

## **MINUTES**

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

**2003 02 24**

**5:00 P.M.**

### **COUNCIL CHAMBERS**

**PRESENT:** Councillors D. Jones, P. Vaudry, J. Caicco, P. Mick, L. Turco, J. Curran, B. Hayes, F. Manzo, N. DelBianco, D. Oraziotti, B. Irwin, D. Amaroso

**OFFICIALS:** D. Irving, L. Bottos, J. Elliott, B. Freiburger, C. Belsito, D. McConnell, M. Kukoraitis, N. Apostle

**ABSENT:** Mayor J. Rowswell

1. **ADOPTION OF MINUTES**

Moved by Councillor B. Irwin

Seconded by Councillor D. Amaroso

Resolved that the Minutes of the Regular Council Meeting of 2003 02 10 be approved. CARRIED.

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

3. **PASSING OF ACCOUNTS**

Moved by Councillor B. Irwin

Seconded by Councillor D. Jones

Resolved that the accounts of 2003 02 07 in the amount of \$1,483,343.98 and payrolls properly certified be passed and paid and the payrolls of the periods 2003 01 19 to 2003 02 01 in amounts of Hourly \$1,402,819.05 and Salaried \$350,504.57 as certified and paid be confirmed. CARRIED.

Councillor L. Turco declared a pecuniary interest - spouse employed by Police Service.

Mayor J. Rowswell declared a pecuniary interest - R. F. Contracting is a client of Engineering firm.

3. Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that the accounts of 2003 02 14 in the amount of \$1,912,821.11 be passed and paid. CARRIED.

Councillor L. Turco declared a pecuniary interest - spouse employed by Police Service.

Councillor B. Irwin declared a pecuniary interest - employed by Sault Area Hospital.

4. **DELEGATIONS/PROCLAMATIONS**

- (a) Eric Barton, Chair, Sault Ste. Marie District Council for Easter Seals was in attendance concerning Proclamation - Easter Seals Month.
- (b) Ants Lubek, Chairman of Estonian Association was in attendance concerning Proclamation - Estonian Independence Day.
- (c) Dan Lewis, President, Sault Ste. Marie and District Labour Council was in attendance concerning Proclamation - International Repetitive Strain Injury Awareness Day.
- (d) Brian Myers, on behalf of the Big Brothers Association was in attendance concerning Proclamation - Big Brother's Week.
- (e) Angie Woodcock, Branch Manager, Sault Ste. Marie and District Canadian Red Cross was in attendance concerning Proclamation - Red Cross Month.
- (f) Anita Daher, Protocol Specialist; Susan Milne, Winter Cities Protocol Committee; and Patti Jennings, Chair, Winter Cities Forum 2003 and Marg MacDonald were in attendance concerning agenda item 5.(a).
- (g) Terry Greco and Brian Curran were in attendance concerning agenda item 5.(w).
- (h) John Febbraro was in attendance concerning agenda item 5.(x).
- (i) Reijo and Anja Boman were in attendance concerning agenda item 6.(6)(a).
- (j) Richard Taylor was in attendance concerning agenda item 6.(6)(b).
- (k) The resident of 1040 Queen Street East was in attendance concerning agenda item 7.(a).

## **PART ONE - CONSENT AGENDA**

### **5. COMMUNICATIONS AND ROUTINE REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**

Moved by Councillor J. Curran

Seconded by Councillor D. Amaroso

Resolved that all the items listed under date 2003 02 24 - Part One - Consent Agenda, save and except 5.(g) [Officially Read Not Dealt With - No Mover/Seconder], be approved as recommended. CARRIED.

- (a) The Sault Ste. Marie Winter Cities Protocol developed at the recent Winter Cities Forum 2003 was received by Council.

Moved by Councillor D. Jones

Seconded by Councillor L. Turco

Resolved that City Council thanks the Winter Cities Forum 2003 Delegates and Winter Cities Protocol Committee for its presentation of the Winter Cities Protocol document identifying fifteen points to "Living in Balance"; and Further be it resolved that the Council of the City of Sault Ste. Marie supports and endorses the document entitled "Sault Ste. Marie Winter Cities Protocol (Winter Cities Forum 2003)". CARRIED.

