



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

Tuesday, October 10, 2017

4:30 pm

Council Chambers

Civic Centre

	Pages
1. ADOPTION OF MINUTES	14 - 30
Mover Councillor R. Niro Secunder Councillor J. Hupponen	
Resolved that the Minutes of the Regular Council Meeting of 2017 09 25 be approved.	
2. QUESTIONS AND INFORMATION ARISING OUT OF THE MINUTES AND NOT OTHERWISE ON THE AGENDA	
3. DECLARATION OF PECUNIARY INTEREST	
3.1 Mayor C. Provenzano - Lane Assumption, Closing and Conveyance – Part of Cameron Lane	
Recipient is a client of law firm.	
3.2 Mayor C. Provenzano - By-law 2017-192 (Lane Assumption) Part of Cameron Lane	
Recipient is a client of law firm.	
3.3 Mayor C. Provenzano - By-law 2017-193 (Lane Closing) Cameron Subdivision	
Recipient is a client of law firm.	
4. APPROVE AGENDA AS PRESENTED	
Mover Councillor R. Niro Secunder Councillor M. Shoemaker	

Resolved that the Agenda for 2017 10 10 City Council Meeting as presented be approved.

5. PROCLAMATIONS/DELEGATIONS

5.1 BDC Small Business Week

Lori Naccarato, Senior Account Manager, BDC (Business Development Bank)

5.2 Management for Long Term Management of Used Nuclear Fuel 31 - 52

Fred Kuntz, Manager, Corporation Relations and Communications, Ontario Power Generation

Jo-Ann Facella, Director, Community Well-Being, Assessment and Dialogue, Nuclear Waste Management Organization

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

Mover Councillor R. Niro
Seconder Councillor M. Shoemaker

Resolved that all the items listed under date 2017 10 10 – Agenda item 6 – Consent Agenda save and except Agenda items 6.5, 6.6, 6.7 and 6.15 be approved as recommended.

6.1 Outstanding Resolutions 53 - 59

6.2 2017 City of Sault Ste Marie Credit Rating 60 - 69

A report of the Chief Financial Officer/Treasurer is attached for the consideration of Council.

Mover Councillor R. Niro
Seconder Councillor M. Shoemaker

Resolved that the report of the Chief Financial Officer/Treasurer dated 2017 10 10 concerning the 2017 City of Sault Ste Marie Credit Rating be received as information.

6.3 Property Tax Appeals 70 - 72

A report of the Manager of Accounting and City Tax Collector is attached for the consideration of Council.

Mover Councillor R. Niro
Seconder Councillor M. Shoemaker

Resolved that the report of the Manager of Accounting and City Tax Collector dated 2017 10 10 concerning Property Tax Appeals be received and the

recommendation that the tax records be amended pursuant to Section 357 of the *Municipal Act* be approved

6.4 Tender for Three 13,500 GVW Dump Trucks 73 - 75

A report of the Manager of Purchasing is attached for the consideration of Council.

Mover Councillor R. Niro
Secunder Councillor J. Hupponen

Resolved that the report of the Manager of Purchasing dated 2017 10 10 be received and the tender for the supply and delivery of Three (3) 13,500 GVW Dump Trucks, as required by Public Works, be awarded to Commercial Truck Equipment Corp. at their total tendered price of \$208,692.00 plus HST.

6.5 Queen Street Tree Replacement – 2018 Budget Request 76 - 78

A report of the Director of Planning and Enterprise Services is attached for the consideration of Council.

Mover Councillor R. Niro
Secunder Councillor M. Shoemaker

Resolved that the report of the Director of Planning and Enterprise Services dated 2017 10 10 concerning a multi-year approach to Queen Street tree replacement be received as information.

6.6 Clergue Park Fountain – 2018 Budget Request 79 - 83

A report of the Director of Planning and Enterprise Services is attached for the consideration of Council.

Mover Councillor R. Niro
Secunder Councillor J. Hupponen

Resolved that the report of the Director of Planning and Enterprise Services dated 2017 10 10 concerning the proposed Downtown Waterfront Fountain be received as information.

6.7 McMeeken Arena Mould Remediation 84 - 85

A report of the Manager of Community Centres is attached for the consideration of Council.

Mover Councillor R. Niro
Secunder Councillor J. Hupponen

Resolved that the report of the Manager of Community Centres dated 2017 10 10 regarding McMeeken Arena Mould Remediation be received and that Council approve the use of the Facility Maintenance Reserve up to \$72,000 to fund the remediation.

- 6.8 Municipal Law Enforcement Officer Appointment 86 - 89**
- A report of the Acting Manager of Transit and Parking is attached for the consideration of Council.
- The relevant By-law 2017-197 is listed under item 11 of the Agenda and will be read with all by-laws under that item.
- 6.9 2018 Connecting Link Funding Application – Black Road 90 - 93**
- A report of the Director of Engineering is attached for the consideration of Council.
- Mover Councillor R. Niro
Seconder Councillor J. Hupponen
- Resolved that the report dated 2017 10 10 from the Director of Engineering concerning the widening of Black Road from McNabb Street to Second Line be received and that the project be designated as the candidate for the City's 2018 Connecting Link funding application.
- 6.10 Drake Street Pump Station Upgrades 94 - 95**
- A report of the Land Development and Environmental Engineer is attached for the consideration of Council.
- Mover Councillor R. Niro
Seconder Councillor M. Shoemaker
- Resolved that the report of the Land Development and Environmental Engineer dated 2017 10 10 concerning Drake Street Pump Station Upgrades be received and tendering be approved.
- 6.11 Stormwater Financing Study – Engineering Agreement 96 - 97**
- A report of the Land Development and Environmental Engineer is attached for the consideration of Council.
- The relevant By-law 2017-198 is listed under item 11 of the Agenda and will be read with all by-laws under that item.
- 6.12 Access to Property – 426 Bruce Street (Campana) 98 - 99**
- A report of the City Solicitor is attached for the consideration of Council.
- The relevant By-law 2017-201 is listed under item 11 of the Agenda and will be read with all by-laws under that item.
- 6.13 Licence to Occupy – 224 Pilgrim Street 100 - 102**
- A report of the City Solicitor is attached for the consideration of Council.
- The relevant By-law 2017-191 is listed under item 11 of the Agenda and will

be read with all by-laws under that item.

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|-------|---|-----------|
| 6.14 | Encroachment – 68 James Street | 103 - 109 |
| | A report of the Assistant City Solicitor is attached for the consideration of Council. | |
| | The relevant By-law 2017-199 is listed under item 11 of the Agenda and will be read with all by-laws under that item. | |
| 6.15 | Lane Assumption, Closing and Conveyance – Part of Cameron Lane | 110 - 112 |
| | A report of the Solicitor/Prosecutor is attached for the consideration of Council. | |
| | The relevant By-laws 2017-192 and 2017-193 are listed under item 11 of the Agenda and will be read with all by-laws under that item. | |
| 6.16 | Lane Assumption, Closing and Conveyance – Harris and Buckley Subdivision | 113 - 115 |
| | A report of the Solicitor/Prosecutor is attached for the consideration of Council. | |
| | The relevant By-laws 2017-194 and 2017-195 are listed under item 11 of the Agenda and will be read with all by-laws under that item. | |
| 7. | REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES | |
| 7.1 | ADMINISTRATION | |
| 7.2 | COMMUNITY SERVICES DEPARTMENT | |
| 7.2.1 | Rodent Abatement Program | 116 - 118 |
| | A report of the Deputy CAO Community Development and Enterprise Services is attached for the consideration and direction of Council. | |
| | Mover Councillor S. Myers
Seconder Councillor M. Bruni | |
| | Resolved that staff be directed to issue a Request for Proposal to seek a residential rodent abatement program with the funds to be identified in the 2018 budget in addition to the \$29,000 annual budget currently established for this program. | |
| 7.3 | ENGINEERING | |
| 7.4 | FIRE | |
| 7.5 | LEGAL | |
| 7.5.1 | Zoos and Wildlife Sanctuaries | 119 - 127 |

A report of the Solicitor/Prosecutor is attached for the consideration of Council.

Mover Councillor R. Niro
Seconder Councillor M. Shoemaker

Resolved that the report of the Solicitor/Prosecutor dated 2017 10 10 concerning possible ways to regulate zoos and wildlife in the City of Sault Ste. Marie be received and staff be directed to incorporate the attached Schedule into the Animal Control By-law to prohibit animal performances within the City of Sault Ste. Marie.

Mover Councillor J. Hupponen
Seconder Councillor S. Myers

Resolved that rodeos and greyhound racing be removed from the exceptions outlined in the Schedule.

Mover Councillor M. Shoemaker
Seconder Councillor J. Hupponen

Resolved that staff be directed to prepare a by-law prohibiting zoos (as outlined as option 3 in the 2017 10 10 staff report) including recommended time frames for implementation.

7.6 PLANNING

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 Smart Cities Challenge

Mover Councillor S. Butland
Seconder Councillor M. Shoemaker

Whereas Infrastructure Canada is developing and will be running a Smart Cities Challenge; and

Whereas the Smart Cities Challenge will be soliciting submissions from Cities and First Nation communities of all sizes across the country; and
Whereas there are substantial funding opportunities for a City or First Nation if its submission wins the Smart Cities Challenge; and

Whereas Mayor and staff have met with a representative of the Smart Cities Challenge and expect the competition to begin by the end of the year; and

Whereas the City of Sault Ste. Marie has begun to prepare to participate in the Smart Cities Challenge and wants to ensure it submits the best bid possible;

Now Therefore Be It Resolved that City Council endorse the City of Sault Ste. Marie making a submission to the Smart Cities Challenge and directs the Mayor to strike a Smart Cities Challenge Task Force including City staff, the Sault Ste. Marie Innovation Centre and the Sault Ste. Marie Economic Development Corporation along with any other partners or parties necessary to develop a compelling Smart Cities submission.

8.2 Transient Accommodations Tax

Mover Councillor S. Myers
Seconder Councillor S. Hollingsworth

Whereas Tourism Sault Ste. Marie and participating hotels entered into a Destination Marketing Agreement in February 2014 to promote the Sault Ste. Marie area as a tourist, convention, and sports tournament destination; and

Whereas the Destination Marketing Agreement stipulates how participating hotels collect a Destination Marketing Fee (DMF) which is paid into a Destination Marketing Fund to be used in accordance with the objectives set out in the Agreement; and

Whereas *Bill 127, Stronger, Healthier Ontario Act (Budget Measures), 2017* (which has received Royal Assent but has yet to be proclaimed) amends the *Municipal Act* to enable local municipalities to impose a tax on the purchase of transient accommodation; and

Whereas the City of Sault Marie, Tourism Sault Ste. Marie and participating hotels wish to continue the work initiated through the Destination Marketing agreement; and

Whereas Tourism Sault Ste. Marie and participating hotels wish to establish an operating budget for 2018 on the understanding that the City will continue to fund the obligations budgeted by the hotels under the DMF and Tourism Sault Ste. Marie equal (at a minimum) to the amount that would be raised by the DMF and currently contributed to Tourism Sault Ste. Marie;

Now Therefore Be It Resolved that appropriate staff be requested to review and report back as to the potential impacts of the upcoming legislation and how the concerns of Tourism Sault Ste. Marie regarding the current DMF might be addressed.

8.3 Norgoma and Bondar Marina

Mover Councillor M. Shoemaker
Seconder Councillor R. Niro

Whereas in April 2013 City staff reported to Council on options to remove the M.S. Norgoma from the Bondar Marina; and

Whereas at the time, the water levels in the St. Marys River meant that the removal effort would require dredging the Bondar Marina in order to successfully remove the M.S. Norgoma from the Bondar marina; and

Whereas 2017 has seen high river and lake water levels across the Sault; and

Whereas the high water levels may provide an opportunity to remove the M.S. Norgoma from the Bondar Marina without the requirement to dredge the Marina; and

Whereas the M.S. Norgoma cannot be removed from the Bondar Marina without a plan in place for where the ship should go, and what improvements should be made to the Bondar Marina;

Now Therefore Be It Resolved that City Staff report back to City Council on the following:

1. Options for removing the M.S. Norgoma from the Bondar Marina, including the cost of removal, where the ship will be brought, and options for what can be done with the ship on a permanent basis and potential funding sources to achieve this;
2. Recommended improvements to the Bondar Marina, including the cost of implementing said improvements and identifying potential funding sources for those improvements.

8.4 M.S. Norgoma

Mover Councillor S. Myers
Seconder Councillor S. Hollingsworth

Whereas the City of Sault Ste. Marie has two well established advisory bodies of City Council each of which was created to advise City Council on matters pertaining to culture and heritage, and whose members are community volunteers appointed by City Council based on their expertise in culture and heritage, and said bodies as stated on the City's website are:

Cultural Advisory Board – as a Board of Council, whose primary purpose is to advise on all matters concerning the cultural life of the community and the implementation of the Cultural Policy for the Corporation of the City of Sault Ste. Marie;

Municipal Heritage Committee – The Sault Ste. Marie Municipal Heritage Committee advises City Council on matters relating to Part IV (Conservation of Buildings of Cultural Heritage Value or Interest); and

Whereas the Cultural Policy indicates that a Cultural Advisory Board be formed "to advise, assist and make recommendations to Council on cultural matters"; and

Whereas Section 1.2 of the Cultural Policy, Definition of Culture, includes a heritage arts component, which speaks to heritage conservation, identification, protection and interpretation of:

- i. intangible heritage (dance, music, song, story, etc.)
- ii. immovable heritage (buildings, cultural heritage landscapes, natural heritage, archaeological and traditional use sites)
- iii. movable property (personal property art, artifacts, documents, natural objects and specimens) and

Whereas the M.S. Norgoma is a museum ship, an artifact referenced in the aforementioned section iii and meeting the Miriam Webster definition of an artifact being “an object remaining from a particular period”;

Now Therefore Be It Resolved that the Cultural Advisory Board and Municipal Heritage Committee be requested to provide City Council with a report providing an opinion as to the cultural and heritage value of the M.S. Norgoma to the community in its present state; and

Further Be It Resolved that such an opinion be viewed as advice only, provided to Council for consideration as to present and future value of the M.S. Norgoma within the context of community culture and heritage

said reports ideally to coordinate with the staff report to Council concerning the Norgoma and Bondar Marina (agenda item 8.4)

8.5 Works on Arterial Roads

Mover Councillor M. Shoemaker
Seconder Councillor P. Christian

Whereas morning office rush hour times are between 8:00 a.m. and 9:30 a.m. on City streets; and

Whereas evening office rush hour times are between 4:30 p.m. and 6:00 p.m. on City streets; and

Whereas any impeding of traffic at these times amplifies congestion on the City streets; and

Whereas arterial roads are used by most residents to arrive to and from any destination in the City at all hours of the day, but in higher volumes during the morning and evening rush hours; and

Whereas in recent months both line painting and resurfacing have been undertaken on these arterial roads during the morning and evening rush hours, amplifying traffic congestion;

Now Therefore Be It Resolved that staff report back on the feasibility of ensuring any future City contracts awarded for construction works on arterial roads specify that, to the greatest degree possible, traffic not be impeded during the morning or evening rush hours set out herein as long as the restrictions have no more than a minimal impact on the overall cost of the road works.

8.6 Information Technology Infrastructure

Mover Councillor S. Myers
Seconder Councillor S. Butland

Whereas the recent capital priority plan had some capital projects for the Corporation of the City of Sault Ste. Marie’s information technology (IT) requirements; and

Whereas technology and technical infrastructure can often assist in delivering services effectively; and

Whereas the Corporation of the City of Sault Ste. Marie has to ensure that it is delivering services as effectively as it can; and

Whereas the Corporation of the City of Sault Ste. Marie has developed and is working on initiatives with its economic development partners (SSMEDC and SSMIC) to make the City of Sault Ste. Marie attractive to information and communications technology (ICT) businesses and the ICT economy; and

Whereas the Corporation of the City of Sault Ste. Marie should be considering how to make strategic investments in its IT infrastructure to modernize and advance its infrastructure, to ensure effective service delivery and to create an innovative climate within the Corporation;

Now Therefore Be It Resolved that staff arrange for the provision of a service delivery review with the specific intention of developing a service delivery model focused on the modernization of the Corporation of the City of Sault Ste. Marie's IT infrastructure.

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 R. Niro
Seconder Councillor M. Shoemaker

Resolved that all By-laws under item 11 of the Agenda under date 2017 10 10 be approved save and except By-laws 2017-192 and 2017-193.

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

11.1.1 By-law 2017-191 (Agreement) Smallpiece – 224 Pilgrim Street 128 - 129

A report from the City Solicitor is on the Agenda.

Mover Councillor R. Niro
Seconder Councillor M. Shoemaker

Resolved that By-law 2017-191 being a by-law to authorize the execution of the Agreement between the City and Mr. Lloyd Smallpiece to allow a fence to encroach onto City Property on the Oakland Avenue Road Allowance abutting 224 Pilgrim Street be passed in open Council this 10th day of October, 2017.

11.1.2 By-law 2017-192 (Lane Assumption) Part of Cameron Lane 130 - 131

A report from the Solicitor/Prosecutor is on the Agenda.

Mover Councillor R. Niro
Seconder Councillor M. Shoemaker

Resolved that by-law 2017-192 being a by-law to assume for public use and establish as a public lane that portion of Cameron Lane described as PT PIN 31541-0279 (LT) PT 20 LANE PL 310 ST. MARY'S AKA CAMERON LANE S OF HERRICK STREET; SAULT STE. MARIE, Cameron Subdivision be passed in open Council this 10th day of October, 2017.

11.1.3 By-law 2017-194 (Lane Assumption) Harris and Buckley Subdivision 132 - 133

A report from the Solicitor/Prosecutor is on the Agenda.

Mover Councillor R. Niro
Seconder Councillor M. Shoemaker

Resolved that By-law 2017-194 being a by-law to assume for public use and establish as a public lane, the lane more particularly described as PT PIN 31590-0266 (LT) PCL 17 SEC AWS; 12 FT LANE PL M30 KORAH BTN LT 208 AND LT A AND LT 113 TO PT LT 118; SAULT STE. MARIE, Harris and Buckley Subdivision be passed in open Council this 10th day of October, 2017.

11.1.4 By-law 2017-197 (Parking) Municipal Law Enforcement Officers 134 - 136

A report from the Acting Manager of Transit and Parking is on the Agenda.

Mover Councillor R. Niro
Seconder Councillor M. Shoemaker

Resolved that By-law 2017-197 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 10th day of October, 2017.

11.1.5 By-law 2017-198 (Agreement) Stormwater Financing Study 137 - 175

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

Mover Councillor R. Niro
Seconder Councillor M. Shoemaker

Resolved that By-law 2017-198 being a by-law to authorize the execution of the Agreement between the City and AECOM Canada Ltd. for engineering services to complete a Stormwater Financing Study be passed in open Council this 10th day of October, 2017.

11.1.6 By-law 2017-199 (Property) Surplus and Sale Part James Street 176 - 177

A report from the Assistant City Solicitor/Senior Litigation Counsel is on the Agenda.

Mover Councillor R. Niro
Seconder Councillor M. Shoemaker

Resolved that By-law 2017-199 being a by-law to declare the City owned property described as part PIN 31578-0251 being a 7.011m² portion of James Street abutting civic 68 James Street, as surplus to the City's needs and to authorize the disposition of the said property to the owner of 68 James Street be passed in open Council this 10th day of October, 2017.

11.1.7 By-law 2017-201 (Agreement) 426 Bruce Street – Campana 178 - 181

A report from the City Solicitor is on the Agenda.

Mover Councillor R. Niro
Seconder Councillor M. Shoemaker

Resolved that By-law 2017-201 being a by-law to authorize the execution of the Access Agreement between the City and Ann Marie Campana to permit the City access to the Campana property being civic 426 Bruce Street, Sault Ste. Marie, in order to complete certain drainage improvements and storm water management works pursuant to the Revised McNabb Street to Pim Street Drainage Improvements be passed in open Council this 10th day of October, 2017.

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 2017-193 (Lane Closing) Cameron Subdivision 182 - 184

A report from the Solicitor/Prosecutor is on the Agenda.

Mover Councillor R. Niro
Seconder Councillor M. Shoemaker

Resolved that By-law 2017-193 being a bylaw to stop up, close and authorize the conveyance of a portion of Cameron Lane in the Cameron Subdivision, Plan 310 be read the FIRST and SECOND time in open Council this 10th day of October, 2017.

11.2.2 By-law 2017-195 (Lane Closing) Harris and Buckley Subdivision 185 - 187

A report from the Solicitor/Prosecutor is on the Agenda.

Mover Councillor R. Niro
Seconder Councillor M. Shoemaker

Resolved that By-law 2017-195 being a by-law to stop up, close and authorize the conveyance of a portion of a lane in the Harris and Buckley Subdivision, Plan M30 be read the FIRST and SECOND time in open Council this 10th day of October, 2017.

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 R. Niro
Secunder Councillor J. Hupponen

Resolved that this Council proceed into closed session to discuss a proposed disposition of property and a proposed 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 – section 239(2)(c) – proposed or pending acquisition or disposition of land by the municipality.

14. ADJOURNMENT

Mover Councillor R. Niro
Secunder Councillor J. Hupponen

Resolved that this Council now adjourn.



REGULAR MEETING OF CITY COUNCIL MINUTES

Monday, September 25, 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, M. White, L. Girardi, T. Vair, P. Johnson, N. Kenny, D. McConnell, T. Vecchio, V. McLeod, T. Gowans, C. Rumiel

1. ADOPTION OF MINUTES

Moved by: Councillor M. Shoemaker

Seconded by: Councillor R. Niro

Resolved that the Minutes of the Regular Council Meeting of 2017 09 11 be approved.

Carried

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

3. DECLARATION OF PECUNIARY INTEREST

3.1 Councillor L. Turco – By-law 2017-182 (Parking) Municipal Law Enforcement Officers

eSCRIBE Minutes

Spouse is employed by the Police Service.

3.2 Councillor M. Shoemaker – Zoning – 267 Cathcart Street – OMB

Property owner is a client of law firm.

3.3 Councillor R. Niro – Office of the Fire Marshal and Emergency Management Review

Brother is employed by Fire Services.

3.4 Councillor P. Christian – By-law 2017-181 (Agreement) ADSB Bulk Purchase of Ice and Field Time

Employed by the Algoma District School Board.

4. APPROVE AGENDA AS PRESENTED

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that the Agenda and Addendum #1 for the 2017 09 25 City Council Meeting as presented be approved.

Carried

5. PROCLAMATIONS/DELEGATIONS

5.1 Culture Days

Kathy Fisher, Curator, Ermatinger-Clergue National Historic Site and Laurie Carlyle, Education Officer, Art Gallery of Algoma were in attendance.

5.2 Fung Loy Kok Taoist Tai Chi Arts Week

Bob Connell, Location Leader, Fung Loy Kok Taoist Tai Chi Organization was in attendance.

5.3 Refugee 705's Global Friends Program

Simone Mitchell, Project Coordinator, was in attendance.

5.4 Pregnancy and Infant Loss Awareness Month

Miranda Harrison, Pregnancy and Infant Loss (PAIL) Network Peer-Led Support Group Facilitator and Event Coordinator and Jennifer Aelick, PAIL Network Support Group Facilitator were in attendance.

5.5 Fire Prevention Week

Aaron Gravelle, Public Education Officer, Fire Services was in attendance.

5.6 Girls Hockey Weekend

Elissa Plastino, President, Female Hockey Association was in attendance.

5.7 Unity in Diversity

Chris Faulkner and Roya Mogharrabi were in attendance.

5.8 Remote Control Car Club Facility Agreement

Marty Charron, President, Sault Ste. Marie Remote Control Car Club, and Vera Beagan and Wendy Olar, concerned citizens were in attendance concerning agenda item 7.2.1.

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that all the items listed under date 2017 09 25 – Agenda item 6 – Consent Agenda be approved as recommended.

Carried

6.1 Council Travel

Moved by: Councillor M. Shoemaker

Seconded by: Councillor R. Niro

Resolved that Councillor L. Turco be authorized to travel to Toronto for two days in September to attend an AMO board meeting at an estimated cost to the City of \$300.

Carried

6.2 Tender for Two (2) 8,600 GVW 4x4 ¾ Ton Pick-Up Trucks c/w Snow Plows

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor R. Niro

Resolved that the report of the Manager of Purchasing dated 2017 09 25 concerning Tender for Two 8,600 GVW 4x4 ¾ Ton Pick-Up Trucks with Snow Plows be received and that the tender for the supply and delivery of Two (2) 8,600 GVW 4x4 ¾ Ton Pick-Up Trucks c/w Snow Plows, as required by Public Works, be awarded to Maitland Ford Lincoln at their total tendered price of \$105,827.04 plus HST.

Carried

6.3 RFP – Four (4) Vehicles for Public Works

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the report of the Manager of Purchasing dated 2017 09 25 concerning RFP – Four (4) Vehicles for Public Works be received and that the supply and delivery of Three (3) 2018 Chevrolet Silverado 1500 Pick-up Trucks for \$25,988.00 plus HST each from Prouse Chevrolet and One (1) 2018 Chevrolet Express 2500 Van for \$34,500.00 plus HST from Prouse Chevrolet be approved.

Carried

6.4 Tender for City Marina Dock Replacement Project Bondar and Bellevue Marinas

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the report of the Manager of Purchasing dated 2017 09 25 concerning Tender for City Marina Dock Replacement Project Bondar and Bellevue Marinas be received and that the tender for Dock Replacement at the Bondar and Bellevue Marinas be awarded to Poralu Marine Inc. at their low tendered price, meeting specifications, after alternatives accepted, of \$375,740.00 plus HST, be approved; and further that the City's Consultant, Stem Engineering Group, be authorized to provide a Letter of Intent formally authorizing Poralu Marine Inc. to proceed with this project; further that City Council approve the allocation of \$10,000.00 from the Marina Reserve to be applied to the Finger Dock Replacement Project.

A By-law authorizing signature of a formal contract for this project will appear on a future Council Agenda.

Carried

6.5 Tender for Rooftop Dehumidification System Upgrade John Rhodes Arena – Pad 2

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that the report of the Manager of Purchasing dated 2017 09 25 concerning Tender for Rooftop Dehumidification System Upgrade John Rhodes Arena – Pad 2 be received and that the tender for a Rooftop Dehumidification System Upgrade for the John Rhodes Arena – Pad 2 be awarded to Toromont/Cimco at their low tendered price, meeting specifications, of \$104,787.80 plus HST, be approved; further that the City's Consultant, Nor Mech Engineering Inc., be authorized to provide a Letter of Intent formally authorizing Toromont/Cimco to proceed with this project.

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

Carried

6.6 NOHFC Strategic Economic Initiative Program

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that the report of the Director of Planning and Enterprise Services dated 2017 09 25 concerning Northern Ontario Heritage Fund Corporation (NOHFC) funding be received and that the City of Sault Ste. Marie consents to the transfer of any eligibility for Strategic Economic Initiative Program funding to any qualified proponent.

Carried

6.7 Request for Financial Assistance for National/ International Sports Competitions-Sault Surge Aquatics Team

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the report of the Manager of Recreation and Culture dated 2017 09 25 concerning the Request for Financial Assistance for National/ International Sports Competitions-Sault Surge Aquatics Team be received and that the recommendation of the Parks and Recreation Advisory Committee that City Council approve a \$400 financial assistance grant for Paige Banton, Olivia Strazomski, Logan Belanger and Aliah Robertson for participation in the 2017 Canadian Junior Swimming Championships to be held in Toronto, Ontario from July 26 to July 31, 2017 be approved.

Carried

6.8 Initiation of RFP process for Naming, Advertising and Sponsorship Rights

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that the report of the Deputy CAO Community Development and Enterprise Services dated 2017 09 25 be received and that Council authorize City Staff to undertake an RFP

process to secure a corporate sponsor for the naming rights for the Venue including the criteria outlined in the report.

Carried

6.9 Agreement for the Bulk Purchase of Ice and Field Time – Algoma District School Board

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

The report of the Manager of Community Centres was received by Council.

The relevant By-law 2017-181 is listed under item 11 of the Minutes.

6.10 Municipal Law Enforcement Officer Appointment September 2017

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

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

The relevant By-law 2017-190 is listed under item 11 of the Minutes.

6.11 Stormwater Financing Study – Engineering Services

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 2017 09 25 concerning the Stormwater Financing Study be received and that AECOM be retained with an Engineering Agreement to be brought forward at a future Council meeting.

Carried

6.12 Bruce Street Reconstruction – Engineering Services

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that the report of the Design and Construction Engineer dated 2017 09 25 concerning the Bruce Street Reconstruction consultant selection be received and that Council authorize entering into an agreement for engineering services with WSP.

An individual engineering agreement with an estimate of engineering fees will be brought to Council for approval at a later date.

Carried

6.13 Black Road Reconstruction – Engineering Services

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the report of the Design and Construction Engineer dated 2017 09 25 concerning the Black Road Reconstruction consultant selection be received and that Council authorize entering into an agreement for engineering services with AECOM.

An individual engineering agreement with an estimate of engineering fees will be brought to Council for approval at a later date.

Carried

6.14 Office of the Fire Marshal and Emergency Management Review

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

The report of the Fire Chief was received by Council.

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that the report of the Fire Chief dated 2017 09 25 concerning the Office of the Fire Marshal and Emergency Management (OFMEM) Review released on September 18, 2017 be received as information.

Carried

6.15 Licence to Occupy City Property Agreement – OutSpoken Brewing Patio

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

The relevant By-law 2017-190 is listed under item 11 of the Minutes.

6.16 AG114 – Licence to Occupy – Heritage Block Party

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

The relevant By-laws 2017-178 and 2017-189 are listed under item 11 of the Minutes.

6.17 Zoning – 267 Cathcart Street – OMB

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

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 dated 2017 09 25 concerning Zoning – 267 Cathcart Street – OMB be received as information.

Carried

6.18 Municipal Insurance Program RFP

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the report of the Risk Manager dated 2017 09 25 concerning Municipal Insurance Program RFP be received and that the attached RFPs be approved; further that Purchasing be directed to proceed with issuance of same.

Carried

6.19 Sourcewater Protection – Risk Management Official Designation

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that the report of the Director of Planning dated 2017 09 25 be received and that Council designate the Risk Management Inspector as the Risk Management Official, in the absence of the Risk Management Official.

Carried

6.20 Landfill Caterpillar D6T Bulldozer Undercarriage Overhaul

The report of the Manager of Waste Management was received by Council.

Moved by: Councillor M. Shoemaker

Seconded by: Councillor R. Niro

Resolved that the report of the Manager of Waste Management dated 2017 09 25 be received and that the Overhaul of the Landfill D6T Bulldozer Undercarriage be awarded to Toromont CAT, the local certified Caterpillar dealer, on a single source basis be approved; and further it is recommended that City Council approve the expenditure of \$75,000.00 from the Landfill Reserves to be applied to the cost of this overhaul.

Carried

6.21 Extension of Refuse Collection Contract

The report of the Manager of Waste Management was received by Council.

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that the report of the Manager of Waste Management dated 2017 09 25 regarding extension of the current Refuse Collection Contract to June 29, 2019 be received, and that the current Residential Refuse Collection Contract be extended; further that City Council approve AECOM Consulting on a single source basis to prepare a Request for Proposal for a new contract to commence in 2019.

Carried

6.22 Right of Way Agreement – Community Living Algoma and Sacor Handicapped Accommodations

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

The relevant By-law 2017-196 is listed under item 11 of the Minutes.

7. REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES

7.1 ADMINISTRATION

7.2 COMMUNITY SERVICES DEPARTMENT

7.2.1 Remote Control Car Club Facility Agreement

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor O. Grandinetti

Resolved that the report of the Manager of Recreation and Culture dated 2017 09 25 concerning the Sault Ste. Marie Remote Control Car Club's facility lease request be received and that staff be authorized to enter into a short term agreement not to exceed two years with the Sault Ste. Marie Remote Control Car Club in reference to the new Remote Control Outdoor Facility to be located within the tennis courts at Wilcox Park.

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	4	0

Carried

Moved by: Councillor M. Bruni

Seconded by: Councillor R. Niro

Resolved that agenda item 7.2.1 - Remote Control Car Club Facility Agreement be postponed to the October 10, 2017 Council meeting to allow an open house to be held by the club for the benefit of the neighbourhood prior to said meeting.

Defeated

7.3 ENGINEERING

7.4 FIRE

7.5 LEGAL

7.6 PLANNING

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 Utility Distribution Microgrid

Moved by: Councillor S. Butland

Seconded by: Councillor P. Christian

Whereas PUC has been working on a Utility Distribution Microgrid (UDM) project for three years and the project will require the approval and support of City Council to proceed if approved by the PUC Board of Directors;

Whereas the UDM project is a large project and City Council should have thorough information at its disposal to assess whether or not it will ultimately support the UDM project;

Whereas the PUC executive will present the technical aspects and costs of the UDM project to City Council including the risks and benefits from the PUC perspective;

Whereas the UDM project may have broader social, economic or developmental benefits and City Council should have an assessment of those prior to making its decision;

Now therefore, City Council directs the CAO to ensure that City Council receives a report from the City, with input from the SSMECD and the SSMIC outlining whether or not there are any broader socio-economic or development benefits (or risks) of the UDM project.

