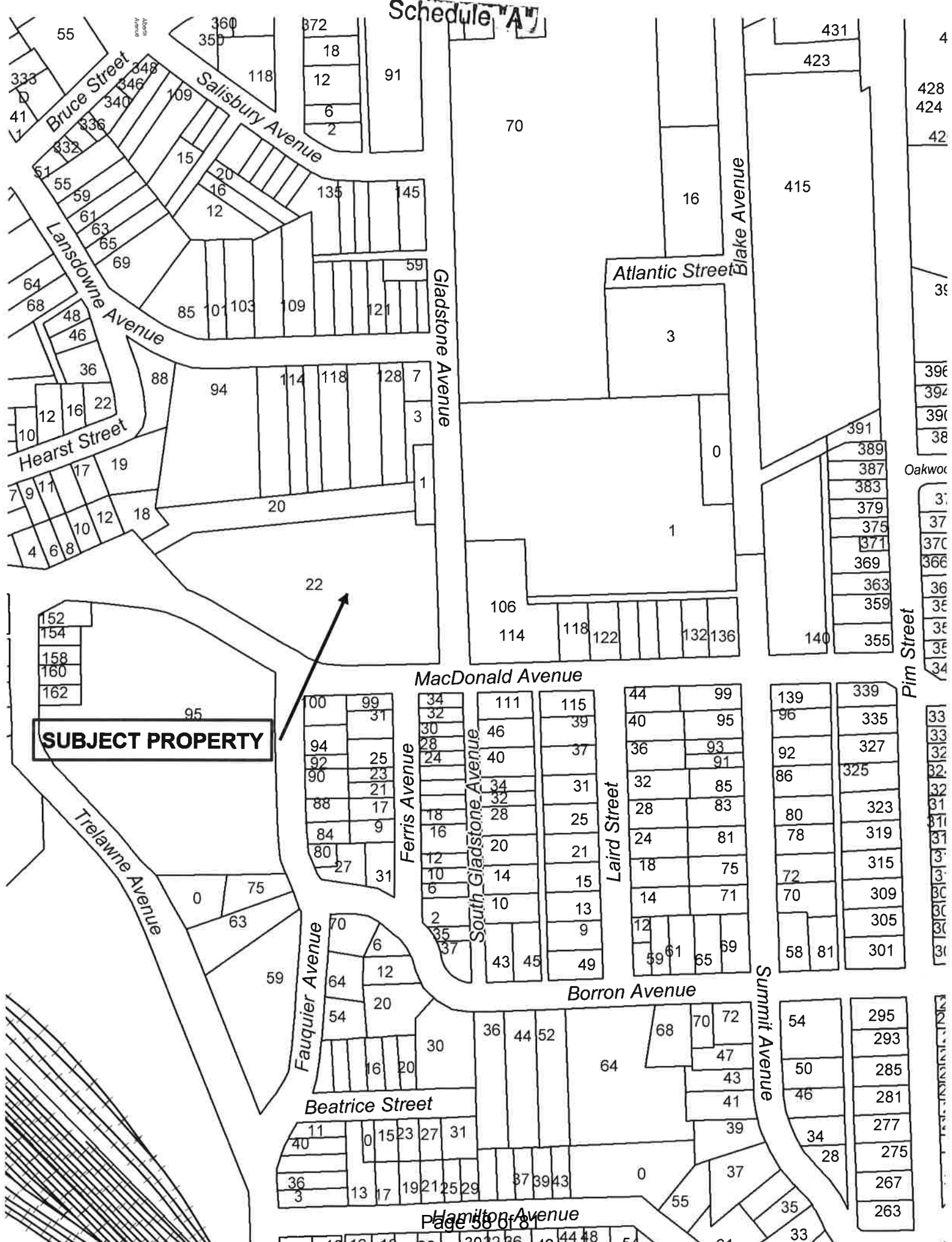
**PASSED** in open Council this 8<sup>th</sup> day of January, 2018.

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**MAYOR - CHRISTIAN PROVENZANO**

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**CITY CLERK - MALCOLM WHITE**



# THE CORPORATION OF THE CITY OF SAULT STE. MARIE

## BY-LAW 2018-3

**AGREEMENT**: (E2.3) A by-law to authorize the execution of the Agreement between the City and AECOM Canada Ltd. for the Biosolids Management project.