- (b) The letter from the Minister of Transport in response to a Council resolution concerning a new truck route from Highway 17 to the International Bridge was received by Council.
- (c) The letter from the Sault Ste. Marie Airport Manager requesting an exemption to the Noise By-law for a 2<sup>nd</sup> snow machine drag racing event at the Runway Park Fairground on March 8<sup>th</sup> and 9<sup>th</sup>, 2003 was accepted by Council. The relevant by-law 2003-41 is listed under item 10 of the Minutes.
- (d) The letter from the Minister of Natural Resources in response to a Council resolution concerning the Domtar Sault Ste. Marie mill operations was received by Council.
- (e) The letter from participants of the Canadian Fire Fighter Everest Expedition 2003 requesting financial support from the municipality was received by Council.
- (f) Correspondence from the Town of Northeastern Manitoulin (concerning water levels in Lakes Huron and Michigan was accepted by Council.

5. (g) **Travel to the City of Regina for the Municipal Leaders' Forum on Implementing Kyoto**

Correspondence from Mayor Rowsell and the City of Regina was received by Council.

Moved by Councillor B. Irwin

Seconded by Councillor D. Amaroso

Resolved that Mayor John Rowsell be authorized to travel to the Municipal Leaders' Forum on Implementing Kyoto being held in Regina, Saskatchewan from April 27 to 29, 2003 at an estimated cost of \$2,500.00. OFFICIAL READ NOT DEALT WITH. NO MOVER/SECONDER, COURTESY MOVER/SECONDER REMOVED NAMES FROM THE RESOLUTION.

(h) **Board/Committee Appointments**

Moved by Councillor B. Irwin

Seconded by Councillor D. Jones

Resolved that citizen Bob Denham be appointed to the Ontarians With Disabilities Accessibility Advisory Committee for the period February 24, 2003 to December 31, 2003. CARRIED.

Moved by Councillor J. Curran

Seconded by Councillor D. Amaroso

Resolved that the Manager of Long Range Planning (Joe Snizek) be appointed to the Sault Ste. Marie Region Conservation Authority from February 24, 2003 to December 31, 2003. CARRIED.

Moved by Councillor B. Irwin

Seconded by Councillor D. Jones

Resolved that citizens Mike Ivic and Kim Zettler be appointed to the Sault Ste. Marie Walk of Fame Selection Committee from February 24, 2003 to December 31, 2003. CARRIED.

(i) **Staff Travel Requests**

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

Moved by Councillor J. Curran

Seconded by Councillor D. Jones

Resolved that the staff travel requests contained in the report of the Chief Administrative Officer dated 2003 02 24 be approved as requested. CARRIED.

(j) **Tender for Reroofing the Summer Kitchen at the Ermatinger/Clergue National Historic Site**

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

5. (j) Moved by Councillor B. Irwin  
Seconded by Councillor D. Amaroso  
Resolved that the report of the Manager of Purchasing dated February 24, 2003 be endorsed and that the tender for Reroofing the Summer Kitchen at the Ermatinger/Clergue National Historic Site, required by the Community Services Department, be awarded as recommended. CARRIED.

(k) **2002 Honoraria and Expenses - Mayor and Council and Board and Commission Members**

The reports of the Director of Financial Services and Commissioner of Finance and Treasurer were accepted by Council.

Moved by Councillor B. Irwin  
Seconded by Councillor D. Jones

Resolved that the reports of the Director of Financial Services and Commissioner of Finance and Treasurer dated 2003 02 24 concerning 2002 Honoraria and Expenses (Mayor, Council, Board and Commission Members) be accepted as information. CARRIED.

(l) **Physician Recruitment Committee**

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

Moved by Councillor J. Curran  
Seconded by Councillor D. Amaroso

Resolved that the report of the Commissioner of Finance and Treasurer dated 2003 02 24 concerning an update on the proposed budget and financing of the Physician Recruitment Program be accepted as information. CARRIED.

(m) **Proposed Debenture Issue**

The reports of the Commissioner of Finance and Treasurer were accepted by Council.

Moved by Councillor B. Irwin  
Seconded by Councillor D. Amaroso

Resolved that the reports of the Commissioner of Finance and Treasurer dated 2003 02 24 concerning the marketing of a \$9.8 million bond issue for the F. J. Davey Home by the City's Fiscal Agent be approved. CARRIED.