Carried

8.2 Amazon's Second Headquarters

Moved by: Councillor M. Shoemaker

Seconded by: Councillor O. Grandinetti

Whereas Amazon is looking to establish a second headquarters in North America and has put out a Request for Proposals for interested parties to consider; and

Whereas Amazon has listed the following criteria as some of the ideal criteria for the development of their second headquarters:

- Proximity to population centres
- Proximity to international airport
- Proximity to major highways
- Access to mass transit
- Up to 100+ acres of greenfields
- Access to labour
- Quality of Life; and

Whereas Sault Ste. Marie is within a one hour flight of international airports in both Toronto and Detroit; and

Whereas Sault Ste. Marie is also within a one hour flight of large population centres such as Toronto and Detroit; and

Whereas Sault Ste. Marie has easy access to both the Canadian and American markets through its proximity to both the Trans-Canada Highway and the US Interstate system, specifically, I-75 which runs along the entire length of the continental United States, as well as

access to the entire North-East and Mid-West markets through Great Lakes shipping, and access to both the Canadian and US rail systems; and

Whereas public transit is readily available or could be made readily available for any location in Sault Ste. Marie; and

Whereas Sault Ste. Marie has many options for potential sites that could house a 500,000 square foot building; and

Whereas working with Sault College, Algoma University and Lake Superior State University, the labour market for the required work force could be ready for whatever Amazon's needs were; and

Whereas the quality of life in Sault Ste. Marie is second to none, including access to recreational activities such as hiking, fishing, boating, camping, skiing, cross-border shopping, easy access to any destination in the world through the Sault Ste. Marie Airport and the Chippewa County Airport; and

Whereas Sault Ste. Marie has not faced the severe weather and unpredictability faced elsewhere by communities elsewhere in the Southern and Eastern United States;

Now Therefore Be It Resolved that staff, in conjunction with the Economic Development Corporation, review Amazon's Request for Proposal documents for a second headquarters and submit a proposal to Amazon for Sault Ste. Marie to be the host city for their project; and

Further Be It Resolved that should staff consider it appropriate, that Sault Ste. Marie Ontario and Sault Ste. Marie, Michigan consider making a joint-bid to be sister-hosts for Amazon's second headquarters, and

Further be it resolved that Councillors Shoemaker, Grandinetti and Myers assist staff in working on this initiative.

Carried

8.3 Surplus Municipal Property

Moved by: Councillor O. Grandinetti

Seconded by: Councillor S. Butland

Whereas the City of Sault Ste. Marie maintains a stock of property, some of which is, on occasion, declared surplus and made available for sale to the public; and

Whereas land which is owned by the City of Sault Ste. Marie does not generate annual property tax revenue but land which is owned privately does generate property tax revenue; and

Whereas it is in the best interest of the City to dispose of whatever land it does not require to maximize tax revenue;

Now Therefore Be It Resolved the City Legal Department review and inventory all City-owned property, whether vacant or otherwise, 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.

Carried

8.3.1 Aerial Photo

8.4 Local Improvement Charges for Roads

Moved by: Councillor O. Grandinetti

Seconded by: Councillor M. Shoemaker

Whereas the Local Improvement Charges Regulations under the *Municipal Act* allow municipalities to charge residents abutting a street that is being improved a certain portion of the repair costs; and

Whereas the City of Sault Ste. Marie does charge local improvements to residents in many road reconstruction project projects; and

Whereas it is not the City's standard practice to charge local improvement charges in all road reconstruction projects, or in upgrades of roads between classes of surface-treatment;

Now Therefore Be It Resolved staff bring forward to Council 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.

Carried

8.5 Leaf and Yard Waste

Moved by: Councillor S. Butland

Seconded by: Councillor S. Myers

Whereas leaf and yard waste was not collected curbside for the months of July, August and September 2017 which precipitated ongoing complaints during the summer months;

Now Therefore Be It Resolved that staff be requested to prepare a report as soon as practicable with the cost of reinstating the service in 2018, including any other considerations pertinent to this decision.

Carried

8.6 Smart Cities Challenge

Moved by: Mayor C. Provenzano

Notice of Motion

Whereas Infrastructure Canada is developing and will be running a Smart Cities Challenge; and

Whereas the Smart Cities Challenge will be soliciting submissions from Cities and First Nation communities of all sizes across the country; and

Whereas there is are substantial funding opportunities for a City or First Nation if its submission wins the Smart Cities Challenge; and

Whereas Mayor and staff have met with a representative of the Smart Cities Challenge and expect the competition to begin by the end of the year; and

Whereas the City of Sault Ste. Marie has begun to prepare to participate in the Smart Cities Challenge and wants to ensure it submits the best bid possible;

Now Therefore Be It Resolved that City Council endorse the City of Sault Ste. Marie making a submission to the Smart Cities Challenge and directs the Mayor to strike a Smart Cities Challenge Task Force including City staff, the Sault Ste. Marie Innovation Centre and the Sault Ste. Marie Economic Development Corporation along with any other partners or parties necessary to develop a compelling Smart Cities submission.

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 R. Niro

Resolved that all By-laws under item 11 of the Agenda under date 2017 09 25 be approved, save and except by-laws 2017-181 and 2017-182.

Carried

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

11.1.1 By-law 2017-178 (Agreement) Downtown Heritage Block Party

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2017-178 being a by-law to authorize the execution of the Agreement between the City and Sault Community Information and Career Centre Inc. o/a Sault Community Career Centre to permit event programming to take place on a portion of Queen Street East from Pim Street to East Street on September 29, 2017 for the Downtown Heritage Block Party be passed in open Council this 25th day of September, 2017.

Carried

11.1.4 By-law 2017-189 (Regulations) Downtown Heritage Block Party Noise Exemption

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2017-189 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 Downtown Heritage Block Party from 2:00 p.m. to 11:00 p.m. on September 29, 2017 be passed in open Council this 25th day of September, 2017.

Carried

11.1.5 By-law 2017-190 (Agreement) Outspoken Brewing Inc.

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2017-190 being a by-law to authorize the execution of the Agreement between the City and Outspoken Brewing Inc. to permit the raised patio deck on the laneway adjacent to 350 Queen Street East to permanently occupy the space be passed in open Council this 25th day of September, 2017.

Carried

11.1.6 By-law 2017-196 (Agreement) Community Living Algoma and Sacor Handicapped Accommodations

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that By-law 2017-196 being a by-law to authorize the execution of the Agreement between the City and Community Living Algoma and Sacor Handicapped Accommodations (collectively referred to as the "Owner") to permit the Owner and its agents to cross over an existing City easement to complete the installation of an interior building fire suppression sprinkler system be passed in open Council this 25th day of September, 2017.

Carried

11.1.2 By-law 2017-181 (Agreement) ADSB Bulk Purchase of Ice and Field Time

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2017-181 being a by-law to authorize the execution of the Agreement between the City and the Algoma District School Board for the bulk purchase of Ice Time and Field Time be passed in open Council this 25th day of September, 2017.

Carried

11.1.3 By-law 2017-182 (Parking) Municipal Law Enforcement Officers

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2017-182 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 25th day of September, 2017.

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 M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that this Council proceed into closed session to discuss a proposed disposition 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 – section 239(2)(c) – proposed or pending acquisition or disposition of land by the municipality.

Carried

14. ADJOURNMENT

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that this Council now adjourn.

Carried

Mayor

City Clerk



Responsible Nuclear Waste Management: OPG's Deep Geologic Repository

Presentation to Sault Ste. Marie council

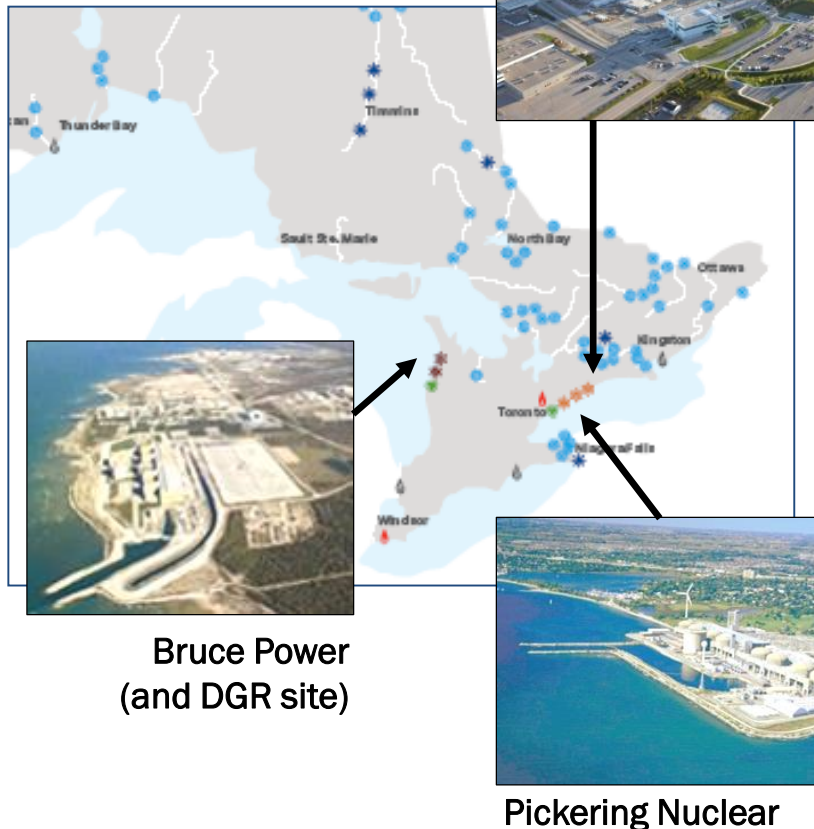
October 2017

ONTARIO**POWER**
GENERATION



What is OPG?

Three OPG-owned nuclear stations



- Owned by province of Ontario
 - Supplies 50% of Ontario's electricity
 - 9,000 employees
 - 66 hydro stations
 - 2 biomass stations
 - 2 gas plants
- OPG owns 3 nuclear generating stations:
 - Pickering
 - Darlington
 - Bruce (leased and run by Bruce Power)



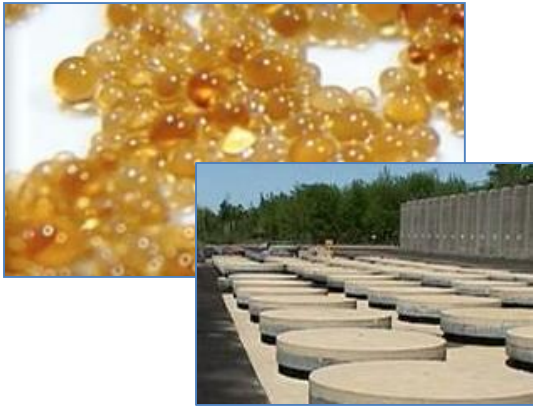
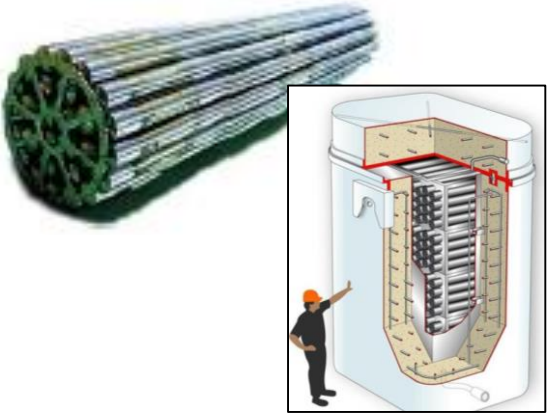
Nuclear Energy in Ontario



- Nuclear energy generates about 60% of Ontario electricity
- Nuclear energy is:
 - **Clean** –zero carbon emissions
 - **Safe** – excellent record
 - **Low-cost** –moderates consumer bills
 - **Reliable** – even when no sun or wind
- We must deal responsibly with the waste

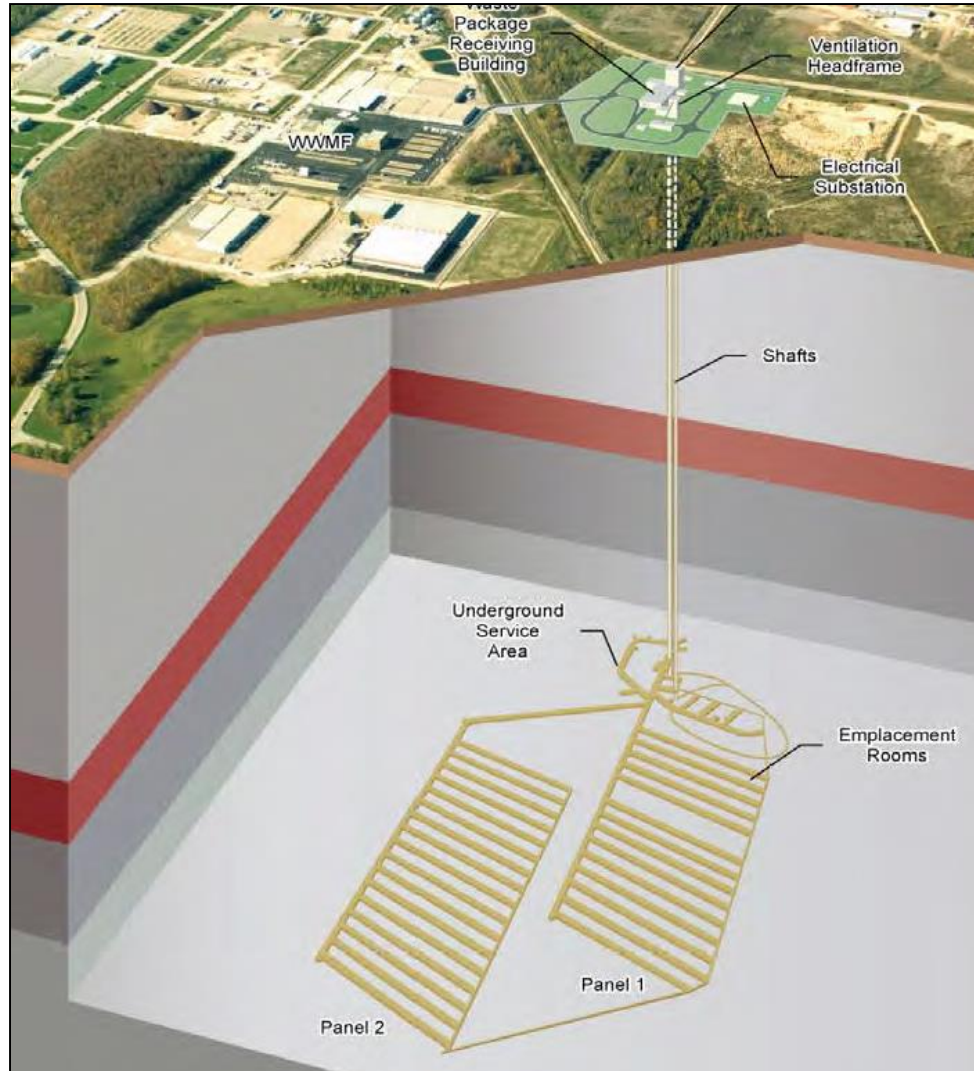


Three Types of Nuclear Waste

Low-level	Intermediate-level	High-level
Clothing, mops, rags, paper, plastic, wood 	Resins, filters, used reactor components 	Used fuel rods (spent uranium) 
Radioactive for about 100 to 300 years.	Radioactive for about 100,000 years.	Radioactive for about 1 million years.
Destined for OPG's proposed DGR at the Bruce site.		Destined for a separate repository.



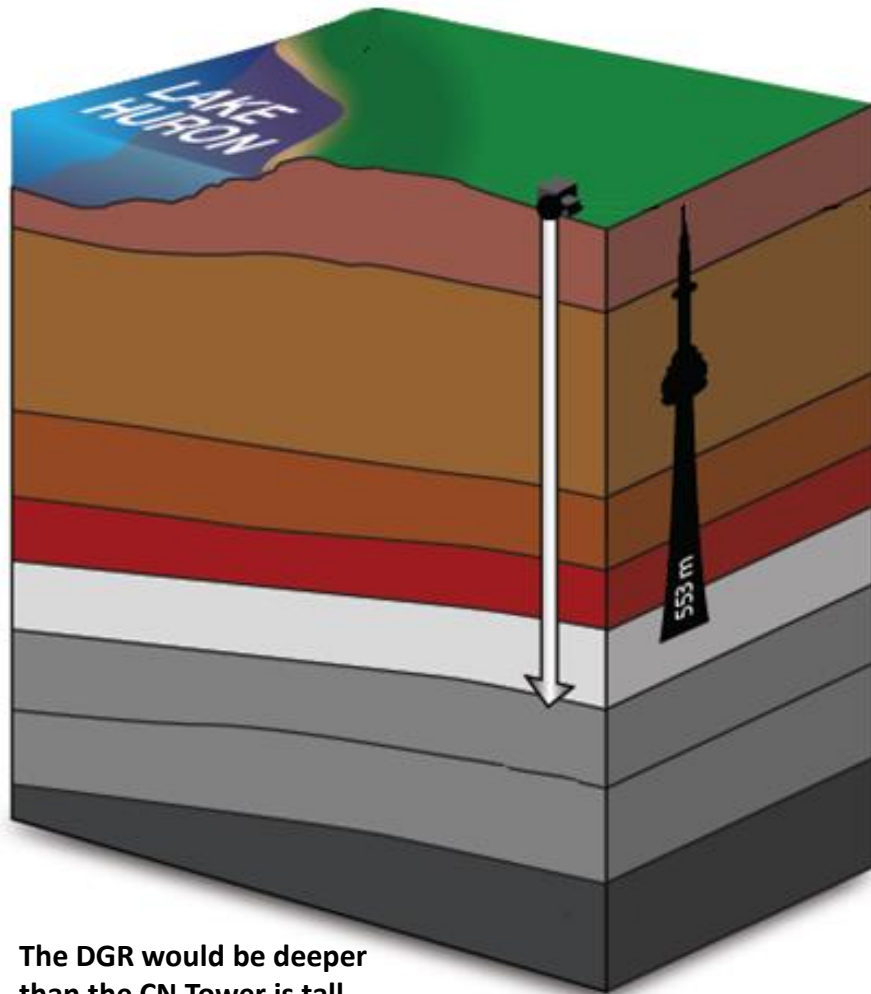
Deep Geologic Repository (DGR)



- Nuclear waste has been safely stored at the Bruce site, at the surface, for the past 40 years – on an interim basis.
- For permanent disposal of its low- and intermediate-level waste, OPG proposes to build a DGR.
- Shafts would be mined, down to 680 metres below the Bruce nuclear site.
- Capacity of 200,000 cubic metres.



Impermeable Rock



The DGR would be deeper than the CN Tower is tall.

- Limestone rock at DGR depth is some of the tightest rock in the world:
 - Extremely low rate of hydraulic conductivity – no water flows.
 - A molecule of water takes more than 300,000 years to move just 1 metre.
 - Rock is 450 million years old – has survived intact through multiple glaciers.
- Limestone is capped above by 200 metres of low-permeability, clay-rich shale.



Willing Host Community



Kincardine Mayor Anne Eadie signs council's February 2017 resolution reaffirming municipal support for OPG's Deep Geologic Repository.

- Municipality of Kincardine has formally supported the OPG DGR since 2004.
- Adjacent municipalities also formally support the DGR, including: Saugeen Shores, Huron-Kinloss, Arran-Elderslie and the higher-tier Bruce County government.
- DGR is also supported by local Chambers of Commerce, labour council and public health unit – based on careful review of the evidence.
- Other councils passing resolutions in favour of the DGR in 2017 include: North Shore, Champlain, Mattive Val-Cote, Nairn and Hyman, Dutton Dunwich, Rainey River, Hornepayne.



DGR is Science-Based



Researcher studies samples of limestone rock drilled from one of eight boreholes around DGR site.



Environmental Assessment hearings in Kincardine reviewed more than 12,000 pages of evidence.

- Proposal has been intensively studied for over 12 years.
- Project was examined at length by an independent, expert Joint Review Panel (JRP):
 - 33 days and more than 300 hours of public hearings.
- JRP concluded in 2015 that:
 - The Bruce site is appropriate.
 - The environment and lake are protected.
 - The DGR should be built “now rather than later.”



International Consensus on DGR



EPA headquarters in
Washington, DC



- “In comparison to other international programs, the proposed DGR site, at 2,230 feet beneath the Bruce Nuclear site, is the deepest planned facility in the world, is bounded by the thickest assemblage of low permeable cap rocks, and is isolated from surface and drinking water”
 - U.S. Environmental Protection Agency, 2012
- “It fulfills all the attributes recognized worldwide of a safe site for deep geological repository for nuclear waste.”
 - Andreas Gautschi, Chief Geoscientific Advisor, Nagra, Switzerland
- “It is the responsible choice and reflects international best practice.”
 - Martin Mazurek, University of Bern, Switzerland



DGR: Further Approvals Required



- OPG committed in 2013 to the local First Nations community, Saugeen Ojibway Nation (SON), that the DGR will not be built without SON's support.
 - OPG and SON are engaged in respectful dialogue.
- Next step would be a decision on the Environmental Assessment (EA), by federal Minister of Environment and Climate Change.
- Following EA approval, OPG would apply to the Canadian Nuclear Safety Commission (CNSC) for a site preparation and construction licence.



Protecting the Great Lakes



- More than 40 sites around Great Lakes store nuclear waste at the surface, on an interim basis – mostly in the U.S.
- At-surface interim storage is not sustainable in the long term.
- With OPG's DGR, Canada and Ontario can implement the best practice – a lasting solution, based on science.
- The DGR is the right thing to do – for the environment and for future generations.



Long-term Management of Canada's Used Nuclear Fuel

Presented to:
Sault Ste. Marie Council
October 10, 2017

Presented by:
Jo-Ann Facella
Director, Community Well-Being,
Assessment & Dialogue

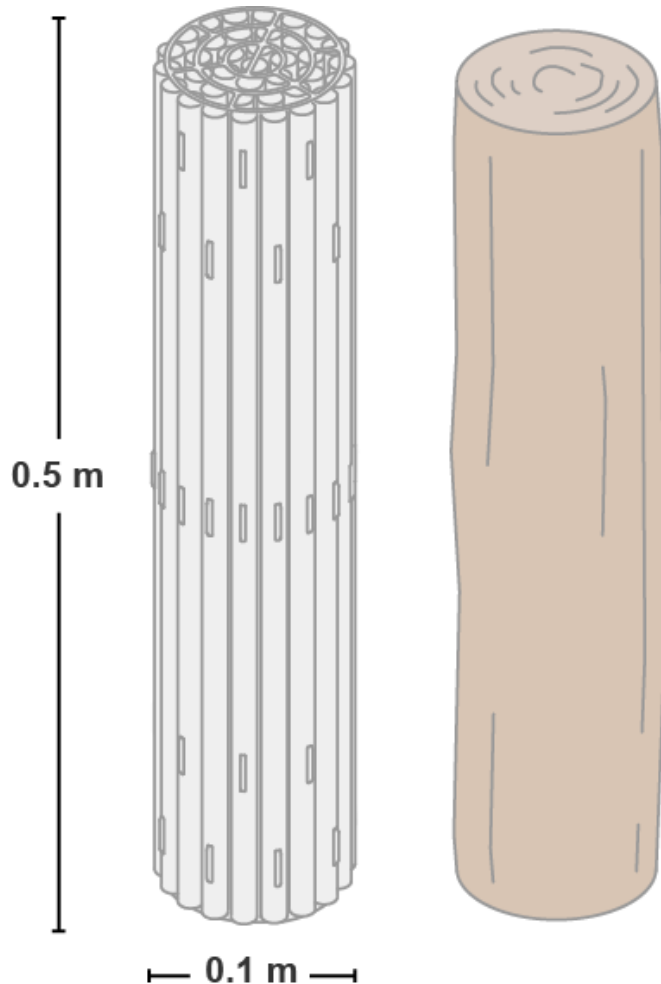
Norman Sandberg
Relationship Manager

NWMO: Who We Are

- Formed in 2002 as required by *Nuclear Fuel Waste Act*
- Funded by Canada's nuclear energy corporations
- Operates on a not-for-profit basis

Our mission is to develop and implement collaboratively with Canadians, a management approach for the long-term care of Canada's used nuclear fuel that is socially acceptable, technically sound, environmentally responsible, and economically feasible.

CANDU Fuel



One fuel bundle:

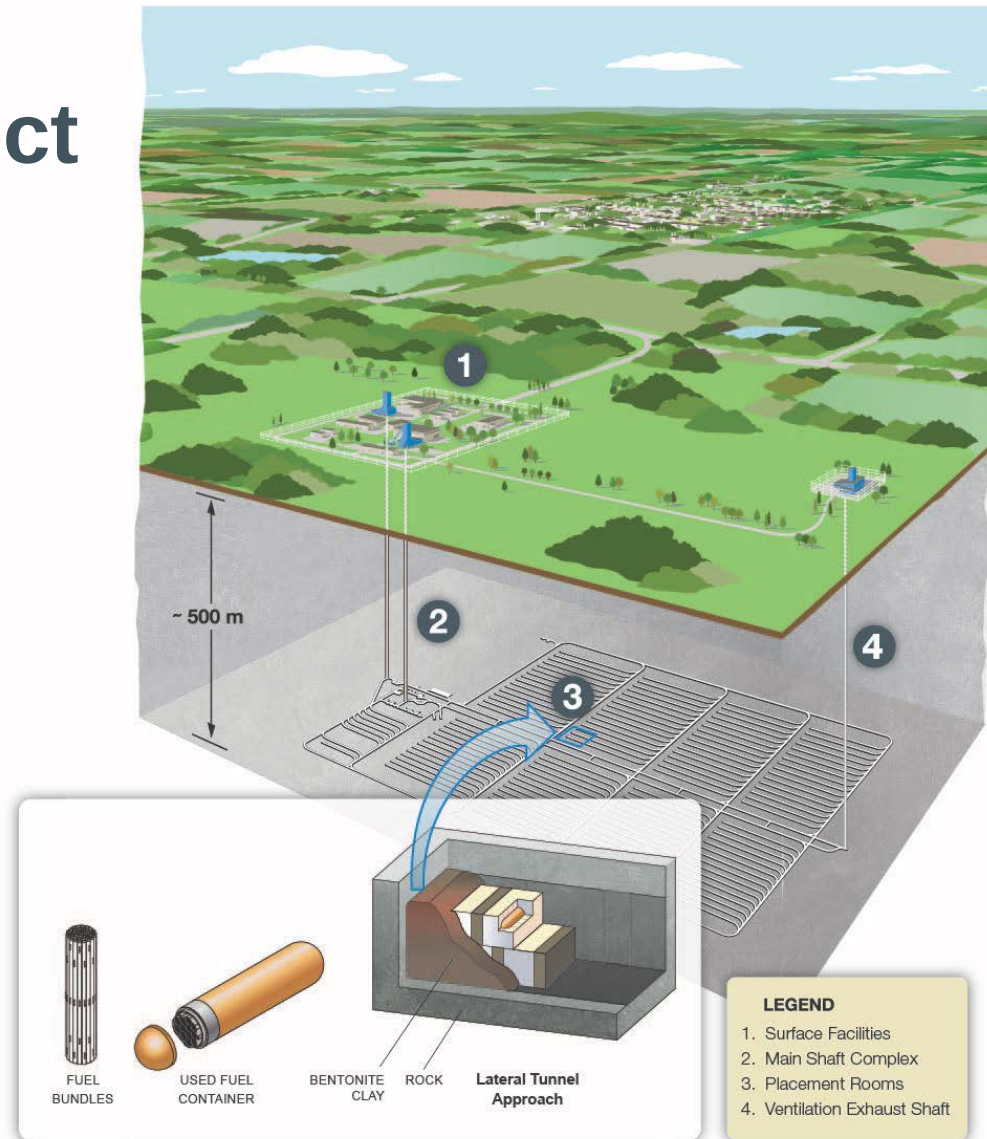
- Is about the size of a fireplace log
- Can power 100 homes for a year
- Contains about 20 kg uranium

Used nuclear fuel is a potential health risk for a very long time.

It must be safely contained and isolated from people and the environment, essentially indefinitely.

National Infrastructure Project

- Protection of people and environment
- High Technology
- Strongly Regulated
- Centre of Expertise
- Long-term partnership between NWMO and community
- Investment \$20 B
- Decades of sustainable operation
- International consensus



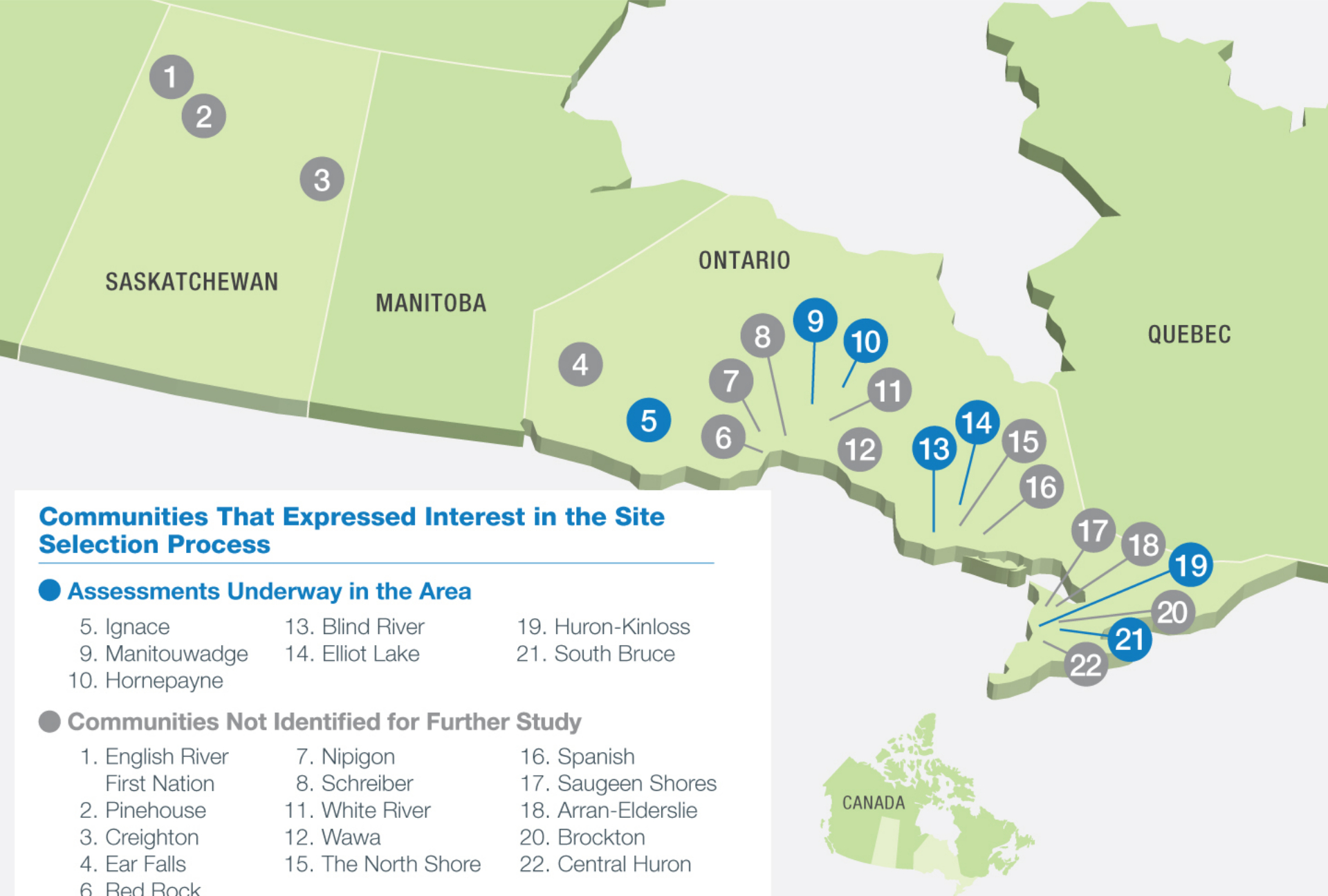
Transportation

- Highly regulated
- Excellent safety record
- More than 50 years with no incident leading to release of radioactive substances
- Robust package design
- Based on international standards & testing
- Road and rail being studied as possible modes



Estimated Average Annual Employment – Ontario

Project Phase	Years	Direct Jobs per year	Indirect Jobs per year	Induced Jobs per year	Total Jobs per year
Siting and Initial Licensing	1 to 11	215	540	190	945
Construction	12 to 21	795	1,430	575	2,800
Operations	22 to 59	720	1,205	495	2,420
Extended Monitoring	60 to 129	135	100	70	305
Decommissioning	130 to 159	290	115	100	505



Focus of Assessments

Safety

Confidence a deep geological repository can be developed with strong safety case at that location

Transportation

Confidence a safe, secure and socially acceptable transportation plan can be developed

Partnership

Confidence a strong partnership can be developed – involving interested community, First Nation and Métis communities in the area and surrounding communities

Engagement

- Engagement with municipalities and Aboriginal communities in potential siting areas
- Community-driven to explore learning and partnership
- Guided by *NWMO Aboriginal Policy* and *Indigenous Knowledge Policy*
- Expanding to include broader region