**THE COUNCIL** of The Corporation of the City of Sault Ste. Marie, pursuant to section 9 of the *Municipal Act, 2001*, S.O. 2001, c. 25, **ENACTS** as follows:

1. **EXECUTION OF DOCUMENT**

The Mayor and City Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to the Agreement dated January 8, 2018 between the City and AECOM Canada Ltd., a copy of which is attached as Schedule "A" hereto. This Agreement is for the Biosolids Management project.

2. **SCHEDULE "A"**

Schedule "A" forms part of this by-law.

3. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

**PASSED** in open Council this 8<sup>th</sup> day of January, 2018.

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**MAYOR - CHRISTIAN PROVENZANO**

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**CITY CLERK - MALCOLM WHITE**

**Schedule "A"**

**AGREEMENT**

**FOR**

**PROFESSIONAL CONSULTING SERVICES**

**Dated the 8<sup>th</sup> day of January, 2018**

**-BETWEEN-**

**THE CORPORATION OF The City of Sault Ste. Marie**

Hereinafter called the 'Client'

THE PARTY OF THE FIRST PART

**-AND-**

**AECOM Canada Ltd.**

Hereinafter called the 'Engineer'

THE PARTY OF THE SECOND PART

WHEREAS the Client requires consulting engineering services including design, tendering, contract administration, and construction inspection for the proposed Biosolids Management Facility. The proposed work also includes equipment pre-selection, end product considerations, asset management tasks, transportation, operations and maintenance considerations.

Hereinafter called the 'Project' and has requested the Engineer to furnish professional services in connection therewith.

**NOW THEREFORE WITNESSETH** that in consideration of the covenants contained herein, the Client and the Engineer mutually agree as follows:

## DEFINITIONS

- a) Engineer - In this Agreement the word Engineer shall mean professionals and other specialists engaged by the Client directly and whose names are party to this Agreement.
- b) Services - As per Article 2 – Services to be Provided.
- c) RFP – Request for Proposal
- d) Addenda – N/A
- e) Order of Precedence:
  - i. Addendums
  - ii. Request for Proposal issued
  - iii. Proposal submission document including detailed Work Plan and Fee Schedule

## ARTICLE 1 - GENERAL CONDITIONS

### 1.1 **Retainer**

The Client hereby retains the services of the Engineer in connection with the Project and the Engineer hereby agrees to provide the services described in Article 2 (The Services) for the Project under the general direction and control of the Client.

### 1.2 **Compensation**

The Client shall pay the Engineer in accordance with the provisions set forth in Article 3. For purposes of this agreement, the basis of payment shall be as specified in Article 3.2.2.

### 1.3 **Staff and Methods**

The Engineer shall perform the services under this agreement with the degree of care, skill and diligence normally provided in the performance of such services as contemplated by the agreement at the time such services are rendered and as required by the Professional Engineers Act (RSO 1990, Chapter P.28) and the regulations therein. The Engineer shall employ only competent staff who will be under the supervision of a senior member of the Engineer's staff. The Engineer shall obtain the prior agreement of the Client before making any changes to the staff list after commencement of the Project.

### 1.4 **Drawings and Documents**

Subject to Section 3.2.4 of Article 3, drawings and documents or copies thereof required for the Project shall be exchanged between the parties on a reciprocal basis. Documents prepared by the Engineer for the Client may be used by the Client, for the Project herein described, including "record" drawings. The Client has ownership of the drawings and the client indemnifies the Engineer for unauthorized use of the documents and deliverables.

### 1.5 **Intellectual Property**

All concepts, products or processes produced by or resulting from the Services rendered by the Engineer in connection with the Project, or which are otherwise developed or first reduced to practice by the Engineer in the performance of his Services, and which are patentable, capable of trademark or otherwise, shall be and remain the property of the Engineer.

The Client shall have permanent non-exclusive royalty-free license to use any concept, product or process, which is patentable, capable of trademark or otherwise produced by or resulting from the Services rendered by the Engineer in connection with the Project and for no other purpose or project.

### 1.6 **Records and Audit**

- a) In order to provide data for the calculation of fees on a time basis, the Engineer shall keep a detailed record of the hours worked by staff employed for the Project.

- b) The Client may inspect timesheets and record of expenses and disbursements of the Engineer during regular office hours with respect to any item which the Client is required to pay on a time scale or disbursement basis as a result of this Agreement.
- c) The Engineer, when requested by the Client, shall provide copies of receipts with respect to any disbursement for which the Engineer claims payment under this Agreement.
- d) For seven (7) years after the expiry date or any date of termination of the Agreement, the Engineer shall maintain all necessary records to substantiate i) all charges and payments under the Agreement and ii) that all deliverables were provided in accordance with the Agreement.