(n) **Request for Financial Assistance for National/International Sports Competition**

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

5. (n) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that the report of the Assistant Manager, Recreation and Culture dated 2003 02 24 concerning Requests for Financial Assistance for National/International Sports Competitions be accepted and the recommendation to provide each applicant with a \$200.00 grant be approved. CARRIED.

(o) **2003/04 Connecting Link Program**

The report of the Commissioner of Engineering and Planning was accepted by Council.

Moved by Councillor J. Curran  
Seconded by Councillor D. Amaroso

Resolved that the report of the Commissioner of Engineering and Planning dated 2003 02 24 concerning 2003/04 Connecting Link Program be accepted and the recommendation that Council request that MTO reconsider the proposed 2003/04 Connecting Link Program and that the Minister of Transportation assist in resolving the City's request for approval of Second Line from Moody to Wellington Street West as the priority for the 2003/04 Connecting Link Program be approved. CARRIED.

(p) **Ontario Municipal Board Hearing - King Street Local Improvement - By-law 2002-142**

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

Moved by Councillor B. Irwin  
Seconded by Councillor D. Amaroso

Resolved that the report of the Assistant City Solicitor dated 2003 02 24 concerning OMB Hearing - King Street Local Improvement By-law 2002-142 be accepted as information. CARRIED.

(q) **Proposed Sale to Itcan (Sault) Holdings Inc. of a Closed Portion of St. Thomas Street**

The reports of the City Solicitor were accepted by Council. The relevant by-laws 2002-42, 2003-43 and 2003-44 are listed under item 10 of the Minutes.

Moved by Councillor J. Curran  
Seconded by Councillor D. Jones

Resolved that reports of the City Solicitor dated 2003 02 24 be accepted and that in addition to the property authorized to be conveyed pursuant to By-law 2003 - 42, that the City be authorized to convey to Itcan (Sault) Holdings Inc. the west half of Lots 18 and 33 on Plan 958, if requested to do so by Itcan, price to be determined on the same square footage basis as the property being conveyed pursuant to By-law 2003-42 and to extend the closing and conveyance of that

5. (q) portion of St. Thomas Street by another 12 feet if required pursuant to By-law 2003-44. CARRIED.

(r) **City Acquisition from Petro-Canada of a Portion of Property at the Northwest Corner of Great Northern Road and Second Line**

The report of the City Solicitor was accepted by Council. The relevant by-law 2003-38 is listed under item 10 of the Minutes.

(s) **Updating Noise Control By-law 80-200**

The report of the City Solicitor was accepted by Council. The relevant by-law 2003-35 is listed under item 10 of the Minutes.

(t) **Capital Equipment Purchase - Sweeper Attachment**

The report of the Commissioner of Public Works and Transportation was accepted by Council.

Moved by Councillor B. Irwin

Seconded by Councillor D. Jones

Resolved that the report of the Commissioner of Public Works and Transportation dated 2003 02 13 concerning the Capital Equipment Purchase - Sweeper Attachment be accepted and the recommendation contained therein be approved. CARRIED.

(u) **Cremator Replacement**

The report of the Manager of Cemeteries was accepted by Council.

Moved by Councillor J. Curran

Seconded by Councillor D. Amaroso

Resolved that the report of the Manager of Cemeteries dated 2003 02 24 concerning Cremator Replacement be accepted and the recommendation that staff proceed with tendering for a new Cremator at a revised cost estimate of \$250,000.00 (with funds to come from the Cemetery Reserve Account) and further that MGP Architects be retained for the design of the required building alterations be approved. CARRIED.

(v) **Removal of Driveway Windrows**

The report of the Commissioner of Public Works and Transportation was accepted by Council.

Moved by Councillor J. Curran

Seconded by Councillor D. Jones

Resolved that the report of the Commissioner of Public Works and Transportation dated 2003 02 13 concerning the Removal of Driveway Windrow be accepted as information. CARRIED.

5. (w) **Bill 210, the Electricity, Pricing, Conservation and Supply Act - Effects on PUC Inc. and PUC Distribution Inc. Shareholder**

The report of the VP Finance, PUC Services Inc. was accepted by Council.