International Collaboration

International Organizations



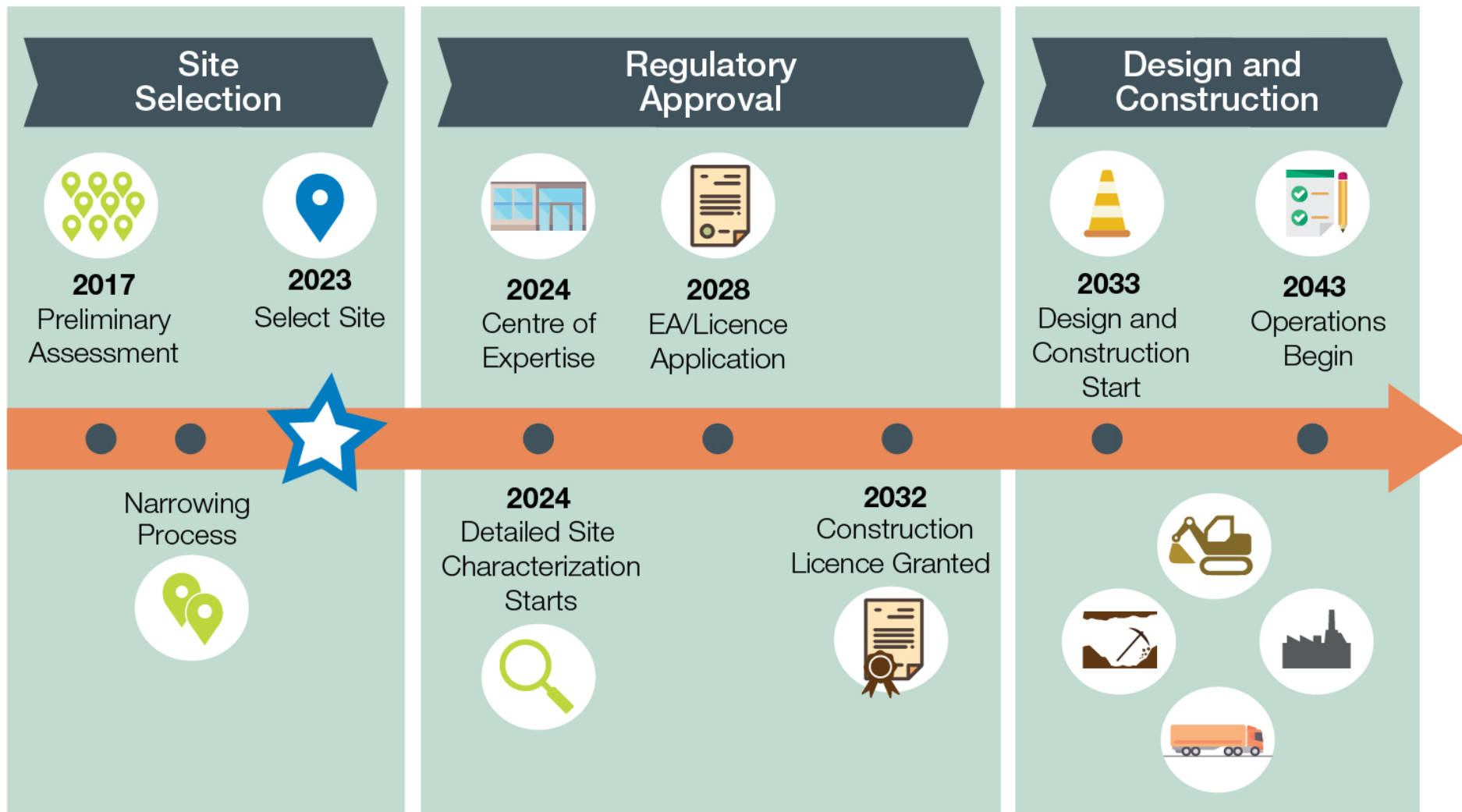
Canadian Universities



National Labs



Timelines



**Outstanding Council Resolutions
as at September 30, 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	Q4 2017		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	Q4 2017		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
23-Mar-15	Corporate Services	Prioritization of Supplementary Budget Items	S. Schell; Special Committee	Q4 2017		Develop a criteria-based priority system to assist Council in its supplementary spending deliberations.	P. Christian M. Shoemaker
13-Apr-15	Corporate Services	Board/Committee Appointment Process	M. White	Q4 2017		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	Q4 2017		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

**Outstanding Council Resolutions
as at September 30, 2017**

10-Aug-15	CD&ES	Public Art Policy	T. Vair	Q4 2017		Recommend next steps in adopting a public art policy (including graffiti).	S. Butland S. Myers
22-Mar-16	CD&ES	Budget 2016	T. Vair	Q4 2017	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	Q4 2017		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	Q4 2017		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
13-Jun-16	CD&ES	By-law Enforcement	T. Vair	Q4 2017	See also 06 March 2017 request for report re: additional by-law enforcement officer	Report regarding activities of By-law Enforcement Officer	S. Butland S. Myers
26-Sep-16	CD&ES	Parks Usage	T. Vair	Q2 2017 methodology Q4 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	Q4 2017		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	Q4 2017		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	D. Scott	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

**Outstanding Council Resolutions
as at September 30, 2017**

11-Oct-16	Corporate Services	Continuous Improvement Fund	S. Schell	Q4 2017		Report outlining financing options available as capital for the Continuous Improvement Fund and provide a framework for an application process to the fund; with specific consideration as to the City's ability to direct any savings realized from the fund to offset or otherwise reduce the business/commercial property tax levy.	R.Romano S. Hollingsworth
7-Nov-16	CD&ES	Community Pride Initiative	T. Vair	Q4 2017		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	Q4 2017		Investigate and report as to the feasibility of implementing an Industrial Community Improvement Plan	M. Bruni S. Myers
21-Nov-16	CD&ES	Downtown Strategy	D.McConnell	Q4 2017	Subject to funding approval	Establish a Downtown Task Force	F. Fata S. Myers
21-Nov-16	Corporate Services	Employee Innovation Program	M. White	Q4 2017		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	Q4 2017		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	Q4 2017		Consolidation of animal control by-laws	S. Butland R. Romano
23-Jan-17	Corporate Services	Posting of Expenses to Website	S. Schell M. White	Q4 2017		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
23-Jan-17	PW&ES	Third Line and Peoples Road Intersection	S. Hamilton Beach	Q4 2017		Report on possible changes to Third Line and Peoples Road intersection (i.e. 4-way stop signs)	M. Bruni F. Fata
6-Feb-17	Corporate Services	Closed Captioning – Potential Funding	F. Coccimiglio	Q4 2017		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	Q4 2017	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

**Outstanding Council Resolutions
as at September 30, 2017**

6-Mar-17	CD&ES	Additional By-law Enforcement Position	T. Vair	Q4 2017	See also 13 June 2016 request for report re: activities of by-law enforcement officer	Report as to possible options for creating another by-law enforcement position without increasing municipal full-time equivalent staff complement	M. Shoemaker M. Bruni
10-Apr-17	PWT	Re-allocation of Funds – Sackville Road Extension	D. Elliott	Q4 2017	Sackville funds allocated in the 2018 Capital Report (for info) on 10 Sept 2017. Would be recommended in final Capital Budget approval on 04 Dec 2017	Recommendations on the allocation of the balance of the funds from the Sackville Road extension.	M. Shoemaker M. Bruni
8-May-17	All	2018 Budget	M. White L. Girardi T. Vair N. Kenny P. Johnson	Q4 2017		All departments to present 2018 preliminary budgets with a 0% increase over 2017, including a list of cost saving options for Council to consider in achieving 0% budget change; and provide a further list of cost saving options to achieve a 1% overall reduction	M. Shoemaker R. Niro
8-May-17	PW&ES	Des Chenes Drive, Pine Shores Drive, Channelview Lane	D. Elliott	Q4 2017		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	Q4 2017		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
8-May-17	CD&ES	Downtown Sault Ste. Marie	D. McConnell	Q4 2017		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

**Outstanding Council Resolutions
as at September 30, 2017**

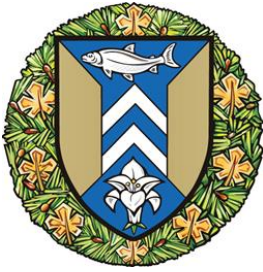
29 May 2-17	Fire Services	Cost Recovery for Fire Services	P. Johnson	Q1 2018	Pending completion of Fire Master Plan	Report outlining: Ontario cities that have cost-recovery fire services by-laws; what services are charged for in which cities and how much each service is charged out at; analysis of percentage 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
29-May-17	Corporate Services	Construction Labour Cost-Benefit Report	P. Niro S. Schell	Q4 2017		Report with: cost of upcoming infrastructure projects that would require acceptance from the two unions currently allowed to submit bids; anticipated cost of an application to OLRB for non-construction employer designation; actions to achieve a non-construction employer designation; timeframe achieve designation; the time it would take to recover the costs associated with savings achieved; any other relevant information.	M. Shoemaker R. Niro
12-Jun-17	CD&ES	Charging for Civic Centre Parking	T. Vair	Q4 2017		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	Q4 2017		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 September 30, 2017**

26-Jun-17	Corporate Services	Tax Ratio and Tax Policy Budgeting Session	S. Schell	Q4 2017	In conjunction with budget deliberations	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	Q4 2017	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	Q4 2017		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	Q4 2017		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	Q4 2017		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 September 30, 2017**

25-Sep-17	CAO	Utility Distribution Microgrid	A. Horsman	Q1 2018	Report with input from SSMEDC and SSMIC outlining whether or not there are any broader socio-economic or development benefits (or risks) of the Utility Distribution Microgrid project.	S. Butland P. Christian
25 Sept 2-17	CAO	Amazon's Second Headquarters	A. Horsman	Q4 2017	Review Amazon's request for proposal documents for a second headquarters in conjunction with EDC and submit a proposal to Amazon for Sault Ste. Marie to be the host city; and potentially making a joint bid with Sault Ste. Marie Michigan	M. Shoemaker O. Grandinetti
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	Q1 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
25-Sep-17	PW&ES	Leaf and Yard Waste	L. Girardi	Q4 2017	Report regarding cost of reinstating leaf and yard waste program in 2018, including any other considerations pertinent to this decision.	S. Butland S. Myers
10-Oct-17						



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

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Shelley J. Schell, CPA, CA Chief Financial Officer/Treasurer

DEPARTMENT: Corporate Services

RE: 2017 City of Sault Ste Marie Credit Rating

PURPOSE

The purpose of this report is to provide information on the City's credit rating as published by S&P Global Ratings on October 2, 2017. The City's credit rating has been affirmed as AA-(stable).

BACKGROUND

The City engages S&P Global Ratings annually to update our credit rating. The rating is a forward-looking opinion about creditworthiness. The rating score is based upon key factors such as Economy, Financial Management, Budgetary Flexibility, Budgetary Performance, Liquidity and Debt Burden, amongst others. A Rating Score Snapshot can be found on Table 2 of the Ratings Direct report appended to this report.

ANALYSIS

As stated in the Rationale, the City's "robust budgetary performance and very low debt bolster the city's creditworthiness." The City's economic profile is average. "High unemployment, a declining population, and a larger proportionate number of elderly residents constrain the city's economy and could affect revenue growth and expenditure needs." This partially mitigates the strengths noted.

The rating Upside Scenario sees the rating rise, all else equal, if Sault Ste. Marie's economy expands and diversifies significantly.

FINANCIAL IMPLICATIONS

The rating of AA-(stable) will assist in our ability to obtain long term debt at competitive rates. The Rating Outlook as "Stable" means that the rating is not likely to change in the next two years.

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 October 10, 2017 concerning the 2017 City of Sault Ste Marie Credit Rating be received as information.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Shelley Schell".

Shelley J. Schell, CPA, CA
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RatingsDirect®

Research Update:

City of Sault Ste. Marie 'AA-' Ratings Affirmed; Outlook Remains Stable

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Pooja Hingorani, CRISIL Global Analytical Center, an S&P Global Ratings affiliate, Mumbai

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Research Update:

City of Sault Ste. Marie 'AA-' Ratings Affirmed; Outlook Remains Stable

Overview

- We are affirming our 'AA-' long-term issuer credit and senior unsecured debt ratings on the City of Sault Ste. Marie.
- The affirmation reflects our view of the city's very low debt burden, healthy liquidity, and robust budgetary flexibility and budgetary performance.
- The stable outlook reflects our expectations that, throughout the two-year outlook horizon, Sault Ste. Marie will maintain healthy liquidity and its tax-supported debt will remain below 30% of consolidated operating revenues.

Rating Action

On Oct. 2, 2017, S&P Global Ratings affirmed its 'AA-' long-term issuer credit and senior unsecured debt ratings on the City of Sault Ste. Marie, in the Province of Ontario. The outlook is stable.

Outlook

The stable outlook reflects S&P Global Ratings' expectations that, in the two-year outlook horizon, Sault Ste. Marie will maintain a healthy liquidity position and robust budgetary performance, and tax-supported debt will remain below 30% of operating revenues.

Downside scenario

We could take a negative action in the next two years, if weaker operating performance or aggressive capital spending pushed the city's after-capital deficits to more than 10% of total revenues, and higher-than-planned external borrowing increased tax-supported debt to more than 30% of operating revenues; and if we came to believe these changes indicated deteriorating financial management practices.

Upside scenario

Although we view an upgrade as unlikely over the next two years, we could raise the rating if, all else equal, Sault Ste. Marie's economy expands and diversifies significantly.

Rationale

We have updated our base-case scenario for Sault Ste. Marie and extended our forecast horizon through fiscal 2019. For 2017-2019, we estimate the city's debt burden will remain very low at less than 30% of operating revenues, liquidity position will remain healthy, and budgetary performance will remain strong with only modest after-capital deficits. While we expect Sault Ste. Marie will continue to benefit from a supportive institutional framework and solid financial management, we believe that the city's average economic profile, given limited growth prospects, partially mitigates these strengths.

Robust budgetary performance and very low debt bolster the city's creditworthiness.

Sault Ste. Marie's budgetary performance has historically been stable and strong. We expect the city will generate operating balances averaging about 6.7% of operating revenue from 2015-2019. Sault Ste. Marie's capital plan shows increased medium-term spending because of the wastewater treatment plant, the bio-solids treatment plant, and other aging infrastructure projects. Therefore, we estimate the city will have after-capital deficits of 4%-6% of total revenues in both 2018 and 2019.

We expect Sault Ste. Marie will maintain a very low debt burden in the outlook horizon. We include the loan payable by the public utilities commission in our debt calculation, because the city guarantees its payments. At Dec. 31, 2019, we forecast tax-supported debt will be C\$13.1 million, equal 6.3% of operating revenues of which C\$5.2 million is for the commission. Planned borrowing is very modest, with only \$5 million scheduled for 2018. Sault Ste. Marie's forecast debt is less than three years of operating surpluses, which helps to offset the debt burden in our opinion. In addition, we believe the city's interest costs will account for less than 1% of operating revenues, keeping the debt load very manageable.

Sault Ste. Marie's performance reflects the city's high degree of budgetary flexibility, which we expect to be largely stable within our outlook horizon. High modifiable revenues, primarily from taxes, fees, and user charges, typically account for more than 86% of operating revenues. We expect them to remain at this level in our base-case scenario. We also expect capital expenditures to average close to 15% of total expenditures for 2015-2019. While Sault Ste. Marie's significant capital spending suggests some ability to defer nonessential capital projects, we believe that the city's operating expenditure flexibility is somewhat limited, similar to that of many Canadian municipalities, primarily due to provincially mandated service levels and collective agreements with employees.

In our view, Sault Ste. Marie's liquidity bolsters the rating. We estimate free cash and liquid assets will total C\$56 million in the next 12 months and cover more than 26x estimated debt service for the period. While some of the city's cash and investment is used to fund Essar Steel's C\$25 million of unpaid taxes, we expect cash and investments will rise on repayment. We expect

this ratio to remain well above 100% and that Sault Ste. Marie will maintain its healthy liquidity position during our outlook horizon. Similar to that of its domestic peers, the city's access to external liquidity is satisfactory, in our view.

In our opinion, Sault Ste. Marie's contingent liabilities are low. They include debt of self-supporting city-owned public utility companies PUC Inc. and PUC Services Inc. (equal to about 40% of operating revenue in 2016), standard employee benefits, and landfill postclosure liabilities (which, net of reserves, totaled about 15.6% of operating revenues). We believe these liabilities do not have a significant impact on the city's credit profile.

Institutions remain broadly supportive while the economic profile is average.

We view Sault Ste. Marie's economic profile as average. High unemployment, a declining population, and a larger proportionate number of elderly residents constrain the city's economy and could affect revenue growth and expenditure needs. Sault Ste. Marie's population was 73,400 in 2016, down 2.1% since 2011. The city's proportion of residents aged 65 and over was about 25%, compared with 16.7% in Ontario, reflecting Sault Ste. Marie's growing popularity as a retirement destination. We estimate that the city's GDP per capita would be well below with the provincial average in 2014-2016 of about US\$44,200, based on the most recent median household income data, as reported by Statistics Canada. Although Sault Ste. Marie continues to gradually diversify away from its traditional resource-based economy, we believe that medium-term economic and related GDP growth will remain muted relative to that of some peers.

In our view, Sault Ste. Marie demonstrates satisfactory financial management. Disclosure and transparency are what we characterize as good, annual financial statements are audited and unqualified, and the city prepares one-year operating and capital budgets annually. For 2017, the city's capital budget was presented as one-year budget and two-year forecast. Sault Ste. Marie is developing its multiyear operating budget and long-term (five-year) capital plan that will be effective from fiscal 2018 in conjunction with its asset management plan. The city recently passed a policy to target any surplus budget toward a tax stabilization reserve, a capital reserve, and reduction of the city's long-term debt. Sault Ste. Marie also plans to update its investment policy in 2018. The city recently had some changes in management, including the shrinking of council to 10 from 12.

We believe Canadian municipalities benefit from a very predictable and well-balanced institutional framework that has demonstrated a high degree of institutional stability. Although provincial governments mandate a significant proportion of municipal spending, they also provide operating fund transfers and impose fiscal restraint through legislative requirements to pass balanced operating budgets. Municipalities generally have the ability to match expenditures well with revenues, except for capital spending, which can be intensive. Any operating surpluses typically fund capital expenditures and future liabilities (such as postemployment obligations and landfill closure costs) through reserve contributions.

Key Statistics

Table 1

City of Sault Ste. Marie -- Selected Indicators						
	--Fiscal year ended Dec. 31--					
(Mil. C\$)	2014	2015	2016	2017bc	2018bc	2019bc
Operating revenues	197.7	201.0	195.1	200.5	204.1	206.5
Operating expenditures	180.2	184.9	184.9	187.3	190.2	192.9
Operating balance	17.5	16.1	10.2	13.2	13.9	13.7
Operating balance (% of operating revenues)	8.8	8.0	5.2	6.6	6.8	6.6
Capital revenues	10.6	11.9	10.1	19.0	20.0	20.0
Capital expenditures	28.8	22.6	28.2	27.3	44.0	47.3
Balance after capital accounts	(0.7)	5.3	(7.9)	4.9	(10.0)	(13.6)
Balance after capital accounts (% of total revenues)	(0.4)	2.5	(3.8)	2.2	(4.5)	(6.0)
Debt repaid	2.3	1.2	1.3	1.4	1.7	1.8
Gross borrowings	0.0	0.0	0.0	0.0	5.0	0.0
Balance after borrowings	(3.0)	4.1	(9.2)	3.5	(6.7)	(15.4)
Modifiable revenues (% of operating revenues)	85.9	86.5	86.2	86.5	86.8	86.9
Capital expenditures (% of total expenditures)	13.8	10.9	13.2	12.7	18.8	19.7
Direct debt (outstanding at year-end)	10.2	9.0	7.7	6.4	9.7	7.9
Direct debt (% of operating revenues)	5.2	4.5	4.0	3.2	4.7	3.8
Tax-supported debt (outstanding at year-end)	10.2	9.0	15.1	12.7	15.6	13.1
Tax-supported debt (% of consolidated operating revenues)	5.2	4.5	7.7	6.3	7.6	6.3
Interest (% of operating revenues)	0.4	0.3	0.3	0.2	0.3	0.2
National GDP per capita (C\$)	55,792	55,405	55,876	57,800	59,340	60,780

Note: The data and ratios above result in part from S&P Global Ratings' own calculations, drawing on national as well as international sources, reflecting S&P Global Ratings' independent view on the timeliness, coverage, accuracy, credibility, and usability of available information. The main sources are the financial statements and budgets, as provided by the issuer. Base case reflects S&P Global Ratings' expectations of the most likely scenario. Downside case represents some but not all aspects of S&P Global Ratings' scenarios that could be consistent with a downgrade. Upside case represents some but not all aspects of S&P Global Ratings' scenarios that could be consistent with an upgrade. bc--Base case.

Ratings Score Snapshot

Table 2

City of Sault Ste. Marie -- Ratings Score Snapshot	
Key rating factors	Assessment
Institutional Framework	Very predictable and well-balanced
Economy	Average
Financial Management	Satisfactory
Budgetary Flexibility	Strong
Budgetary Performance	Strong
Liquidity	Exceptional

Table 2

City of Sault Ste. Marie -- Ratings Score Snapshot (cont.)	
Key rating factors	Assessment
Debt Burden	Very low
Contingent Liabilities	Low

Note: S&P Global Ratings' ratings on local and regional governments are based on eight main rating factors listed in the table above. Section A of S&P Global Ratings' "Methodology For Rating Non-U.S. Local And Regional Governments," published on June 30, 2014, summarizes how the eight factors are combined to derive the foreign currency rating on the government.

Key Sovereign Statistics

- Sovereign Risk Indicators, July 6, 2017. Interactive version available at <http://www.spratings.com/sri>

Related Criteria

- Criteria - Governments - International Public Finance: Methodology For Rating Non-U.S. Local And Regional Governments, June 30, 2014
- Criteria - Governments - International Public Finance: Methodology And Assumptions For Analyzing The Liquidity Of Non-U.S. Local And Regional Governments And Related Entities And For Rating Their Commercial Paper Programs, Oct. 15, 2009
- General Criteria: Use Of CreditWatch And Outlooks, Sept. 14, 2009

Related Research

- Default, Transition, and Recovery: 2016 Annual Non-U.S. Local and Regional Government Default Study and Rating Transitions, May 8, 2017
- Public Finance System Overview: Canadian Municipalities, Dec. 1, 2016
- Institutional Framework Assessments For Non-U.S. Local And Regional Governments, April 21, 2016

In accordance with our relevant policies and procedures, the Rating Committee was composed of analysts that are qualified to vote in the committee, with sufficient experience to convey the appropriate level of knowledge and understanding of the methodology applicable (see 'Related Criteria And Research'). At the onset of the committee, the chair confirmed that the information provided to the Rating Committee by the primary analyst had been distributed in a timely manner and was sufficient for Committee members to make an informed decision.

After the primary analyst gave opening remarks and explained the recommendation, the Committee discussed key rating factors and critical issues in accordance with the relevant criteria. Qualitative and quantitative risk factors were considered and discussed, looking at track-record and forecasts.

The committee agreed all key rating factors remained unchanged. Key rating factors are reflected in the Ratings Score Snapshot above.

The chair ensured every voting member was given the opportunity to articulate his/her opinion. The chair or designee reviewed the draft report to ensure consistency with the Committee decision. The views and the decision of the rating committee are summarized in the above rationale and outlook. The weighting of all rating factors is described in the methodology used in this rating action (see 'Related Criteria And Research').

Ratings List

Ratings Affirmed

Sault Ste. Marie (City of)

Issuer credit rating	AA-/Stable/--
Senior unsecured	AA-

Certain terms used in this report, particularly certain adjectives used to express our view on rating relevant factors, have specific meanings ascribed to them in our criteria, and should therefore be read in conjunction with such criteria. Please see Ratings Criteria at www.standardandpoors.com for further information. Complete ratings information is available to subscribers of RatingsDirect at www.globalcreditportal.com and at www.spcapitaliq.com. All ratings affected by this rating action can be found on the S&P Global Ratings' public website at www.standardandpoors.com. Use the Ratings search box located in the left column.

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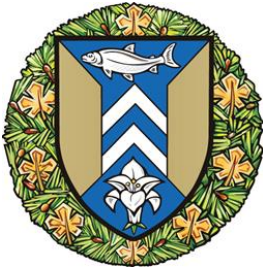
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The Corporation of the
City of Sault Ste. Marie

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Christine Pascall, CPA, CA Manager of Accounting & City Tax Collector

DEPARTMENT: Corporate Services

RE: Property Tax Appeals

PURPOSE

Staff is seeking Council approval of property tax appeals as required pursuant to Section 357 of the Municipal Act.

BACKGROUND

A listing of applications received for adjustment of realty taxes pursuant to Section 357 of the Municipal Act is attached to this report.

ANALYSIS

The Municipal Property Assessment Corporation has recommended the amount of the assessment to be adjusted.

FINANCIAL IMPLICATIONS

There is an annual budget allocation for tax write-offs. The decreased revenue of \$19,600.55 can be accommodated within the existing budget allocation.

STRATEGIC PLAN / POLICY IMPACT

Not applicable.

RECOMMENDATION

It is therefore recommended that Council take the following action:

Resolved that the report of the Manager of Accounting & City Tax Collector dated 2017 10 10 concerning Property Tax Appeals be received and the recommendation that the tax records be amended pursuant to Section 357 of the Municipal Act be approved

Property Tax Appeals

2017 10 10

Page 2.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'C. Pascall', with a stylized, flowing script.

Christine Pascall, CPA, CA
Manager of Accounting and City
Tax Collector
705.759.5276
c.pascall@cityssm.on.ca

APPLICATION TO COUNCIL TO CANCEL
OR REFUND PROPERTY TAXES PURSUANT TO SECTION 357
OF THE MUNICIPAL ACT, 2001

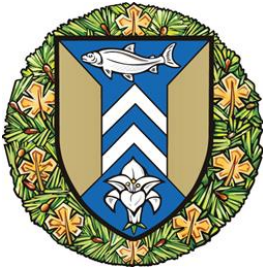
THE CORPORATION OF THE CITY OF SAULT STE. MARIE
PROPERTY TAX APPEALS

DATE: 2017 10 10
PAGE: 1 of 1

	PROPERTY ADDRESS	PERSON ASSESSED		TAX CLASS	REASON	APPEAL NO.	TAXES	INTEREST	TOTAL
2015									
050-047-008	01239 Peoples Road	Eacom Timber Corporation		RT	E	15-057	193.52	3.66	197.18
2016									
020-008-008	00008 Trunk Road	Shaw Sean Eric Beartaidh	Cornwall Megan Lyndsay	RT	D	16-054	152.44	29.38	181.82
020-029-056	00065 Melrose Avenue	Gagne Therese Louise		RT	D	16-055	60.23		60.23
020-042-118	00328 Queen Street East	Greganti Sauro		CT/RT	C	16-056	Confirmed		-
030-044-036	00085 Elmwood Avenue	Guzzo-Foliaro Lina	Guzzo -Foliaro Mauro	RT	D	16-057	29.86	1.86	31.72
030-047-071	00050 Stevens Street	Ferris David Justin		RT	D	16-058	155.03	0.36	155.39
030-056-122	00011 Anita Blvd.	Chisholm John Joel		RT	C	16-059	944.73	71.34	1,016.07
050-004-024	00008 Henrietta Street	Dowding David William		RT	D	16-060	224.79	27.19	251.98
050-005-056	00561 Wellington St. W.	Morrison William Robert	Morrison Dolly Marie	RT	D	16-061	139.52		139.52
050-047-008	01239 Peoples Road	Eacom Timber Corporation		RT	D	16-062	565.85	3.51	569.36
2017									
010-008-061	00043 Hugill Street	Lacasse Terry	Lacasse Sherry	RT	D	17-005	145.19	0.51	145.70
030-044-036	00085 Elmwood Avenue	Guzzo Foliaro Mauro	Guzzo Foliaro Lina	RT	D	17-006	1,057.55	22.42	1,079.97
030-044-041	00069 Elmwood Avenue	1927522 Ontario Inc.		RT	D	17-007	210.24	0.00	210.24
030-045-092	00037 Elmwood Avenue	Moreau Stephen Alexander		RT	D	17-008	570.38	1.92	572.30
030-056-122	00011 Anita Blvd.	Chisholm John Joel		RT	D/C	17-009	2,621.30	127.38	2,748.68
030-062-042-35	00000 Third Line East	City of Sault Ste. Marie		IX	B	17-010	2,784.34	69.60	2,853.94
030-080-077	00145 Old Garden River Rd	Ditommaso Investments Inc		CT	D	17-011	273.52		273.52
050-004-024	00008 Henrietta Avenue	Dowding David William		RT	D	17-012	661.21	32.26	693.47
050-012-066	00360 Douglas Street	Greco Philip Richard		RT	D	17-013	206.61	4.59	211.20
050-047-092-16	00069 West Perth Bay	Miners John F.	Miners Carol L.	RT	D	17-014	246.10		246.10
060-008-078	00545 Connaught Avenue	Maione Angelo Carmen	Maione Virgilia	RT	D	17-015	534.28		534.28
060-070-028	00185 Sunnyside Beach Ro	Shushkewich Lynn Carol	Shushkewich Donald Andrew	RT	D	17-016	3,257.54		3,257.54
060-085-018	00247 Pt Des Chene Cres.	Carter Helen Mary		RT	D	17-017	2,625.56	8.79	2,634.35
060-085-102	00117 Pointe Louise Drive	Barzan Louise Carol		RT	D	17-018	1,535.99		1,535.99
REPORT TOTAL							19,195.78	404.77	19,600.55

A. REALTY TAX CLASS CONVERSION
B. BECAME EXEMPT AFTER RETURN OF ROLL
C. RAZED BY FIRE AFTER RETURN OF ROLL

D. DEMOLISHED AFTER RETURN OF ROLL
E. OVERCHARGED BY REASON OF GROSS OR MANIFEST CLERICAL ERROR
F. REAL PROPERTY THAT COULD NOT BE USED FOR A PERIOD OF AT LEAST
3 MONTHS DUE TO REPAIRS OR RENOVATIONS



The Corporation of the
City of Sault Ste. Marie
COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Tim Gowans, Manager of Purchasing

DEPARTMENT: Finance Department

RE: Tender for Three (3) 13,500 GVW Dump Trucks

PURPOSE

Attached hereto for your information and consideration is a summary of the tenders received for the supply and delivery of Three (3) 13,500 Dump Trucks as required by Public Works. Staff is seeking Council approval of the tender recommendation.

BACKGROUND

The tender was publicly advertised and tender documents forwarded to all firms on our bidders list. A public opening of the tenders was held September 18, 2017 with the Deputy City Clerk in attendance.

ANALYSIS

The tenders received have been thoroughly evaluated and reviewed with the Manager of Equipment & Building Maintenance - PWT, and the low tendered price, meeting specifications, has been identified on the attached summary.

FINANCIAL IMPLICATIONS

The low tendered price for these vehicles is \$212,364.98 including non-rebatable HST.

The Council approved 2017 Capital Budget for Public Works equipment of \$1,134,830.00 included acquisition of this equipment.

STRATEGIC PLAN / POLICY IMPACT

This is an operational matter not articulated in the Corporate Strategic Plan.

RECOMMENDATION

Resolved that the report of the Manager of Purchasing dated 2017 10 10 be received and the recommendation that the tender for the supply and delivery of Three (3) 13,500 GVW Dump Trucks, as required by Public Works, be awarded to Commercial Truck Equipment Corp. at their total tendered price of \$208,692.00 plus HST, be approved.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Tim Gowans', with a stylized flourish at the end.

Tim Gowans
Manager of Purchasing
705.759.5298
t.gowans@cityssm.on.ca

FINANCE DEPARTMENT
PURCHASING DIVISION
2017 PWT Equipment Allocation : \$1,134,830.00

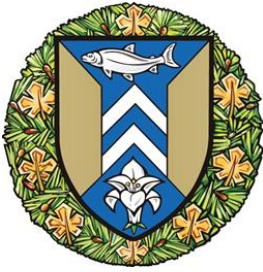
RECEIVED: September 18, 2017
File #2017PWE-PWT-26-T

SUMMARY OF TENDERS
THREE (3) 13,500 GVW DUMP TRUCKS

<u>Firm</u>	<u>Manufacturer/Model</u>	<u>Delivery</u>	<u>Warranty</u>	<u>Tendered Price For Three (3) Vehicles (HST Extra)</u>	<u>Remarks</u>
Blue Mountain Chrysler Ltd. Collingwood, ON	2018 RAM 3500 Drive Products Genesis Dump	125 w/days	3 yrs/60,000 kms Basic 5 yr/100,000 Powertrain 2 yr/Dump Body	\$187,990.50	Does not meet Specifications
Commercial Truck Equipment Corp Woodstock, ON	2017/2018 Ford F450 Rugby Eliminator Dump	60-70 w/days	3 yrs/60,000 kms Basic 5 yr/100,000 Powertrain 3 yr/Dump Body	\$208,692.00	Meets Specifications
Tru-Nor Truck Centre Sault Ste. Marie, ON	2017 Isuzu NPR HD Crysteel Deuce Dump	70 w/days	3 yrs/60,000 kms Basic 5 yr/120,000 Powertrain 5 yr/Dump Body	\$236,796.00	Does not meet Specifications

NOTE: The low tendered price, meeting specifications, is boxed above.
The total cost to the City will be \$212,364.98 including the non-rebatable portion of the HST.
It is my recommendation that the low tendered price, meeting specifications, submitted by Commercial Truck Equipment Corp., be accepted.

Tim Gowans
Manager of Purchasing



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

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Donald B. McConnell, MCIP RPP
Director of Planning & Enterprise Services

DEPARTMENT: Community Development and Enterprise Services

RE: Queen Street Tree Replacement – 2018 Budget Request

PURPOSE

The purpose of this report is to recommend a multiyear approach to replace the remaining ash trees on Queen Street and install benches and other street furniture.

BACKGROUND

The ash trees along Queen Street between East Street and Dennis Street were planted in 1982. Until recently, these trees were healthy and contributed to the downtown environment. However, these trees have now been affected by the Emerald Ash Borer and must be removed. Once infected, the trees may appear healthy but are susceptible to catastrophic failure as they are structurally weakened and likely to break up in high winds.

In 2015, the trees along the Queen Street block between Bruce Street and Dennis Street were replaced as part of the City's Downtown Development Initiative. The ash trees were replaced by a variety of different species that tolerate urban growing conditions. These trees were planted in trenches which will allow the tree roots to spread within an area of uncompacted soil.

In 2016, trees were planted on Gore Street as part of the road reconstruction project. A different approach was used which involves the use of a structural support system which creates more open space on the sidewalk for patios, special events and maintenance vehicles.

The Queen Street blocks between Pim and East Streets, and Dennis and Gore Streets also include street trees of several different species. Some of these trees can be retained while others will also need to be replaced in the near future.

City staff has received numerous requests for benches throughout the downtown. Similar requests for bicycle racks are common.

ANALYSIS

Urban trees do more than simply create better urban design, improve the environment, connect public spaces and transform streets into parks. Urban trees create value by providing spaces where people want to live and do business. People judge a community by its downtown and urban trees help to create an environment in which people want to live and invest. A vibrant downtown is also essential to creating a positive community identity.

Both City staff and the Downtown Association agree that the existing planter boxes are no longer an appropriate method for tree planting. From a maintenance perspective, they are a major obstruction for snow removal and from a business owners perspective they reduce the amount of space on the sidewalk which can be used for outdoor displays or patios.

It is recommended that Queen Street tree replacement occur using a combination of trench and structural support systems. Detailed design will be done on a block by block basis in consultation with the existing businesses and property owners to provide for specific requirements such as outdoor patio space and public seating. The overall design will also consider snow removal requirements.

Given the scale of this project, it is recommended that this project be phased over two years as follows.

2018 – Replace the trees and install street furniture (benches, bicycle racks, garbage cans) for the two Queen Street blocks between Spring Street and Bruce Street at a cost of \$675,000 including all fees and taxes.