#### 1.7 **Changes and Alterations and Additional Services**

With the consent of the Engineer, the Client may in writing at any time after the execution of the Agreement or the commencement of the Services delete, extend, increase, vary or otherwise alter the Services forming the subject of the Agreement, and if such action by the Client necessitates additional staff or services, the Engineer shall be paid in accordance with Section 3.2.2.1 for such additional staff employed directly thereon, together with such expenses and disbursements as allowed under Section 3.2.4, or as otherwise agreed in writing between the parties

#### 1.8 **Delays**

In the event that the start of the project is delayed for sixty (60) days or more for reasons beyond the control of the consultant, the Engineer shall have the right to renegotiate the agreement before the commencement of the project.

#### 1.9 **Suspension or Termination**

The Client may at any time by notice in writing suspend or terminate the Services or any portion thereof at any stage of the project. Upon receipt of such written notice, the Engineer shall perform no further Services other than those reasonably necessary to close out his Services. In such an event, the Engineer shall be entitled to payment in accordance with Section 3.2 for any of the Engineer's staff employed directly thereon together with such expenses and disbursements allowed under Section 3.2.

If the Engineer is practicing as an individual and dies before his Services have been completed, this Agreement shall terminate as of the date of his death, and the Client shall pay for the Services rendered and disbursements incurred by the Engineer to the date of such termination.

#### 1.10 **Indemnification**

The Engineer shall indemnify and save harmless the Client from and against all claims, actions, losses, expenses, costs or damages of every nature and kind whatsoever which the Client, his employees, officers or agents may suffer, to the extent the Engineer is legally liable as a result of the negligent acts of the Engineer, his employees, officers or agents in the performance of this Agreement.

The Client agrees to hold harmless, indemnify and defend the Engineer from and against any and all claims, actions, losses, expenses, costs or damages of every nature including

liability and costs of defense arising out of or in any way connected with the presence, discharge, release or escape of contaminants of any kind, excluding only such liability as may arise out of the negligent acts of the Engineer in the performance of consulting services to the Client within this project.

1.11 **Insurance**

The Client will accept the insurance coverage amount specified in this clause section (a) and (b) or as specified in the RFP as the aggregate limit of liability of the Engineer for Clients damages.

a) Comprehensive General Liability and Automobile Insurance

The Insurance Coverage shall be \$5,000,000 per occurrence and in the aggregate for general liability and \$5,000,000 for automobile insurance. When requested, the Engineer shall provide the Client with proof of Comprehensive General Liability and Automobile Insurance (Inclusive Limits) for both owned and non-owned vehicles.

b) Professional Liability Insurance

The Insurance Coverage shall be in the amount of \$5,000,000 per claim and in the aggregate. When requested, the Engineer shall provide to the Client proof of Professional Liability Insurance carried by the Engineer, and in accordance with Professional Engineers Act (RSO 1990, Chapter P.28) and Regulations therein.

c) Additional Coverage

If the Client requests to have the amount of coverage increased from that detailed in the RFP, or requests other special insurance for this Project then the Engineer shall endeavour forthwith to obtain such additional or special insurance at the Client's expense as a disbursement allowed under Section 3.2.

It is understood and agreed that the coverage provided by these policies will not be changed or amended in any way nor cancelled by the Engineer until (30) days after written notice of such change or cancellation has been delivered to and acknowledged by the Client.

1.12 **Force Majeure**

The Client agrees that the Consultant is not responsible for damages arising directly or indirectly from any delays for causes beyond the Consultant's control. For purposes of this Agreement, such causes include, but are not limited to, strikes or other labour disputes; severe weather disruptions or other natural disasters or acts of God; fires; riots, war or other emergencies; failure of performance by the Client or the Client's contractors or consultants; or discovery of any hazardous substances or differing site conditions.

In addition, if such delays resulting from any such causes increase the cost or time required by the Consultant to perform its services in an orderly and efficient manner, the Consultant shall be entitled to a reasonable adjustment in schedule and compensation.

1.13 **Contracting for Construction**

The Engineer or any person, firm or corporation associated or affiliated with or subsidiary to the Engineer shall not tender for the construction of the Project, or have an interest either directly or indirectly in the construction of the Project.



1.14 **Assignment**

Neither party may assign this Agreement or any portion thereof without the prior consent in writing of the other party.

1.15 **Previous Agreements**

This Agreement supersedes all previous agreements, arrangements or understandings between the parties whether written or oral in connection with or incidental to the Project.