Moved by Councillor B. Irwin

Seconded by Councillor D. Amaroso

Whereas Section 142 of The Electricity Act, 1998, required municipalities to convert their existing electricity utilities into corporations incorporated under the Business Corporations Act within two years of its enactment; and

Whereas the Council of the City of Sault Ste. Marie and the City of Sault Ste. Marie Public Utilities Commission established a steering committee to examine and report on the options, opportunities and compliance requirements under Bill 35, The Energy Competition Act; and

Whereas the Council of the City of Sault Ste. Marie determined that a Local Distribution Company (LDC) be incorporated to assume the assets of the City of Sault Ste. Marie Public Utilities Commission's electrical distribution division and deliver electrical services for the community; and

Whereas the Council of the City of Sault Ste. Marie determined that the City of Sault Ste. Marie retain ownership of the assets of the City of Sault Ste. Marie Public Utilities Commission and incorporate a Holding Company and other affiliate corporations under the Ontario Business Corporations Act to operate Sault Ste. Marie's electrical distribution corporation for the benefit of the citizens of Sault Ste. Marie; and

Whereas in 2000 the assets of the City of Sault Ste. Marie Public Utilities Commission electrical distribution division were transferred by the municipality to PUC Distribution Inc.; and

Whereas PUC Distribution Inc. through its rates approved by the Ontario Energy Board is permitted to earn a rate of return on these assets to the benefit of its shareholder, the City of Sault Ste. Marie; and

Whereas on December 9, 2002 Bill 210, the Electricity, Pricing, Conservation and Supply Act, 2002, received third reading and Royal Assent; and

Whereas Bill 210 amends the Electricity Act, 1998, by adding Section 159.1, which permits a municipality that beneficially owns voting securities in a corporation incorporated under Section 142 of The Electricity Act, 1998, to pass a resolution affirming that the corporation should continue to be incorporated as a Business Corporations Act corporation within 90 days of Bill 210 receiving Royal Assent; and

Whereas Bill 210 also provides several consequences of failure to pass the required resolution and submit the necessary certificate certifying the passing of the resolution, which consequences include a prohibition against declaring or paying dividends for the benefit of any person; a prohibition against any kind of disposal of the assets or liabilities of the electricity company; prohibitions against



5. (w) entering into certain contractual arrangements; and an application being deemed to have been made to the Ontario Energy Board for a rate order that incorporates a 0% return on common equity which effectively converts the corporation into a not-for-profit business;

Now therefore be it resolved that the Corporation of the City of Sault Ste. Marie affirms that PUC Distribution Inc. should continue to be incorporated as a Business Corporations Act company as provided in Subsection 142(1) of the Electricity Act, 1998. CARRIED.

(x) **Team Canada Trade Mission to Italy**

The report of the Industrial Marketing Coordinator, Economic Development Corporation was accepted by Council.

Moved by Councillor B. Irwin

Seconded by Councillor D. Amaroso

Resolved that the report of the Industrial Marketing Coordinator, Economic Development Corporation dated 2003 02 19 concerning Team Canada Trade Mission to Italy be accepted and the two recommendations contained therein be approved; and

Further that the Chief Administrative Officer be asked to attend and failing him that Mayor Rowsell be the municipal representative on this Trade Mission. CARRIED.

**Recorded Vote**

For: Councillors D. Jones, P. Vaudry, J. Caicco, P. Mick, J. Curran, B. Hayes, N. DelBianco, D. Oraziotti, B. Irwin, D. Amaroso

Against: Councillors L. Turco, F. Manzo

Absent: Mayor J. Rowsell

**PART TWO - REGULAR AGENDA**

6. **REPORTS OF CITY DEPARTMENTS; BOARDS AND COMMITTEES**

6. (6) **PLANNING**

(a) **Application No. A-4-03-OP - Reijo and Anja Boman - 4144 Queen Street East - Request to Sever Parcel of Land into Two Lots**

The report of the Planning Division was accepted by Council.

6. (6)  
(a) Moved by Councillor B. Irwin  
Seconded by Councillor D. Jones  
Resolved that the report of the Planning Division dated 2003 02 24 concerning Application No. A-4-03-Z - Reijo and Anja Boman be accepted and the recommendation that City Council approve the application be endorsed. (249 Third Line East) CARRIED.