2019 – Replace trees and install street furniture for the two Queen Street blocks between East Street and Spring Street at an estimated cost of \$675,000 including all fees and taxes. This budget also includes an allowance for the installation of street furniture along Queen Street from Pim Street to East Street and from Dennis Street to Gore Street.

Pedestrian scale decorative lighting is also a significant component of creating a successful downtown environment. The Queen Street road surface will need to be resurfaced in approximately 5 years. There will also be some sanitary sewer work done as part of the resurfacing project. Discussions with the PUC indicate that many of the street lights, as well as the underground wiring needs to be replaced. Staff is recommending that a single design for Queen Street lighting be incorporated into the resurfacing project.

FINANCIAL IMPLICATIONS

The cost for the 2018 phase of this project is estimated at \$675,000. The Queen Street Tree Replacement Project is not recommended on the 2018 Capital Priorities currently. Should Council decide to prioritize this project the phase in cost would be \$675,000 for 2018 and it will be included as part the funding options presented to Council during the 2018 budget deliberations.

STRATEGIC PLAN / POLICY IMPACT

The replacement of the ash trees on Queen Street and installation of benches and other street furniture is a critical component of it's ongoing Downtown Development Initiative as described in both the City's 2016 – 2020 Corporate Strategic Plan and the recently approved Community Adjustment Committee report.

RECOMMENDATION

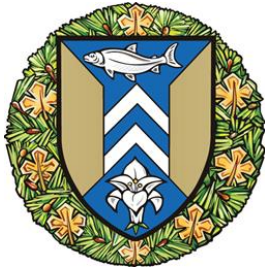
It is therefore recommended that Council take the following action:

Resolved that the Report of the Director of Planning and Enterprise Services dated 2017 10 10 concerning a multiyear approach to Queen Street Tree replacement be received as information.

Respectfully submitted,



Donald B. McConnell MCIP RPP
Director of Planning & Enterprise Services
705.759.5375
d.mcconnell@cityssm.on.ca



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

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Donald B. McConnell, MCIP RPP
Director of Planning & Enterprise Services

DEPARTMENT: Community Development and Enterprise Services

RE: Clergue Park Fountain – 2018 Budget Request

PURPOSE

The purpose of this report is to recommend an approach to replace the former Millennium Fountain with a land-based design and plan to accommodate other potential uses in Clergue Park.

BACKGROUND

In 2000, a fountain was placed in the St. Mary's River in front of Clergue Park to celebrate the new millennium. However, this water-based approach required that the fountain be removed each fall and reinstalled the following spring. In recent years, there have been a number of required repairs which have become quite costly. Earlier this year, City Council approved the removal of the fountain and requested that staff consider a land-based replacement.

ANALYSIS

There are three potential developments in Clergue Park that need to be taken into consideration when planning for a new fountain.

1. The Fountain - Both the design and cost of fountains vary greatly. The selected concept could also consider the possibility of including a lighting feature, splash pad or skating rink. Photographs of several examples are attached to this report.
2. Art Gallery Expansion – An expansion to the Art Gallery of Algoma to create a permanent display space for works by the Group of Seven and the permanent collection has been discussed. This project is consistent with the downtown revitalization and place-based tourism infrastructure recommendations of the Community Adjustment Committee. A location for

the expansion should be identified as part of determining the fountain location.

3. Outdoor Sculpture Garden – The existing outdoor sculpture garden should be reviewed with the intent to retain and properly display selected pieces while allowing for future additions. Again, the size and location of the outdoor sculpture garden should be confirmed as part of determining the fountain location.

Staff is recommending that City Council approve the creation of a committee tasked with exploring alternative options and making a recommendation to City Council next year. A public consultation process should be included to allow for conversations with the art gallery, library, Downtown Association, Rotary Club, other user groups and the general public. Installation of the fountain would not occur until 2019.

As a minimum, this committee should consist of two City Councillors with senior staff representation from the Community Development & Enterprise Services and Public Works & Engineering Services Departments.

City staff does not have experience with either designing or costing fountains. As part of the 2018 capital budget, it is recommended that \$40,000 be approved for consulting assistance. A qualified consulting firm will be selected based on City purchasing policy.

FINANCIAL IMPLICATIONS

This project is not recommended on the 2018 Capital Priorities currently. Should Council decide to prioritize this project the cost would not exceed \$40,000 and it will be included as part the funding options presented to Council during the 2018 budget deliberations.

STRATEGIC PLAN / POLICY IMPACT

The development of a new fountain in Clergue Park would be a key component of our ongoing downtown development initiatives as described in both the City's Corporate Strategic Plan and the recently approved Community Adjustment Committee report. As part of this work, consideration for a potential expansion to the Art Gallery of Algoma building and the review of the existing outdoor sculpture garden should be taken into account.

RECOMMENDATION

It is therefore recommended that Council take the following action:

Resolved that the Report of the Director of Planning and Enterprise Services dated 2017 10 10 concerning the proposed Downtown Waterfront Fountain be received as information.

Millennium Fountain

2016 10 1

Page 3.

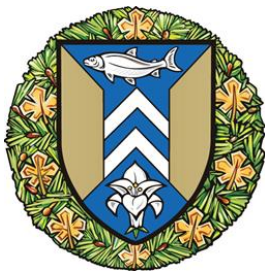
Respectfully submitted,

A handwritten signature in black ink, reading "D.B. McConnell". The signature is written in a cursive, flowing style.

Donald B. McConnell MCIP RPP
Director of Planning & Enterprise Services
705.759-5375
d.mcconnell@cityssm.on.ca







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

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Norm Fera, Manager of Community Centres

DEPARTMENT: Community Development and Enterprise Services

RE: McMeeken Arena Mould Remediation

PURPOSE

The purpose of this report is to provide City Council with information regarding the recent delay to the opening of the McMeeken Arena, as a result of a significant amount of mould discovered in the building.

BACKGROUND

The exceptionally warm weather experienced this Fall contributed to a significant amount of mould being formed in a short period of time in the dressing room areas of the building. In to order properly deal with mould abatement, a mould remediation specialist was engaged to safely remove the mould from the affected areas. Additionally, an engineering firm was engaged to conduct air quality testing before and after the remediation. The opening of the McMeeken Centre has been delayed until Oct 10th and efforts have been made to reschedule user groups at other facilities where possible.

ANALYSIS

The remediation efforts consisted of cleaning of the mould off of the walls in accordance with established guidelines for mould abatement, removing the sport flooring and replacing of millwork where required. Hepa air scrubbers, dehumidifiers and vacuums were used in the process, as well as antimicrobial applications and final decontamination wipe downs. Air duct cleaning, and the replacement of contaminated light fixtures was also necessary.

FINANCIAL IMPLICATIONS

The remediation efforts are being made in accordance with the provisions for Emergency Purchases as outlined in the Purchasing By-laws. The total cost of the remediation efforts is estimated to be \$72,000. This amount does not include the cost of replacing the sport flooring in the facility, but does include the cost of providing rubber runners to be placed on the concrete floors of the dressing rooms. The costs associated with the remediation efforts cannot be

accommodated from the facility's operational budget. Therefore staff is recommending that Council approve the use of the Facility Maintenance Reserve up to \$72,000 to fund the aforementioned remediation efforts.

STRATEGIC PLAN / POLICY IMPACT

This is an operational matter not articulated in the Corporate Strategic Plan.

RECOMMENDATION

It is therefore recommended that Council take the following action:

Resolved that the report of the Manager of Community Centres dated October 10, 2017 regarding McMeeken Arena Mould Remediation be received and that Council approve the use of the Facility Maintenance Reserve up to \$72,000 to fund the remediation.

Respectfully submitted,



Norm Fera
Manager of Community Centres
705.759.5259
n.fera@cityssm.on.ca



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

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Sam Piraino, Acting Manager of Transit & Parking

DEPARTMENT: Community Development and Enterprise Services

RE: Municipal Law Enforcement Officers

PURPOSE

The purpose of this report is to update By-law 90-305, which appoints municipal law enforcement officers.

BACKGROUND

By-Law 90-305 is a By-law appointing municipal law enforcement officers and is amended from time to time.

ANALYSIS

Not applicable.

FINANCIAL IMPLICATIONS

There is no budgetary impact.

STRATEGIC PLAN / POLICY IMPACT

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

RECOMMENDATION

It is therefore recommended that Council take the following action:

By-law 2017-197 appears elsewhere on the Agenda and is recommended for approval.

Respectfully submitted,

A blue ink signature of Sam Piraino, consisting of stylized initials and a surname.

Sam Piraino
Acting Manager of Transit
and Parking
705.759.5848
s.piraino@cityssm.on.ca

The Corporation of the
City of Sault Ste. Marie



Community Development and
Enterprise Services
Sam Piraino
Acting Manager of
Transit & Parking

2017 09 22

Nuala Kenny, City Solicitor
Legal Department
Civic Centre

RE: MUNICIPAL -LAW ENFORCEMENT OFFICERS

In November 1990 City Council approved By-law 90-305. Please amended Schedule "A" to By-law 90-305, being a by-law to appoint Municipal Law Enforcement officers for the issuing of parking infractions on private property.

Schedule "A" of this by-law lists all officers that are eligible to issue tickets. The following individuals have applied to be a Municipal Law Enforcement Officers in regards to parking and have been approved by the Police Services and the Parking Section for this position.

We request that Schedule "A" be amended to include:

NO.	NAME	EMPLOYER	PROP. LOCATION
722	MacTyre, Andrew	North East Regional Security	Sault College, Algoma University, Tenaris Algoma Tubes, Essar Centre, Group Health
723	Rocca, Anthony	Norpro	Huron St.Prop/Elgin Tower/GHC/Queen Centre/Davey Home/APH/726 Queen St

Would you please amend By-law 90-305 with the new attached Schedule "A."

Thank you.

Yours truly,

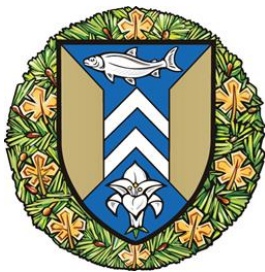
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Sam Piraino
Acting Manager of Transit and Parking

SCHEDULE "A"

BADGE	SPECIAL CONSTABLE	EMPLOYER	PROPERTY LOCATION
26	MCLEOD, ROD	FLEMING & SMITH	378 QUEEN ST E & APARTMENTS & 27 KING ST.
30	RENDELL, VERN	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
109	SEBECIC, JOHN	DENTAL BUILDING	946 & 216 QUEEN ST E
151	PARR, DEREK	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
153	TASSONE, VITO	TASSONE CHIROPRACTIC	673 QUEEN ST E
163	BUMBACCO, PHILIP	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
196	MCGRAYNE, LAURA LEE	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
241	COGHILL, ROBIN	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
253	TRAYSON, TERRANCE	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
267	CORBIERE, JOHN (TED)	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
276	SMITH, DENNIS, ROBERT	G4S SECURE SOLUTIONS	SAULT HOSPITAL
321	LORENZO, COREY	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
334	MILLER, BRADLEY	CITY OF SAULT STE MARIE	TRANSIT SERVICE AREA
335	GROSSO, DONALD	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
344	HARPE, KEN	HOLIDAY INN.	320 BAY ST.
346	HAZLETON, MARGARET	CITY OF SAULT STE MARIE	BELLUVUE MARINA & PARK/ BONDAR MARINE & PARK/STRATHCLAIR DOG PARK&SPORTS COMPLEX/QE SPORTS COMPLEX
366	TROINOW, VICTORIA	G4S SECURE SOLUTIONS	SAULT HOSPITAL
370	HANSEN, LOUIS	ONT FINNISH HOME ASS.	725 NORTH ST.
372	BENOIT, ALAIN	ONT FINNISH HOME ASS.	725 NORTH ST.
374	TAAVEL, ANDRE	CITY OF SAULT STE MARIE	TRANSIT SERVICE AREA
391	MCLEOD, HEATHER	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
397	LAFRAMBOISE, YVON	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
400	JOHNSON, MICHAEL	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
410	POYNTER, HAROLD	G4S SECURE SOLUTIONS	SAULT HOSPITAL
411	MOORE, ROBERT	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
420	FABIANO, ANTONIO	G4S SECURE SOLUTIONS	SAULT HOSPITAL
435	TRAMBLE, GEORGE	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
441	WILSON, DAVID	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
442	MACCLENNAN, MATTHEW	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
443	MARCIL, MARK	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
446	HALLIDAY, DANA	SAULT COLLEGE	443 NORTHERN AVE
456	CONEYBEARE, KEVIN	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
459	SLEEMAN, RAY	G4S SECURE SOLUTIONS	SAULT HOSPITAL
460	BOUGIE, DAN	G4S SECURE SOLUTIONS	SAULT HOSPITAL
463	MORIN, ALEX	CORPS. OF COMM.	
464	DITOMMASO, RYAN	2220917 ONT. INC.	489 BAY ST/535 QUEEN ST E
465	DELAVALLE, DON	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
484	MCLEOD, VIRGINIA	CITY OF SAULT STE MARIE	BELLUVUE MARINA & PARK/ BONDAR MARINE & PARK/STRATHCLAIR DOG PARK&SPORTS COMPLEX/QE SPORTS COMPLEX
486	LONGO, NADIA	GT. NORTH RETIREMENT	760 NORTHERN RD.
487	ROUGEAU, MARISA	GT. NORTH RETIREMENT	760 NORTHERN RD.
488	LEFLEUR, MARILYN	GT. NORTH RETIREMENT	760 NORTHERN RD.
489	MCQUEEN, WANDA	GT. NORTH RETIREMENT	760 NORTHERN RD.
490	LUXTON, JEFF	GT. NORTH RETIREMENT	760 NORTHERN RD.
493	BROWN, FRASER	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
516	GAY, JAMES	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
517	ROY, BRENDA	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
522	MCNAMA, STEVEN	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
523	MCBRIDE, GUY	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
526	JOHNSTON, CORY	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
537	GRAWBARGER, KYLE	G4S SECURE SOLUTIONS	SAULT HOSPITAL
541	DIMMA, WILLIAM	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
547	LIEPA, MATTHEW	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
548	CARON, ROGER	CITY OF SAULT STE MARIE	99 FOSTER DR. (CIVIC CENTRE)
556	ARCAND, SCOTT	G4S SECURE SOLUTIONS	SAULT HOSPITAL
565	LISCUMB, GERALD	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
566	SWEET, WILLARD	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
568	PICK, DENNY	CORPS OF COMM.	SAULT AIRPORT
574	BOUCHARD, DARYL	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
580	CHARETTE, ROBERT	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
587	GIULETTI, MATTHEW	G4S SECURE SOLUTIONS	SAULT AIRPORT / HOSPITAL
599	BUMBACCO, CARL	CB HOME INSTALLTIONS	321 JOHN ST /342,346 ST GEORGE'S AVE.
601	HART, JASON	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
602	GREENWOOD, LESLIE	GREENWOOD HARDWARE	41 ALBERT ST W
603	LAMMING, DAVE	CITY OF SAULT STE MARIE	TRANSIT SERVICE AREA
604	WAGNER, MATTHEW	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
607	FROST, CHRISTIAN	CITY OF SAULT STE MARIE	TRANSIT SERVICE AREA
608	ALISAT, THOMAS	ALISATS RUST PROOFING	24 QUEEN ST W
609	ROBINSON, SHAWN	ALISATS RUST PROOFING	24 QUEEN ST W
611	MIZZI, PRESTON	WENDY'S	1 QUEEN ST W
617	SAVAGE, SAMUEL	G4S SECURITY	SAULT HOSPITAL
619	BERTO, DEBORAH	GATEVIEW REALTY INC.	304-310 ALBERT ST/420A&B/15 DOUGLAS/67 ELGIN/47 PRINCESS

620	FERA,NORMAN	CITY OF SAULT STE MARIE	JOHN RHODES/ESSAR CENTRE/MCKEN CENTRE/NORTHERN COMMUNITY CENTRE
622	PROULX,PATRICK	CITY OF SAULT STE MARIE	JOHN RHODES/ESSAR CENTRE/MCKEN CENTRE/NORTHERN COMMUNITY CENTRE
623	AYTON,BENJAMIN	CITY OF SAULT STE MARIE	JOHN RHODES/ESSAR CENTRE/MCKEN CENTRE/NORTHERN COMMUNITY CENTRE
624	MIHAILIUK,JASON	CITY OF SAULT STE MARIE	JOHN RHODES/ESSAR CENTRE/MCKEN CENTRE/NORTHERN COMMUNITY CENTRE
626	CHARRON,ROBERT	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
627	BAKER,WILLIAM	STANDARD PARKING	ONTARIO REALITY CORP/ROBERTA BONDAR PLACE/426 QUEEN ST E/BREWERY BLOCK
632	SAVAGE,MATT	G4S SECURITY	SAULT HOSPITAL
633	HILL,MICHAEL	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
634	TIBBLES,COLLEEN	STANDARD PARKING	ONTARIO REALITY CORP/ROBERTA BONDAR PLACE/426 QUEEN ST E/BREWERY BLOCK
637	TOMASONE,LUIGI	LOU'S AUTOMOTIVE	317 ALBERT ST E
638	SICOLY,TERESA	AIRPORT	1-475 AIRPORT RD.
639	PANITTLA,KIM	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
643	SHAW,KEVIN	CITY OF SAULT STE MARIE	BELLUVUE MARINA & PARK/ BONDAR MARINE & PARK/STRATHCLAIR DOG PARK&SPORTS COMPLEX/QE SPORTS COMPLEX
644	SANTA MARIE,ROBERT	CITY OF SAULT STE MARIE	JOHN RHODES/ESSAR CENTRE/MCKEN CENTRE/NORTHERN COMMUNITY CENTRE
646	BOOTH,ABBY	CITY OF SAULT STE MARIE	JOHN RHODES/ESSAR CENTRE/MCKEN CENTRE/NORTHERN COMMUNITY CENTRE
647	DAFOE,TRUDY	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
648	ELWGREN,STEPHEN	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
649	GRAHAM,STEVEN	FENGATE PROPERTY	248 NORTHERN AVE
650	LANG,RICHARD	G4S SECURITY	SAULT HOSPITAL
651	HUTCHINSON, HILLARY	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
653	BIOCCHI,CHRISTOPHER	AIRPORT	1-475 AIRPORT RD.
659	MARCIL,BONNIE	STRICTLY CONFIDENTIAL INC	RJ'S MARKET
664	HAMMERSTEDT,ERIC	STRICTLY CONFIDENTIAL INC	RJ'S MARKET
665	MATTHEWS,SUANNE	NORTHLAND ANIMAL HOSP	695 TRUNK RD
666	AITKEN,ANDREW	G4S SECURITY	SAULT HOSPITAL
667	MCLAUGHIN,RYAN	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
669	BOREAN,RICK	CITY OF SAULT STE MARIE	BELLUVUE MARINA & PARK/ BONDAR MARINE & PARK/STRATHCLAIR DOG PARK&SPORTS COMPLEX/QE SPORTS COMPLEX
670	MCGUIRE,STEVE	REGENT PROPERTY	402/302 BAY ST.
671	MCGUIRE,PATRICK	REGENT PROPERTY	402/302 BAY ST.
672	LEWIS,RYAN	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
674	DERASP,RICHARD	CORPS OF COMM	SAULT AIRPORT
675	KELLY,MATTHEW	G4S SECURITY	SAULT HOSPITAL
676	THOMPSON,JOHN	CORPS OF COMM	SAULT AIRPORT
677	MACMILLAN,TYLER	CORPS OF COMM	SAULT AIRPORT
678	PERRON,JENNIFER	CORPS OF COMM	SAULT AIRPORT
679	CHATEAUNEUF,YVON	CORPS OF COMM	SAULT AIRPORT
680	MACGREGOR,CHRIS	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
681	SCHMIDT,KEATON	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
682	HALFORD,KEVIN	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
683	SEMENYEI, ADAM	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
684	RICKARD,EVAN	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
685	HORNBY,BRANDON	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
686	ASH,KEITH	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
687	POSSAMAI,MIKE	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
688	KING,MICHAEL	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
689	SUBRAMANIAM,DASA	DAYS INN	332 BAY ST
690	VANDERKLIFT, RENE	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
691	ADDISON, ERIN	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
692	RHEAUME, DANIEL	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
693	O'SHAUGHNESSY, CONOF	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
694	LIPPE, ANDREW	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
695	LAURICELLA, DIEGO	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
696	CLARIDA, JEFF	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
697	OLAR, GREG	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
698	DEPLONTY, HERBERT	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
699	QUARELL, ROBERT	SKYLINE LIVING	621, 627, 631 MACDONALD AVE
700	FORD, BRIAN	G4S SECURITY	SAULT HOSPITAL
701	CHIMFWEMBE, CHILUFYA	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
702	CARRICATO, CHELSEA	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
703	DIAS, CODY	G4S SECURITY	SAULT HOSPITAL
704	GLOVER, LAURA	G4S SECURITY	SAULT HOSPITAL
705	DEGILO, JOEY	G4S SECURITY	SAULT HOSPITAL
706	GAGNON, JACQUES	G4S SECURITY	SAULT HOSPITAL
708	POWLEY, CHAD	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
709	SCHMIDT, ALEX	CITY OF SAULT STE MARIE	BELLUVUE MARINA & PARK/ BONDAR MARINE & PARK/STRATHCLAIR DOG PARK&SPORTS COMPLEX/QE SPORTS COMPLEX
710	HOTCHKISS, ROBERT	Riversedge Developments	503 BAY ST
711	MASON, STEPHEN	Riversedge Developments	503 BAY ST
712	KOOSTACHIN, ANDREW	Ontario Finnish Resthome	725 North St.
713	Cho, Linda	Jennex Cho Enterprises	129 Second Line West
714	DESANDO, ALEXANDER	G4S SECURITY	SAULT HOSPITAL
715	MITCHELL, SPENCER	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
716	MALLINGER, FRANCES	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
717	GUY, AMY	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
718	SCOTLAND, KEVIN	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
719	JENKINSON, MICHAEL	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
720	LORENZO, COREY	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
721	MCNEIL, ALICIA	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
722	MACTYRE, ANDREW	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
723	ROCCA, ANTHONY	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST. PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST



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

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Don Elliott, Director of Engineering

DEPARTMENT: Public Works and Engineering Services

RE: 2018 Connecting Link Funding Application – Black Road

PURPOSE

The purpose of this report is to update Council on Connecting Links and obtain approval to designate the widening of Black Road as the candidate for 2018 Connecting Link funding.

BACKGROUND

Connecting Link facts are as follows:

- 77 municipalities have Connecting Links within their municipal boundaries for a total length of 352 km;
- Sault Ste. Marie has the highest share of Connecting Links in the province at 24.5 km;
- Sault Ste. Marie cannot be fully bypassed due to the international border connection in the downtown;
- Connecting Link funding rises to \$30 million annually in 2018/19;
- Eligible Connecting Link projects can receive up to 90% funding to a maximum of \$3M.

The Ministry of Transportation reinstated the Connecting Link program in 2016. An unsuccessful application for 2016 funds was made for the widening of Black Road between McNabb Street and Second Line. MTO stated that the reason the application was unsuccessful was that widenings due to increases in local traffic were ineligible.

Council approved that the resurfacing of two portions of Second Line be designated as the candidate for 2017 Connecting Link funds. That application was successful and the Second Line resurfacing project is nearing completion.

At the meeting of 2017 02 21 Council passed a resolution that the City Engineer obtain a clear and concise opinion on the eligibility of the project. Further, at the

meeting of 2017 03 06 Council passed a resolution asking the Provincial government to reassume all costs of maintaining and repairing provincial highways located within City boundaries. These resolutions were addressed in a report to Council dated 2017 04 24.

ANALYSIS

In a letter to the City from the Regional Director, copy attached, in response to the first resolution, MTO has confirmed that the widening of Black Road project is now eligible for Connecting Link funds, however its evaluation as a candidate will be based on prioritizing projects on the basis of need and state of repair on a regional basis. That means that while it may be a City priority, it may not be a provincial priority in 2018, when compared to other projects. Nevertheless, given that it is the City's highest Connecting Link priority, it is recommended as the candidate for 2018 funding. The application deadline is November 3, 2017.

Other priorities include resurfacing of other Connecting Links, particularly Black Road south of McNabb Street and Trunk Road beginning at the east City limit.

The second resolution was related to the assumption by the MTO of a portion of Great Northern Road north of Fourth Line. The City asked that it be fully the responsibility of the Province. Other northern cities benefit from portions of provincial highways that are inside the City limits, and completely the responsibility of the Province. The Regional Director as advised in the attached letter that the Ministry has no short term intentions of uploading any municipal infrastructure. Nevertheless, staff will continue to keep the issue in the forefront in discussions with MTO.

FINANCIAL IMPLICATIONS

The preliminary budget for the project is \$5.3M for which the full \$3M grant will be sought. The City portion of \$2.3M can be funded from the 2018 capital budget.

STRATEGIC PLAN / POLICY IMPACT

Improvements to arterial roads is linked to the infrastructure component of the strategic plan.

RECOMMENDATION

It is therefore recommended that Council take the following action:

Resolved that the report dated 2017 10 10 from the Director of Engineering concerning the widening of Black Road from McNabb Street to Second Line be received, and that the project be designated as the candidate for the City's 2018 Connecting Link funding application, be approved.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Don Elliott', with a stylized flourish at the end.

Don Elliott, P. Eng
Director of Engineering
705.759.5329
d.elliott@cityssm.on.ca

Attach.

9.5.9.

Ministry of Transportation

Regional Director's Office
Northeastern Region
447 McKeown Avenue
Suite 301
North Bay, ON P1B 9S9
Tel: (705) 497-5500
Fax: (705) 497-5409

Ministère des Transports

Bureau du directeur régional
Région du Nord-Est
447, avenue McKeown
bureau 301
North Bay (Ontario) P1B 9S9
Tél : (705) 497-5500
Télé : (705) 497-5409



July 6, 2017

Mr. Don Elliot
Director of Engineering
City of Sault Ste. Marie
99 Foster Drive
Sault Ste. Marie ON P6A 5X6

Dear Mr. Elliot:

Thank you for your letter and resolutions about roadways in Sault Ste. Marie.

Regarding Black Road Connecting Link, the 2018-19 program guideline will be amended to reflect feedback from the OGRA conference and other sources, specifically with regard to allowable expansion projects. The updated guideline will be made available in conjunction with the opening of the application process for 2018-19. I can confirm that the widening of Black Road is eligible to apply for this funding for 2018-19. The evaluation will be based on prioritizing projects on the basis of need and state of repair on a regional basis.

Regarding your request for the province to upload roadways, the province is not currently looking at uploading municipal infrastructure. We will keep your requests on file and re-engage if there are any changes

We recommend that Sault Ste. Marie consider the Ontario Community Infrastructure Fund (OCIF) to assist with long term capital repair plans. In February 2016, the Premier announced the expansion of the OCIF.

Under the new OCIF, predictable formula-based funding will quadruple from \$50 million per year up to \$200 million per year by 2018-19; municipalities will now be able to accumulate the funding for up to five years allowing them more flexibility to create long-term plans and carry out larger infrastructure projects.

Thank you again for writing.

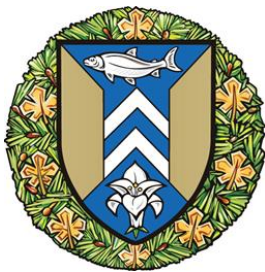
Sincerely,



Eric Doidge
Regional Director

c. Trevor Bartraw

P



The Corporation of the
City of Sault Ste. Marie

COUNCIL REPORT

October 10, 2017

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: Drake Street Pump Station Upgrades

PURPOSE

The purpose of this report is to request approval for tendering construction work related to Drake Street Pump Station upgrades and to provide budget information.

BACKGROUND

At the July 17, 2017 Council meeting, a by-law was approved for an engineering agreement with AECOM for the proposed upgrades. The work includes replacement of the control panel and associated controls. Integration of the new equipment with the City supervisory control and data acquisition system is included in the scope of work.

ANALYSIS

The project will deliver necessary upgrades to an existing pump station. Upgrades to pump stations are completed on an ongoing basis for asset management purposes.

FINANCIAL IMPLICATIONS

When recoverable HST is removed, the City's estimated cost to complete this project, including the previously approved engineering fee, is approximately \$105,000 to be funded from the sanitary sewer account. The project is within the 2017 budget allowance for pump station work.

STRATEGIC PLAN / POLICY IMPACT

This 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:

Drake Street Pump Station Upgrades

2017 10 10

Page 2.

Resolved that the report of the Land Development and Environmental Engineer dated 2017 10 10 concerning Drake Street Pump Station Upgrades be received and tendering be approved.

Respectfully submitted,

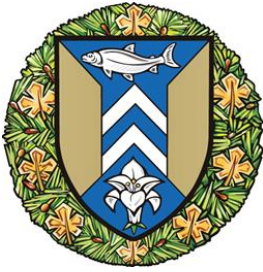
A handwritten signature in cursive script, reading "C. Taddo".

Catherine Taddo, P. Eng.

Land Development and Environmental Engineer

705.759-5380

c.taddo@cityssm.on.ca



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

COUNCIL REPORT

October 10, 2017

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: Stormwater Financing Study – Engineering Agreement

PURPOSE

The purpose of this report is to request Council approval to authorize an engineering agreement with AECOM Canada Ltd. for a Stormwater Financing Study.

BACKGROUND

At the September 25, 2017 meeting, Council authorized entering into an Agreement with AECOM Canada Ltd. for the Stormwater Financing Study.

ANALYSIS

It is routine procedure for the Engineering Division to seek Council's approval to authorize agreements for engineering services for the approved projects.

FINANCIAL IMPLICATIONS

AECOM Canada Ltd.'s fee estimate included in their proposal submission is \$119,258 including non-refundable HST. This is above the approved funding of \$60,000. Due to the cancellation of a road project earlier in the year, the Finance Department has confirmed that the shortfall of \$59,258 can be accommodated within the 2017 Capital Budget.

STRATEGIC PLAN / POLICY IMPACT

The report links to the Strategic Plan focus area of infrastructure.

RECOMMENDATION

It is therefore recommended that Council take the following action:

Resolved that the report of the Land Development and Environmental Engineer dated 2017 10 10 be received and that Council authorize entering into an agreement for engineering services with AECOM Canada Ltd..

Stormwater Financing Study

2017 10 10

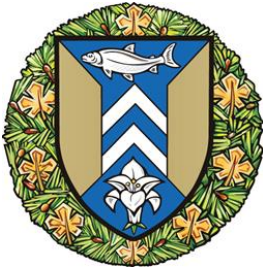
Page 2.

Bylaw 2017-198 authorizing execution of the agreement can be found elsewhere on this evening's agenda.

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



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

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Nuala Kenny, City Solicitor

DEPARTMENT: Legal Department

RE: Project – McNabb Gladstone - Campana

PURPOSE

The purpose of this report is to request Council's approval of an Access Agreement (the "Agreement") between the City and Ann Marie Campana. The purpose of the Agreement is to permit the City access to the property in order to complete certain drainage improvements and storm water management works pursuant to the Revised McNabb Street to Pim Street Drainage Improvements.

BACKGROUND

On May 29, 2017 Council approved the Revised McNabb Street to Pim Street Drainage Improvements (the "Project") and awarded Contract 2017-3E to Boyer Construction Limited. This Project requires easements be obtained for several properties and in the case of Ms. Campana's property, 426 Bruce Street, it requires only access be granted to the property.

ANALYSIS

The Agreement allows the City perpetual access to the property in order to complete certain drainage improvements and storm water management work and to maintain the storm sewer. There will not be any physical building on Ms. Campana's property and therefore an easement is not required. The City simply requires access to the property in order to conduct routine maintenance of the storm sewer. The Agreement has no termination provision and will be registered on title.

FINANCIAL IMPLICATIONS

All costs associated with the Project including additional improvements or arrangements are included in the City's total budget for the Project.

STRATEGIC PLAN / POLICY IMPACT

This report is linked to the new infrastructure area of the strategic plan.

RECOMMENDATION

It is therefore recommended that Council take the following action:

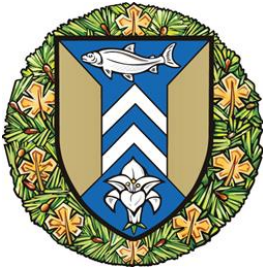
By-law 2017-201 authorizing the execution of the Access Agreement appears elsewhere on the agenda and is recommended for approval.

Respectfully submitted,

A handwritten signature in blue ink, consisting of a stylized 'N' followed by a long horizontal stroke that curves upwards at the end.

Nuala Kenny
City Solicitor

NK/da



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

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Nuala Kenny, City Solicitor

DEPARTMENT: Legal Department

RE: Licence to Occupy – 224 Pilgrim Street

PURPOSE

The purpose of this report is to seek Council's approval to enter into a Licence of Occupation Agreement (the "Agreement") to allow a fence to encroach onto City Property on the Oakland Avenue Road Allowance abutting 224 Pilgrim Street.

ATTACHMENT

Attached as Schedule "A" is a map of the subject property.

BACKGROUND

Mr. Lloyd Smallpiece and Mrs. Christine Smallpiece (the 'Licencee') have approached the Legal Department with respect to reconstructing an existing fence that encroaches onto City Property. The existing fence is approximately 50 years old and in decrepit condition. The Licensee wishes to rebuild the fence in its current location which encroaches onto the Oakland Avenue Road Allowance.

ANALYSIS

The Agreement confirms the relationship between the parties and gives the Licencee permission to reconstruct the fence on the Subject Property. The Agreement further contains indemnification clauses such that the Licencee shall be responsible for any costs, expenses and liabilities that in any way result from their use of City property. The Licencee is also required to maintain insurance over the City property identified in Schedule "A" to the Agreement.

FINANCIAL IMPLICATIONS

Not applicable.

STRATEGIC PLAN / POLICY IMPACT

Not applicable.

RECOMMENDATION

It is therefore recommended that Council take the following action:

By-law 2017-191, which appears elsewhere on the Agenda, authorizes the City to enter into the Licence Agreement between the City and Mr. Lloyd Smallpiece and is recommended for your approval.