1.16 **Approval by Other Authorities**

Unless otherwise provided in this Agreement, where the work of the Engineer is subject to the approval or review of an authority, department of government, or agency other than the Client, such applications for approval or review shall be the responsibility of the Engineer, but shall be submitted through the offices of the Client and unless authorized by the Client in writing, such applications for approval or review shall not be obtained by direct contact by the Engineer with such other authority, department of government or agency. Costs for all application fees shall be borne by the Client unless otherwise provided for by the Engineer. The foregoing in no way limits the Engineer's responsibility to identify, understand and coordinate any and all approvals and permits required for the Project unless otherwise specified in the RFP or agreed to by the Client.

1.17 **Sub-Consultants**

The Engineer may engage Sub-Consultants for specialized services provided that prior approval is obtained, in writing, from the Client and may add a mark-up of not more than 5% of the cost of such services to cover office administration costs when claiming reimbursement from the Client.

1.18 **Inspection (Review by the Client)**

The Client, or persons authorized by the Client, shall have the right, at all reasonable times, to inspect or otherwise review the Services performed, or being performed, under the Project and the premises where they are being performed.

1.19 **Publication**

The Engineer agrees to obtain the consent in writing of the Client before publishing or issuing any information regarding the Project.

1.20 **Confidential Data**

The Engineer shall not divulge any specific information identified as confidential, communicated to or acquired by him, or disclosed by the client in the course of carrying out the Services provided for herein. These obligations of confidentiality shall not apply to information which is in the public domain, which is provided to the Engineer by a third party without obligation of confidentiality, which is independently developed by the Engineer without access to the Client's information, or which is required to be disclosed by law or court order. No such information shall be used by the Engineer on any other project without the approval in writing of the Client.

1.21 **Dispute Resolution**

1) Negotiation

- a) In the event a matter of difference between the Consultant and the Client in relation to the Contract the grieved party shall send a notice in writing of dispute to the other party which contains the particulars of the matter in dispute and the relevant provisions of the Contract Documents. The responding party shall send a reply in writing to the dispute within ten (10) business days after receipt of the notice of dispute setting out particulars of this response and any relevant provisions of the Contract Documents.
- b) The Consultant and the Client shall make all reasonable efforts to resolve their dispute by amicable negotiations and agree to provide, without prejudice, frank, candid and timely disclosure of any and all relevant facts, information, and documents to facilitate these negotiations.
- c) In the event of failure by the Consultant and the Client to reach agreement within ten (10) business days of receipt of the responding party's reply, or if either party concludes that further negotiation is unlikely to result in agreement, the matter shall be referred to mediation as provided in Section 2 herein.

2) Mediation

- a) The Consultant and the Client shall jointly select an impartial Mediator who shall be, preferably, properly qualified in the area of work as contemplated by this Contract. In the event that the parties, acting reasonably, cannot agree on a mediator, the candidates selected by the parties shall, acting reasonably, choose a third party to act as the Mediator.
- b) The Mediator shall meet with the parties within ten (10) business days after the selection of the Mediator selection to attempt to mediate and resolve the dispute. The Consultant and the Client shall observe such reasonable procedures for conducting the mediation as the Mediator may reasonably request.
- c) If not agreement is reached within twenty (20) business days of the selection of the Mediator or if either party concludes that further mediation is unlikely to result in agreement, then either the Consultant or the Client may request the Mediator to recommend (and only recommend) a basis, or bases, for resolution of the dispute. The Mediator shall, after consideration of the parties' positions and written submissions (if so requested), issue a written recommendation in this regard. Any recommended basis for resolution shall have absolutely no binding effect upon either party unless both parties agree to accept it and shall be without prejudice to the parties' positions in any further proceeding.
- d) If no agreement is reached either party may refer such matter as is arbitrable to arbitration as provided in Section 3 herein or exercise any legal rights it may have.
- e) All meetings and proceedings shall be held in municipality of the Client or a reasonable alternate at a time and location as determined by the parties.
- f) The costs and expenses of the Mediator shall be shared equally by the Consultant and the Client.

