



REGULAR MEETING OF CITY COUNCIL

MINUTES

Monday, March 5, 2018

4:30 pm

Council Chambers

Civic Centre

Present: 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

Absent: Mayor C. Provenzano

Officials: A. Horsman, M. White, T. Vair, N. Kenny, S. Schell, P. Johnson, S. Hamilton Beach, D. Elliott, C. Taddo, C. Rumiel, B. Lamming

1. Adoption of Minutes

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the Minutes of the Regular Council Meeting of 2018 02 20 be approved.

Carried

2. Questions and Information Arising Out of the Minutes and not Otherwise on the Agenda

3. Declaration of Pecuniary Interest

3.1 Councillor M. Bruni – OLG Community Recognition Program

Employed by OLG

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3.2 Councillor R. Niro – OLG Community Recognition Program

Family member employed by OLG.

3.3 Councillor P. Christian – OLG Community Recognition Program

Spouse employed by OLG.

3.4 Councillor M. Shoemaker – Mar-Li Investments Inc – Insurance & Tax Provision

Proponent is a client of law firm.

3.5 Councillor M. Shoemaker – By-law 2018-41 (Agreement) Mar-Li Investments Inc. Amendment

Proponent is a client of law firm.

3.6 Councillor L. Turco – Municipal Law Enforcement Officers

Spouse is employed by Police Services.

3.7 Councillor L. Turco – By-law 2018-39 (Parking) Municipal Law Enforcement Officers

Spouse is employed by Police Services.

4. Approve Agenda as Presented

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the Agenda and Addendum for the 2018 03 05 City Council Meeting as presented be approved.

Carried

5. Proclamations/Delegations

5.1 OLG Community Recognition Program

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

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

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

Darcy Romanin, Gateway's Regional Director, Northern Ontario, Jim Love, General Manager, Gateway Casinos Sault Ste. Marie, Jake Pastore, Director of Municipal and Community Relations, OLG, were in attendance.

5.2 Retired Teachers of Ontario 50th Anniversary

Rich Prophet, President, Retired Teachers of Ontario, District 3 Algoma was in attendance.

5.3 Stormwater Financing Study

Rick Talvitie, Mike Gregory, Pippy Warburton, AECOM Canada Limited were in attendance.

5.4 International Women's Day

Rory Ring, CEO, Sault Ste. Marie Chamber of Commerce was in attendance.

5.5 7.7.2. A-4-18-Z – 145 McNabb Street – Infrastructure Ontario

Michael Coakley, Infrastructure Ontario was in attendance.

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that all the items listed under date 2018 03 05 – Agenda item 6 – Consent Agenda be approved as recommended, save and except items 6.6, 6.7, 6.9 and 6.11.

Carried

6.1 Council Travel

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that Mayor C. Provenzano be authorized to travel to Toronto for 2 days in February for the Empowering Smart Cities Conference at an estimated cost to the City of \$1,020.

Carried

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that Mayor C. Provenzano be authorized to travel to Toronto for three days in April to attend the Sault Summit at an estimated cost to the City of \$1,100.

Carried

Moved by: Councillor M. Shoemaker

Seconded by: Councillor J. Hupponen

Resolved that Mayor C. Provenzano and Councillor L. Turco be authorized to travel to Ottawa for four days in August to attend the AMO Conference at an estimated cost to the City of \$2,500.

Carried

6.2 Algoma University Board Appointment

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that the report of the Deputy CAO/ City Clerk dated 2018 03 05 concerning Algoma University Board Appointment be received and that Council nominate Mayor Provenzano to the Algoma University Board of Directors for the term 2018 03 05 to 2018 12 31.

Carried

6.3 2018 Municipal Election Administration – Sault Locality

The report of Deputy CAO/City Clerk was received by Council.

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the report of the Deputy CAO / City Clerk dated 2018 03 05 concerning 2018 Municipal Election Administration – Sault Locality be received and that Council authorize staff to negotiate an agreement with the Algoma District School Board to provide municipal election administration services for the Sault Locality.