(b) **Application No. A-5-03-Z - Richard Taylor - 249 Third Line East - Request to Allow the Construction of One Single Detached Dwelling**

The report of the Planning Division was accepted by Council.

Moved by Councillor J. Curran  
Seconded by Councillor D. Amaroso  
Resolved that the report of the Planning Division dated 2003 02 24 concerning Application No. A-5-03-Z - Richard Taylor be accepted and the recommendation that City Council approve the application be endorsed. (4144 Queen Street East) CARRIED.

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

- (a) Moved by Councillor F. Manzo  
Seconded by Councillor D. Amaroso  
Whereas many residents across the City are experiencing heavy snow problems at their driveways being plugged up with heavy chunks of hard packed snow and ice when the grader cuts down on the streets and plugs up the driveways; and  
Whereas when the grader wings back the snow banks and also plugs up driveways with OLD SNOW that is also hard packed and is difficult to shovel by hand and difficult for snowblowers to handle; and  
Whereas these residents cannot clean out their driveways by either shovelling due to the hard chunks of hard packed snow and ice; and  
Whereas those residents who have snowblowers cannot remove these hard chunks and ice; and  
Whereas these snowblowers are breaking shear pins and damaging these snowblowers, etc.; and  
Whereas this is hazardous to a person's health, i.e., cardiac arrest or strain as this hard packed snow and ice is frozen and hard to remove by hand;  
Therefore be it resolved that City Council authorize the Commissioner of Public Works and Transportation to have a payloador follow the graders when they are cutting off hard packed snow and ice off the streets and also when winging back snow banks of OLD SNOW and to clean these plugged driveways; and

7. (a) Further be it resolved that City Council prepare some additional funding in the budget as requested by the Commissioner of Public Works and Transportation to cover the costs of the payloader to follow the grader when cutting down hard packed snow and ice and also winging back old snow from the snow banks and plugging up driveways. DEFEATED.

Recorded Vote

For: Councillors L. Turco, F. Manzo, D. Amaroso

Against: Councillors D. Jones, P. Vaudry, J. Caicco, P. Mick, J. Curran, B. Hayes, N. DelBianco, D. Oraziotti, B. Irwin

Absent: Mayor J. Rowsell

(b) Moved by Councillor B. Hayes

Seconded by Councillor B. Irwin

Whereas the Totten Sims Hubicki Waste Management Report was presented to City Council on February 10<sup>th</sup>;

Whereas the recommendations contained within the report have an impact on all residents of Sault Ste. Marie;

Whereas the report will be presented at at least one public information session;

Whereas all residents may not have an opportunity to attend the public information session(s);

Therefore be it resolved that City Council request that City staff post the consultant's report on the City website in such a manner as to enable public feedback through the website on the contents and recommendations contained within the report. CARRIED.

(c) Moved by Councillor N. DelBianco

Seconded by Councillor L. Turco

Whereas there have been several serious accidents over the years at the intersection of Wilson Street and Strand Avenue; and

Whereas there has always been a concern for the speed of traffic on Wilson Street;

Now therefore be it resolved that both the Sault Ste. Marie Police Services and the Department of Public Works and Transportation be requested to comment on improvements or action which might be considered to improve safety at this intersection. CARRIED.

7. (d) Moved by Councillor N. DelBianco  
Seconded by Councillor B. Irwin  
Whereas the Kyoto Accord may have negative or positive impacts for Sault Ste. Marie; and  
Whereas the Federal Budget has been presented and may also have impacts to Sault Ste. Marie;  
Therefore be it resolved that Carmen Provenzano, M.P. Sault Ste. Marie be asked to report to Council with information on these two items. CARRIED.