3) Arbitration

- a) In the event that the parties are unable to settle any dispute between them which is under mediation, either party may refer such matter to arbitration as provided herein:
- i. The Client and the Consultant shall select an arbitrator within ten (10) business days of the submission of a dispute to arbitration under this Section. If the parties are unable to agree on a neutral arbitrator, each party shall appoint an arbitrator within ten (10) business days, and the two (2) arbitrators so chosen shall select a third arbitrator acceptable to both of them within a further ten (10) business days.
  - ii. The arbitration shall be conducted in accordance with the provisions of the *Arbitration Act, 1991*, S.O. 1991, C.17, unless the parties otherwise agree. If the issue in dispute is particularly time sensitive, the parties shall, in good faith, take such reasonable steps as may be required to expedite the arbitration process. In any event, all disputes shall be submitted to the arbitrator within thirty (30) calendar days of the selection of the arbitrator. All arbitration meetings and proceedings shall be held in municipality of the Client or a reasonable alternate, at a time and location determined by the parties, but in any event no later than thirty (30) calendar days following the submission of the dispute to the arbitrator.
  - iii. In addition to the examination of the parties by each other, the arbitration panel may examine, in the ordinary course, the parties or either of them and the witnesses in the matter referred to the arbitration panel, and the parties and witnesses, if examined, shall be examined on oath or affirmation.
  - iv. The arbitration panel shall, after full consideration of the issues in dispute, the relevant facts and applicable law, render a decision within thirty (30) calendar days after argument of the issue to the arbitrator, which decision shall be final and binding on the parties and not subject to appeal or challenge, except such limited relief provided under Subsection 45(1) (appeal on a question of law, with leave) or Section 46 (setting aside award) of the *Arbitration Act, 1991*.
  - v. Each party shall bear its own costs and expenses incurred in the arbitration, and the parties shall share equally in the costs and expenses of the neutral arbitrator.
  - vi. Any award of the arbitration panel may, at the instance of either of the parties to this Agreement and without notice to the other of them, be made an Order of the Superior Court of Ontario, pursuant to the *Arbitration Act, 1991* and the *Courts of Justice Act, R.S.O. 1990, c.C-43*.

1.22 **Time**

The Engineer shall perform the Services in accordance with the requirements established for each task and shall complete any portion or portions of the Services in such order as the Client may require.

The Client shall give due consideration to all designs, drawings, plans, specifications, reports, tenders, proposals and other information submitted by the Engineer, and shall make

any decisions which he is required to make in connection therewith within a reasonable time so as not to delay the work of the Engineer.

**1.23 Estimates, Schedules and Staff List**

**1.23.1 Preparation of Estimate of Fees, Schedule of Progress and Staff List**

When requested by the Client, and where payment is calculated on a time basis, the Engineer shall provide, for approval by the Client:

- a) An estimate of the total fees to be paid for the Services.
- b) A Schedule showing an estimate of the portion of the Services to be completed in each month and an estimate of the portion of the fee which will be payable for each such month.
- c) A Staff list showing the number, classifications and hourly rate ranges for staff, Principals and Executives, for which the Engineer will seek payment on a time basis. The Engineer shall relate such information to the particular type of work that such staff is to perform, while employed on the Project. Such list shall designate the member of the Engineer's staff who is to be the liaison person between the Engineer and the Client.

**1.23.2 Subsequent Changes in the Estimate of Fees, Schedule of Progress and Staff List**

The Engineer will require prior written approval from the Client for any of the following changes:

- a) Any increase in the estimated fees beyond those approved under Subsection 1.23.1 (a).
- b) Any change in the schedule at progress which results in a longer period than provided in Subsection 1.23.1 (b).
- c) Any change in the number, classification and hourly rate ranges of the staff provided under Subsection 1.23.1 (c).

**1.23.3 Monthly Reporting of Progress**

When requested by the Client, the Engineer shall provide the Client with a written report showing the portion of the Services completed in the preceding month.

**1.24 Additional Conditions**

N/A

## **ARTICLE 2 – SERVICES TO BE PROVIDED**

### **2.01 Consultant's Services for the Biosolids Management Facility**

The Consultant shall provide consulting engineering services including design, tendering, contract administration, and construction inspection for the proposed Biosolids Management Facility, in accordance with AECOM Proposal entitled "Biosolids Management Facility Consulting Engineering, City of Sault Ste. Marie" dated November 2, 2017. The proposed work also includes equipment pre-selection, end product considerations, asset management tasks, transportation, operations and maintenance considerations.

### **2.02 Client's Services for the Biosolids Management Facility**

The Client shall provide the Consultant with:

1. Access to and, where necessary, copies of existing plans, profiles or other topographic information showing or pertaining to existing conditions within the Project area.
2. Specimen contract drawings for the guidance of the Consultant in the design of the Project to the standards required by the Client.
3. General direction of the Consultant in the provision of the services.
4. Any available information regarding utilities necessary for the preparation of the plans.
5. Designating in writing an individual to act as his Representative who will transmit instructions to and receive information from the Consultant.