Carried

6.4 2018 Capital Road Works – Adjustment

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that the report of the Director of Engineering dated 2018 03 05 be received and the recommendation to defer the Bay Street project and reinstate the Simpson Street project into the 2018 Capital Road Works program be approved.

Carried

6.5 Black Road EA – Engineering Fees

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the report of the Director of Engineering dated 2018 03 05 be received and that the fee limit for the Black Road Environmental Assessment be increased by \$10,200 for a total of \$119,500 with funds from the 2018 miscellaneous construction budget.

Carried

6.8 Municipal Law Enforcement Officers

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

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

The relevant By-law 2018-39 is listed under item 11 of the Minutes.

6.10 Zoning – 267 Cathcart Street – OMB

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that the report of the Solicitor / Prosecutor concerning Zoning – 267 Cathcart Street – OMB dated 2018 03 05 be received as information.

Carried

6.6 Gore/Albert and Andrew/Albert Streets – Intersection Safety

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that the report of the Design and Construction Engineer dated 2018 03 05 be received and that the City continue to monitor the intersections of Gore Street/Albert Street and Andrew Street/Albert Street; and further that the City adds Intersection Safety Studies conducted by IBI Group to the Downtown Traffic Study already underway increasing the fee limit to \$107,410.

Defeated

6.7 Mar-Li Investments Inc – Insurance & Tax Provision

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

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

The relevant By-law 2018-41 is listed under item 11 of the Minutes.

6.9 Stormwater Financing Study

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the report of the Land Development and Environmental Engineer dated 2018 03 05 concerning the stormwater financing study be received as information.

Officially Read and Not Dealt With

Moved by: Councillor M. Shoemaker

Seconded by: Councillor M. Bruni

Resolved that the report of the Land Development and Environmental Engineer dated 2018 03 05 concerning Stormwater Financing Study be received and that staff be directed to continue to explore all possible ways to finance the City's Stormwater Management Plan save and except for Development Charges.

Recorded	For	Against	Absent
Mayor C. Provenzano			X
Councillor S. Butland		X	
Councillor P. Christian	X		
Councillor S. Myers		X	
Councillor S. Hollingsworth	X		
Councillor J. Hupponen	X		
Councillor L. Turco		X	
Councillor M. Shoemaker	X		
Councillor R. Niro	X		
Councillor M. Bruni	X		
Councillor F. Fata	X		
Councillor J. Krmpotich	X		
Councillor O. Grandinetti	X		
Results	9	3	1

Carried

6.11 Study Related to Expansion of Ice Capacity and Related Facilities

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that the report of the Deputy CAO Community Development and Enterprise Services dated 2018 03 05 concerning a third party project scoping cost analysis study be received and that \$25,000 be allocated from the Facilities Maintenance Reserve fund to conduct an RFP and select a third party to undertake a project scoping and cost analysis study.

Officially Read and Not Dealt With

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

7.7.1 A-11-17-Z.OP and 57T-17-502 – 418 Fourth Line West – Deferral No. 2

The report of the Senior Planner was received by Council.

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the report of the Senior Planner dated 2018 03 05 concerning Rezoning/Official Plan Amendment Application A-11-17-Z.OP and Draft Plan of Condominium Application 57T-17-502 be received and that this application be postponed indefinitely.

Carried

7.7.2 A-4-18-Z – 145 McNabb Street – Infrastructure Ontario

The report of the Senior Planner was received by Council.

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the report of Senior Planner dated 2018 03 05 concerning Rezoning Application A-4-18-Z be received and that Council approve the application of a 'Holding Provision' to the subject property.

Pursuant to Section 36 of the *Planning Act*, no site grading, excavation or building demolition may occur upon the subject property without further archaeological assessment, prepared by a qualified Archaeologist, which either identifies the burial sites or determines that the area is clear of archaeological concern.

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

Carried

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that staff investigate to determine who was accountable to record the history and burial of the two inmates buried in 1948 and 1958 at 145 McNabb Street.