Respectfully submitted,



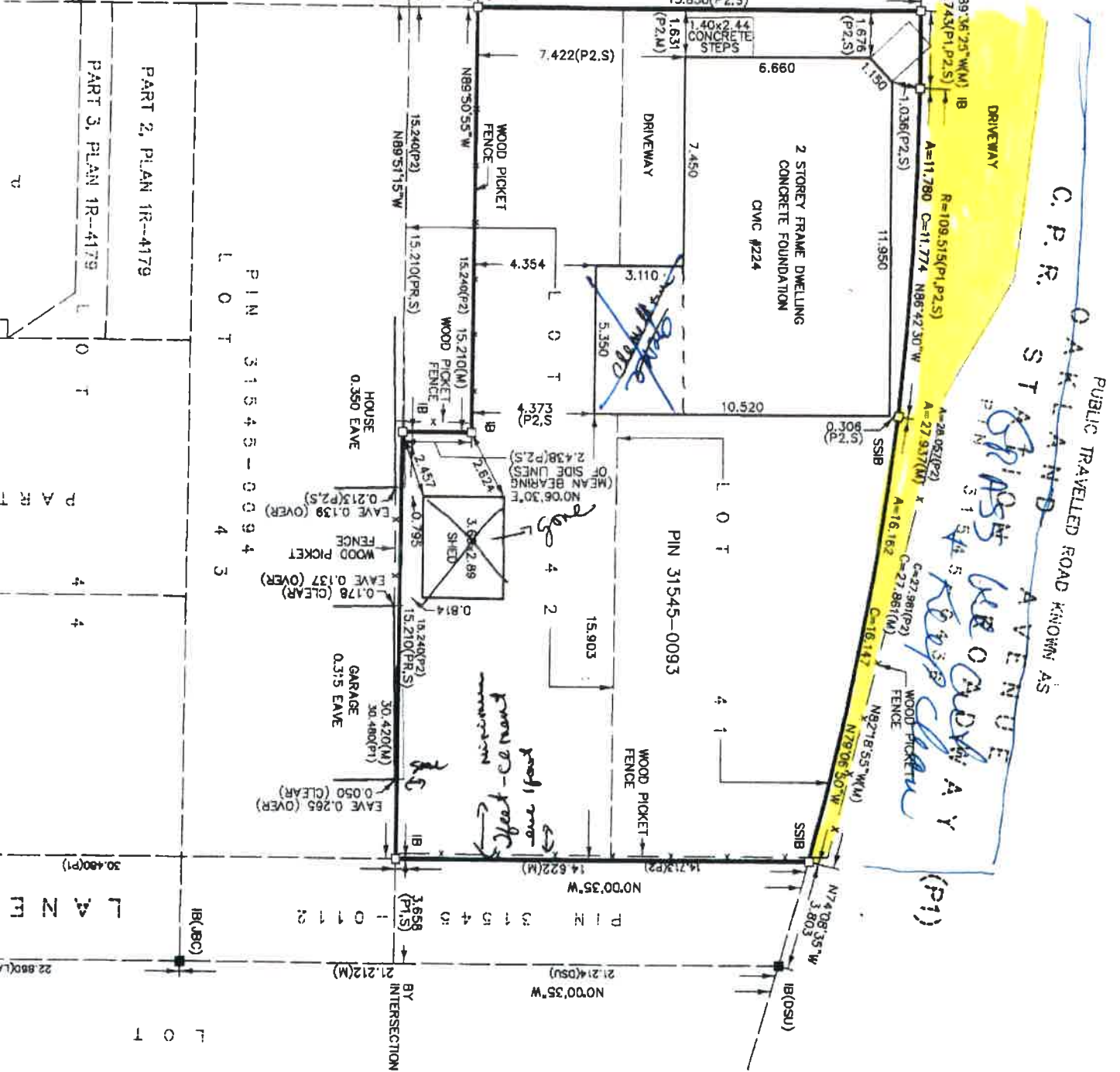
Nuala Kenny
City Solicitor

NK/mw
Attachment

Schedule A

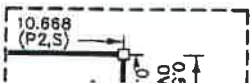
PILGRIM STREET
PIN 31545-0113

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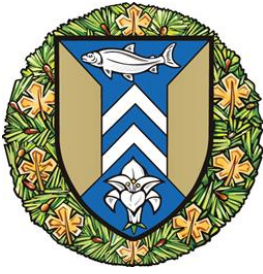


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**The Corporation of the
City of Sault Ste. Marie**

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Melanie Borowicz-Sibenik, Assistant City Solicitor/Senior Litigation Counsel

DEPARTMENT: Legal Department

RE: 68 James Street Encroachment

PURPOSE

The purpose of this report is to recommend to Council the sale to Steven Ryan Burns for a 7.011m² portion of James Street (the "Subject Property"), being the portion of the street that the house located at 68 James Street encroaches onto.

ATTACHMENT

Attached as Schedule "A" is a portion of Plan 1R5114, which indicates the location of the encroachment.

Attached as Schedule "B" is a photo of the house located on the Subject Property, which shows the front portion of the house and the concrete steps encroaching onto the street.

Attached as Schedule "C" is a drawing detailing the measurements of the encroachment onto the Subject Property.

BACKGROUND

There is an encroachment of a portion of the house located at 68 James Street, namely the front section of the house and a set of concrete steps as depicted in Schedule "B", onto a portion of James Street. The front section of the house encroaches 4.730m² onto the street and the concrete steps encroach by an additional 2.281m², as depicted in Schedule "C". This is a permanent encroachment that has existed for decades. As the house was constructed in 1902, it is possible that subsequent street improvements, including the installation of curbs and sidewalks, contributed to the creation of the encroachment.

In 2015 the City received a request from the previous owner of the property asking if the City would enter into an Encroachment Agreement to permit the aforementioned encroachment.

In the process of these discussions, the property was sold to the current owner, Mr. Steven Ryan Burns (the "Owner") and the City began discussions with the Owner's legal counsel concerning the encroachment. Given the permanent nature of the encroachment, the Owner requested to purchase the Subject Property from the City, rather than enter into an Encroachment Agreement that would continue in perpetuity.

ANALYSIS

The above-mentioned request was circulated to various City Departments for comments, none of which had any objections to the sale of the Subject Property. This would be a permanent encroachment and is therefore an anomaly; it does not fit within the usual scope of an Encroachment Agreement. Further, since this portion of the Owner's house and the concrete steps are currently situated on City property, there are liability concerns for the City. Given the permanent and minimal nature of the encroachment here, the Legal Department recommends the sale of the Subject Property to the Owner for the consideration of One (\$1.00) Dollar.

FINANCIAL IMPLICATIONS

All costs associated with the transfer would be assumed by the purchaser.

STRATEGIC PLAN / POLICY IMPACT

This is an operational matter not articulated in the corporate Strategic Plan.

RECOMMENDATION

It is therefore recommended that Council take the following action:

That City Council declare the City owned property described as a 7.011m² portion of James Street, abutting 68 James Street, being part of PIN 31578-0251 (LT), as surplus to the City's needs and to authorize the disposition of the said property to the owner of 68 James Street for the nominal amount of One (\$1.00) Dollar in accordance with the City's policy for the disposition of land.

By-law 2017-199 appears elsewhere on the Agenda and is recommended for approval.

Respectfully submitted,



Melanie Borowicz-Sibenik
Assistant City Solicitor/Senior
Litigation Counsel

MBS/da
Attachments

LEGAL\STAFF\COUNCIL\REPORTS\2017\68 JAMES STREET ENCROACHMENT.DOCX

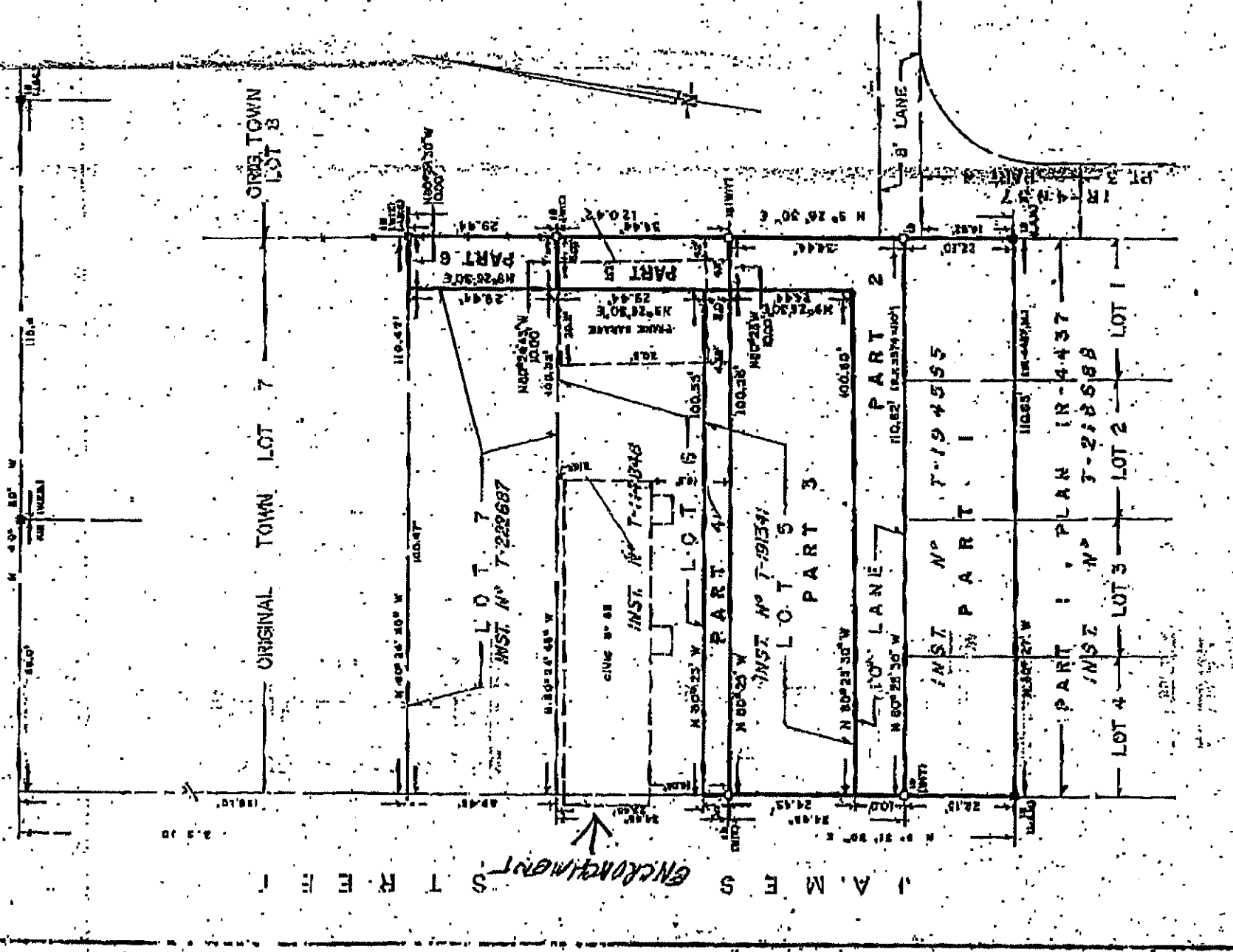
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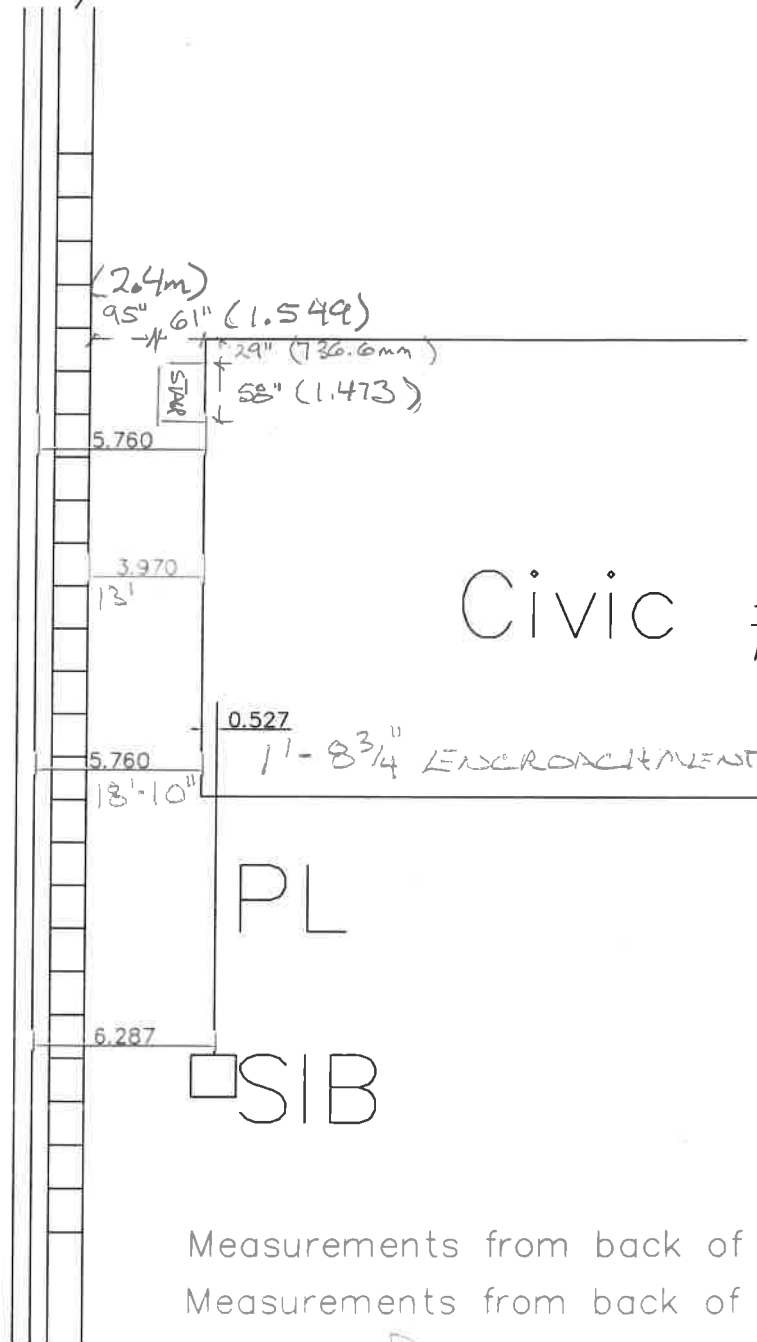
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James St.

Curb
Boulevard
Sidewalk



Civic #68

PL

SIB

Measurements from back of curb

Measurements from back of sidewalk

SERGE PROVIDED MEASUREMENTS

2017-07-19

2017-09-14 FRANK BIGNARDI - MEASUREMENT.

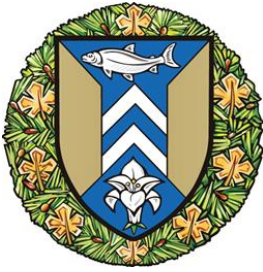
BUILDING ENCROACHMENT

BUILD - 0.527m

STAIR PROTECTION - 1,549m

2076m.

BUILD PROJECTION INTO YARD 2.076m x 1.473m



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

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Jeffrey King, Solicitor/Prosecutor

DEPARTMENT: Legal Department

RE: Lane Assumption, Closing and Conveyance for part of Cameron Lane

PURPOSE

The purpose of this report is to seek Council's approval to assume, close and convey part of Cameron Lane.

ATTACHMENT

Attached as Schedule "A" is a map of the subject property.

BACKGROUND

On June 9, 2017 the Legal Department received a request to acquire a portion of Cameron Lane located at the rear of civic addresses 121-127 Church Street. The request was circulated to various City Departments and the Sault Ste. Marie Region Conservation Authority for comments.

We have been advised by the Sault Ste. Marie Region Conservation Authority that the Subject Property is not in an area under the jurisdiction of the Conservation Authority.

The Engineering Department, Planning Department and Building Department expressed no concerns. Easements will be required by Bell Canada and Union Gas.

Public Works supports the closing and conveying of this north/south portion of Cameron Lane, so long as their maintenance of the east/west portion of Cameron Lane would be accommodated.

ANALYSIS

Not applicable.

Lane Assumption, Closing and Conveyance for part of Cameron Lane

2017 10 10

Page 2.

FINANCIAL IMPLICATIONS

There is no significant financial impact associated with this matter.

STRATEGIC PLAN / POLICY IMPACT

Not applicable.

RECOMMENDATION

It is therefore recommended that Council take the following action:

By-law 2017-192 being a by-law to assume part of Cameron Lane and By-law 2017-193 being a by-law to stop up, close and convey part of Cameron Lane appears elsewhere on the agenda and are recommended for approval.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Jeffrey King', is positioned above the printed name.

Jeffrey King
Solicitor/Prosecutor

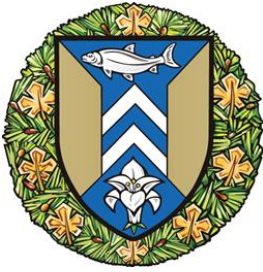
JK/mw
Attachment

MAP 8 \\citydata\LegalDept\Legal\Staff\COUNCIL\REPORTS\2017\Cameron Lane Assumption, Closing and Conveyance.docx

Schedule "A"



SUBJECT PROPERTY



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

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Jeffrey King, Solicitor/Prosecutor

DEPARTMENT: Legal Department

RE: Lane Assumption, Closing and Conveyance – Harris and Buckley Subdivision

PURPOSE

The purpose of this report is to seek Council's approval to assume, close and convey a laneway in the Harris and Buckley Subdivision, Plan M30.

ATTACHMENT

Attached as Schedule "A" is a map of the Subject Property.

BACKGROUND

The Legal Department received a petition to close and convey part of the public lane described as:

PT PIN 31590-0266 (LT) PCL 17 SEC AWS; PT 12 FT LANE PL M30
KORAH BTN LT 208 AND LT A AND LT 113 TO PT LT 118; SAULT STE.
MARIE

The request was circulated to various City Departments and the Sault Ste. Marie Region Conservation Authority for comments.

We have been advised by the Sault Ste. Marie Region Conservation Authority that the Subject Property is not in an area under the jurisdiction of the Conservation Authority.

The Building Department advised that in 1988 it was noted that the Municipality had retained easements restricting development on the Subject Property.

The Planning Department, Engineering Department and Public Works had no objections. An easement will be required by Bell Canada.

ANALYSIS

Not applicable.

FINANCIAL IMPLICATIONS

There is no significant financial impact associated with this matter.

STRATEGIC PLAN / POLICY IMPACT

Not applicable.

RECOMMENDATION

It is therefore recommended that Council take the following action:

By-law 2017-194 being a by-law to assume the lane for public use and establish it as a public lane and By-law 2017-195 being a by-law to stop up, close and authorize the conveyance of the lane appear elsewhere on the Agenda and are recommended for approval.

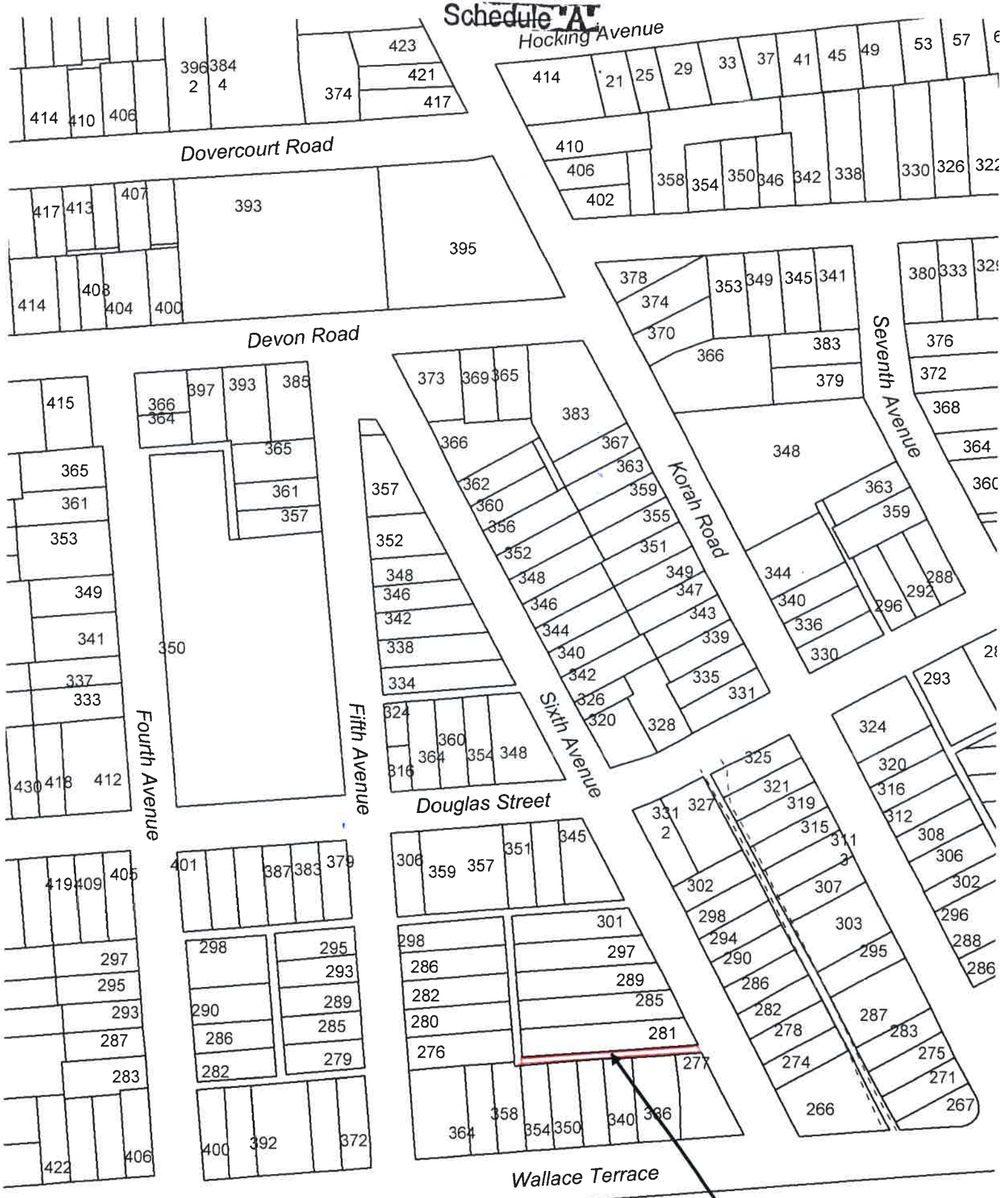
Respectfully submitted,



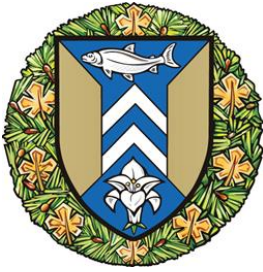
Jeffrey King
Solicitor/Prosecutor

JK/mw
Attachment

Schedule "A"



SUBJECT PROPERTY



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

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Tom Vair, Deputy CAO Community Development & Enterprise Services

DEPARTMENT: Community Development & Enterprise Services

RE: Rodent Abatement Program

PURPOSE

The purpose of this report is to review the options available to Council in regard to the City's rodent abatement program.

BACKGROUND

At the meeting of October 11th 2016, the recommendation by staff to discontinue the City funding for the rodent abatement program for private properties was not carried. The City extended it's contract with Abell Pest control to provide the rat control program on private residential properties. The cost of this contract was \$36,601.74 plus HST (which was above the budgeted amount of \$29,000), and ended September 30th 2017. City staff has negotiated a one month extension with the current provider until Council made a decision to either continue or discontinue the service.

ANALYSIS

The current provider has indicated that they are not able to continue to provide the service for the same fee. Therefore, should Council choose to continue providing this service, an RFP will need to be conducted. Given the current provider has already indicated they are not prepared to continue at the current rate, it is anticipated the cost will increase. The present budget for rodent abatement is \$29,000 annually and a funding source will need to be identified for any cost above this amount.

The Building department is currently administering this program and receives approximately 6-8 calls per day. Not all calls are relevant as the program is for exterior rat issues only and applies if the service firm can locate burrows on the property. Should the Exterminator not see any actual rat activity on the property, no devices are deployed. A web page was also created with the assistance of the Sault Ste. Marie Innovation Centre that allows users to complete a form and

enter their location for the pest control firm. This web site and educational information can be continued whether the City provides a service or not.

During the period of the awarded contract the contractor undertook 725 site visits and 2,700 follow-up visits. There are currently 198 properties that have abatement devices on site.

In previous reports to Council, it was indicated that a large majority of communities do not provide this service and it is up to residents in these communities to address rodent issues on their property. Windsor was the only other community identified as having a rodent abatement program. Sudbury, North Bay, Thunder Bay, Timmins, Barrie and Toronto all indicated they do not provide such a program.

FINANCIAL IMPLICATIONS

The budget for rodent abatement was exhausted as of September 30th. If Council chooses to continue with a residential rodent abatement program, an RFP process will be conducted to select a new vendor. This will place rodent abatement services on pause until a new vendor is selected.

The increased costs for the provision of the service (beyond the \$29,000 currently budgeted) will need to be added to funding requirements for the 2018 budget process. It is estimated the cost for this service moving forward will increase significantly and could be in the range \$96,000 or more annually.

STRATEGIC PLAN / POLICY IMPACT

This report is not directly linked to a Corporate Strategic Plan direction but may be included within Service Delivery and delivering excellent customer service to citizens.

RECOMMENDATION

Staff acknowledges that it was Council's desire last year to continue with rodent abatement services. Given the cost is expected to significantly increase and funds are well above budgeted amounts, staff is providing the following action:

Resolved that the report dated 2017 10 10 concerning the Rodent Abatement Program be received and that Council approve the following recommendation:

"Discontinue the rodent abatement program as a whole; and furthermore that staff coordinate the services of the City's Building Division, Sault Ste. Marie Innovation Centre, and Algoma Public Health to continue the operation of the online program to assess and track "hotspots" **or**

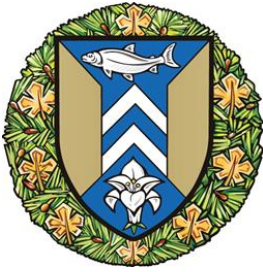
"Issue an RFP to seek a residential rodent abatement program with the funds to be identified in budget 2018 in addition to the \$29,000 annual budget currently established for this program."

Rodent Abatement Program RFP
2016 10 11
Page 3.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Tom Vair', with a stylized flourish at the end.

Tom Vair
Deputy CAO
705.759.5264
t.vair@cityssm.on.ca



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

COUNCIL REPORT

October 10, 2017

TO: Mayor Christian Provenzano and Members of City Council

AUTHOR: Jeffrey King, Solicitor/Prosecutor

DEPARTMENT: Legal Department

RE: Zoos and Wildlife Sanctuaries

PURPOSE

On July 17, 2017, City Council passed the following resolution moved by Councillor J. Hupponen and seconded by Councillor J. Krmpotich:

“Whereas the Municipal Act gives broad jurisdiction to municipalities to pass by-laws in several spheres of jurisdiction, one of which is animals;

Whereas local municipalities have an inherent responsibility to keep their citizens safe;

Whereas in accordance with Ontario’s Fish and Wildlife Conservation Act the Ministry of Natural Resources and Forestry (OMNRF) issues zoo licences;

Whereas the OMNRF has no jurisdiction over exotic animals such as lions and tigers;

Whereas housing wild animals in facilities that do not support their biological and behavioural needs can create unnecessary stress, aggressive behaviour and provide additional motivation to attempt escape, creating an even greater public safety risk;

Whereas the municipality may be liable in the case of injury or death caused by an escaped animal from a licenced zoo;

Whereas since the City of Sault Ste. Marie has not instituted a by-law banning privately owned menageries, it may bear some responsibility for the operation of zoos within the City;

Whereas the Township of Muskoka Lakes passed a by-law in 2012 regulating zoos and wildlife sanctuaries;

Now Therefore Be It Resolved that staff be requested to report as to how best to regulate zoos and captive wildlife facilities in the municipality.”

The purpose of this Report is to respond to the above resolution and provide Council with information and a recommendation on how to regulate zoos and captive wildlife facilities within the City. Further, the purpose of this Report is to address Council’s request to prohibit all animal performances within the City by

way of a By-law by including the amendments within the City's Animal Control By-law which is currently under review by the Legal Department.

ATTACHMENT

Schedule "A" – Draft Schedule to be added to the Animal Control By-law currently under review.

BACKGROUND

As discussed above, on July 17, 2017 Council directed the Legal Department to provide Council with information on possible ways to regulate zoos and captive wildlife facilities in the municipality. Various options are explored below.

On June 12, 2017 City Council passed a resolution to direct City staff to amend By-law 2012-213, being a by-law to prohibit wild or exotic animal exhibitions and performances on municipally owned facility or on municipally owned property (the "Exotic Animal Performances Prohibition By-law"), to incorporate domestic animals into the prohibition.

City of Sault Ste. Marie Animal Control By-law

The City has enacted a number of by-laws respecting animal care and control in the City of Sault Ste. Marie, including By-law 81-180: Animal Control, being a by-law to prohibit the keeping of certain kinds of animals (the "Animal Control By-law"). The Animal Control By-law applies City wide, to both public and private property. The Animal Control By-law prohibits the keeping of animals listed in Schedule "A", namely any wild, non-domestic animals. Schedule "B" to the Animal Control By-lists a number of places and circumstances which are exempt from the application of the by-law, including:

1. On the premises of a park, zoo or animal display operated by, or on behalf of the Corporation of the City of Sault Ste. Marie;
2. On the premises of The Sault Ste. Marie and District Society for Prevention of Cruelty to Animals;
3. In a veterinary hospital under the care of a licensed veterinarian;
4. On the premises of a university or community college where such animals are being kept for research, study or teaching purposes, or on premises registered as research facilities under Section 5 of the *Animals for Research Act*, R.S.O. 1970, Chapter 22;
5. By anyone holding a licence under any statute of The Legislature of Ontario or The Government of Canada, which permits the keeping of animals under stated conditions.
6. On the premises of any television studio where such animals are being kept temporarily for the purpose of a television production;
7. On premises which are temporarily used for a traveling show such as a circus or other like shows.

Pursuant to section 3, any person convicted of a breach of the provisions of this by-law shall be liable upon conviction to a fine not exceeding \$1,000.00.

The Legal Department is currently in the process of amending the Animal Control By-law to amalgamate all of the City's by-laws respecting animal care and control.

Provincial Legislation and Regulation

At the provincial level, the *Ontario Society for the Prevention to Cruelty Against Animals Act* (the "OSPCA Act") and its regulations regulate with respect to animal protection and cruelty. Section 11.1(1) of the OSPCA Act reads as follows: "Every person who owns or has custody or care of an animal shall comply with the prescribed standards of care, and the prescribed administrative requirements, with respect to every animal that the person owns or has custody or care of." The Standards of Care and Administrative Standards Regulation (O.Reg 60/09) to the OSPCA Act sets out the standards of care referred to in the above section. Section 11 of the OSPCA Act speaks to enforcement and grants authority to enforce the Act, as well as any other law in Ontario pertaining to the welfare of or the prevent of cruelty to animals, to an inspector or agent of the Ontario Society for the Prevention to Cruelty Against Animals (the "Society") or an inspector or agent of an affiliated society. Pursuant to section 11(3), in any part of Ontario in which the Society or an affiliated society does not function, as is the case in the City of Sault Ste. Marie, any police officer having jurisdiction in that part has and may exercise any of the powers of an inspector or agent of the Society. It should be noted that the Sault Ste. Marie Humane Society is not an affiliated entity of the Society. Further, section 14 of the Act allows an inspector to remove and take possession of an animal if the inspector has reasonable grounds for believing that the animal is in distress. Section 18.1 creates an offence to contravene section 11.1 of the Act and sets out the penalty if convicted of an offence. It should be noted that the OSPCA Act and its regulations deal with animal cruelty and welfare and do not speak to public safety or public health with respect to the keeping of animals in captivity.

The *Ontario Fish and Wildlife Conservation Act, 1997* (the "Conservation Act") and its regulations also address the keeping of wildlife in captivity. Pursuant to section 40(1) of the Conservation Act, "a person shall not keep live game wildlife or live specially protected wildlife in captivity except under the authority of a licence and in accordance with the regulations." This Act deals with "game wildlife" and "specially protected species" only, or in other words, native species. The Province issues licences under Part 1 of the Wildlife in Captivity Regulation (O Reg 668/98) made under the Conservation Act to allow for the keeping of these types of wildlife in captivity. These licences contain conditions, including the required size of the animal enclosures. A police officer, an RCMP officer, a game officer or park warden all have the authority enforce the Conservation Act and its regulations, including completing inspections of a premises. In preparing this report, the Legal Department spoke with Jamie Stuart, Legislation Specialist with the Ministry of Natural Resources and Forestry ("MNR"), who advised that currently constituents can report violations with respect to the keeping of wildlife

in captivity to the MNRF or to the OSPCA, which in turn, will generate an inspection and possibly a charge or an order. Mr. Stuart advised that the MNRF will generally refer a case to the Society to deal with as the Society has a broader power and more tools with which to enforce.

At the federal level, the Canadian Association of Zoos and Aquaria ("CAZA") accredits zoos and other wildlife sanctuaries, but it does not grant or rescind operating licences or license the keeping of animals by zoological institutions.

Other Municipalities' By-laws Respecting Animals

Most municipalities within Ontario have enacted animal control by-laws to prohibit the keeping of certain types of animals within the municipality, as the City of Sault Ste. Marie has. These by-laws, like that of the City of Sault Ste. Marie, list certain exemptions to the general prohibition. These exemptions differ depending on the municipality. Municipalities such as Toronto, Hamilton, Niagara Falls and Clarington, where zoos and other wildlife sanctuaries operate within the municipality, have exempted these facilities from the prohibition. The City of Toronto animal control by-law lists the Toronto Zoo as an exemption to the prohibition and has enacted a separate by-law to regulate the Zoo.

Many municipalities list very similar exemptions to that of the City of Sault Ste. Marie Animal Control By-law, noted above. Certain municipalities decline to list zoos as an exemption to the general prohibition on the keeping of animals; the effect being that zoos cannot keep the animals specifically listed within that municipality. Further, certain municipalities have created an exemption for zoos accredited by CAZA.

