

**MINUTES**  
**REGULAR MEETING OF CITY COUNCIL**  
**2011 03 21**  
**4:30 P.M.**  
**COUNCIL CHAMBERS**

**Present:** Acting Mayor M. Bruni, Councillors L. Turco, S. Butland, S. Myers, J. Krmpotich, B. Watkins, R. Niro, P. Christian, F. Fata, P. Mick, F. Manzo

**Officials:** M. White, N. Kenny, N. Apostle, J. Elliott, D. Elliott, S. Hamilton Beach, D. McConnell, B. Davies, L. Whalen, Rhonda Bateman, P. Milosevich

**Absent:** Mayor D. Amaroso (council travel), Councillor T. Sheehan (vacation)

1. **ADOPTION OF MINUTES**

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the Minutes of the Regular Council Meeting of 2011 03 07 be approved. CARRIED

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

3. **APPROVE AGENDA AS PRESENTED**

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the Agenda for the 2011 03 21 City Council meeting as presented be approved. CARRIED

4. **DELEGATIONS/PROCLAMATIONS**

- a) Greg Peres, President, and Martin Pochtaruk, board member, Searchmont Ski Association Inc.; Dan Missere, General Manager, Searchmont Ski Resort; and Dave Murphy, Acting CEO, Sault Ste. Marie Economic Development Corporation were in attendance concerning agenda item 6(8)(a).
- b) Agency Presentations – Police Service, Library, Conservation Authority

**PART ONE – CONSENT AGENDA**

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

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that all the items listed under date 2011 03 21 - Part One - Consent Agenda save and except 5.(r) be approved as recommended.  
CARRIED

- a) Correspondence from the Town of Gore Bay (concerning the Gore Bay Fish Hatchery) was received by Council.
- b) A letter from the Minister of Tourism and Culture concerning designated heritage conservation districts was received by Council.
- c) A letter of request for a temporary street closing was received by Council.
  - 1) St. Mary's River Drive from Delta Hotel to Zellers entrance near 49 St. Mary's River Drive on August 13 (August 14 rain date).

The relevant By-law 2011-53 is listed under Item 10 of the Minutes.

d) **Special Council Meeting – March 28, 2011**

The report of the Deputy City Clerk and Manager of Quality Improvement was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Deputy City Clerk and Manager of Quality Improvement dated 2011 03 21 concerning Special Council Meeting – March 28, 2011 be received as information. CARRIED

e) **2010 Honoraria and Expenses – Mayor, Council, Board and Commission Members**

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

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Commissioner of Finance and Treasurer dated 2011 03 21 concerning 2010 Honoraria and Expenses (Mayor, Council, Board and Commission Members) be accepted as information. CARRIED

f) **Staff Travel**

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

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the Chief Administrative Officer dated 2011 03 21 concerning Staff Travel Requests be approved as requested. CARRIED

g) **Request for Financial Assistance for National/International Sports Competitions**

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

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Manager Recreation and Culture dated 2011 03 21 concerning Request for Financial Assistance for National/International Sports Competitions be accepted and the recommendation to provide a \$400 grant to Team Jacobs (Tim Hortons Brier) be approved. CARRIED

h) **2011 Connecting Link Funding Allocation – Root River Bridges – Great Northern Road North of Fourth Line**

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

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the Director of Engineering Services dated 2011 03 21 concerning 2011 Connecting Link Funding Allocation – Root River Bridges – Great Northern Road North of Fourth Line be accepted; and Further Be It Resolved that a maximum of \$1,237,000 allocated to the City of Sault Ste. Marie by the Province will be used for the specified Connecting Link capital improvements on Hwy. 17, Great Northern Road rehabilitation of the North and South Root River Bridges; and

That a final project summary report detailing expenditures, use of provincial funding, and outcomes achieved shall be attested by the Chief

Administrative Officer and submitted to the Ministry. In addition the Ministry may request an independent audit of the project; and  
That funds intended for this project that are not used in accordance with Ministry Connecting Link guidelines or the terms outlined above will be returned to the Ministry; and  
That funds not expended by March 31, 2013 will be returned to the Province. CARRIED

i) **Sault Ste. Marie East End Wastewater Treatment Plant – Odour Issue Update – Biofilter System Upgrade**

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

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Land Development and Environmental Engineer dated 2011 03 21 concerning Sault Ste. Marie East End Wastewater Treatment Plant – Odour Issue Update – Biofilter System Upgrade be accepted and the recommendation to award design and engineering work for biofilter media replacement to AECOM at a cost of \$850,000 to \$1,020,000 with the amount to be included in the 2011 Sewer Surcharge budget, be approved. CARRIED

j) **Sole Sourcing – Provision of Purge Well Maintenance Program – Municipal Landfill Site**

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

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Land Development and Environmental Engineer dated 2011 03 21 concerning Sole Sourcing – Provision of Purge Well Maintenance Program – Municipal Landfill Site be accepted and the recommendation to award Jim Rennison Well Drilling Ltd. with a budget of \$50,000, be approved. CARRIED

k) **Batchewana First Nation of Ojibways – Sewer Service Agreement**

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

The relevant By-law 2011-45 is listed under Item 10 of the Minutes.

l) **Report Regarding Open Air Burning and Associated Complaints**

The report of the Assistant Chief, Fire Prevention and Public Education was received by Council.