Recorded	For	Against	Absent
Mayor C. Provenzano			X
Councillor S. Butland	X		
Councillor P. Christian		X	
Councillor S. Myers		X	
Councillor S. Hollingsworth		X	
Councillor J. Hupponen		X	
Councillor L. Turco	X		
Councillor M. Shoemaker		X	
Councillor R. Niro		X	
Councillor M. Bruni	X		
Councillor F. Fata		X	
Councillor J. Krmpotich	X		
Councillor O. Grandinetti		X	
Results	4	8	1

Defeated

7.7.3 A-5-18-Z – 531 and 535 Trunk Road – Your Neighbourhood Credit Union (LTD)

The report of the Senior Planner was received by Council.

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that the Report of the Senior Planner dated 2018 03 05 concerning Rezoning Application A-5-18-Z be received and that Council rezone the southern 33m (108') of the subject properties from General Commercial (C4) Zone to Medium Density

Residential Zone (R4.S144) with Special Exception 144; further that Council amend Special Exception 144 by adding the following provision:

That the subject property may be developed with semi-detached, multiple attached and apartment dwellings, or any combination thereof.

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

Carried

7.8 Boards and Committees

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

8.1 Driveway Snow Removal

Moved by: Councillor S. Myers

Seconded by: Councillor P. Christian

Whereas for a number of years City Council has provided \$50,000 in funding to a service provider (Red Cross) to support residential snow removal for seniors; and

Whereas there are a number of seniors and individuals with medical needs who are able to remain living at home because of this support; and

Whereas there is an increasing number of members of our community who require additional affordable snow removal services at their residence during exceptional snow events to address matters such as extra heavy snowfall or road cutting that goes beyond what a domestic snowblower can remove and beyond what they can afford; and

Whereas it is the will of City Council to look at options for providing further snow management assistance to qualifying residents through our current or new homemaker service provider;

Now Therefore Be It Resolved that appropriate City staff be requested to review the current program for assistance provided through the Red Cross and report back to Council as follows:

1. How is the current City funding being used; what is the process for an individual to receive assistance and for what service?
2. Red Cross has advised effective March 2018 they will no longer be the service provider so what will happen to the City's \$50,000 funding?
3. Provide options from the third party homemaker services provider as to how much it would cost to expand the current program to offer windrow removal considering the Brantford model or any other approach deemed optional.

Carried

8.2 Use a Realtor for Property Sales

Moved by: Councillor M. Shoemaker

Seconded by: Councillor S. Butland

Whereas the City of Sault Ste. Marie has a process in place to dispose of surplus land; and

Whereas the City's policy on the disposition of surplus land does not take into consideration whether the property is a small parcel of land, or a developable parcel of land in determining how to market the surplus land; and

Whereas developable parcels of land can draw greater interest if advertised through professional realtors; and

Whereas any parcel of land in excess of 400 m² should be considered developable;

Now Therefore Be It Resolved that City staff, with input from the Sault Ste. Marie Real Estate Board be requested to develop a policy whereby surplus City land is advertised for sale with local realtors in order to maximize the value for taxpayers in the sale of said land; and

Further that the surplus property by-law be reviewed as part of this process and reported to Council.

Carried

8.3 James Street and Surrounding Area Revitalization Plan

Moved by: Councillor M. Shoemaker

Seconded by: Councillor O. Grandinetti

Whereas the CTV W5 program "Steel Town Down" focused on the opioid crisis across Canada, and how it is affecting mid-sized cities like Sault Ste. Marie; and

Whereas the program featured Sault Ste. Marie's Jamestown neighbourhood as one of the areas in Sault Ste. Marie where the use of opioids and other substances is prominent; and

Whereas the Sault Ste. Marie Innovation Centre's GIS department has been presenting data to stakeholders in the community for a number of years on the lack of park services and outdoor recreation activities in the Jamestown area and throughout the downtown core; and