## ARTICLE 3 - FEES AND DISBURSEMENTS

### 3.1 Definitions

For the purpose of this Agreement, the following definitions shall apply:

#### a) Cost of the Work:

- i. The "Cost of the Work" shall mean the total construction cost of the Project including all materials, equipment, sales taxes, labour and contractor's overhead and profit, necessary to complete the work for which the Engineer prepares designs, drawings or specifications, for which he is responsible. Where sales taxes are not included in the cost of the work, the fee shall be adjusted upwards by the factor equivalent to the sales taxes. The adjusted fee may be computed to the nearest one-tenth of one percent (1/10%).
- ii. Wherever the Client furnishes labour or other service which is incorporated in the work, the current price of labour or other service when the work was executed shall be used to compute the Cost of the Work.
- iii. Whenever used materials or equipment is furnished by or on behalf of the Client, the fair market value of such materials or equipment, as though it was purchased new, shall be used to compute the Cost of the Work.
- iv. In computing the Cost of the Work, no deductions shall be made on account of any penalties or damages claimed by the Client from any contractor or on account of any other sum withheld from any contractor.
- v. The Cost of the Work shall not include any fees and disbursements due to the Engineer, the Client's engineering and office expenses, or cost of land.

#### b) Site:

Site includes the actual work site and other locations where the checking of materials, equipment and workmanship is carried out.

**3.2 Basis of Payment** (Strike out those that do not apply)

**3.2.1 Fees Calculated on a Percentage of Cost Basis**

(Not Applicable)

**3.2.2 Fees Calculated on a Time Basis**

**3.2.2.1 Fees**

The Client shall pay the Engineer a fee, calculated on a time basis, for that part of the Services described in Article 2. Fees on a time basis for all staff shall be hourly rates based on job classifications as follows:

<b>Classification</b>	<b>Billing Rate (\$/hour)</b>
Technical Experts	\$200 - \$240/hr.
Project Manager	\$150 - \$200/hr.
Senior Engineers	\$120 - \$200/hr.
Intermediate Engineers	\$100 - \$150/hr.
Junior Engineers	\$80 - \$110/hr.
Senior Technologists/Technicians	\$110 - \$160/hr.
Intermediate Technologists/Technicians	\$90 - \$120/hr.
Junior Technologist/Technicians	\$60 - 95/hr.
Support Staff	\$60 - 80/hr.

For a project of over one (1) year duration, or for projects which become extended beyond one (1) year in duration, the Engineer may from time to time seek approval from the Client to adjust hourly rates and such approval shall not be unreasonably withheld.

**3.2.2.2 Time Expended**

All time expended on the assignment, whether in the Engineer's office, at the Client's premises, or elsewhere, and including travel time, shall be chargeable.

**3.2.3 Lump Sum Fee**

(Not Applicable)

### **3.2.4 Reimbursable Expenses**

In addition to the fee, the Engineer shall be reimbursed at cost plus an administrative charge of 5%, for all expenses and disbursements properly incurred by the Consultant in connection with the project.

### **3.2.5 Upset Cost Limit**

- (a) The Consultant shall be paid a fee, calculated on a time basis, for the Services.
- (b) In addition to the fee, the Consultant shall be reimbursed at cost for all reasonable expenses properly incurred by them in connection with the Services, including but not limited to: vehicle use charges, traveling and living expenses, long distance telephone charges, report production costs, photography, special delivery charges, supplies and equipment, field equipment costs, laboratory costs. Computer and office charges are considered part of overhead and shall not be invoiced as disbursements.

A communication/ Information Technology (IT) charge equal to 5% of invoiced labour costs will be charged to cover telephone charges, long distance telephone charges, facsimile transmission charges, printing and reproductions, progress photography, special delivery and express charges, postage and IT costs. The IT assessment shall include all information technology resources required for purposes of providing the services contemplated under this agreement, including: computer equipment/systems, computer software, computer supplies, networking (local and wide area), and labour associated with computer management, administration and support. Computer systems include all types of computers, such as: general purpose microcomputers, PC-CADD microcomputers, graphic design workstations, and notebooks. The cost for reproducing specifications and drawing sets shall not be included in this rate.

- (c) Notwithstanding Subsections (a) and (b) of this Section, the total fees and disbursements paid by the Client to the Consultant for the Services shall not exceed **\$1,234,567.00** (plus tax) unless prior written approval is obtained from the Client.
- (d) Notwithstanding Subsections (a) and (b) of this Section, the Client, at its sole discretion, may limit the fees and disbursements paid by the Client to the percentage equivalent to the project complete in the opinion of the Client.
- (e) The Consultant must request and receive the written approval of the Client before any Additional Services are carried out that are not included in Article 2. The Consultant shall not be entitled to any payment from the Contingency Allowance unless the Consultant has satisfied this condition. When approving Additional Services that are not included in Article 2, the Client, at its sole discretion, may, in writing, set a limit on the monies from the Contingency Allowance that may be permitted for the requested Additional Services.