Moved by: Councillor P. Mick  
Seconded by: Councillor L. Turco  
Resolved that the report of the Assistant Chief, Fire Prevention and Public Education dated 2011 03 21 concerning Open Air Burning and Associated Complaints be accepted and the recommendation that

- Additional restrictive guidelines addressing time of year and/or time of day burning be established;
- A set fine of \$150 for any contravention be introduced;
- Enforcement be increased;
- Public education utilizing various media sources be increased

be approved. CARRIED

m) **Taxi By-law 2005-154**

The report of the City Solicitor was received by Council.

The relevant By-law 2011-47 is listed under Item 10 of the Minutes.

n) **Smoking Prohibition**

The report of the City Solicitor was received by Council.

The relevant By-law 2011-48 is listed under Item 10 of the Minutes.

o) **Zoning Application 2010-109 (OP)**

The report of the City Solicitor was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the City Solicitor dated 2011 03 21 concerning Zoning Application 2010-109 (OP) be accepted as information. CARRIED

p) **Lane Closing Application – Original Town Plot of St. Mary’s**

The report of Corporate Counsel was received by Council.

The relevant By-laws 2011-50 and 2011-51 are listed under Item 10 of the Minutes.

q) **Request for an Easement Over Southerly Portion of Linda Road**

The report of Corporate Counsel was received by Council.

The relevant By-law 2011-52 is listed under Item 10 of the Minutes.

r) **Feasibility of a Program To Place a Poppy Emblem on Street Signs that are Named After Veterans**

The report of the Deputy Commissioner, Public Works and Transportation was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the Deputy Commissioner, Public Works and Transportation dated 2011 03 21 concerning Feasibility of a Program To Place a Poppy Emblem on Street Signs Named After Veterans be accepted and the recommendation that a committee comprised of appropriate City staff and a local veteran group be established to identify city streets that can be named after veterans and that a poppy be included on those signs, be approved. DEFERRED

s) **Proposed Improvement Plan Study for the Strathclair Farms Sports Complex**

The report of the Commissioner, Public Works and Transportation Department was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Commissioner, Public Works and Transportation Department dated 2011 03 21 concerning Proposed Improvement Plan Study for the Strathclair Farms Sports Complex be accepted as information, further that the request for \$55,000 to fund the Study be referred to 2011 Budget. CARRIED

**PART TWO – REGULAR AGENDA**

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

(6) **PLANNING**

a) **Application No. A-3-11-Z – Nick Acciavatti & Sons Limited – 822 McNabb Street**

The report of the Planning Division was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Planning Division dated 2011 03 21 concerning Application No. A-3-11-Z – filed by Nick Acciavatti & Sons Limited – 822 McNabb Street be accepted and the Planning Director's recommendation that City Council defer the application to a future date to be determined, at such time public notice will be re-circulated in accordance with City policy and Planning Act requirements, be endorsed. CARRIED

b) **Application No. A-4-11-Z – Sal-Dan Developments Limited – 817 Third Line East**

The report of the Planning Division was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the Planning Division dated 2011 03 21 concerning Application No. A-4-11-Z – filed by Sal-Dan Developments Limited – 817 Third Line East be accepted and the Planning Director's recommendation that City Council defer this application to a future meeting of Council to allow time for:

- 1) Re-circulation of public notice,
  - 2) The applicant to explore opportunities to resolve neighbour concerns,
  - 3) Staff to review draft subdivision approval based on an altered street pattern, parcel fabric, and residential density,
- be endorsed. CARRIED

(8) **BOARDS AND COMMITTEES**

a) **Sault Ste. Marie Economic Development Corporation – Searchmont Ski Association Inc. Request for Renewal of Loan Guarantee**

The report of the Acting CEO, Sault Ste. Marie Economic Development Corporation was received by Council

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Acting CEO, Sault Ste. Marie Economic Development Corporation be accepted and the recommendation that the request from Searchmont Ski Association Inc. for renewal of a \$100,000 loan guarantee (set aside in a City reserve account from the Economic Development Fund in 2008) for an additional three (3) years (expiring December 31, 2013) be approved, conditional on the City being provided with the same security as in the past three years and further conditional on proof of payment of current taxes. CARRIED.