Whereas the lack of activities in Sault Ste. Marie was cited as one of a wide number of factors that results in individuals turning to substance use, and ultimately substance abuse, in Sault Ste. Marie; and

Whereas the provision of park services and outdoor recreational activities is an area of direct municipal responsibility and an area where the City can play a leading role in combating part of this issue;

Now Therefore Be It Resolved that Community Development and Enterprise Services staff, in consultation with the Innovation Centre's GIS department, be requested to bring forward to City Council forthwith a James Street and surrounding area revitalization plan, including, but not limited to:

- possible expansion of Anna Marinelli Park;
- conversion of unused green space in the area for recreational use; and
- an examination and assessment of James Street and a recommendation on how best to use James Street as a public space; and
- recommendations on the creation of a park or green space in the Downtown core.

Recorded	For	Against	Absent
Mayor C. Provenzano			X
Councillor S. Butland	X		
Councillor P. Christian		X	
Councillor S. Myers	X		
Councillor S. Hollingsworth		X	
Councillor J. Hupponen		X	
Councillor L. Turco	X		
Councillor M. Shoemaker	X		
Councillor R. Niro	X		
Councillor M. Bruni		X	
Councillor F. Fata	X		
Councillor J. Krmpotich	X		
Councillor O. Grandinetti	X		
Results	8	4	1

Carried

8.4 2018 Allocation of Economic Development Fund

Moved by: Councillor M. Shoemaker

Seconded by: Councillor P. Christian

Whereas the City has faced economic anxiety over the last two or more years because of Algoma's CCAA proceedings; and

Whereas Algoma has set out its desire to emerge from creditor protection in early 2018;
and

Whereas Algoma's emergence from creditor protection will lift the economic cloud that
has been hanging over the City since 2018; and

Whereas Council wishes to capitalize on the improved economic outlook for the City
when Algoma emerges from creditor protection; and

Whereas the Economic Development Fund is one of few tools the City has at its
disposal to spur economic activity within the municipality;

Now Therefore Be It Resolved that Council encourage applications to the Economic
Development Fund from facilities seeking to establish advanced manufacturing facilities
in the Sault, and that both the Economic Development Corporation and the City's
Community Development and Enterprise Services Department at be directed to seek
out and encourage applications to the Economic Development Fund from companies in
the advanced manufacturing business.

Recorded	For	Against	Absent
Mayor C. Provenzano			X
Councillor S. Butland	X		
Councillor P. Christian	X		
Councillor S. Myers	X		
Councillor S. Hollingsworth		X	
Councillor J. Hupponen	X		
Councillor L. Turco	X		
Councillor M. Shoemaker	X		
Councillor R. Niro	X		
Councillor M. Bruni	X		
Councillor F. Fata		X	
Councillor J. Krmpotich	X		
Councillor O. Grandinetti	X		
Results	10	2	1

Carried

8.5 Mac Marcoux

Moved by: Councillor S. Myers

Seconded by: Councillor S. Hollingsworth

Whereas Sault Ste. Marie's 21-year-old Mac Marcoux is representing Canada in the PyeongChang 2018 Paralympic Winter Games; and

Whereas Mac is considered the international favorite in all the para alpine skiing events for men with a visual impairment; and

Whereas Mac is an accomplished Canadian paralympic alpine skier and has won three titles at the IPC Alpine Skiing World Cup at the age of 15; and

Whereas in 2016, Alpine Canada named Mac Marcoux male para alpine skier of the year; and

Whereas Marcoux won three medals in alpine skiing at the 2014 Winter Paralympics in Sochi including gold in men's visually impaired giant slalom, bronze in men's visually impaired downhill and bronze in super G; and

Whereas Mac has been inducted into the Sault Ste Marie Sports Hall of Fame and the Sault Ste. Marie Walk of Fame;

Now Therefore Be It Resolved that Mayor Christian Provenzano sends a message of best wishes and support to Mac on behalf of City Council and the community for his upcoming participation in the 2018 Winter Paralympics commencing on March 9 in PyeongChang; and

Further be it resolved that City Council urges Saultites to use social media to cheer Mac on to the medal platform.