Other municipalities, such as the Township of Muskoka Lakes, have created an exemption under the Animal Control by-law for "a municipally licensed zoo or wildlife sanctuary" and have enacted a separate by-law to regulate and licence zoos and wildlife sanctuaries. The Township of Muskoka Lakes requires a zoo to be zoned a zoo and also be licenced pursuant to the licencing by-law.

ANALYSIS

In light of the above information Council has a number of options to consider with respect to the regulation of zoos and wildlife sanctuaries in the City of Sault Ste. Marie.

Option One) Decline to Regulate Zoos and Wildlife Sanctuaries

The first option would be to leave this aspect of animal control to the province to continue to regulate and enforce and therefore decline to regulate zoos and wildlife sanctuaries at the municipal level. Although the province does not issue specific licences for zoos and wildlife sanctuaries, the province does issue licences under O Reg 668/98 (Wildlife in Captivity) for the keeping of native species. Further, the OSPCA Act and its regulations regulate the standards of care and conditions necessary to keep wildlife in captivity and set out

enforcement and penalty provisions. In the event of a violation of any of the provisions of the OSPCA Act, the Society has the authority to remove and take possession of an animal if the inspector has reasonable grounds for believing that the animal is in distress. As this is provincial legislation, it is enforced at the provincial level. If Council were to proceed with this option, the exemptions currently listed in the Animal Control By-law, save and except for number 7, could be left as is. Exemption number 7 will be addressed in more detail below.

Pursuant to the Animal Control By-law, the keeping of exotic animals is prohibited unless falling within one of the exemptions listed within Schedule "B" to the By-law. It should be emphasized that zoos and wildlife sanctuaries are not listed as an exemption to the prohibition on the keeping of animals listed in Schedule "A". The Animal Control By-law does however list as an exemption: "anyone holding a licence under any statute of The Legislature of Ontario or The Government of Canada, which permits the keeping of animals under stated conditions." This exempts those holding a licence under O Reg 668/98, namely a licence to keep native species, from the prohibition. These licences are issued to a specific person or corporation and are issued to a specific location. It is the opinion of the Legal Department that if the City were to remove the above exemption and thereby disallow individuals holding a licence under O Reg 668/98 to keep animals authorized by the said licence, the City would be infringing provincial legislation.

If an individual is in violation of any of the conditions of a licence issued to them pursuant to O Reg 668/98, an MNRF officer may inspect the premises to assess the violation. If an individual is in violation of any of the OSPCA Act provisions, i.e. if any animal is being kept in captivity without adequate and appropriate care, facilities and services to ensure their safety and general welfare, anyone can notify the Society and the Society will take the appropriate enforcement measures.

Option Two) Enact a By-law to Licence and Regulate Zoos and Wildlife Sanctuaries

The second option would be to amend the exemptions listed in the Animal Control By-law to include "a municipally licensed zoo or wildlife sanctuary" like that of Muskoka Lakes', and enact a licencing by-law to regulate and licence zoos and wildlife sanctuaries. This option would address the animal welfare aspect of this issue, in addition to the public safety and health concerns associated with the keeping of animals in captivity. The licencing by-law would set out the licencing process and the outline the conditions necessary to obtain and maintain a licence to operate a zoo or wildlife sanctuary within the City. The Muskoka Lakes' by-law requires the City Clerk, Municipal Law Enforcement Officer, Provincial Offences Officer, Police Officer, OSPCA or other duly appointed individual to carry out inspections of the premises for the purposes of reviewing an application or to determine compliance. This forms a part of the licencing process; a process which would involve nominal fees. The by-law would

also set out the conditions to which a licence would be subject to. A breach of any of these conditions or a failure to obtain a valid licence would result in a penalty, which would be outlined in the by-law.

There are three concerns with this approach that should be noted. First, it would need to be determined which agency would carry out the licencing process and enforce the provisions of the by-law. The Legal Department has canvassed with the Sault Ste. Marie Humane Society, being the experts in animal care and control, the possibility of extending their mandate to carry out the provisions of a new zoo licencing by-law. The Humane Society has advised they would be willing to take on this responsibility; however, given the nature of the animals, they would need to provide onsite care, as the currently facility cannot accommodate large animals. The effect being reduce involvement pertaining to the Humane Society's current tasks.

The second issue concerns the enforcement tools available to the City and whether or not these would prove effective in the case of regulating zoos. A municipality can charge individuals in contravention of a by-law, i.e. for failing to obtain a municipal licence or for violating the conditions on the said licence, and seek a fine and/or an order. Pursuant to section 436 of the *Municipal Act*, a municipality may enter on land at any reasonable time for the purpose of carrying out an inspection to determine whether or not the following are being complied with: a by-law of the municipality; a direction or order of the municipality; a condition of a licence issued under a by-law of the municipality; an order made under section 431 (a court order). Pursuant to section 103 of the *Municipal Act*, if an animal is at large or trespassing, a municipality may provide for the seizure of the animal. Certain municipalities have enacted by-laws allowing for the seizure of prohibited animals or animals deemed to be in distress. Most municipalities however impose as a penalty a fine and/or an order for those in contravention of the animal control by-law, like that of the City of Sault Ste. Marie. It should be noted however that the City cannot simply seize an animal upon enacting the by-law. The City would first need to lay a charge and obtain a conviction, at which time the City could look at the possibility of obtaining a court order to seize the animal. The defendant would have an opportunity to make submissions as well with respect to the penalty. Additionally, the Animal Control By-law exempts animals licenced by a provincial authority from the prohibition and thus, the City could not seize a validly licenced animal. Further, the Humane Society would need to be consulted to determine whether or not it has the capacity to store exotic animals. As previously noted, the Humane Society's general practice is to provide on-site assistance to large animals in distress.

Lastly, regulating zoos poses liability concerns for the City. If the City were to set out standards for the operation of zoos and such standards were found to be inadequate, the City could be found liable. For instance, if the City were to regulate the size and types of animal enclosures and an animal were to escape

and harm an individual, the City then inherits liability since it set the standards for the enclosure. Further, it is the opinion of the Legal Department that the City does not have the expertise to set out such standards.

Option 3) Prohibit Zoos from the City of Sault Ste. Marie

The third option would be to explicitly prohibit zoos from operating within the City of Sault Ste. Marie. This could be accomplished by way of the addition of a Schedule to the new Animal Control By-law. Such a prohibition would negate the need to licence and regulate zoos and wildlife sanctuaries. This option would allow the City to prohibit zoos from operating within the City while not infringing the provincial licencing of native species. Although an individual would still be permitted to keep a native species in captivity if they hold a valid licence pursuant to O Reg 668/98, an individual would not be permitted to operate a zoo within the City.

The above concerns with respect to enforcement, which are exacerbated in the case of an already existing zoo, are also relevant here. The City could charge and upon conviction attempt to obtain an order against an individual operating a zoo within the City contrary to the Animal Control By-law. It would be difficult however for the City to proceed with the seizure of an animal currently being kept in an existing zoo. If the owner of an existing zoo were willing to cooperate with the City to remove any captive animals this would be optimal, as it would be far less burdensome for the City agency tasked with enforcing the by-law.

In speaking with the owner of an existing zoo within the City, the Legal Department understands that these individuals would not be amenable to removing their animals immediately. The owner has advised however that they have limited operations to their current inventory of animals, which in turn, will have the effect of gradually phasing out operations. As such, it would be very difficult for the City's enforcement agency to carry out the removal and re-homing of these animals. The owner also advised that Officers from both the MNRF and the OSPCA have attended numerous times to inspect the facility and have since been working the owners to facilitate compliance with the conditions of the licence and the legislation.

Exotic Animal Performances Prohibition By-law

As noted above, the City has enacted the Exotic Animal Performances Prohibition By-law, being a by-law to prohibit wild or exotic animal exhibitions and performances on municipally owned facility or on municipally owned property. The Animal Control By-law exempts "premises which are temporarily used for a traveling show such as a circus or other like shows" from the prohibition on the keeping of certain kind of animals in the City of Sault Ste. Marie, namely wild and exotic animals. The Legal Department recommends removing this exemption from the Animal Control By-law. Removing this exemption would have the effect of banning outright animal performances containing wild and exotic animals from

the City. This would have City-wide application, as opposed to the current Exotic Animal Performances Prohibition By-law which speaks only to municipally owned facility or on municipally owned property. This would inevitably widen the scope of scrutiny by the courts, but is a sensible inclusion as the City exerts control over its holdings.

In order to address Council's previous resolution to incorporate domestic animals into the prohibition on animal performances, the Legal Department recommends adding the above-mentioned Schedule to the Animal Control By-law.

FINANCIAL IMPLICATIONS

Regarding option 1, we do not anticipate additional costs; however, regarding option 2 and 3, we foresee a potential for increased staff, equipment, and prosecution costs, all of which are undetermined at this time.

STRATEGIC PLAN / POLICY IMPACT

Not applicable.

RECOMMENDATION

It is therefore recommended that Council take the following action:

Resolved that the report of the Legal Department dated 2017 10 10 concerning possible ways to regulate zoos and wildlife in the City of Sault Ste. Marie be received as information.

Resolved that City Council direct staff to incorporate the attached Schedule into the Animal Control By-law to prohibit animal performances within the City of Sault Ste. Marie.

Respectfully submitted,



Jeffrey King
Solicitor/Prosecutor

JK/hh
Attachment

SCHEDULE “A”

The Corporation of the City of Sault Ste. Marie

Schedule “C” Circus Prohibited

The purpose of Schedule “C” is to prohibit Circuses from operating within the City of Sault Ste. Marie.

1. **DEFINITIONS**

For the purposes of Schedule “C” of this by-law,

“Animal” means any member of the animal kingdom, other than a human;

“Circus” means a traveling company which includes any combination of acrobats, Animals, clowns, entertainers, that give performances in a series of different places for the amusement or entertainment of an audience;

2. **PROHIBITION**

No person within the City of Sault Ste. Marie shall operate or carry on a Circus in which an Animal is required to perform for the amusement or entertainment of an audience.

3. **EXCEPTIONS**

Notwithstanding the provisions of section 2, nothing in this by-law shall prohibit or restrict:

- a. An Equestrian Show
- b. A Dog Show
- c. A Domestic Cat Show
- d. A Rodeo
- e. An Aquarium Display
- f. Horseracing
- g. Greyhound Racing
- h. Sled Dog Racing
- i. A Pet Store or Pet Shop
- j. A municipally registered Kennel
- k. A breeding facility, which holds a valid municipal Breeding Permit
- l. A veterinary hospital under the care of a licensed veterinarian
- m. Animals kept on the premises of a university or community college where such animals are being kept for research, study or teaching purposes, or on premises registered as research facilities under Section 5 of the Animals for Research Act, R.S.O. 1970, Chapter 22;
- n. Animals kept on the premises of any television studio where such animals are being kept temporarily for the purpose of a television production;

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2017-191

AGREEMENT: (AG165) A by-law to authorize the execution of the Agreement between the City and Mr. Lloyd Smallpiece to allow a fence to encroach onto City Property on the Oakland Avenue Road Allowance abutting 224 Pilgrim Street.

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 October 10, 2017 between the City and Mr. Lloyd Smallpiece, a copy of which is attached as Schedule "A" hereto. This Agreement is to allow a fence to encroach onto City Property on the Oakland Avenue Road Allowance abutting 224 Pilgrim Street.

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 10th day of October, 2017.

MAYOR - CHRISTIAN PROVENZANO

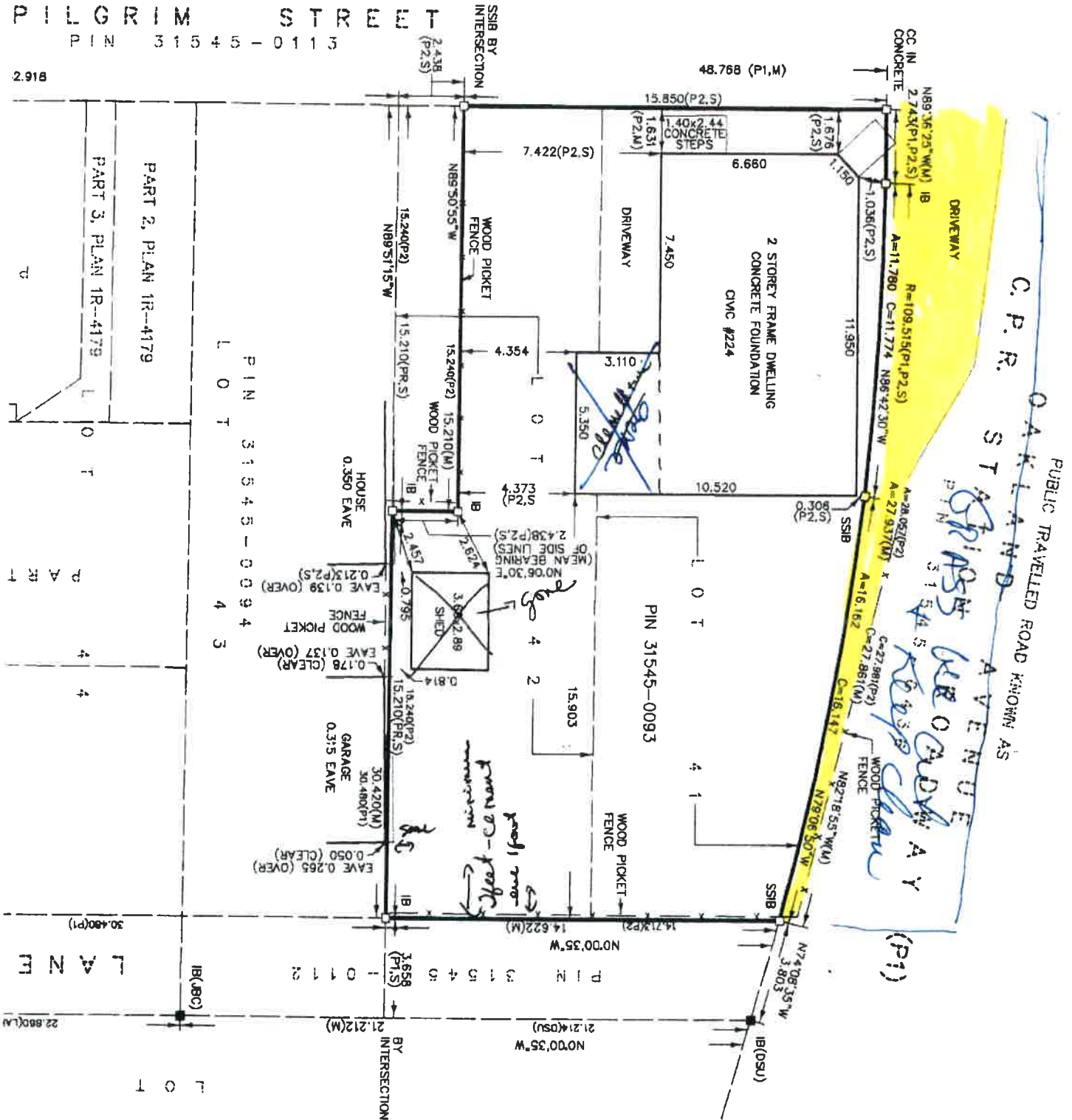
CITY CLERK - MALCOLM WHITE

Schedule "A"

PILGRIM STREET

P I N 3 1 5 4 5 - 0 1 1 3

2.918



PUBLIC TRAVELLED ROAD KNOWN AS
OAKLAND
C. P. R.

PA
REGIST

Dr.
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LEGEND

■	DENOTE
□	DENOTE
IB	DENOTE
SIB	DENOTE
SSIB	DENOTE
M	DENOTE
P	DENOTE
P1	DENOTE
P2	DENOTE
PR	DENOTE
S	DENOTE
LAM	DENOTE
JBC	DENOTE
Q511	DENOTE

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2017-192

LANE ASSUMPTION: (MAP 8) A by-law to assume for public use and establish as a public lane that portion of Cameron Lane described as PT PIN 31541-0279 (LT) PT 20 FT LANE PL 310 ST. MARY'S AKA CAMERON LANE S OF HERRICK ST; SAULT STE MARIE, Cameron Subdivision.

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 ESTABLISHED AND ASSUMED**

The Corporation of the City of Sault Ste. Marie hereby assumes for public use and establishes as a public lane, the lane more particularly described as PT PIN 31541-0279 (LT) PT 20 FT LANE PL 310 ST. MARY'S AKA CAMERON LANE S OF HERRICK ST; SAULT STE MARIE, Cameron Subdivision.

2. **EFFECTIVE DATE**

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

PASSED in open Council this 10th day of October, 2017.

MAYOR – CHRISTIAN PROVENZANO

CITY CLERK – MALCOLM WHITE

THIS DRAWING DOES NOT FORM PART OF THE BY-LAW. IT IS FOR INFORMATION PURPOSES ONLY.



THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2017-194

LANE ASSUMPTION: (MAP 55) A by-law to assume for public use and establish as a public lane, the lane more particularly described as PT PIN 31590-0266 (LT) PCL 17 SEC AWS; 12 FT LANE PL M30 KORAH BTN LT 208 AND LT A AND LT 113 TO PT LT 118; SAULT STE. MARIE, Harris and Buckley Subdivision.

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 ESTABLISHED AND ASSUMED**

The Corporation of the City of Sault Ste. Marie hereby assumes for public use and establishes as a public lane, the lane more particularly described as PT PIN 31590-0266 (LT) PCL 17 SEC AWS; 12 FT LANE PL M30 KORAH BTN LT 208 AND LT A AND LT 113 TO PT LT 118; SAULT STE. MARIE, Harris and Buckley Subdivision.

2. **EFFECTIVE DATE**

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

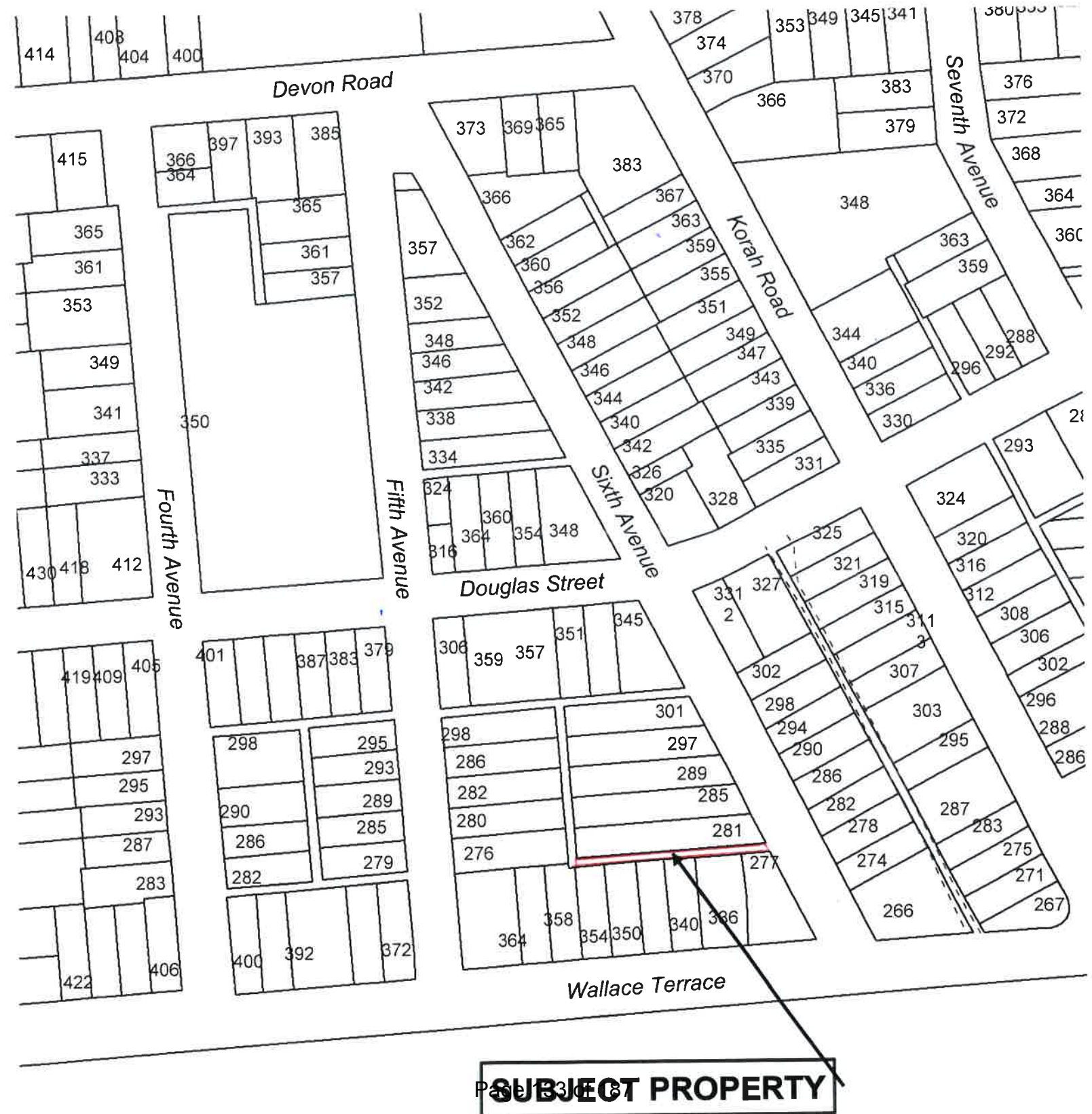
PASSED in open Council this 10th day of October, 2017.

MAYOR – CHRISTIAN PROVENZANO

CITY CLERK – MALCOLM WHITE

mw \\citydata\\LegalDept\\Legal\\Staff\\COUNCIL\\BY-LAWS\\2017\\2017-194 - Harris & Buckley lane assumption (281 Sixth Ave).doc

THIS DRAWING DOES NOT FORM PART OF THE BY-LAW. IT IS FOR INFORMATION PURPOSES ONLY.



THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2017-197

PARKING: (P3.9(3)) 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.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie pursuant to Section 15 of the *Police Services Act*, R.S.O. 1990, chapter P.15 and amendments thereto, **ENACTS** as follows:

1. **SCHEDULE "A" TO BY-LAW 90-305 AMENDED**

Schedule "A" to By-law 90-305 is hereby repealed and replaced with Schedule "A" attached to this by-law.

2. **EFFECTIVE DATE**

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

PASSED in open Council this 10th day of October, 2017.

MAYOR - CHRISTIAN PROVENZANO

CITY CLERK - MALCOLM WHITE

da LEGAL\STAFF\COUNCIL\BY-LAWS\2017\2017-197 MUNICIPAL LAW ENFORCEMENT OFFICERS 90-305.DOC

SCHEDULE "A"

BADGE	SPECIAL CONSTABLE	EMPLOYER	PROPERTY LOCATION
26	MCLEOD, ROD	FLEMING & SMITH	378 QUEEN ST E & APARTMENTS & 27 KING ST
30	RENDELL, VERN	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
109	SEBECIC JOHN	DENTAL BUILDING	946 & 216 QUEEN ST E
151	PARR, DEREK	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
153	TASSONE VITO	TASSONE CHIROPRACTIC	673 QUEEN ST E
163	BUMBACCO PHILIP	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
196	MCGRAYNE LAURA LEE	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
241	COGHILL, ROBIN	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
253	TRAYSON, TERRANCE	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
267	CORBIERE, JOHN (TED)	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
276	SMITH DENNIS ROBERT	G4S SECURE SOLUTIONS	SAULT HOSPITAL
321	LORENZO COREY	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
334	MILLER BRADLEY	CITY OF SAULT STE MARIE	TRANSIT SERVICE AREA
335	GROSSO, DONALD	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
344	HARPE, KEN	HOLIDAY INN	320 BAY ST
346	HAZLETON MARGARET	CITY OF SAULT STE MARIE	BELLUVUE MARINA & PARK/ BONDAR MARINE & PARK/STRATHCLAIR DOG PARK&SPORTS COMPLEX/QE SPORTS COMPLEX
366	TROINOW VICTORIA	G4S SECURE SOLUTIONS	SAULT HOSPITAL
370	HANSEN LOUIS	ONT FINNISH HOME ASS	725 NORTH ST
372	BENOIT ALAIN	ONT FINNISH HOME ASS	725 NORTH ST
374	TAABEL, ANDRE	CITY OF SAULT STE MARIE	TRANSIT SERVICE AREA
391	MCLEOD, HEATHER	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
397	LAFRAMBOISE YVON	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
400	JOHNSON, MICHAEL	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
410	POYNER HAROLD	G4S SECURE SOLUTIONS	SAULT HOSPITAL
411	MOORE, ROBERT	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
420	FABIANO, ANTONIO	G4S SECURE SOLUTIONS	SAULT HOSPITAL
435	TRAMBLE, GEORGE	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
441	WILSON DAVID	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
442	MACCLENAN, MATTHEW	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
443	MARCIL, MARK	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
446	HALLIDAY DANA	SAULT COLLEGE	443 NORTHERN AVE
456	CONYBEARE, KEVIN	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
459	SLEEMAN RAY	G4S SECURE SOLUTIONS	SAULT HOSPITAL
460	BOUGIE DAN	G4S SECURE SOLUTIONS	SAULT HOSPITAL
463	MORIN, ALEX	CORPS OF COMM	
464	DITOMMASO RYAN	2220917 ONT INC	489 BAY ST/535 QUEEN ST E
465	DELAVALLE, DON	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
484	MCLEOD VIRGINIA	CITY OF SAULT STE MARIE	BELLUVUE MARINA & PARK/ BONDAR MARINE & PARK/STRATHCLAIR DOG PARK&SPORTS COMPLEX/QE SPORTS COMPLEX
486	LONGO NADIA	GT NORTH RETIREMENT	760 NORTHERN RD
487	ROUGEAU, MARISA	GT NORTH RETIREMENT	760 NORTHERN RD
488	LEFLEUR MARILYN	GT NORTH RETIREMENT	760 NORTHERN RD
489	MCQUEEN, WANDA	GT NORTH RETIREMENT	760 NORTHERN RD
490	LUXTON, JEFF	GT NORTH RETIREMENT	760 NORTHERN RD
493	BROWN, FRASER	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
516	GAY, JAMES	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
517	ROY, BRENDA	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
522	MCNAMA, STEVEN	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
523	MCBRIDE, GUY	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
526	JOHNSTON, CORY	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
537	GRAWBARGER, KYLE	G4S SECURE SOLUTIONS	SAULT HOSPITAL
541	DIMMA, WILLIAM	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
547	LIEPA, MATTHEW	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
548	CARON, ROGER	CITY OF SAULT STE MARIE	99 FOSTER DR (CIVIC CENTRE)
556	ARCAND, SCOTT	G4S SECURE SOLUTIONS	SAULT HOSPITAL
565	LISCUMB, GERALD	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
566	SWEET, WILLARD	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
568	PICK, DENNY	CORPS OF COMM	SAULT AIRPORT
574	BOUCHARD, DARYL	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
580	CHARETTE, ROBERT	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
587	GIULETTI, MATTHEW	G4S SECURE SOLUTIONS	SAULT AIRPORT / HOSPITAL
599	BUMBACCO, CARL	CB HOME INSTALLATIONS	321 JOHN ST /342, 346 ST GEORGE'S AVE
601	HART, JASON	NORPROP SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
602	GREENWOOD, LESLIE	GREENWOOD HARDWARE	41 ALBERT ST W
603	LAMMING, DAVE	CITY OF SAULT STE MARIE	TRANSIT SERVICE AREA
604	WAGNER, MATTHEW	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GH/C/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
607	FROST, CHRISTIAN	CITY OF SAULT STE MARIE	TRANSIT SERVICE AREA
608	ALISAT THOMAS	ALISATS RUST PROOFING	24 QUEEN ST W
609	ROBINSON, SHAWN	ALISATS RUST PROOFING	24 QUEEN ST W
611	MIZZI, PRESTON	WENDY'S	1 QUEEN ST W
617	SAVAGE, SAMUEL	G4S SECURITY	SAULT HOSPITAL
619	BERTO, DEBORAH	GATEVIEW REALTY INC	304-310 ALBERT ST/420A&B MCNABB/715 DOUGLAS/67 ELGIN/47 PRINCESS

620	FERA,NORMAN	CITY OF SAULT STE MARIE	JOHN RHODES/ESSAR CENTRE/MCKEN CENTRE/NORTHERN COMMUNITY CENTRE
622	PROULX,PATRICK	CITY OF SAULT STE MARIE	JOHN RHODES/ESSAR CENTRE/MCKEN CENTRE/NORTHERN COMMUNITY CENTRE
623	AYTON,BENJAMIN	CITY OF SAULT STE MARIE	JOHN RHODES/ESSAR CENTRE/MCKEN CENTRE/NORTHERN COMMUNITY CENTRE
624	MIHAILIUK,JASON	CITY OF SAULT STE MARIE	JOHN RHODES/ESSAR CENTRE/MCKEN CENTRE/NORTHERN COMMUNITY CENTRE
626	CHARRON,ROBERT	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
627	BAKER WILLIAM	STANDARD PARKING	ONTARIO REALITY CORP/ROBERTA BONDAR PLACE/426 QUEEN ST E/BREWERY BLOCK
632	SAVAGE,MATT	G4S SECURITY	SAULT HOSPITAL
633	HILL,MICHAEL	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
634	TIBBLES COLLEEN	STANDARD PARKING	ONTARIO REALITY CORP/ROBERTA BONDAR PLACE/426 QUEEN ST E/BREWERY BLOCK
637	TOMASONE LUIGI	LOU'S AUTOMOTIVE	317 ALBERT ST E
638	SICOLY,TERESA	AIRPORT	1-475 AIRPORT RD
639	PANITILLA,KIM	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
643	SHAW,KEVIN	CITY OF SAULT STE MARIE	BELLUVUE MARINA & PARK/ BONDAR MARINE & PARK/STRATHCLAIR DOG PARK&SPORTS COMPLEX/QE SPORTS COMPLEX
644	SANTA MARIE,ROBERT	CITY OF SAULT STE MARIE	JOHN RHODES/ESSAR CENTRE/MCKEN CENTRE/NORTHERN COMMUNITY CENTRE
646	BOOTH,ABBY	CITY OF SAULT STE MARIE	JOHN RHODES/ESSAR CENTRE/MCKEN CENTRE/NORTHERN COMMUNITY CENTRE
647	DAFOE TRUDY	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
648	ELWGREN,STEPHEN	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
649	GRAHAM,STEVEN	FENGATE PROPERTY	248 NORTHERN AVE
650	LANG RICHARD	G4S SECURITY	SAULT HOSPITAL
651	HUTCHINSON, HILLARY	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
653	BIOCCHI,CHRISTOPHER	AIRPORT	1-475 AIRPORT RD
659	MARCIL,BONNIE	STRICTLY CONFIDENTIAL INC	RJ'S MARKET
664	HAMMERSTEDT,ERIC	STRICTLY CONFIDENTIAL INC	RJ'S MARKET
665	MATTHEWS,SUANNE	NORTHLAND ANIMAL HOSP	695 TRUNK RD
666	AITKEN,ANDREW	G4S SECURITY	SAULT HOSPITAL
667	MCLAUGHIN,RYAN	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
669	BOREAN,RICK	CITY OF SAULT STE MARIE	BELLUVUE MARINA & PARK/ BONDAR MARINE & PARK/STRATHCLAIR DOG PARK&SPORTS COMPLEX/QE SPORTS COMPLEX
670	MCGUIRE,STEVE	REGENT PROPERTY	402/302 BAY ST
671	MCGUIRE,PATRICK	REGENT PROPERTY	402/302 BAY ST
672	LEWIS RYAN	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
674	DERASP,RICHARD	CORPS OF COMM	SAULT AIRPORT
675	KELLY MATTHEW	G4S SECURITY	SAULT HOSPITAL
676	THOMPSON,JOHN	CORPS OF COMM	SAULT AIRPORT
677	MACMILLAN,TYLER	CORPS OF COMM	SAULT AIRPORT
678	PERRON,JENNIFER	CORPS OF COMM	SAULT AIRPORT
679	CHATEAUNEUF,YVON	CORPS OF COMM	SAULT AIRPORT
680	MACGREGOR,CHRIS	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
681	SCHMIDT,KEATON	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
682	HALFORD KEVIN	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
683	SEMENYEI, ADAM	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
684	RICKARD EVAN	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
685	HORNBY,BRANDON	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
686	ASH,KEITH	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
687	POSSAMAI,MIKE	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
688	KING,MICHAEL	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
689	SUBRAMANIAM,DASA	DAYS INN	332 BAY ST
690	VANDERKLIFT, RENE	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
691	ADDISON, ERIN	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
692	RHEAUME, DANIEL	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
693	O'SHAUGHNESSY, CONOR	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
694	LIPPE, ANDREW	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
695	LAURICELLA, DIEGO	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
696	CLARIDA, JEFF	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
697	OLAR, GREG	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
698	DEPLONTY, HERBERT	CITY OF SAULT STE MARIE	PUBLIC WORKS PLOWING AREAS
699	QUARELL, ROBERT	SKYLINE LIVING	621, 627, 631 MACDONALD AVE
700	FORD, BRIAN	G4S SECURITY	SAULT HOSPITAL
701	CHIMFWEMBE, CHILUFYA	NORTH EAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
702	CARRICATO, CHELSEA	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
703	DIAS, CODY	G4S SECURITY	SAULT HOSPITAL
704	GLOVER, LAURA	G4S SECURITY	SAULT HOSPITAL
705	DEGILIO, JOEY	G4S SECURITY	SAULT HOSPITAL
706	GAGNON, JACQUES	G4S SECURITY	SAULT HOSPITAL
708	POWLEY, CHAD	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
709	SCHMIDT, ALEX	CITY OF SAULT STE MARIE	BELLUVUE MARINA & PARK/ BONDAR MARINE & PARK/STRATHCLAIR DOG PARK&SPORTS COMPLEX/QE SPORTS COMPLEX
710	HOTCHKISS, ROBERT	Riversedge Developments	503 BAY ST
711	MASON, STEPHEN	Riversedge Developments	503 BAY ST
712	KOOSTACHIN, ANDREW	Ontario Finnish Resthome	725 North St
713	Cho, Linda	Jennex Cho Enterprises	129 Second Line West
714	DESANDO, ALEXANDER	G4S SECURITY	SAULT HOSPITAL
715	MICHELL, SPENCER	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
716	MALLINGER, FRANCES	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST
717	GUY, AMY	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
718	SCOTLAND, KEVIN	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
719	JENKINSON MICHAEL	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
720	LORENZO COREY	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
721	MACNEIL, ALICIA	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
722	MACTYRE, ANDREW	NORTHEAST SECURITY	S COLLEGE/A UNIVERSITY & RES /ESSAR CENTRE/GHC/CAMBRIAN MALL/TENARIS/JOHN RHODES/QE SPORTS COMPLEX
723	ROCCA, ANTHONY	NORPRO SECURITY	DAVEY HOME/QUEENSCENTRE/HURON ST PROPERITES/ALGOMA PUBLIC HEALTH/556 QUEEN STRATHCLAIR DOG& SPORTS/QE ECOMPLEX/JOHN RHODES/726 QUEEN ST

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2017-198

AGREEMENT: (E2.3) A by-law to authorize the execution of the Agreement between the City and AECOM Canada Ltd. for engineering services to complete a Stormwater Financing Study.