## **3.3 Payment**

### **3.3.1 Fees Calculated on a Time Basis**

The Engineer shall submit an invoice to the Client for all Services completed in the immediately preceding month. Interest at the annual rate of 12 percent (1 percent monthly) will be paid on the total outstanding unpaid balance commencing 30 days after the Client has received the Engineer's invoice.



**3.3.2 Fees Calculated on a Percentage of Cost Basis**

**(Not Applicable)**

**3.3.3 Terms of Payment**

The Client will compensate the Engineer in accordance with the fees and charges for services as set out in the proposal or as otherwise mutually agreed. All fees and charges will be payable in Canadian funds unless noted otherwise. Invoices will be due and payable, as presented and without hold-backs, by the Client upon receipt. Interest on overdue accounts will be charged at the rate of 12 % per annum.

#### ARTICLE 4 – FORM OF AGREEMENT

**ENGINEER:** AECOM CANADA LTD.

The signatory shall have the authority to bind the corporation or company for the purposes of this agreement.

This \_\_\_ Day of \_\_\_\_\_, 2018

Signature	
Name	Chris Redmond, P. Eng.
Title	Senior Vice President

**THE CORPORATION OF** THE CITY OF SAULT STE. MARIE

The signatory shall have the authority to bind the municipality or its agency for the purposes of this agreement.

This \_\_\_ Day of \_\_\_\_\_, 2018

Signature		Signature	
Name	Christian Provenzano	Name	Malcolm White
Title	Mayor	Title	City Clerk

**SCHEDULE "A"**

**N/A**

**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**

**BY-LAW NO 2018-4**

**LANE CLOSING & CONVEYANCE:** (Map 97) A by-law to stop up, close and authorize the conveyance of a portion of a lane in the Cornwall and York Subdivision, Plan 703.

**WHEREAS** the lane more particularly described as that portion of a lane in the Cornwall and York Subdivision, Plan 703 described as PART PIN 31562-0409 (LT) PT LANE PL 703 TARENTORUS BEING PART 1 1R13367 was assumed for public use and established as a public lane by By-law 2013-190;

**NOW THEREFORE THE COUNCIL** of The Corporation of the City of Sault Ste. Marie, pursuant to *the Municipal Act, 2001*, S.O. 2001, **ENACTS** as follows:

1. **LANE CLOSED, DECLARED SURPLUS AND CONVEYANCE AUTHORIZED**

The lane more particularly described as that portion of a lane in the Cornwall and York Subdivision described as PART PIN 31493-0138 (LT) PT LANE PL 703 TARENTORUS BEING PART 1 1R13367 in the Cornwall and York Subdivision, Plan 703, having been assumed by the Corporation for public use, is hereby stopped up, closed, declared surplus to the requirements of the Municipality and the conveyance of same is authorized.

2. **EXECUTION OF DOCUMENTS**

The Mayor and City Clerk are hereby authorized for and in the name of the Corporation to execute and to affix the seal of the Corporation to all documents required to give effect to this by-law.

3. **EASEMENTS TO BE RETAINED**

The lane is subject to the retention of easements if required.

4. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

**PASSED** in open Council this 8<sup>th</sup> day of January, 2018.

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**MAYOR - CHRISTIAN PROVENZANO**

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**CITY CLERK - MALCOLM WHITE**

THIS DRAWING DOES NOT FORM  
PART OF THE BY-LAW.

*Third Line East*

227

237

**SUBJECT PROPERTY**



**MAP TITLE**

**MAP PURPOSE/DESCRIPTION** Page 78 of 81

The Corporation of the City of Sault Ste. Marie  
Legal Department  
June 17, 2015

This map is for general reference only.  
For official mapping, see the  
Engineering and Planning Department.  
Orthophoto: None

Projection Details:

NAD 1983 UTM Zone 16N  
GCS North American 1983

 Parcel Fabric

0 5 10 20 Meters



# THE CORPORATION OF THE CITY OF SAULT STE. MARIE

## BY-LAW NO. 2018-5

**TAXES:** (T1.2(1)) A by-Law to provide for Interim Tax Levies.

WHEREAS Section 317 of the *Municipal Act, 2001* S.O. 2001, c.25, as amended, provides that the council of a local municipality, before the adoption of estimates for the year under Section 290, may pass a by-law levying amounts on the assessment of property in the local municipality rateable for local municipality purposes;