Carried

8.6 Great Lakes Cleanup

Moved by: Councillor S. Butland

Seconded by: Councillor P. Christian

Whereas US President Trump has indicated his intent to reduce the Great Lakes funding for cleanup by 90% (present allocation \$300 million); and

Whereas this decision would negatively impact tourism, the environment, agriculture, drinking water, jobs, animal habitat and would halt the considerable progress made in anti-pollution initiatives;

Now Therefore Be It Resolved that Mayor Provenzano be authorized to send a letter of grave concern to the appropriate Canadian and American politicians expressing City Council's vehement disapproval of such a decision.

Carried

9. Committee of the Whole for the Purpose of Such Matters as are Referred to it by the Council by Resolution

10. Adoption of Report of the Committee of the Whole

11. Consideration and Passing of By-laws

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that all By-laws under item 11 of the Agenda under date 2018 03 05 be approved, save and except 2018-39 and 2018-41.

Carried

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

11.1.1 By-law 2018-39 (Parking) Municipal Law Enforcement Officers

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor J. Hupponen

Resolved that By-law 2018-39 being a by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various private properties and to amend Schedule "A" to By-law 90-305 be passed in open Council this 5th day of March, 2018.

Carried

11.1.2 By-law 2018-41 (Agreement) Mar-Li Investments Inc. Amendment

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that By-law 2018-41 being a by-law to authorize the execution of the Agreement between the City and Mar-Li Investments Inc. to incorporate insurance and payment of tax provisions into the existing Licence to Occupy Agreement be passed in open Council this 5th day of March, 2018.

Carried

11.1.3 By-Law 2018-42 (Official Plan) 435, 439, 449, 459 Great Northern Road and 41 Industrial Park Crescent (Pino)

Council Report was passed by Council resolution on February 20, 2018.

Mover Councillor M. Shoemaker

Seconder Councillor L. Turco

Resolved that By-law 2018-42 being a by-law to adopt Amendment No. 220 to the Official Plan for the City of Sault Ste. Marie (Ben Pino Investments Inc. – 435, 439, 449, 459 Great Northern Road and 41 Industrial Park Crescent) be passed in open Council this 5th day of March, 2018.

Carried

11.1.4 By-Law 2018-43 (Zoning) 435, 439, 449, 459 Great Northern Road and 41 Industrial Park Crescent (Pino)

Council Report was passed by Council resolution on February 20, 2018.

Mover Councillor M. Shoemaker

Seconder Councillor L. Turco

Resolved that By-law 2018-43 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 435, 439, 449, 459 Great Northern Road and 41 Industrial Park Crescent (Ben Pino Investments Inc.) be passed in open Council this 5th day of March, 2018.

Carried

11.1.5 By-Law 2018-44 (Development Control) 435, 439, 449, 459 Great Northern Road and 41 Industrial Park Crescent (Pino)

Council Report was passed by Council resolution on February 20, 2018.

Mover Councillor M. Shoemaker

Seconder Councillor L. Turco

Resolved that By-law 2018-44 being a by-law to designate the lands located at 435, 439, 449, 459 Great Northern Road and 41 Industrial Park Crescent (Ben Pino Investments Inc.) be passed in open Council this 5th day of March, 2018.

Carried

11.2 By-laws before Council for FIRST and SECOND reading which do not require more than a simple majority

11.3 By-laws before Council for THIRD reading which do not require more than a simple majority

12. Questions By, New Business From, or Addresses by Members of Council Concerning Matters Not Otherwise on the Agenda

13. Closed Session

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that this Council proceed into closed session to discuss two labour relations / employee negotiations items and one item concerning a potential acquisition of property;

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

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

Carried

14. Adjournment

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that this Council now adjourn.

Carried

“Rick Niro”

Acting Mayor

“Malcolm White”

City Clerk