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 October 10, 2017 between the City and AECOM Canada Ltd., a copy of which is attached as Schedule "A" hereto. This Agreement is for engineering services to complete a Stormwater Financing Study.

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 10th day of October, 2017.

MAYOR - CHRISTIAN PROVENZANO

CITY CLERK - MALCOLM WHITE

AGREEMENT
FOR
PROFESSIONAL CONSULTING SERVICES
Dated the 10th day of October A. D. 2017
-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 to complete a Stormwater Financing Study to identify, review, and evaluate a sustainable funding mechanism for the City of Sault Ste. Marie in order to support existing and future stormwater management and drainage needs.

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 Estimate

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 grievied 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 Stormwater Financing Study

The Consultant shall provide consulting engineering services in accordance with AECOM Proposal entitled "City of Sault Ste. Marie Stormwater Financing Study 2017 Professional Services" dated July 28, 2017; AECOM Request for Additional Information letter dated September 1, 2017; and follow up email from Rick Talvitie to Catherine Taddo dated September 11, 2017 (all attached).

2.02 Client's Services for Stormwater Financing Study

The Client shall provide the Consultant with:

1. Copies of background information/documents related to each task.
2. Access to and the use of existing plans, profiles, utility information, legal documents and correspondence relevant to the Project.
3. General direction of the Consultant in the provision of services and approvals within reasonable time as necessary during the currency of this agreement.

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:

Classification	Billing Rate (\$/hour)
Senior Engineer	140 - 220
Intermediate Engineer	110 - 140
Senior Technician/Technologist	100 - 160
Intermediate Technician	70 - 100
Support Staff	60 - 80

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 **\$117,195.00** (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 _____, 2017

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 _____, 2017

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

ARTICLE 5 – ATTACHMENTS

1. AECOM Proposal “City of Sault Ste. Marie Stormwater Financing Study 2017 Professional Services” dated July 28, 2017.
2. AECOM Request for Additional Information letter dated September 1, 2017
3. Email from Rick Talvitie to Catherine Taddo dated September 11, 2017



City of Sault Ste. Marie
Stormwater Financing Study 2017
Professional Services

Submitted by:

AECOM

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**705.942.2612
705.942.3642**

**tel
fax**

Contact:

**Rick Talvitie, P.Eng, Project Director – tel. 705-942-2612
Pippy Warburton, P.Eng., Project Manager – tel. 519-650-5313**

Closing:

July 28, 2017

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1. Project Team Introduction

1.1 Company Description

We have assembled a team with the broad range of expertise needed for this study, including knowledge and experience with local stormwater infrastructure, stormwater funding studies, program/asset management, municipal public works and operations, along with community engagement and communications. The project team organizational structure chart is provided in Figure 1.

Our team features AECOM as the lead consulting firm, responsible for project management, as well as overall leadership and direction of the project, stormwater program review, public engagement, benchmarking, option review and reporting. AECOM proposes to engage the services of Mike Gregory from CHI and Don Stone Inc. to successfully complete this project. AECOM, CHI and Don Stone Inc. have teamed together on a number of stormwater funding studies both within Ontario and across Canada. These studies have ranged from developer-related charges to investigating a shift from tax-based stormwater program funding to a user fee. Many of our studies have directly led to implementation, which our team also supported throughout the process and are currently generating stormwater revenue for Ontario municipalities.

Our team has been successful in utilizing the existing GIS parcel layers, planimetric data, orthophotography, land cover and property assessment information to generate the characteristics that can be correlated with stormwater contributions from individual properties. We have successfully used this data on all of our stormwater funding studies in Canada.

AECOM

AECOM has become one of the largest and most respected providers of professional, technical and management support services in the world. AECOM is integrated across its businesses and regions to best serve clients and enhance and sustain the world's built, natural and social environments. AECOM and its proposed project team have experience in utility financing, asset management, project management, stormwater management, mapping and geographic information systems, and public works operations and maintenance. Our Sault Ste. Marie office will be the main office for this work with key support from our Kitchener office.

CHI

Since 1978, Computational Hydraulics International has developed, marketed and supported technically advanced, professional software systems and consulting services for stormwater management, wastewater and watershed modelling. Mike Gregory, with CHI (formerly with AECOM), has been involved in many stormwater financing studies and rate implementations; including Kitchener, Waterloo, Guelph, Markham, Mississauga and Hamilton. He has developed and taught courses on stormwater rates for engineering associations as well as developed user guides.

Donald A. Stone, Inc.

Over the last twenty-two years Don Stone has been instrumental in the development and/or implementation of over 60 stormwater funding programs, 48 of which were implemented for a variety of individual municipalities and multi jurisdictional governments ranging in population from 5,000 to 1.0 million. Responsibilities range from project initiation through public information to post billing support. Done Stone has been a leader in the development and implementation of alternative stormwater funding mechanisms since 1994.

Representative projects include Kitchener, Ontario; Guelph, Ontario; Hamilton, Ontario; Mississauga, Ontario; Markham, Ontario; Ottawa, Ontario; Stratford, Ontario; Calgary, Alberta; Prince George, British Columbia.

1.2 Experience on Municipal Stormwater Program Funding

Like many municipalities in North America, Sault Ste. Marie is faced with numerous challenges including aging infrastructure, public resistance to increased taxes or fees, the need to meet increasing regulatory requirements (e.g. Draft Runoff Volume Control Targets for Ontario), maintaining natural infrastructure (e.g. water channels), and limited current available funding. Unlike other municipalities however, the City has taken bold steps by identifying its long-term stormwater management needs and communicated these needs to Council.

Since 2005, our team has completed fifteen stormwater funding studies across Canada, including Canada's first implementation of a stormwater rate based on measured impervious area (Kitchener). The following table provides a list of these studies and implementations.

Municipality /Agency	Year Completed	Study Type
Stratford, ON	2007	Feasibility study
Calgary, AB	2008	Feasibility study
Credit Valley Conservation, ON	2008	Concept study
Kitchener & Waterloo, ON	2009	Feasibility study
Hamilton, ON	2010	Feasibility study
Kitchener, ON	2010	Implementation
Mississauga, ON	2013	Feasibility study
Markham, ON	2014	Feasibility study
Mississauga, ON	2014	Implementation
Prince George, BC	2014	Feasibility study
Markham, ON	2015	Implementation
Vernon, BC	2015	Feasibility study
Guelph, ON	2016	Feasibility study
Ottawa, ON	2016	Feasibility study
Guelph, ON	in progress	Implementation

What we have found, is that one size does not fit all. Each municipality is unique in terms of community values, stormwater infrastructure, financing needs, community make-up (industrial vs residential, urban vs rural), Council priorities and demographics. As a result, it is important to find a solution that is technically feasible, financially sound and publically accepted for each municipality.

Due to our extensive experience conducting stormwater financing studies and implementations across Canada and the United States we are able to anticipate pitfalls that many municipalities face such as: charging large institutions such as schools, industries such as Algoma and airports for stormwater; lack of a stormwater financing champion on staff or Council; different expectations from rural and urban residents; and incomplete property information such as imperviousness and unit counts. References for four projects that we completed in Ontario are provided below.

City of Guelph Stormwater Rate Feasibility and Implementation Study

Arun Hindupur, M.Sc., P.Eng., Infrastructure Planning Engineer, 519-822-1260 x2282, arun.hindupur@guelph.ca

Kitchener Stormwater Rate Implementation and Maintenance Plan

Nick Gollan, Stormwater Utility Manager, 519-741-2422, Nick.Gollan@kitchener.ca

Hamilton Stormwater Rate Feasibility Study

Sharon MacPherson-Németh, Project Manager, Planning, 905-546-2424 x2087

Mississauga Stormwater Financing Study (Phase 1)

Lincoln Kan, Environmental Services Manager, 905-615-3200 x4086, Lincoln.Kan@mississauga.ca

1.3 Experience Working in Northern Ontario

AECOM has a local office in Sault Ste. Marie and has completed many successful projects with the City of Sault Ste. Marie, the Sault Ste. Marie Conservation Authority, and many other municipalities across Northern Ontario. Currently AECOM is working with the City of Greater Sudbury to develop a stormwater asset management plan which includes the development of levels of service, a stormwater operations and maintenance plan, the compilation of a stormwater asset inventory and projections for future stormwater funding needs. In addition, AECOM has been working with the City of Thunder Bay on benchmarking its stormwater system through the National Water and Wastewater Benchmarking Initiative for over five (5) years.

More specifically, AECOM and members from our proposed project team have been involved in the following projects with the City of Sault Ste. Marie: reconstruction of Gore Street; reconstruction of Huron Street; reconstruction of March Street; reconstruction of Queen Street; Third Line extension and reconstruction; reconstruction of Wellington Street; Waste Disposal Environmental Assessment; Transportation Corridor (Carmen's Way); Bellevue Park Combined Sewage Overflow (CSO) Tank; Bay Street Extension (Huron Street to Gore Street); reconstruction of McNabb Street, Great Northern Road, Queen Street and Black Road. Through these and other projects AECOM has lead many public consultation activities and has become very familiar with the City's infrastructure, information systems, staff, budgeting process, political climate, public concerns and municipal priorities.

1.4 Experience on Community Engagement and Facilitation

Our consultation and communications team will be led by Avril Fiskien who has over 20 years' experience working on large multi-stakeholder projects in both the public and private sectors. More significant though is her breadth of knowledge and depth of understanding of the various consultation and communication approaches that can be leveraged. As an award winning communication professional, Avril knows that different audiences need to be engaged differently, and has the experience to know which approach to use when. In building the City's Community Engagement and Communications Plan, Avril will consider the type of stakeholder, their interest in stormwater, their ability to support or disrupt the planned study, the type of information that will pique awareness and engage the heart and mind, and the engagement and communication tactics that are best suited for the many different stakeholders. Examples of some of our community engagement projects with references are provided below.

Community Engagement and Communications for the Scarborough Subway Extension

James Perttula, Program Manager, Transit Implementation Unit, Toronto, 416-392-4744

Community Engagement and Consultation for the Guelph Water Supply Master Plan

Dave Belanger, Water Services, 519-822-1260 x 2186

Community Relations Support Services – Construction of Waterloo's New Light Rail Transit Service

Michael O'Neill, General Manager, GrandLinq, 519-742-9163 x3988

Avril will be supported locally by Rick Talvitie who has lead numerous public consultation events and has a keen understanding of the local landscape.

1.5 Key Personnel

This is an important and unique undertaking by the City that will benefit from an experienced team of professionals. Since 2005, our team has completed fifteen stormwater funding studies across Canada. We will bring the same core team members that have been involved in these efforts in partnership with the City of Sault Ste Marie. Our proposed project team is shown in Figure 1 on the following page and descriptions for all key personnel are outlined below. Detailed project team resumes are available upon request.

Rick Talvitie, P.Eng.**Estimate No. days committed 6.5 days**

Rick will serve as Project Director, responsible for guiding the overall project execution including ensuring client expectations are achieved, our corporate quality control protocols are followed, as well as committing staff and resources to the project. He will also be responsible for assisting in the development of the consultation strategy and attending the public consultation events. He is AECOM's manager for Northern Ontario and based in Sault Ste. Marie.

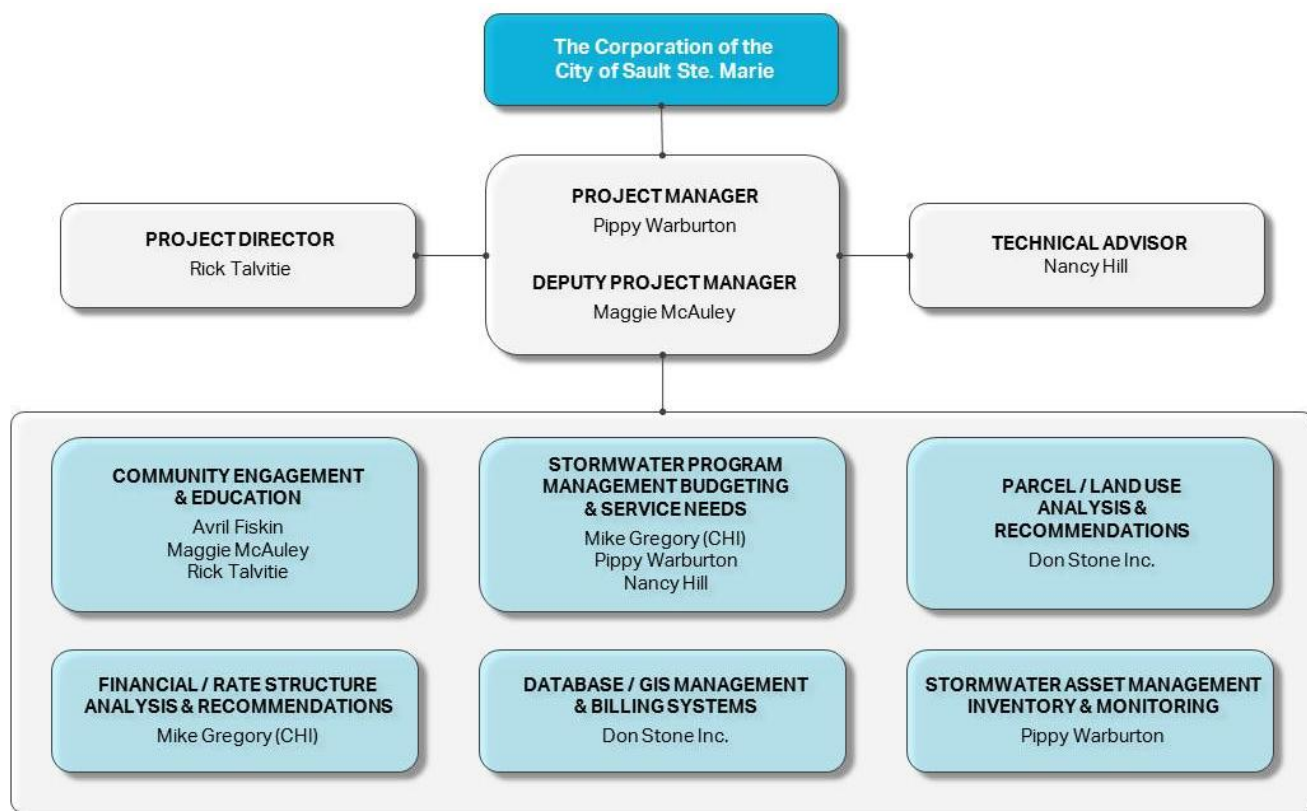
Rick has 30 years of experience and directs the planning, design, and administration of municipal and provincial agency clients. Rick has a thorough understanding of the City's natural and urban environment, as well as social and economic landscape.

Pippy Warburton, P.Eng.**Estimate No. days committed 11 days**

Pippy will be the project manager due to her recent experience managing the stormwater rate implementation for the City of Geulph. Pippy has more than a decade of experience managing complex projects that involve coordination of multi-disciplinary teams with many stakeholders such as funding agencies, conservation authorities, municipalities and subcontractors. She has extensive experience as a Water Resources engineer in Ontario and has completed numerous stormwater management studies, stormwater financing studies, master drainage plans, stormwater management facility inventories and maintenance plans, and flood mitigation plans.

Maggie McAuley, P.Eng.**Estimate No. days committed 13.9 days**

Ms. McAuley is a Professional Engineer based in AECOM's Sault Ste. Marie office with twelve years of experience in municipal engineering. Maggie has completed a number of stormwater studies and designs including the recent study for Imperial Oil in Sault Ste. Marie to propose options for flood mitigation. Pippy will be supported locally by Maggie who will serve as Deputy Project Manager.

**Figure 1 – Project Team Organization**

Michael Gregory, M.Sc., P.Eng., P.E.**Estimate No. days committed 4.5 days**

Mike is a licensed professional engineer with 27 years of experience in water resources engineering, rate financing and the implementation of stormwater user fees. He has served as the project manager/senior engineer for 14 stormwater financing studies in Ontario, Alberta, and British Columbia, including Canada's first implementation of a stormwater rate based on measured impervious area (City of Kitchener, for which he has co-authored a case study in the 2013 Water Environment Federation publication "User-Fee-Funded Stormwater Programs, Second Edition"). He has subsequently assisted the cities of Mississauga, Markham, and Guelph with the implementation of their stormwater user fees, billing systems, and credit programs. Mike has given many podium presentations at conferences and seminars and has helped to coordinate and facilitate stormwater financing information sessions for over 45 municipalities and agencies across Canada since 2005. He has also taught over 100 engineering, finance, and public works professionals as a lead instructor in 5 stormwater funding workshops since 2012.

Don Stone (Donald A. Stone, Inc) – Stormwater Rate Technician**Estimate No. days committed 5.1 days**

Don will provide key support to the project team. Don has been involved with establishing the billing systems for stormwater utilities since 1994 for over 48 municipalities. Project experiences have ranged from small communities to large multi-jurisdictional areas. His responsibilities have ranged from collecting base data from existing map systems to integrating data requirements into billing GIS-based systems. The end product in each program has been accurate bills reflecting the impervious cover on individual structures and properties for generating revenue to support the municipal stormwater management program.

Nancy Hill, P.Eng.**Estimate No. days committed 3 days**

Nancy has completed stormwater financing studies for a number of Canadian municipalities including the Cities of Ottawa, Prince George and Vernon. She is the lead facilitator for the Stormwater group of the National Water and Wastewater Benchmarking Initiative (www.nationalbenchmarking.ca) which shares best practices in stormwater management across Canada in areas such as stormwater financing and operations and maintenance. Nancy is currently completing the Stormwater Asset Management Plan for the Greater City of Sudbury, a project that includes the development of levels of service, identification of future stormwater funding needs and the development of a stormwater operations and maintenance plan. She also recently completed a stormwater operations and maintenance plan for the City of Kitchener.

Avril Fiskien, MSc.**Estimate No. days committed 2.9 days**

Avril is Communication and Community Engagement Practice Lead for the impact assessment and permitting group at AECOM. Avril is no stranger to high-profile, highly sensitive and politically charged projects. She is a communication and consultation professional with 25 years' experience helping organizations steer effectively and productively through change, including approvals and planning exercises. Her breadth of knowledge and depth of understanding of the various consultation and communication approaches will be invaluable to the City of Sault Ste. Marie.

Avril has led communication, community / stakeholder engagement and change for large complex projects including infrastructure development (like construction of the Region of Waterloo's new light rail transit system, including installation of 56 km of underground utilities) and master plans (like the City of Guelph's Water Supply Master Plan Update). As a trained facilitator, Avril has designed and led numerous town halls, workshops, visioning sessions, focus groups, open houses and conferences. Avril leans heavily on her ability to understand people's differing needs, build relationships, communicate clearly and concisely, rally support and lead with conviction. She has coached others on how best to build trust and lead change.

2. Detailed Work Program Methodology

2.1 Project Understanding

As identified in the 2015 Asset Management Plan and Stormwater Investigative Study, the City's investment in stormwater infrastructure will need to increase. Even if the best technical and socially acceptable solutions have been identified to address the City's stormwater management objectives for flooding, asset renewal, natural stream protection, stormwater control (quantity and quality), maintenance and operations, the success of any implementation strategy will depend on an appropriate revenue stream.

We have carefully reviewed the City's goals and objectives for this study as expressed in the Request for Proposal. Our team members understand and appreciate what we believe to be the key underlying factors that motivate City staff and elected officials to achieve such goals. These are embodied in the completion of a Stormwater Funding Study that will be:

- **Technically Sound:** This study will address the need to improve the existing level of service of the City's stormwater program to better plan, schedule and proactively build, retrofit, manage, maintain, operate and monitor facilities and other stormwater related activities. Successfully achieving this will require an understanding of the needs, issues, expenditures, budgeting and other programmatic aspects of the City's stormwater program. We will also need to consider the full life-cycle costs of the publically-owned stormwater infrastructure (City and Conservation Authority) and assets related to capital and operations, as well as the ongoing costs of regulatory compliance and program administration.
- **Financially Sustainable:** This study will address the desire to have a stable and dedicated revenue source that will support the long-term sustainability of the City's stormwater program with funds that are generated on a fair and equitable basis. Successfully achieving this will require an understanding of public finance at the municipal level particularly as it relates to funding methodologies for acquiring and managing the appropriate revenue sources.
- **Publicly Supported:** This study will address the requirement that study findings and recommendations for Council approval have been vetted through a focused public and stakeholder consultation process. While this study combines the parallel technical and financial disciplines that identify how revenue is to be generated and how level of service expectations are to be achieved, a critical success factor in developing any new revenue stream is a thorough understanding of stakeholder issues and concerns as a means for garnering community support. Achieving staff, Council and public buy-in will be more likely if the proposed solution is practical and simple to implement. Through the consultation process it will be critical to understand stakeholder priorities and the desired level of simplicity. It is important to note that often simplicity and equity are at odds with one another and it is important to determine if the City is willing to reduce the level of equity to simplify the preferred solution. The desired balance of equity and simplicity is typically different for each municipality.

This study therefore requires the consolidated effort of a multi-disciplinary team to analyze the options available to the City for generating revenue that is commensurate with the need placed upon the system by all property owners. Although the engineering methodology seems clear, the actual charge to individual parcels must be represented in a clear and concise manner to address the various land use characteristics throughout Sault Ste. Marie. This project will require a true public/private partnership between the City and AECOM to complete both the technical aspects of this project and to communicate study findings to the public in an open, transparent and understandable manner.

Our work plan is described below and will build upon this understanding and feature a robust and defensible technical/financial analysis as the foundation for evaluating funding options and identifying the preferred stormwater funding mechanism for the City of Sault Ste. Marie.

2.2 Work Plan

Task 1 – Inventory of Stormwater Infrastructure

Using information from the City's GIS and Asset Management Plan, we will compile an inventory of stormwater assets, including assets belonging to the SSMRCA. The assets will include non-linear stormwater assets (e.g., storage/treatment facilities, "natural" assets (e.g. open watercourses) and linear engineered stormwater assets (e.g., pipes, manholes, catchbasins, ditches and outfalls). Since many stormwater programs also include activities such as street sweeping, we will also collect road asset inventory, if possible. We will also compile important attributes, where possible, such as size, length, installation year and replacement value which may inform future funding needs. We will also note any gaps in the asset data (e.g. missing ditches or culverts).

While collecting stormwater asset information we would also collect other existing spatial data which not only serves as the basis for any future land use and parcel analyses but also facilitates stakeholder dialogue over the course of the study. The data that our team typically uses in a funding study includes: aerial photography; road network; ward boundaries; parcel fabric with unique identification number and land use/zoning attributes; property assessment information; dwelling unit counts for multi-family residential parcels.

Availability of data will be confirmed in the project initiation meeting where we will also confirm the project methodology, lines of communication and the project schedule.

Task 2 – Assess Existing Stormwater Management Program

Whenever a new revenue source is considered by a municipality, the first phase of the evaluation must concentrate upon the expenditures that will be supported (either fully or partially) by this revenue source. Existing statutes require that funds collected as part of a user fee can only be used for the services that are performed for that specific utility. Therefore, the initial activity must involve identifying the existing services, functional activities, and existing revenue sources associated with the City's stormwater program.

This task involves collecting and reviewing the City's stormwater management programs, operations and maintenance practices, asset management practices, on-going monitoring, capital and operational budgeting and other related expenditures. It is also important to consider stormwater-related activities that may be associated with roads activities but serve an important stormwater function (e.g. ditching, culvert repairs, street sweeping, snow removal etc.) Financial information will include budget forecasts for all stormwater related activities as well as actual expenditures from previous budget years over a suitable timeframe.

We will determine if there are any gaps in the City's existing stormwater management program which will be important when identifying existing and future levels of service. We will also identify any differences in the stormwater program based on geographic location (i.e. urban vs. rural) or age of development (i.e. new vs. older developments). As part of this task we will be leveraging information contained in the 2015 Stormwater Investigative Study and Asset Management Plan.

Task 3 – Benchmark Program

We will assess the City's stormwater program and benchmark it against similar Ontario and Canadian municipalities. We will use AECOM's proven benchmarking methodology and database in the National Water and Wastewater Benchmarking Initiative (NWWBI) to help assess the performance of the City's stormwater management program against its peers (www.nationalbenchmarking.ca). AECOM has been collecting stormwater utility data from municipalities across Canada for over ten (10) years. In particular we have several years of stormwater program data from the City of Thunder Bay through the NWWBI and information from Greater Sudbury through the Stormwater Asset Management Plan that AECOM is completing for them. We completed a similar exercise with the City of Greater Sudbury when developing their stormwater levels of service in June and they found the benchmarking exercise to being extremely useful and informative.

Tasks 1-3 Deliverables:

- Summary memo

Task 4 – Alternative Stormwater Programs and Levels of Service and Funding Options

After quantifying existing program activities, the next task will be to identify the necessary types of activities that are not currently being performed but will likely form part of the future stormwater program.

Task 4-1: Develop Future Program Options

Working closely with City staff, our team will help the City to evaluate its current program priorities and identify a service level that represents a fully sustainable program that addresses current and future financial and regulatory demands. The municipal stormwater management system can only be sustainable when it is properly designed, operated and maintained at an appropriate service level. Ideally, the future program would support all currently unfunded priority capital projects and address unfunded O&M needs and pressures. Another pressure that is of significance is infrastructure life-cycle renewal. All components have a useful service life and will ultimately fail if assets are not renewed, replaced, or rehabilitated over the long term. Based upon the experience and knowledge of our team members, the necessary stormwater functions and activities that should be performed to sustain the program and achieve legislative requirements will be quantified. This will include an identification of the gap between the stormwater program needs and current funding sources.

The recommendation of the City's future program must address the future pressures of additional operating, capital, and infrastructure renewal funding needs to achieve the desired service level and regulatory compliance targets. As part of this task we will be leveraging information contained in the 2015 Stormwater Investigative Study and Asset Management Plan.

Task 4-2: Identify Preferred Level of Service

There is no single stormwater level of service that is appropriate for all municipalities. Similar to what we recently did with the City of Greater Sudbury, our project team will work with City staff to identify a target level of service for the City of Sault Ste. Marie. In our recent stormwater funding studies that we have carried out in Ontario, we have found that the municipalities were interested in developing a sustainable funding approach for basic maintenance items such as stormwater pond and catchbasin cleanouts, as well as an upgrade/retrofit program. As is typical of older core areas in Ontario municipalities, portions of Sault Ste. Marie were developed prior to subwatershed planning and current stormwater management standards, resulting in many uncontrolled and untreated discharges resulting in erosion and water quality issues. Building on the existing program assessment in earlier tasks, including the benchmarking exercise, and the use of screening criteria (i.e., social acceptance, financial viability, and defensibility), we will work with the City to determine a preferred level of service.

Task 4 Deliverables:

- Interim report no. 1 summarising the stormwater program assessment and service level options

Task 5 – Evaluate Funding Options

Our team will identify and critically evaluate the various funding options that could be used to achieve the necessary revenue requirements determined in previous tasks. In addition to property tax, options that have been used by municipalities across North America to support their stormwater programs include dedicated tax levies, user fees, development charges, water/wastewater rate surcharge, debt financing, and infrastructure grant funding. A wide range of specific funding options will be screened for viability/applicability within the City of Sault Ste. Marie. Our team has direct experience with a variety of funding mechanisms in several utility billing environments (e.g. stormwater, water, gas, electric, etc.) across various jurisdictions within Canada and North America. This experience will ensure that a broad but practical array of options will be investigated for the City's consideration. From the short list of viable funding options, a summary of the advantages and disadvantages of each funding option will be prepared as a means to compare and evaluate alternatives.

This task aims to balance the future pressures with a funding mechanism that allocates stormwater management costs to property owners in a manner that emphasizes fairness and equity, sustainability, affordability, political acceptance, and implementation costs. While our recommendation will consider the

unique needs and opportunities of the City of Sault Ste. Marie, our team has completed funding assessments for fifteen municipalities in Canada (and well over 100 across the continent) and we have compiled a set of lessons learned and case study findings to draw from.

Task 6 – Identify Preferred Funding Option

The identification of a preferred funding option must consider the unique needs and features of Sault Ste. Marie. For example, it is possible that the allocation of revenue that supports O&M and capital expenditures may vary geographically, with different funding sources applicable to growth areas compared to the older, established portions of the community or even more “rural” areas of the City. The identification of an appropriate funding source will also depend on the extent and service levels provided by the stormwater facilities (i.e., the degree of water quality treatment, erosion control, and flood protection). Our team will evaluate and identify the appropriate funding option to be further investigated in subsequent tasks. This will include highlighting the advantages, disadvantages, and implementation issues involved with the various funding sources, including geographically-based charges, and possibly mixed revenue streams. The evaluation will address a number of factors including: equity, simplicity, technical feasibility, public acceptance, financial sustainability, implementation requirements, the City’s existing financial and billing systems, defensibility, and the ability to promote sustainable stormwater practices.

As noted in the RFP, the City is looking for a funding strategy that is publically acceptable, simple to implement and practical.

Tasks 6 Deliverables:

- Summary table of the criteria used to evaluate and compare the funding options
- Interim report no. 2: summarizing the evaluation of funding alternatives and identification of the preferred option

Task 7 – Financing Structure Evaluation

Once the City has determined its preferred funding approach, AECOM will identify and evaluate different financing structures for meeting the required revenue for the chosen level of service. The exact methodology of this task will depend on the preferred funding approach chosen.

If a stormwater rate is selected, then we will identify methods for determining the total number of billing units within the municipality and how to allocate billing units to each property. Typically the average impervious area per dwelling unit (in square meters) for residential land use categories is designated as the base unit for a stormwater rate, but this will be discussed further with City staff. The base unit represents the stormwater discharge potential of the average residential dwelling and its associated lot. This is often based on a statistical sample of single-family detached homes and the various multi-family residential properties in the municipality. A flat rate is then assigned to each residential dwelling unit and non-residential properties are charged based on the ratio of the parcel’s impervious area to the base unit.

Two billing unit methods for developing rate structures are:

- **Equivalent Residential Unit (ERU):** Charges for residential properties are based on assigning one stormwater billing unit to each residential dwelling unit, regardless of density, and termed the ERU. The impervious area for each non-residential property should be measured and charged by dividing the measured impervious area by the average ERU size.
- **Single Family Unit (SFU):** The average impervious area for single-family detached homes becomes the base billing unit and termed the SFU. Multi-family residential properties such as apartments, condominiums, and townhouses have a smaller SFU size than single-family detached homes and are applied fractional billing units. The charge for non-residential properties is determined by dividing the measured impervious area by the average SFU size.

If an alternative methodology, such as a tax levy, is determined to be the preferred approach, then we will explore financing structures that address the following issues:

- o Whether to include any property tax multipliers that are commonly used for commercial properties;
- o How to identify and charge undeveloped properties; and
- o Whether “rural” properties need to be treated differently based on the public perception (rightly or wrongly) that they receive a lower level of service.

If a surcharge on the water/wastewater utility is chosen then other issues need to be addressed such as how to charge parking lots that don't have a water or sewer connection.

It should be noted that the chosen financing structure should be publically acceptable, simple to implement and practical. Our evaluation of the various financing structures will be completed with these criteria in mind.

If the City would like us to approximate the stormwater fee for “typical” properties within Sault Ste. Marie then we can provide a cost estimate for doing so. The cost would depend on the preferred option chosen (tax levy, rate etc.) and the availability of data (total assessed value, imperviousness, unit counts etc.).

Task 8 – Implementation Strategy

Once a preferred financing structure has been chosen for the selected funding option, we will develop a strategy to proceed with the implementation including tasks, goals and timelines. In order to develop a timeline and strategy that is feasible, consistent with the City's fiscal policies and compatible with its financial and IT capabilities, we will consult with key stakeholders from Finance/billing, IT, Engineering, Public Utilities Commission and Current Planning. It is important to consider other major initiatives or implementations that the City might be undertaking at the same time.

When identifying tasks, it is also important to note who is responsible for completing the task (e.g. Finance vs Engineering). We will identify tasks such as communications and business process changes (e.g. new billing process or requirements for additional information at the building permit stage) that will need to occur as part of the implementation. We will also include appropriate timelines for “testing” any newly proposed billing system etc.

Task 9 – Prepare Implementation Plan

In order to proceed with implementation, a detailed plan will need to be developed that addresses the timelines and resource requirements for establishing and administering the new funding mechanism, developing a credit policy (if relevant), managing the billing database, adapting or creating the billing system, and any related policy and business process considerations. Our team members have prepared such a plan for other municipalities in Ontario, particularly Kitchener and Mississauga, which included an identification of the potential impact on billing, GIS, deployment, staff responsibilities, and program management. We will prepare an implementation plan for Sault Ste. Marie that documents the specific tasks and corresponding schedules to implement the recommended funding strategy.

Task 10 – Reporting

Task 10-1: Submit Report Outline

AECOM will submit a proposed report outline for the City to review which can be used as a tool for discussing expectations around scope and content of the final report. We anticipate that the report will include the information from the interim reports, outcomes from any consultation with City staff, materials and outcomes from the public engagement, implementation plan and any other findings or recommendations from the various tasks.

Task 10-2: Prepare Draft Report

After receiving City input on the proposed report outline, AECOM will prepare and submit a draft report for the City for review. AECOM will submit ten (10) printed copies and digital copies in MS-Word and Adobe PDF format.