b) **Heritage Discovery Centre Drawing Revisions - Ermatinger•Clerque National Historic Site**

The report of the Chairperson, Historic Sites Board was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the Chairperson, Historic Sites Board dated 2011 03 21 be accepted and that the recommendation to direct C. Tossell to proceed with updates to drawings for the Heritage Discovery Centre project

at a cost of \$39,500 (with funds from the Historic Sites Reserve Trust accounts) be approved. CARRIED

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

- a) Moved by: Councillor S. Myers  
Seconded by: Councillor L. Turco

Whereas the majority of the Sault Area Hospital operations have relocated away from Queen Street with the exception of 68 ALC beds in the former Plummer Hospital site at the foot of Simpson Street; and

Whereas in the past many visitors and staff parked on nearby streets between Kohler and Pine Streets which caused severe traffic challenges and resulted in a variety of parking restrictions on those streets; and

Whereas these restrictions, while needful, also carried some negative impact for residents on those streets whose visitors had no place to park;

Now Therefore Be It Resolved that appropriate staff undertake an immediate review with respect to parking on Kohler and Simpson Streets, Leo, McGregor and Riverview Avenues with the goal of removing signs wherever it is deemed safe and reasonable, recognizing some streets are quite narrow and changes may not be made and report back to Council within one month. 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 B. Watkins  
Seconded by: Councillor L. Turco

Resolved that all by-laws listed under item 10 of the Agenda save and except 2011-47 under date 2011 03 21 be approved. CARRIED

- Moved by: Councillor B. Watkins  
Seconded by: Councillor R. Niro

Resolved that By-law 2011-45 being a by-law to authorize the execution of an agreement between the City and Batchewana First Nation of Ojibways permitting Batchewana First Nation to connect to the sanitary sewer at the end of Anna Street be Passed in open Council this 21<sup>st</sup> day of March, 2011. CARRIED



Moved by: Councillor B. Watkins  
Seconded by: Councillor R. Niro  
Resolved that By-law 2011-46 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 21<sup>st</sup> day of March, 2011. CARRIED

Moved by: Councillor B. Watkins  
Seconded by: Councillor R. Niro  
Resolved that By-law 2011-47 being a by-law to amend Taxi By-law 2005-154 be Passed in open Council this 21<sup>st</sup> day of March, 2011. CARRIED

Councillor Turco declared a pecuniary interest – spouse employed by the Police Services Board.

Resolved that By-law 2011-48 being a by-law to repeal By-law 2011-22 and to amend By-law 2003-7 (a by-law to regulate smoking in public places) be Passed in open Council this 21<sup>st</sup> day of March, 2011. CARRIED

Moved by: Councillor B. Watkins  
Seconded by: Councillor R. Niro  
Resolved that By-law 2011-49 being a by-law to authorize an Amending Agreement between the City and Her Majesty the Queen as represented by the Minister of Infrastructure (Ontario) and the Minister of Agriculture, Food and Rural Affairs for funding for the Algoma Public Health building and the Waterfront Walkway and Hub Trail expansion be Passed in open Council this 21<sup>st</sup> day of March, 2011. CARRIED

Moved by: Councillor B. Watkins  
Seconded by: Councillor R. Niro  
Resolved that By-law 2011-50 being a by-law to assume for public use and establish as a public lane, a lane in the Original Town Plot of St. Mary's be Passed in open Council this 21<sup>st</sup> day of March, 2011. CARRIED

Moved by: Councillor B. Watkins  
Seconded by: Councillor R. Niro  
Resolved that By-law 2011-51 being a by-law to stop up, close and authorize the conveyance of a lane in the Original Town Plot of St. Mary's be read a FIRST and SECOND time this 21<sup>st</sup> day of March, 2011. CARRIED

Moved by: Councillor B. Watkins  
Seconded by: Councillor R. Niro  
Resolved that By-law 2011-52 being a by-law to authorize the execution of an agreement between the City and 2252927 Ontario Inc. on behalf of a corporation to be incorporated for a Grant of Easement over the southerly portion of Linda Road be Passed in open Council this 21<sup>st</sup> day of March, 2011. CARRIED

Moved by: Councillor B. Watkins  
Seconded by: Councillor R. Niro  
Resolved that By-law 2011-53 being a by-law to permit the temporary closing of St. Mary's River Drive from the Delta Waterfront Hotel to Zellers entrance near 49 St. Mary's River Drive to facilitate the Heart & Stroke Walk and Roll be Passed in open Council this 21<sup>st</sup> day of March, 2011. CARRIED

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

12. **ADDENDUM TO THE AGENDA**

13. **ADJOURNMENT**

Moved by Councillor B. Watkins  
Seconded by Councillor L. Turco  
Resolved that this Council shall now adjourn.

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**MAYOR**

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**CLERK**