8. **COMMITTEE OF THE WHOLE FOR THE PURPOSE OF SUCH MATTERS AS ARE REFERRED TO IT BY THE COUNCIL BY RESOLUTION**

9. **ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE**

10. **CONSIDERATION AND PASSING OF BY-LAWS**

- Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that all the by-laws listed under item 10 of the Agenda under date 2003 02 24 be approved. CARRIED.
- (a) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2002-228 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on Gillies Street from Wallace Terrace to Henrietta Avenue under the initiative plan under Section 12 of the Local Improvement Act be read a third time and passed in Open Council this 24<sup>th</sup> day of February, 2003. CARRIED.
- (b) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2002-235 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on North Street from Wellington Street East to Pardee Avenue under the initiative plan under Section 12 of the Local Improvement Act be read a third time and passed in Open Council this 24<sup>th</sup> day of February, 2003. CARRIED.
- (c) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2003-17 being a by-law to authorize the construction of sanitary sewer and private drain connections on Second Line West from Second Avenue to Peoples Road under Section 12 of the Local Improvement Act be read a third time and passed in Open Council this 24<sup>th</sup> day of February, 2003. CARRIED.

10. (d) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2003-35 being a by-law to repeal By-laws 99-4 and 2000-119 be read three times and passed in Open Council this 24<sup>th</sup> day of February, 2003. CARRIED.
- (e) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2003-38 being a by-law to authorize the acquisition of a portion of Petro-Canada property located at the northwest corner of Great Northern Road and Second Line be read three times and passed in Open Council this 24<sup>th</sup> day of February, 2003. CARRIED.
- (f) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2003-39 being a by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various properties and to amend Schedule "A" to By-law 90-305 be read three times and passed in Open Council this 24<sup>th</sup> day of February, 2003. CARRIED.
- (g) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2003-40 being a by-law to appoint by-law enforcement officers to enforce the by-laws of the Corporation of the City of Sault Ste. Marie be read three times and passed in Open Council this 24<sup>th</sup> day of February, 2003. CARRIED.
- (h) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2003-41 being a by-law to amend By-law 80-200 and By-law 4100 dealing with the exemption from the noise control by-laws for snow machine drag racing at the Airport Fairgrounds on March 8<sup>th</sup> and 9<sup>th</sup>, 2003 be read three times and passed in Open Council this 24<sup>th</sup> day of February, 2003. CARRIED.
- (i) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2003-42 being a by-law to authorize the sale of property known municipally as 6 St. Thomas Street and a portion of the St. Thomas Street road allowance be read three times and passed in Open Council this 24<sup>th</sup> day of February, 2003. CARRIED.

10. (j) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2003-43 being a by-law to assume a portion of the St. Thomas road allowance as a public street and assume it for public use be read three times and passed in Open Council this 24<sup>th</sup> day of February, 2003. CARRIED.
- (k) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2003-44 being a by-law to stop up, close and authorize the conveyance of a portion of the St. Thomas Street road allowance be read a first and second time this 24<sup>th</sup> day of February, 2003. CARRIED.
- (l) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2003-45 being a by-law to establish as a street and assume for public use a portion of the Nicholas Avenue road allowance be read three times and passed in Open Council this 24<sup>th</sup> day of February, 2003. CARRIED.
- (m) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2003-46 being a by-law to stop up, close and authorize the conveyance of a portion of the Nicholas Avenue road allowance in the Acciavatti Subdivision, Plan 55366 be read a first and second time in Open Council this 24<sup>th</sup> day of February, 2003. CARRIED.
- (n) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2003-47 being a by-law to amend Sault Ste. Marie Zoning By-law 4500 and 4501 concerning lands located at 249 Third Line East and further be it resolved that By-law 2003-48 being a by-law to designate 249 Third Line East as an area of site plan control be read three times and passed in Open Council this 24<sup>th</sup> day of February, 2003. (Richard Taylor) CARRIED.
- (o) Moved by Councillor J. Curran  
Seconded by Councillor D. Jones  
Resolved that By-law 2003-49 being a by-law to adopt Amendment No. 61 to the Official Plan be read three times and passed in Open Council this 24<sup>th</sup> day of February, 2003. (Reijo and Anja Boman) CARRIED.

11. **QUESTIONS BY, NEW BUSINESS FROM, OR ADDRESSES BY MEMBERS  
OF COUNCIL CONCERNING MATTERS NOT OTHERWISE ON AGENDA**

12. **ADJOURNMENT**

Moved by Councillor B. Irwin

Seconded by Councillor D. Amaroso

Resolved that this Council shall now adjourn. CARRIED.

**"JOHN ROWSWELL"  
MAYOR**

**"DONNA P. IRVING  
CLERK**