AND WHEREAS the Council of the Corporation of the City of Sault Ste. Marie deems it appropriate to provide for such interim levy on the assessment of property in this municipality;

THEREFORE the Council of the Corporation of the City of Sault Ste. Marie enacts as follows:

1. In this by-law the following words shall be defined as:

“Act” shall mean the *Municipal Act, 2001* S.O. 2001, C.25, as amended

“Minister” shall mean the Minister of Finance;

“MPAC” shall mean the Municipal Property Assessment Corporation;

“Treasurer” means the treasurer of the Corporation of the City of Sault Ste. Marie or a person delegated the Treasurer’s powers and duties under s.286(5) of the Act and By-law 2017-50, being the City Tax Collector.

2. The amounts levied shall be as follows and payable to the Treasurer:

2.1 For the Residential, Pipeline, Farm and Managed Forest property classes there shall be imposed and collected an interim levy of:

50% of the total taxes for municipal and school purposes levied in the year 2017 in accordance with Section 317(3) paragraph 2 of the Act.

2.2 For the Multi-Residential, Commercial and Industrial property classes there shall be imposed and collected an interim levy of:

50% of the total taxes for municipal and school purposes levied in the year 2017, in accordance with Section 317(3) paragraph 2 of the Act.

3. For the purposes of calculating the total amount of taxes for the year 2017 under paragraph 2, if any taxes for municipal and school purposes were levied on a property for only part of 2017 because assessment was added to the Tax Roll during 2017, an amount shall be added equal to the additional taxes that would have been levied on the property if taxes for municipal and school purposes had been levied for the entire year.

4. The provisions of this by-law apply in the event that assessment is added for the year 2018 to the Tax Roll after the date this by-law is passed and the tax levy shall be imposed and collected.
5. All taxes levied under this by-law shall be payable into the hands of the Treasurer in accordance with the provisions of this by-law.
6. There shall be imposed on all taxes a penalty for non-payment or late payment of taxes in default of the installment dates set out below. The penalty shall be one percent (11/4%) of the amount on the first day of default and on the first day of each calendar month during which the default continues, but not after the end of 2018.
7. Following December 31, 2018, interest charges of one percent (11/4%) shall be imposed upon the amount in default on the first calendar day of each month during which the default continues.
8. The final tax levy imposed by this by-law shall be paid in two installments due on the following dates:
  - 8.1 One-half (1/2) thereof on the 5<sup>th</sup> day of March, 2018;
  - 8.2 One-half (1/2) thereof on the 7<sup>th</sup> day of May, 2018.
9. A notice specifying the amount of taxes payable, may be mailed or cause to be mailed to the address of the residence or place of business of each person taxed under this by-law by the Treasurer.
10. The notice to be mailed under this by-law shall contain the particulars provided for in this by-law and the information required to be entered in the Tax roll under Section 340 of the *Act*.
11. The Treasurer may adjust the interim levy of a property if the taxes imposed by this by-law are in excess of 50% of the taxes levied on that property in 2017, adjusted to annualize any assessment changes that occurred during 2017, adjusted to annualize any assessment changes that occurred during 2017. No adjustment shall reduce the 2018 interim levy below 50% of the adjusted tax amount.
12. The subsequent levy for the year 2018 to be made under the *Act* shall be reduced by the amount to be raised by the levy imposed by this by-law.
13. The provisions of Section 317 of the *Act*, apply to this by-law with necessary modifications.
14. The Treasurer shall be authorized to accept part payment from time to time on account of any taxes due, and to give a receipt of such part payment, provided that acceptance of any such part payment shall not affect the collection of any percentage charge imposed and collectable under section 7 of this by-law in respect of non-payment or late payment of any taxes or any installment of taxes.
15. Nothing in this by-law shall prevent the Treasurer from proceeding at any time with the collection of any tax, or any part thereof, in accordance with the provisions of the statutes and by-laws governing the collection of taxes.



16. By-law 2017-21 is hereby repealed

17. In the event of any conflict between the provisions of this by-law and any other by-law, the provisions of this by-law shall prevail.

18. **EFFECTIVE DATE**

This by-law takes effect from the date of its final passing.

**PASSED** in open Council this 8th day of January, 2018.

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**MAYOR – CHRISTIAN PROVENZANO**

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**CITY CLERK – MALCOLM WHITE**

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