Task 10-3: Prepare Final Report

Upon receiving feedback from the City on the draft report, AECOM will submit a final report for the City. AECOM will submit an electronic copy in MS-Word and Adobe PDF format as well as fifteen (15) hard/printed copies.

Task 10 Deliverables:

- Draft and Final Report

Task 11 – Meetings

As requested in the Terms of Reference our work plan and budget includes the following meetings outlined below.

- 1) Meetings with City staff:
 - a) Project initiation;
 - b) Monthly progress meetings as required (budgeted for 6); and
 - c) Meetings following project milestones: interim report 1, interim report 2, draft report, final report.
- 2) Two Public Information Centres
- 3) One educational session with the Senior Management Team, the Mayor, and Members of Council
- 4) One council meeting presentation
- 5) Two discretionary meetings, as deemed necessary by the City, which may include Council presentations.

It is anticipated that staff from our local office (Rick Talvitie or Maggie McAuley), will attend most meetings in person. We have budgeted for one staff person from our Kitchener office to attend (Pippy Warbuton or Alicia Evans) to attend two meetings by person (e.g. educational session with the senior management team, the mayor and members of council and council meeting presentation). Our project manager, Pippy Warbuton, will be able to attend all other meetings by phone/webex. We have budgeted for two staff at each of the two public information centres, expecting that there will also be City staff to assist with set-up and sign-in. We are happy to discuss meeting attendance further with the City at the project initiation and as the project progresses.

If additional meetings are required, or additional staff are required at any of the meetings, we would be pleased to discuss options further with the City.

Task 12 – Community Engagement

The general public typically has a limited level of understanding of the municipal stormwater program and how it is financed. Further, it is common for people to respond negatively to a proposed new fee unless they clearly understand the rationale and how it will affect them.

The City has correctly recognised that community engagement is crucial to the success of this project. Municipalities that have not recognised this fact have often failed in their attempt to implement a new stormwater charge. Understanding the importance of community engagement, we have included a public consultation expert on our project team. In addition, everyone on the project team has experience with public consultation so that community engagement will be a consideration in every aspect of the project.

As requested in the Terms of Reference, AECOM's project team will complete the following tasks with respect to community engagement:

1. Develop a consultation plan which will include two Public Information Centres (PIC);
2. Make all arrangements for the required public notifications and prepare all presentation drawings and materials for the PIC;
3. Provide materials and information to post on the City's website at project milestones, along with any broadcast media material in collaboration with the City's Corporate Communications staff;
4. Conduct education sessions with the Senior Management Team, the Mayor, and members of City Council, if required (as noted in Task 11); and
5. Present Study findings and recommendations to City Council (as noted in Task 11).

Our approach to communication will help ensure that people who are both directly and indirectly affected by the project understand the need for change, and are informed of how this change will unfold. We will engage the widest possible audience through multiple consultation tactics providing opportunities for a diversity of perspectives to be raised and considered as part of the study process.

Community Engagement and Communications Plan

At the outset of the project, our team will work with key City stakeholders to develop the Community Engagement and Communications Plan. This plan will identify the communication goal, objectives, stakeholders, strategic approach, key messages and tactics. It is anticipated that the tactics will include public meetings, compelling advertisements and notifications, presentations and education sessions, and will tap into existing, related City initiatives and networks to broaden our reach. At the onset of the project, our award winning team will work closely with the City's Project Team to recommend and confirm the communication and engagement tools to be used, ensuring that the project vision and the City's principles are reflected in the approach taken. Before confirming these tools, we will seek to identify the key project findings that will be communicated to the community, and the key consultation questions for each round of engagement. These are the questions around which we will design our outreach. This approach will ensure that the information, ideas and concerns gathered from stakeholders and the public will be meaningful and valuable to the project, and that the project considerations, outcomes and funding approaches reflect and address community aspirations and concerns. In addition, we will ensure that the public and stakeholders can clearly see how their input has been considered and how it has helped shape the outcome of the project.



Public Information Centres (PICs)

Two (2) PICs will be scheduled at key points during the project to provide opportunities for local community members to learn about and provide input into key project decisions. AECOM will work with the City to identify specific objectives and desired outcomes for each meeting, and to prepare presentation and interactive display materials that clearly communicate the information that the public needs to understand and the issues/topics for which they are being asked to provide feedback on. With a view to nurturing a sense of ownership among attendees and providing opportunities for face-to-face communication with members of the City's project team, AECOM will recommend an appropriate agenda and develop a logistics plan to ensure a smooth delivery of the event.

For each public meeting, AECOM will develop a logistics plan and agenda, and create and print the presentation boards (x20). Two key AECOM staff, including a facilitator, will attend each meeting. The City's Project Team will be responsible for costs associated with advertising, approving and releasing all consultation material to the City's website, assisting with the organization of public meetings, and identifying and booking venues.

It is important to consult a wide range of views (urban and rural residents, business owners, retirees, non-profits including educational institutions and religious institutions, environmental organisations, large property

owners including industries and the airport etc.). Therefore we will propose to contact many of these stakeholders directly and encourage their participation at the PICs.

Before consulting the public about a proposed new funding model, it is important that the public first understands the need for stormwater management and the need for sustainable funding. If the public does not yet have this understanding then we propose that the first effort in community engagement, including the first Public Information Centre, be focussed on education rather than requesting feedback on specific funding models. We will discuss this further with the City, with consideration of the two PICs held in conjunction with the development of the Stormwater Investigative Study.

Once the public has an understanding of stormwater management and the need for sustainable funding, the remainder of the community engagement process can focus on consultation with respect to stormwater funding options. The timing of the consultation, and second PIC, is crucial. You do not want to consult the public too late in the process as the public may feel that the selected option is a “fait accompli” and that the consultation is disingenuous. Also, if the feedback from the public, causes a change in direction, you would rather do this earlier on in the process, to avoid significant rework. However, you do not want to do the consultation too early in the process, when the concept is still vague and there aren't any specific strategies to present and discuss. After Task 6 (preferred funding option) but before Task 7 (funding structure evaluation) is often a good time in the project to consult the public.

Prepare Notices and Materials

Reaching out to the public, through a coordinated effort with City staff, will be required. Using the key messages developed in the Community Engagement and Communications Plan and input from City staff, AECOM will design advertising and project notices to inform people of planned activities in each phase of the project. AECOM will produce one draft and one final version of each notice. Once the City approves the notices, AECOM can mail the notifications and the City will post the prepared advertisements in the local newspaper, as required.

Provide Technical Content for Print and Broadcast Media Materials

Our team will provide technical content and assist City staff with print or broadcast media. We have the experience and know-how to develop engaging, easy to read and AODA compliant news articles, notices, brochures, public service announcements, video productions and fact sheets. In addition, we can provide examples used by other municipalities during similar stormwater initiatives.

2.3 Quality Control

AECOM's formal Quality Control Policy requires that we:

“...continually strive for zero defects by eliminating errors and omissions from all aspects of our work related to project management, engineering, and construction administration services, while maintaining quality, safety, profitability and at the same time, satisfying the expectations of our customers.”

Our Quality Management System is ISO 9001:2008 certified which further enhances our corporate commitment to provide the best possible service and products to our clients. Quality on any project is the result of the combined contributions of numerous individuals, not just of one person. A quality product is formed from a carefully executed sequence of events, which are given proper levels of oversight at the appropriate time in the development of the project.

3. Project Schedule

We have developed a project schedule with anticipated Council contract approval on September 11, 2017. The following proposed project schedule recognizes critical deliverables and meetings and the City's desired timeline. The timeline considers major holidays (i.e. Christmas) when City staff may not be available. The schedule allows for staff review of deliverables.

- September 19, 2017: Project initiation meeting
- September 26, 2017: Asset inventory complete
- October 3, 2017: Proposed Community engagement plan submitted
- October 10, 2017: Stormwater management program assessment
- October 22, 2017: Benchmark program and summary memo
- early November: Public Information Centre #1
- November 18, 2017: Recommended level of service and interim report 1
- end of November 2017: Interim report 1 review meeting:
- November 25, 2017: Review funding options
- early Dec 2017: Education session with Senior Management Team, Mayor and Council members
- December 9, 2017: Select preferred funding option and interim report 2
- mid December, 2017: Interim report 2 review meeting
- early January, 2018: Public Information Centre #2
- January 17, 2018: Evaluation of financing structures
- January 25, 2018: Implementation strategy
- February 8, 2018: Implementation plan
- February 19, 2018: Draft report
- March 5, 2018: Draft report review meeting
- mid March, 2018: Presentation to Council (date to be confirmed based on Council schedule)
- mid March 2018: Final report (approximately one week after Council presentation)
- end of March 2018: Final report review meeting

Throughout the life of the project, our project manager will track the project schedule, along with deliverables and budget and provide regular updates to the City (minimum monthly and more frequently if issues arise).

4. Fee Schedule

Our fee for undertaking the Financing Study for the City is \$79,776, excluding HST. A completed Time Task Breakdown is shown below along with the breakdown of hourly rates for all personnel on our Project Team.

Time Task Breakdown City of Sault Ste. Marie															
Project Team Labor Effort (hrs)															
AECOM															
Subs															
Activity Description		Project Director	Project Manager	Tech Advisor	Deputy Project Manager	Community Engagement		AECOM	D. Stone		CHI	Total	Labor	Expenses	Total
		R. Talviie	P. Warburton	N. Hill	M. McAuley	A. Fiske	Design / Comms Support	Support	D. Stone	Technician	M. Gregory	Effort	Cost		Cost
Hourly Rate		\$ 175.00	\$ 148.29	\$ 170.44	\$ 127.32	\$ 226.80	\$ 80.00	\$ 80.00	\$ 103.00	\$ 50.40	\$ 160.00				
1.0	Asset inventory		1	2	3			12		0		18.0	\$1,831	\$100	\$1,931
2.0	Assess existing program	1	1	8	2	1		18	2			33.0	\$3,814		\$3,814
3.0	Benchmark existing program & summary memo	1	2	8	4			26	1			42.0	\$4,527		\$4,527
4.0	Alternative SW programs & interim report	1	8	4	2			20	2			37.0	\$4,104		\$4,104
5.0	Review funding options	1	8		2	1		8	2	4	2	28.0	\$3,210		\$3,210
6.0	Recommended funding option & interim report	1	8		4			8	2		2	25.0	\$3,037		\$3,037
7.0	Evaluate financing structures	1	4	2	2			8	8	8	8	39.0	\$4,170		\$4,170
8.0	Implementation strategy	1	4		8	2		4	8		2	29.0	\$3,704		\$3,704
9.0	Implementation plan, schedule and rate structure	1	4		24	1		16	4		2	52.0	\$6,063		\$6,063
10.0	Draft and final report	4	16		12	2	6	30	4		8	82.0	\$9,626		\$9,626
11.0	Meetings	16	24	2	24	8	8	2	8		8	100.0	\$14,474	\$1,500	\$15,974
12.0	Community engagement	24	8		24	8	60	24			4	152.0	\$17,616	\$2,000	\$19,616
Total Hours		52	88	24	111	23	74	176	41	12	36	637	\$ 76,176	\$ 3,600	\$ 79,776

Not included in the cost estimate above are a number of optional innovative and value-added services that we can offer to the City as an addition to our work plan. These options are outlined below.

- **Project Kickoff Workshop:** As a value-added service, we can expand the agenda for the project kickoff meeting to include a full-day working session to help set the framework for this study among a targeted group representing staff from the City's various departments. We have conducted a kickoff workshop in our Kitchener, Waterloo, Stratford, Hamilton, Mississauga, and Markham studies. The workshop serves as an important first step for all project team members to develop a clear understanding of stormwater funding mechanisms and to appreciate the diverse and unique stormwater management needs and issues in Sault Ste. Marie. The cost of this workshop would be \$4,000.
- **Focus Groups:** For the Kitchener-Waterloo feasibility study, our team sought additional public feedback on stormwater financing using a focus group approach, where participants were randomly recruited from specific target populations (i.e., residential, non-residential, and tax exempt property owners from specific geographies). This provided more valuable feedback than a market survey, since it identified qualitative trends in the broader population (and in a statistically valid and unbiased manner). As a provisional item, our team is available to conduct similar focus group sessions, which includes the preparation of meeting agendas, presentation materials (i.e., presentation slides and notebooks for participants), as well as meeting summary reports. The typical cost is approximately \$5,000 per session.
- **Market Survey:** AECOM will leverage best-practices and technology to develop a responsive and effective online survey. First, AECOM will work with the City to outline a capture plan that defines goals and objectives regarding audience participation and confirms the information we will capture online. Once the questions have been identified, AECOM will work with the City to confirm the tactics best suited to communicate the online survey. The cost of this survey (with results analysis) would be \$2,500.
- **Stormwater Advisory Committee (SAC) Meetings:** The establishment of a Stormwater Advisory Committee (SAC) can be an important component of the Stormwater Financing Study. This committee would provide a forum for interested key stakeholders to discuss opportunities, concerns, needs, issues and risks related to the project. The cost of these meetings would be \$3,000 each.



AECOM

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705 942 3642 fax

September 1, 2017

The Corporation of the City of Sault Ste. Marie
Engineering Division
99 Foster Drive – 5th Floor
Sault Ste. Marie, ON P6A 5X6

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

Re: Stormwater Financing Study Proposal
Request for Additional Information

Dear Ms. Taddo:

As requested, AECOM Canada Ltd. (AECOM) is providing additional information to support the submission of our proposal to supply professional services for the City of Sault Ste. Marie's Stormwater Financing Study 2017. More specifically the City requested that we determine our fee for establishing the proposed stormwater rates under the preferred option for varying levels of service.

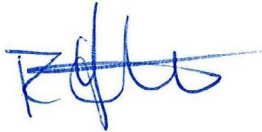
In providing a cost estimate at this time (i.e. before a preferred funding option and rate structure are chosen), we will assume that the required input data is available or "typical" values will be used (e.g. number of properties/ unit counts by land use type, average imperviousness by land use type, total and average assessed value). Measuring imperviousness for all properties or a statistically significant number of properties has not been included in our cost estimate.

The cost estimate for calculating the proposed stormwater rates under the preferred option for varying levels of service is \$3,919. With the addition of this task, the revised total cost estimate is \$83,695. A copy of our revised fee schedule, including the additional task of calculating the rates (see Task 7b) if provided below.

Time Task Breakdown City of Sault Ste. Marie																
Project Team Labor Effort (hrs)																
AECOM																
Subs																
D. Stone																
CHI																
Total																
Labor																
Expenses																
Total																
Activity Description																
R. Talvite																
P. Warburton																
N. Hill																
M. McAuley																
A. Fiske																
Design / Comms Support																
Support																
D. Stone																
Technician																
M. Gregory																
Effort																
Cost																
Cost																
Hourly Rate																
1.0	Asset inventory	1	2	3			12					18.0	\$1,831	\$100	\$1,931	
2.0	Assess existing program	1	1	8	2	1		18	2	0		33.0	\$3,814		\$3,814	
3.0	Benchmark existing program & summary memo	1	2	8	4			26	1			42.0	\$4,527		\$4,527	
4.0	Alternative SW programs & interim report	1	8	4	2			20	2			37.0	\$4,104		\$4,104	
5.0	Review funding options	1	8		2	1		8	2	4	2	28.0	\$3,210		\$3,210	
6.0	Recommended funding option & interim report	1	8		4			8	2		2	25.0	\$3,037		\$3,037	
7.0	Evaluate financing structures	1	4		2			8	8	8	8	39.0	\$4,170		\$4,170	
7b	Determine rate for preferred option under different LoS	1	2		12			16			4	35.0	\$3,919		\$3,919	
8.0	Implementation strategy	1	4		8	2		4	8		2	29.0	\$3,704		\$3,704	
9.0	Implementation plan, schedule and rate structure	1	4		24	1		16	4		2	52.0	\$6,063		\$6,063	
10.0	Draft and final report	4	16		12	2	6	30	4		8	82.0	\$9,626		\$9,626	
11.0	Meetings	16	24	2	24	8	8	2		8		8	100.0	\$14,474	\$1,500	\$15,974
12.0	Community engagement	24	8		24	8	60	24			4	152.0	\$17,616	\$2,000	\$19,616	
Total Hours		53	90	24	123	23	74	192	41	12	40	672	\$ 80,095	\$ 3,600	\$ 83,695	

If you have any questions or require additional clarification, please contact our Project Director Rick Talvitie, P.Eng., at 705-942-2612 or Rick.Talvitie@aecom.com, or our Project Manager, Pippy Warburton, P.Eng., at 519-650-8629 or Pippy.Warburton@aecom.com. We are very interested in carrying out this assignment and currently available and ready to commence work immediately upon project award.

Yours very truly,
AECOM Canada Ltd.

A handwritten signature in blue ink, appearing to read 'Rick Talvitie', with a stylized flourish at the end.

Rick Talvitie, P. Eng.
Manager, Northern Ontario

A handwritten signature in blue ink, appearing to read 'Chris Redmond', with a stylized flourish at the end.

Chris Redmond, P. Eng.
Senior Vice President

Maahs, Nancy

To: Talvitie, Rick
Subject: RE: AECOM Stormwater Financing Study Fee Schedule - Request for Information

From: Talvitie, Rick
Sent: September 11, 2017 10:07 AM
To: Catherine Taddo
Subject: RE: AECOM Stormwater Financing Study Fee Schedule - Request for Information

Hello Catherine,

Thank you for your further enquiry.

The calculations that you have presented below are correct and accurately reflect the inclusion of the optional tasks.

With respect to schedule, although the optional tasks can likely be accommodated in the original proposed schedule we suggest that the schedule be extended by one month as the Stormwater Advisory Committee meetings will be dependent on Committee member availability.

Let me know if you have any further questions.

Regards,

Rick Talvitie, P. Eng.
Manager, Northern Ontario
rick.talvitie@aecom.com

AECOM
523 Wellington Street East,
Sault Ste. Marie, Ontario Canada P6A 2M4
T 705.942.2612 F 705.942.3642
www.aecom.com

From: Catherine Taddo [<mailto:c.Taddo@cityssm.on.ca>]
Sent: Friday, September 08, 2017 4:25 PM
To: Talvitie, Rick
Subject: AECOM Stormwater Financing Study Fee Schedule - Request for Information

Rick:

Thank you for the additional information provided related to the Stormwater Financing Study 2017. In an attempt to identify an overall suggested fee schedule for the AECOM proposal, can you confirm whether the following summary accurately identifies recommended optional tasks and fees? In addition, please confirm impact, if any, that the optional tasks may have on schedule.

Proposed Stormwater Financing Study Fee Schedule - AECOM				
	Description	Fee	Optional Items	Total
	Optional: Project kickoff workshop		\$ 4,000.00	
1.0	Asset Inventory	\$ 1,931.00		
2.0	Assess existing program	\$ 3,814.00		
3.0	Benchmark existing program & summary memo	\$ 4,527.00		
4.0	Alternative stormwater programs and interim report	\$ 4,104.00		
5.0	Review funding options	\$ 3,210.00		
6.0	Recommend funding option and interim report	\$ 3,037.00		
	Optional: Stormwater Advisory Committee Meeting - Interim report		\$ 3,000.00	
7.0	Evaluate financing structures	\$ 4,170.00		
7b	Determine rate for preferred option under different LOS	\$ 3,919.00		
	Optional: Stormwater Advisory Committee Meeting - Interim report		\$ 3,000.00	
8.0	Develop Implementation Strategy	\$ 3,704.00		
9.0	Implementation plan, schedule and rate structure	\$ 6,063.00		
10.0	Draft and Final report	\$ 9,626.00		
	Optional: Stormwater Advisory Committee Meeting - Draft Report		\$ 3,000.00	
	Optional: Stormwater Advisory Committee Meeting - Final Report		\$ 3,000.00	
11.0	Meetings	\$ 15,974.00		
12.0	Community Engagement	\$ 19,616.00		
	Optional: Market Survey (1)		\$ 2,500.00	
	Optional: Focus Groups (3)		\$ 15,000.00	
	TOTAL including all optional tasks listed below	\$ 83,695.00	\$ 33,500.00	\$ 117,195.00
	Optional Items Included	Costs	Unit	Number
	Focus Groups	\$ 5,000.00	per session	3 proposed

	Project kickoff workshop	\$ 4,000.00	one	1 proposed
	Market survey	\$ 2,500.00	one	1 proposed
	Stormwater Advisory Committee Meetings	\$ 3,000.00	per session	4 proposed

Thank you in advance for the additional information.

Sincerely,



Catherine Taddo, P. Eng.
Land Development and Environmental Engineer
Engineering Division
Public Works and Engineering Services
City of Sault Ste. Marie
t. 705.759.5380
f. 705.541.7165
c.taddo@cityssm.on.ca

99 Foster Drive, Sault Ste. Marie, ON P6A 5X6
saultstemarie.ca



THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2017-199

PROPERTY: (PR3.2) A by-law to declare the City owned property described as part PIN 31578-0251 being a 7.011m² portion of James Street abutting civic 68 James Street, as surplus to the City's needs and to authorize the disposition of the said property to the owner of 68 James Street.

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. **SCHEDULE "A"**

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

4. **EFFECTIVE DATE**

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

PASSED in open Council this 10th day of October, 2017.

MAYOR - CHRISTIAN PROVENZANO

CITY CLERK - MALCOLM WHITE

SCHEDULE "A" TO BY-LAW 2017-199

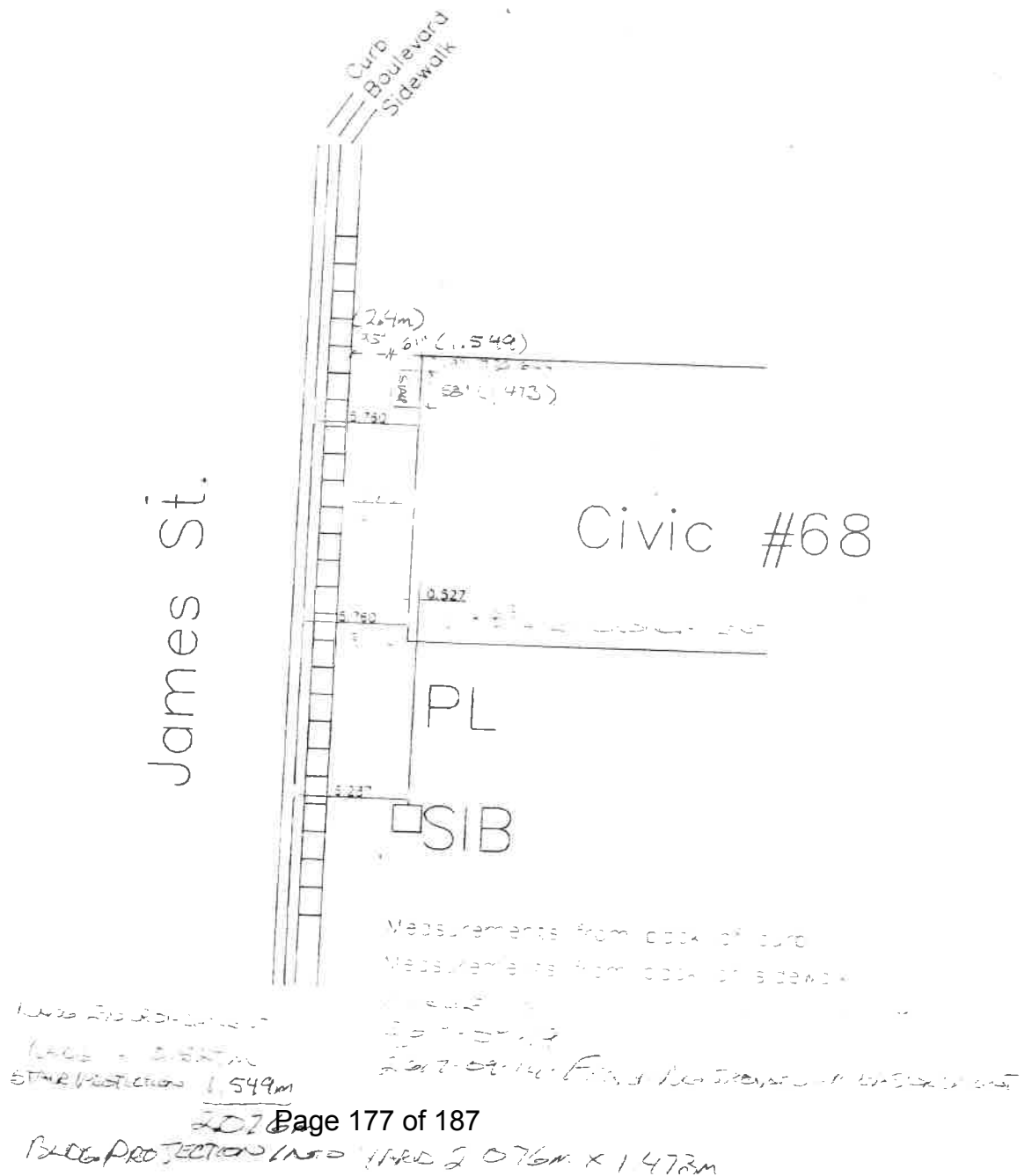
PURCHASER: STEVEN RYAN BURNS

ADDRESS: PART OF JAMES STREET ABUTTING 68 JAMES STREET

LEGAL DESCRIPTION: PART PIN 31578-0251 (LT) PT JAMES ST TOWN PLOT OF ST. MARY'S BTN SUPERIOR ST AKA QUEEN ST W TOWN PLOT OF ST. MARY'S & 1R10515; SAULT STE. MARIE

CONSIDERATION: \$1.00

ALL COSTS TO BE THE RESPONSIBILITY OF THE PURCHASER.



THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2017-201

AGREEMENT: (PR1.89(3)) A by-law to authorize the execution of the Access Agreement between the City and Ann Marie Campana to permit the City access to the Campana property being civic 426 Bruce Street, Sault Ste. Marie, in order to complete certain drainage improvements and storm water management works pursuant to the Revised McNabb Street to Pim Street Drainage Improvements.

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 Access Agreement dated October 10, 2017 between the City and Ann Marie Campana, a copy of which is attached as Schedule "A" hereto. This Agreement is to allow access to the Campana property being civic 426 Bruce Street, Sault Ste. Marie, in order to complete certain drainage improvements and storm water management works pursuant to the Revised McNabb Street to Pim Street Drainage Improvements.

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 10th day of October, 2017.

MAYOR - CHRISTIAN PROVENZANO

CITY CLERK - MALCOLM WHITE

da LEGAL\STAFF\COUNCIL\BY-LAWS\2017\2017-201 PROJECT - MCNABB GLADSTONE - CAMPANA EXECUTION AGREEMENT.DOC

SCHEDULE "A"

THIS **ACCESS AGREEMENT** made this 10th day of October, 2017.

BETWEEN:

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

(the "City")

OF THE FIRST PART

AND

ANN MARIE CAMPANA

(the "Owner")

OF THE SECOND PART

WHEREAS the Owner is the registered owner of property described as PIN 31546-0028 (LT) LT 1-8 PL 20169 ST. MARY'S; LANE PL 20169 ST. MARY'S CLOSED BY T140986; SAULT STE. MARIE (426 Bruce Street) (the "Lands");

AND WHEREAS the City shall be completing certain drainage improvements and storm water management works on a portion of properties from McNabb Street to Gladstone Avenue (the "Project"), which Project includes the installation and perpetual maintenance of a new storm sewer;

AND WHEREAS a portion of the proposed storm sewer shall utilize the Lands, at the location marked on the Tulloch Engineering drawing attached as Schedule "A" to this Agreement, specifically a 0.116 hectare area at the southwest corner of the aforesaid Lands;

AND WHEREAS the Owner is prepared to grant perpetual access to the City for the Project on the Lands, subject to the terms and conditions set forth herein;

NOW THEREFORE in consideration of the rents, covenants and agreements herein contained and hereby assumed, the parties for themselves and their respective successors and assigns do hereby covenant and agree with one another as follows:

1. The Owner hereby grants the City, its directors, officers, employees, consultants, contractors, subcontractors, agents or other persons for which it is responsible in law or any of them and its or their vehicles, supplies and equipment permission to enter onto the Lands for the Project and purposes ancillary thereto commencing upon the execution of this Agreement, such permission to be free, uninterrupted and unobstructed.
2. The City shall, at its sole cost, liability and expense assume full responsibility for any and all matters related to the Project on the Lands.
3. At the conclusion of any work associated with the Project for which the City or its directors, officers, employees, consultants, contractors, subcontractors, agents or other persons or its or their vehicles, supplies or equipment required access to the Lands as provided for in this

Agreement, the City shall promptly return the Lands to a condition which is at least as good as on the date access commenced at the City's sole liability and expense.

4. The City agrees to indemnify the Owner from any actions, causes of actions, claims, demands, interest, damages, expenses, liens, losses, costs, charges and other proceedings made or brought against or suffered by or imposed upon the Owner or their respective property in respect of any loss or damage to property, personal injury or death or any other losses of any nature or other relief to any person or property directly or indirectly arising out of or resulting from or sustained by reason of any act, error, default, failure, fault, neglect, negligence, omission or wrong doing of the City, its directors, officers, employees, consultants, contractors, subcontractors, agents or other persons for which it is responsible in law or any of them including but not limited to the Project on the Lands and any matters related directly or indirectly to this Agreement.
5. The parties shall not assign this Agreement or any of the rights conferred thereby, without the prior written consent of the other party, which shall not be unreasonably withheld.
6. The City agrees that it does not have any right to use the Lands except in accordance with the terms and conditions of this Agreement, and the City accepts this Agreement subject to the limitations contained herein.
7. The City shall be responsible for the payment of all reasonable costs and expenses related directly and indirectly with the appraisal, Reference Plan, and the registration of the Reference Plan and this Agreement on title to the Lands, including but not limited to survey costs, legal fees and registration disbursements.
8. The Owner hereby acknowledges and agrees not to build, erect, or place any item, installation or structure on the Lands and the parties hereto acknowledge and agree that should the City require any of the Owner's structures to be relocated as a result of the Project, the City shall reimburse the costs associated with having this work completed.
9. The Owner shall have the right to fully use and enjoy the Subject Property always to and so as not to interfere with the right of access hereby granted to the City, and, subject to the terms contained herein, the Owner, its servants, agents, contractors and invitees may enter upon the Lands at any time.
10. The Owner shall be responsible for any damages to the Lands, including any installation related to the Project, caused directly or indirectly by the acts or omissions of the Owner or persons acting under the authority of the Owner.
11. The City shall not undertake any construction, improvements, enhancements, or changes to the Lands that are beyond the scope of the construction contemplated by the Project without first obtaining the consent of the Owner.
12. All such work under this Agreement shall be in accordance with all legislation, regulations, by-laws and rules and any necessary permits or approvals required shall be the sole responsibility of the City.

13. The Owner, for themselves, their successors and assigns, covenant with the City, its successors and assigns, to keep the Lands free and clear of any trees, buildings, structures or obstructions; not to deposit on or remove any fill from the Lands without first obtaining the prior consent of the City; not to do or suffer to be done any other thing which might injure or damage the said storm sewer system of the City and not to cover over or otherwise interfere with any catchbasin, manhole or other appliance that is level with or about the surface of the Lands.
14. This Agreement constitutes the entire agreement of the parties and supersedes all prior representations, proposals, discussions and communications, whether oral or in writing. This Agreement may be modified only by written instrument signed by both parties and registered on title in accordance with Section 18 of this Agreement.
15. The provisions of this Agreement shall be binding upon, and enure to the benefit of the parties and their respective successors and (where applicable) permitted assigns.
16. This Agreement shall be exclusively governed by, and construed in accordance with, the laws of the Province of Ontario, and the federal laws of Canada applicable therein.
17. The Owner consents to the registration of this Agreement and any future mutually agreed upon amendments thereto on title to PIN 31546-0028 at the City's sole expense.

IN WITNESS WHEREOF the parties hereto have signed this Agreement this ____ day of October, 2017.

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

MAYOR – CHRISTIAN PROVENZANO

CITY CLERK – MALCOLM WHITE

We have the authority to bind the corporation.

OWNER – ANN MARIE CAMPANA

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO 2017-193

LANE CLOSING: (MAP 8) A by-law to stop up, close and authorize the conveyance of a portion of Cameron Lane in the Cameron Subdivision, Plan 310.

WHEREAS the lane more particularly hereinafter described was established as a public lane and assumed for public use by By-law 2017-192;

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 Cameron Lane described as PT PIN 31541-0279 (LT) PT 20 FT LANE PL 310 ST. MARY'S AKA CAMERON LANE S OF HERRICK ST; SAULT STE MARIE, in the Cameron Subdivision, Plan 310, 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.

3. **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.

4. **EASEMENTS TO BE RETAINED**

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

5. **EFFECTIVE DATE**

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

READ the **FIRST** and **SECOND** time in open Council this 10th day of October, 2017.

MAYOR - CHRISTIAN PROVENZANO

CITY CLERK - MALCOLM WHITE

mw \\citydata\LegalDept\Legal\Staff\COUNCIL\BY-LAWS\2017\2017-193 - Cameron Lane
Closing and Sale.doc

THIS DRAWING DOES NOT FORM PART OF THE BY-LAW. IT IS FOR INFORMATION PURPOSES ONLY.



THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO 2017-195

LANE CLOSING: (MAP 55) A by-law to stop up, close and authorize the conveyance of a portion of a lane in the Harris and Buckley Subdivision, Plan M30.

WHEREAS the lane more particularly hereinafter described was established as a public lane and assumed for public use by By-law 2017-194;

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 PT PIN 31590-0266 (LT) PCL 17 SEC AWS; 12 FT LANE PL M30 KORAH BTN LT 208 AND LT A AND LT 113 TO PT LT 118; SAULT STE. MARIE, in the Harris and Buckley Subdivision, Plan M30, 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.

READ the **FIRST** and **SECOND** time in open Council this 10th day of October, 2017.

MAYOR - CHRISTIAN PROVENZANO

CITY CLERK - MALCOLM WHITE

mw \\citydata\LegalDept\Legal\Staff\COUNCIL\BY-LAWS\2017\2017-195 - Harris & Buckley lane closing & sale (281 Sixth Ave).doc

THIS DRAWING DOES NOT FORM PART OF THE BY-LAW. IT IS FOR INFORMATION PURPOSES ONLY.



SUBJECT PROPERTY